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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., TUESDAY, APRIL 7, 1931 No. 32

SENATE

TUESDAY, April 7, 1931.

The Senate met at 12 o'clock noon.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Our Most Merciful Lord, we thank Thee that Thou dost hold us in Thy remembrance, that Thou dost hold the entire human race in such remembrance. We thank Thee for the return of the spring time, with its refreshing showers giving promise of the rich harvest that is to follow: We pray that our spirits, too, may be refreshed; and that Thou mayest give us grace so that our lives may result in fruitful harvest under Thy protection and provident care.

We ask that Thy blessing may be with us as we meet here today, and that all things may be transacted according to Thy will and under the direction of Thy wisdom.

We pray Thee for all these mercies and for the pardon of all our transgressions; and to Thy most gracious and holy Name shall be the praise. World without end. Amen.

JOURNAL APPROVED

The **PRESIDENT.** A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BALDWIN, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 325

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 325, entitled:

An Act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board, and providing that directors shall not be surcharged for payments thereunder.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 328

He also returned to the Senate, Senate Bill No. 328, entitled:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 395

He also returned to the Senate, Senate Bill No. 395, entitled:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases

with the information that the House has passed the same without amendment.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Appropriations:

In the House of Representatives, March 23, 1931.

Resolved (if the Senate concur) That the commission constituted by the Concurrent Resolution of April eleventh one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand eight hundred fourteen) to study and investigate the printing laws and the printing requirements of the several departments and the General Assembly be and the same is hereby continued with instructions to make further report to the General Assembly of one thousand nine hundred and thirty-three and in such report the commission shall set forth plans for a more convenient method of printing bills particularly as to style size of type and general arrangement and devise ways and means of lessening the amount of legislative bill printing

The chief clerk of the House and the Secretary and Librarian of the Senate shall be added to the membership of said committee

Any vacancy existing on such commission shall be filled by the appointing power which appointed the person whose vacancy is to be filled

Resolved That an item be inserted in the General Appropriation Law to pay the expenses of said commission for printing its report and for secretarial and clerical help

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 344, (Senate Bill No. 691), entitled:

An Act prohibiting the use of counterfeit or spurious coins in automatic instruments or machines and providing a penalty

Which was committed to the Committee on Law and Order.

House Bill No. 451, (Senate Bill No. 692), entitled:

A Joint Resolution proposing an amendment to article eight, section fourteen of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Elections.

House Bill No. 545, (Senate Bill No. 693), entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Elections.

House Bill No. 662, (Senate Bill No. 694), entitled:

An Act to repeal sections two thousand two hundred and three, two thousand two hundred and four, two thousand two hundred and five, two thousand two hundred and six, two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

House Bill No. 710, (Senate Bill No. 695), entitled:

An Act providing for the acquisition by the Commonwealth of property in Wharton Township, Fayette County, for the establishment of Fort Necessity Park, and for the management thereof by the Pennsylvania Historical Commission; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 842, (Senate Bill No. 696), entitled:

An Act to amend sections one and two of the act approved the seventh day of June, one thousand nine hundred and eleven, (P. L. 680), entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations, and requirements for the construction of plumbing, house drainage, and cesspools in cities of the first class, and imposing fines, penalties and forfeitures for violation thereof;" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing; increasing the fees for examination and re-registration of master plumbers; and by increasing the pay of plumbers acting on the board of examiners.

Which was referred to the Committee on Municipal Affairs.

House Bill No. 947, (Senate Bill No. 697), entitled:

An Act to amend article three of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing a county employes' pension system for counties of the third class

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1053, (Senate Bill No. 698), entitled:

An Act to amend sections one and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (P. L. 1721) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" extending the provisions of said act to resident who becomes a nonresident or conceals his whereabouts.

Which was committed to the Committee on Judiciary Special.

House Bill No. 1097, (Senate Bill No. 699), entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith;" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any non-resident child temporarily domiciled in said school district.

Which was committed to the Committee on Education.

House Bill No. 1154, (Senate Bill No. 700), entitled:

An Act to amend the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent herewith," by adding thereto section one thousand seven hundred and eleven A to provide for the reimbursement by the Commonwealth of school districts for high school tuition in certain cases.

Which was referred to the Committee on Education.

BILLS SIGNED

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 101, entitled:

An Act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by extending provisions of said act to incorporated towns.

House Bill No. 128, entitled:

An Act constituting a commission to procure and present to Ralph Modjeski a medal and scroll in recognition of his distinguished services to the Commonwealth and making an appropriation.

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House Bill No. 769, entitled:

An Act to amend section nine of the act approved the eighteenth day of April Anno Domini one thousand eight hundred and fifty-three (Pamphlet Laws five hundred and three) entitled "An Act Relating to the Sale and Conveyance of Real Estate" providing for the acceleration of vested remainders to literary scientific charitable or religious corporations or associations in certain cases

House Bill No. 952, entitled:

An Act to amend section twenty-five of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" authorizing the sale of real estate by private sale for the payment of legacies and certain moneys charged upon or payable out of such real estate.

Whereupon,

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 101

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate concur), That House Bill No. 101, entitled:

An Act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulation for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by extending provisions of said act to incorporated towns.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS INTRODUCED

Mr. **BELL** read in his place and presented to the Chair Senate Bill No. 701, entitled:

An Act to provide for the assessment of property for county tax purposes in counties of the fourth class by a board of county assessors, by creating such board, providing for the election of two county assessors at large, and assessors in cities and borough divided into wards, imposing certain duties upon said board, providing for appeals from assessments and terminating terms of office of assessors elected.

Which was committed to the Committee on New Counties and County Seats.

Mr. **SPROUT** read in his place and presented to the Chair Senate Bill No. 702, entitled:

An Act making an appropriation to the Home of the Friendless of the city of Williamsport, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. **PARKINSON** read in his place and presented to the Chair, Senate Bill No. 703, entitled:

An Act to amend sections one and six of the act, approved the twelfth day of June, one thousand nine hundred and thirteen (P. L. 481) entitled "An act relating to inns and hotels; regulating certain rights and liabilities of hotelkeepers and innkeepers; and providing penalties for fraud against innkeepers and hotelkeepers," shortening the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof, and extending the provisions of the act to apartment hotels and apartment hotelkeepers.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 704, entitled:

An Act to amend sections one and three of the act approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud, to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn"; extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. **PRINCE**, read in his place and presented to the Chair Senate Bill No. 705, entitled:

An Act to create Mifflin County a separate judicial district and providing for the appointment and the election of a judge of such district.

Which was committed to the Committee on Judicial Apportionment.

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Mr. SORDONI read in his place and presented to the Chair Senate Bill No. 706, entitled:

An Act fixing the salaries of the district attorneys in counties of the third class.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair, Senate Bill No. 707, entitled:

An Act to provide for the appointment of assistant district attorneys in counties of the third class, and fixing their salaries payable by the county.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair, Senate Bill No. 708, entitled:

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair, Senate Bill No. 709, entitled:

An Act authorizing district attorneys in counties of the third class to appoint county detectives, defining their powers and duties, fixing their salaries, and providing for the payment of such salaries and the expenses of such detectives from the county treasury.

Which was committed to the Committee on New Counties and County Seats.

TIME OF NEXT MEETING

Mr. BRANDT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 13, at 9:00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, April 13, at 9:00 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO 21.

Mr. CLIPPINGER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur), that Senate Bill No. 21, entitled:

An Act to enable the farmers of the Commonwealth of Pennsylvania as an emergency measure to borrow money from the United States under the provisions of the Joint Resolution of Congress approved the twentieth day of December one thousand nine hundred and thirty (Public Resolution Number one hundred twelve Seventy-first Congress) for the relief of farmers in the drought and storm-stricken areas of the United States authorizing the execution and recording of Chattel Mortgages unto the Government on crops already planted or to be planted and designating the nature of the lien operation and effect of such mortgages

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECESS

Mr. BALDWIN. Mr. President, I move that the Senate do now take a recess until four o'clock this afternoon.

Mr. SCOTT. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 21.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur) That Senate Bill No. 21, entitled:

An Act to enable the farmers of the Commonwealth of Pennsylvania as an emergency measure, to borrow money from the United States under the provisions of the Joint Resolution of Congress, approved the twentieth day of December, one thousand nine hundred and thirty, (Public Res. No. 112, 71st Congress), for the relief of farmers in the drought and storm-stricken areas of the United States; authorizing the execution and recording of Chattel Mortgages unto the Government on crops already planted or to be planted and designating the nature of the lien operation and effect of such mortgages

be recalled from the Governor for the purpose of amendment.

TIME OF NEXT MEETING

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur) that when the Senate adjourns this week it reconvene on Monday evening, April 13, at 9:00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening April 13, at 9:00 o'clock.

HOUSE CONCURS IN SENATE BILL No. 13

He also returned to the Senate, Senate Bill No. 13, entitled:

An Act to amend sections thirty-two, one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, four, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing that a county shall not lose its classification by means of a decrease in population, and that in a county in which the office of controller has been established, the same shall not be abolished by reason of a decrease in population.

with the information that the House has passed the same without amendment.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives as follows:

House Bill No. 737 (Senate Bill No. 710), entitled:

An Act providing for the care, protection and maintenance, of the brig "Niagara," Commodore Perry's Flag-ship at the

Battle of Lake Erie and now the property of the State of Pennsylvania; creating a commission to be "The Flag-ship Niagara Commission," and making an appropriation for such care, protection and maintenance.

Which was committed to the Committee on Appropriations.

House Bill No. 897 (Senate Bill No. 711), entitled:

An Act to amend section three of article nineteen of the act approved the seventh day of March, one thousand nine hundred one, (P. L. 20), entitled "An act for the government of cities of the second class;" authorizing the creation of sign districts or zones in which special regulations may be in force for the regulating of signs.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 977 (Senate Bill No. 712), entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

Which was committed to the Committee on Appropriations.

SENATE BILL No. 117 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 117, entitled:

An Act authorizing the county commissioners of any county and the corporate authorities of any borough located within such county, to erect a joint county and borough building or buildings to be used for hospital purposes; providing for the selection of a site by purchase, condemnation, or otherwise; authorizing the county or borough to sell real estate under certain conditions; providing for the contracts and agreements to be entered into by the county and borough; and authorizing the county and borough to issue bonds for certain purposes.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. PARKINSON. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. FRAZIER. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title, page 1, by striking out all after the word "county" in line 1, and inserting in lieu thereof the following: "to erect and provide for the management of a building or buildings for general hospital purposes and/or for the care and treatment of communicable diseases to acquire by purchase gift condemnation or otherwise a site therefor" also section 1, page 2, by striking out lines 1 to 7, inclusive, and inserting in lieu thereof the following: "of the Commonwealth may erect and equip a county building or buildings as a hospital for general purposes and/or for the care and treatment of communicable diseases to be operated and conducted without any expense to the county by any advisory board or hospital association agreeing with the county commissioners of such county so to do" also section 2, by striking out the entire section after the numeral "2" and inserting in lieu thereof the following: "Whenever the county commissioners of any such county shall determine upon the construction of such hospital they shall petition the court of common pleas of the county for the appointment of an advisory board whereupon the said court shall immediately appoint an advisory board of twelve members all of whom shall be electors of the county and one of whom shall be a licensed physician The members of said board shall be appointed two for terms of five years two for terms of four years two for terms of three years three for terms of two years and three for terms of one year or until their successors are appointed and have qualified All appointments at the expiration of any term or terms shall be for terms of five years Vacancies occurring on such board shall be filled by appointment by such court for the balance of the unexpired term" also page 2, section 3, line 12 by striking out after the numeral "3" the balance of the section and inserting in lieu thereof the following: "The county commissioners of such county may after consultation with such advisory board choose for the site of such county hospital or hospitals land owned and held by the county or by any hospital association and donated in fee to the county for such purposes The county commissioners of any such county may after consultation with such advisory board acquire in the name of such county by purchase gift devise condemnation or otherwise such real estate either vacant or occupied as the respective county commissioners may deem necessary to furnish a suitable site for the hospital or hospitals herein provided for or for any enlargement or extension thereof and may sell convey transfer or abandon the same or any part thereof as the said county commissioners may determine" also section 5, page 4, lines 2, 3 and 4, by striking out the following: "by publication once a week for three weeks as provided in section twenty-three of this act"; also section 6, page 4, lines 15, 16 and 17, by striking out the words "by publication once a week for three weeks as provided in Section twenty-three of this act"; also section 11, page 5, line 17 by striking out "pdoceedings" and inserting in lieu thereof the word "proceedings"; also section 12, page 5, line 28 by striking out the word "Health" and inserting in lieu thereof the word "Welfare"; also section 13, page 6, line 27, by striking out the balance of the section after the word "advertisement"; also page 7, line 1, by striking out the words "as provided in Section twenty-one of this Act"; also section 14, page 7, line 8, by placing a bracket before the word "hospital"; also page 8, line 10 by placing a bracket before the word "county" and inserting the following: "buildings the county commissioners may permit any hospital association or the advisory board to conduct manage operate and maintain a hospital for general purposes in such building or buildings and/or for the care and treatment of communicable diseases by such hospital association or such advisory board and at the cost and expense of such hospital association or board from revenues collected for services rendered by the hospital to patients therein from private donations and from appropriations made by the Commonwealth in the same manner as appropriations are made to state-aided hospitals The county shall in no manner be liable for such operation or maintenance But the site of such hospital and the building and buildings thereon shall at all times remain the property of the county subject to the full control and jurisdiction of the county commissioners The county commissioners may accept donations and gifts for the improvement and repair of such buildings but such improvements and repairs shall only be made by county commissioners in the same manner as at other county buildings" also section 15, page 8, line 20 by placing a bracket after the word "hospitals" and inserting the following: "The advisory board shall meet monthly and at such other times as it may be deemed necessary The board shall visit and inspect and keep in close touch with the management and operation of said hospital and shall from time to time make such recommendations for changes or improvements in said management and operation as may be deemed advisable It shall also make an annual report to the county commissioners concerning the management and operation of said hospital" also section 16, line 21, by striking out the entire section after the numeral "16" and inserting in lieu thereof the following: "The advisory board shall have power to recommend general rules and regulations for the use of such buildings for hospital purposes but the same shall not be in force until adopted by the county commissioners"; also section 17, page 9, lines 4 and 5, by striking out the words "The county commissioners;" also line 8 by inserting after the word commissioners the following: "The hospital association or advisory board;" also section 18, page 10, line 6, by placing a bracket after the word "act" and inserting the following: "This act shall become effective immediately upon its passage and approval by the Governor"; also by striking out sections 19, 20 and 21.

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts.
Salus,
Scott,
Sordoni,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 243 RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 243, entitled:

An Act regulating the removal or dismissal of policemen and firemen in cities of the Second Class "A"

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constituton, were twice read as follows:

Amend section 3, page 3, line 21, by inserting after the word "to" the following: "the removal and dismissal of policemen and firemen in."

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 13, entitled:

An Act to amend sections thirty-two, one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing that a county shall not lose its classification by means of a decrease in population, and that in a county in which the office of controller has been established, the same shall not be abolished by reason of a decrease in population.

Senate Bill No. 117, entitled:

An Act authorizing the county commissioners of any county and the corporate authorities of any borough located within such county, to erect a joint county and borough building or buildings to be used for hospital purposes; providing for the selection of a site by purchase, condemnation, or otherwise; authorizing the county or borough to sell real estate under certain conditions; providing for the contracts and agreements to be entered into by the county and borough; and authorizing the county and borough to issue bonds for certain purposes.

Senate Bill No. 325, entitled:

An Act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board and providing that directors shall not be surcharged for payments thereunder

Senate Bill No. 328, entitled:

An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases

Senate Bill No. 395, entitled:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred and eleven P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

ALDERMEN

JUSTICES OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of the following:

Ellsworth W. Miller, of Hazleton, as Alderman in the 11th Ward of the City of Hazleton, Luzerne County, vice J. E. Youngcourt, deceased.

J. R. Smiley, of Uniontown, as Alderman in the 2nd Ward of the City of Uniontown, Fayette County, vice Robert B. Collins, resigned.

Charles E. Moyer, of McKeansburg, as Justice of the Peace in East Brunswick Township, Schuylkill County, vice Raymond S. Moyer, resigned.

John A. Black, of Pittsburgh, as Justice of the Peace in Brentwood Borough, Allegheny County, vice T. R. Gracie, resigned.

GIFFORD PINCHOT.

The PRESIDENT. Referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

F. S. Mellon, Pittsburgh.

BEAVER COUNTY

Edward J. Finn, Beaver Falls.

VENANGO COUNTY

Clyde J. First, Oil City

MERCER COUNTY

Jack W. First, Mercer.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

James H. Clemens, Philadelphia, April 7, 1931.
Pierre H. Miconi, Philadelphia, April 12, 1931.

SCHUYLKILL COUNTY

Miss Mary M. Boyle, Coaldale, April 14, 1931.

LEHIGH COUNTY

Miss Mary E. Zimmerman, Allentown, April 28, 1931.

ALLEGHENY COUNTY

Miss M. L. Higgins, Pittsburgh, April 30, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Esther A. Brown, Pittsburgh.
T. P. Cullison, Pittsburgh.
C. E. Hood, Pittsburgh.
Ralph Iusi, Sharpsburg.
R. E. Malone, Pittsburgh.
Hugh A. Murphy, Dormont.
Miss Elizabeth C. Ritz, Pittsburgh.

BERKS COUNTY

Albert F. Mohr, Reading.

CAMBRIA COUNTY

O. J. Connell, Lilly.

DELAWARE COUNTY

Miss Jean Kravitz, Upper Darby.
W. Carson McCoy, Upper Darby.

LEHIGH COUNTY

Augustus J. Rayeur, Allentown.

McKEAN COUNTY

Griffith C. Burch, Kushequa.

NORTHAMPTON COUNTY

B. A. Briody, Easton.
Miss Katharine A. Hildenberger, Bethlehem.
Miss Isabelle V. Kirkpatrick, Easton.

PHILADELPHIA COUNTY

William E. Ball, Philadelphia.
Miss Mada Franz, Philadelphia.
Mrs. M. A. O'Neill, Philadelphia.
D. Audley Reuben, Philadelphia.

WARREN COUNTY

Miss Marion A. Bryan, Warren.
Warren M. Stone, Warren.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A moton was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. FREEMAN. Mr. President, I move that the Executive Session do now rise.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

VETO OF SENATE BILL NO. 12.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 12, Printer's No. 45, entitled, "An Act to amend section one of the act approved the seventeenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred ninety-eight) entitled 'An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation' increasing the amount of said charges for county and school purposes."

The amendment proposed by this bill would increase the charge payable by the Commonwealth on State and Federal forest lands for county purposes from one (1) to two (2) cents per acre and for school purposes from two (2) to four (4) cents per acre. I am informed that it would involve an increase in State expenditures for these purposes amounting in total to one hundred twenty-two thousand dollars ($122,000) during the next biennium.

This increase was not contemplated in preparing the budget of the Department of Forests and Waters and could not be met without increasing the appropriation to that Department by the sum named. Under the present financial stringency I do not feel warranted in approving an increase in the budget for the purposes of this bill in the amount stated.

I appreciate the present needs of counties and school districts, but for the reasons I have stated I am reluctantly obliged to withhold my approval.

GIFFORD PINCHOT.

On the question,

Shall the bill pass the objections of the Governor to the contrary notwithstanding.

BILL POSTPONED

Mr. BALDWIN. Mr. President, I move that the question, together with the further consideration of the bill, be postponed for the present.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

APPROVAL OF RESOLUTIONS RELATIVE TO PRINTING MEMORIAL SERVICES HELD IN HONOR OF SENATORS JOHN E. KUNKLE, LAURENCE E. McCROSSIN AND NORMAN L. BONBRAKE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

A Resolution of the Senate providing for the printing of one thousand (1,000) copies of the proceedings of the memorial service held in honor of the late Senator John E. Kunkle.

A Resolution of the Senate providing for the printing of one thousand (1,000) copies of the proceedings of the memorial service held in honor of the late Senator Laurence E. McCrossin.

A Resolution of the Senate providing for the printing of one thousand (1,000) copies of the proceedings of the memorial service held in honor of the late Senator Norman L. Bonbrake.

GIFFORD PINCHOT.

APPROVAL OF SENATE BILL No. 5

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 5, Printer's No. 71, entitled, "An Act To amend clause (d) of Section seven of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred sixteen) entitled 'An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business' limiting the necessity of licensure for members of a co-partnership to such members as actually act as real estate brokers."

A Resolution of the Senate and House accepting from the Greek Republic a gift of a Greek flag presented through members of the American Legion.

GIFFORD PINCHOT.

APPROVAL OF SENATE BILL No. 92

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 92, Printer's No. 50, entitled: "An Act to amend section one of an act approved the twenty-eighth day of May one thousand nine hundred and thirteen Pamphlet Laws three hundred sixty-seven) entitled 'An act authorizing the council of cities of the second class to fix the salary of the heads of departments of said cities and providing the maximum thereof' by increasing the maximum thereof."

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 135

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 135, Printer's No. 52, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 173

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 173, Printer's No. 70, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 14

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 1, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 14, Printer's No. 104, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 26

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 31, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 26, Printer's No. 60, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 271

Mr. SALUS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 271, entitled:

An Act to amend section three of the act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws one hundred one) entitled "An act for the assignment of judges to districts other than their own for the purpose of expediting business with provision for their compensation" providing that such assignments may be made to any court at the request of the president judge or a majority of the judges thereof.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION CONTINUING FOR TWO YEARS LEGISLATIVE COMMITTEE APPOINTED TO DEVISE WAYS AND MEANS TO FINANCE THE COMMONWEALTH

Mr. WOODWARD. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD offered the following resolution, which was twice read and laid upon the table.

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That the legislative committee authorized to be appointed pursuant to concurrent resolution, approved April 30th, 1929 (Pamphlet Laws, page 1816), to devise ways and means of financing the Commonwealth is hereby continued for a further period of two years and shall make a further report of their recommendations to the General Assembly of 1933. Any vacancy existing on said committee, for any cause, shall be filled by an appointment of a Senator or Member by the President pro tempore or Speaker as the case may be.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 393

Mr. NORTON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 393, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor, to convey certain land in the Borough of Kutztown to the Borough of Kutztown.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEES

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 270, entitled:

An Act authorizing and regulating the establishment and operation by counties of Children's Homes and Psychopathic Hospitals for the care and treatment of certain children; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for children cared for taught and treated in such homes and hospitals of other counties; and authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals.

Also from the Committee on Public Roads and Highways, reported as committed House Resolution No. 3, which was laid on the table.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. Buckman, from the Committee on Agriculture, reported as committed Senate Bill No. 628 (House Bill No. 1048), entitled:

An Act to repeal the act approved the twenty-eighth day of April, one thousand eight hundred and seventy-six (P. L. 51), entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth, and providing penalties for the injury and destruction of the same," and its amendments.

Also from the Committee on Agriculture, reported as committed Senate Bill No. 617 (House Bill No. 160), entitled:

An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (P. L. 224) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" by requiring persons selling such insecticides and fungicides to give printed directions therewith

Mr. KRAUSE. Mr. PRESIDENT, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Federal Relations, reported as committed House Resolution No. 2, which was laid on the table.

BILLS INTRODUCED

Mr. MANSFIELD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 713, entitled:

An Act to promote the safety of travelers and employees upon railroads by compelling common carriers by railroad to properly man and equip their trains.

Which was committed to the Committee on Railroads.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 714, entitled:

An Act to further amend section seventy-five of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," fixing the penalty for murder in the first degree, and repealing inconsistent and supplied laws.

Which was committed to the Committee on Judiciary General.

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 715, entitled:

An Act creating a "Greater Pennsylvania Council" for the promotion of the economic, social, industrial, agricultural, educational, civic and recreational welfare of the Commonwealth of Pennsylvania and its citizens; prescribing the organization, powers and duties of said council; and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. FRAZIER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 716, entitled:

An Act establishing a State Probation and Parole Bureau, and prescribing and defining the powers and duties thereof, and making an appropriation for the establishment and maintenance of such Bureau of Probation and Parole.

Which was committed to the Committee on Appropriations.

Mr. BALDWIN. Mr. PRESIDENT, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 717, entitled:

An Act making an appropriation to the Beacon Light Mission near the City of Bradford, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 718, entitled:

An Act authorizing the commission appointed pursuant to the provisions of the act approved the eighth day of May, one thousand nine hundred and nineteen (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll-bridges over the Delaware River," and the amendments and supplements thereto, to provide for the construction and maintenance of a free bridge across the Delaware River between Wilburtha, Township of Ewing, County of Mercer, State of New Jersey, and the Borough of Yardley, County of Bucks, Commonwealth of Pennsylvania, and making an appropriation.

Which was committed to the Committee on Appropriations.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 505 (House Bill No. 983), as follows:

An Act establishing a Legislative Finance Bureau defining its powers and duties and for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That there is hereby established a Legislative Finance Bureau as a part of the Legislative branch of government

Section 2 That as soon as may be after the passage of this act the Senate and House of Representatives in joint session shall elect a Director of the Legislative Finance Bureau who shall hold office for ten years and until a successor shall be elected and qualified and who shall perform the duties herein set forth and such other duties as the General Assembly may by law or resolution prescribe

Section 3 The Director of the Legislative Finance Bureau shall be qualified by experience knowledge and ability to collect classify analyze correctly and interpret facts as to public finance and accounts including all revenues and expenditures He shall give bond to the Commonwealth in the sum of ten thousand dollars ($10,000) for the faithful performance of his duties and shall receive a salary of seven thousand five hundred dollars ($7,500) per annum

Section 4 The Director of the Legislative Finance Bureau may be removed at any time by concurrent resolution of the Senate and House of Representatives after notice and hearing when in the judgment of the General Assembly he has become permanently incapacitated or has been inefficient or guilty of neglect of duty or of malfeasance in office or of any felony and for no other cause and in no other manner except by impeachment

Section 5 If any vacancy shall occur in the office of the Director of the Legislative Finance Bureau when the General Assembly is not in session the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall fill the vacancy by making an appointment the appointee to hold office until a successor is elected for a full term of ten years by the General Assembly next convening Should the President Pro Tempore of the Senate and the Speaker of the House of Representatives fail to agree on an appointment to fill the vacancy within thirty days after its occurrence each of them shall forthwith nominate one person for the vacancy The persons so nominated shall draw lots whereupon the nominee determined thereby shall assume the office of Director of the Legislative Finance Bureau until a successor is elected by the General Assembly as hereinbefore provided

Section 6 The Legislative Finance Bureau shall be allotted sufficient office space in an appropriate location in the capitol at Harrisburg The Department of Property and Supplies shall on requisition furnish to the Bureau such supplies and printing as may be required The Director of the said bureau shall appoint such assistants as he may deem necessary and fix their compensation payable from appropriations made for such purposes

Section 7 The Director of the Legislative Finance Bureau shall investigate at the seat of government or elsewhere all matters relating to the receipt disbursement and application of public funds and shall make to the General Assembly at the beginning of each regular session a report in writing of the work of his office containing recommendations concerning legislation he may deem necessary and concerning such other matters relating to the receipt disbursement and application of public funds as he may think advisable In such regular report or in special reports at any time when the General Assembly is in session he shall make recommendations looking to greater economy or efficiency in public expenditures He shall keep well versed in the financial affairs of the State government and collect such data and information and keep the same available as he deems of value for the information of the General Assembly when in session

Section 8 The Director of the Legislative Finance Bureau shall make such investigations and reports as shall be ordered by either House of the General Assembly or by any committee of either House having jurisdiction over revenue appropriations or expenditures He shall also at the request of any such committee direct assistants from his office to furnish the committee such aid and information as it may request

Section 9 It is hereby declared that the duties and powers of the Director of the Legislative Finance Bureau are separate and distinct from the duties imposed upon and the powers granted to the Auditor General the State Treasurer the Budget Secretary or any other officer of the Commonwealth

Section 10 All departments boards and commissions of the government of this Commonwealth and each State-owned institution and agency receiving State appropriations shall furnish to the Legislative Finance Bureau such information regarding their powers duties activities organization financial transactions and methods of business in such form as the Drector of the Bureau may from time to time require and he shall for the purpose of securing such information have access to and the right to examine any property books documents papers or records of any department board or commission institution or agency.

Section 11 The information collected by the Legislative Finance Bureau shall be preserved permanently as a part of the records of the Legislature and shall at all times be at the disposal of the General Assembly

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

Mr. EARNEST. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. EARNEST. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. EARNEST. Mr. President, I ask unanimous consent to amend title, page 1, line 2, by inserting before the word "for" the word "providing". Also to amend Section 5, page 3, line 1, by striking out the word "ten" and inserting in lieu thereof the word "four".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

RECONSIDERATION OF SENATE BILL NO. 178.

Mr. EARNEST. Mr. President, I move to reconsider the vote by which Senate Bill No. 178, entitled:

An Act to amend section four of an act approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by changing the hours of labor permitted for minors under sixteen years of age and prescribing a daily lunch period of not less than forty-five minutes for certain employed minors.

was defeated.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "no".

Mr. SCOTT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SCOTT. Mr. President, I voted "no".

On the question,

Will the Senate agree to the motion?

Mr. BUCKMAN. Mr. President, I should like to interrogate the Senator from Dauphin, Mr. Earnest.

The PRESIDENT. Will the Senator from Dauphin, Mr. Earnest, permit himself to be interrogated?

Mr. EARNEST. Mr. President, I will.

Mr. BUCKMAN. Mr. President, I should like to ask the Senator from Dauphin, Mr. Earnest, if this is not the bill providing for certain regulatory hours for minors.

Mr. EARNEST. Mr. President, it is.

Mr. BUCKMAN. Mr. President, and this is the bill that was defeated by eighteen votes last week.

Mr. EARNEST. Mr. President, I believe so. I believe the bill provided for the age of eighteen and it was amended to sixteen. I did not have very much time to examine that amendment when I voted no. I was outside and when I came in I was asked how I voted and I voted no. I would like to vote aye.

And the question recurring,

Will the Senate agree to the motion.

The yeas and nays were required by Mr. BUCKMAN and Mr. HOMSHER, and were as follows, viz:

YEAS—29

Armstrong,
Aron,
Baldwin,
Bowers,
Boyd,
Brandt.
Clippinger,
Ealy,
Earnest,
Fay.
Frazier,
Gelder,
Harris,
Howell,
Hunsicker
Krause,
Lanius,
Mansfield,
Norton,
Parkinson.
Pethick,
Rial,
Salus,
Scott,
Snyder.
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—13

Apple,
Baumer,
Buckman,
Chapman,
Clark,
Coyne,
Freeman,
Homsher,
McClure,
Prince,
Quigley,
Roberts,
Sprout,

So the question was determined in the affirmative.

And the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. SALUS. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 37, entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by requiring the Commonwealth instead of counties to pay damages due to the change of width or location of State highways and the cost of removing structures within the lines of such highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers.
Boyd,
Brandt.
Chapman.
Clark,
Clippinger.
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Gelder,
Harris,
Heaton,
Homsher,
Howell,
Hunsicker.
Kitts,
Krause,
Lanius,
McClure,
Norton,
Parkinson,
Pethick,
Prince.
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder.
Sordoni,
Sprout,
Trainer,
Williamson,
Woodward.

NAYS—3

Buckman,
Freeman,
Weingartner,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS RECOMMITTED

Mr. ARON. Mr. President, I move that Senate Bill No. 203, on third reading, entitled:

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

be recommitted to the Committee on Municipal Affairs for the purpose of a hearing.

Mr. PARKINSON. Mr. President, I second the motion.

The motion was agreed to.

Mr. NORTON. Mr. President, I move that Senate Bill No. 248, on third reading, entitled:

An Act granting a pension for military service to Irvin Beaver of the County of Berks.

be recommitted to the Committee on Appropriations.

Mr. WEINGARTNER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 273, entitled:

An Act to amend section one of the act approved the eighteenth day of March, one thousand nine hundred and nine (P. L. 41), entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries within this Commonwealth," extending the provisions of said act to include mausoleums, vaults and crypts for the interment of human bodies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken argeeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Baumer,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 334, entitled:

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

And said bill having been read at length the third time

On the question,

Will the Senate agree to the bill?

Mr. BALDWIN. Mr. President, I ask unanimous consent to amend section 1, page 2, line 8, by inserting quotation marks after the word "taxation"

Amend section 1, page 2, line 8, by striking out the quotation marks before the word "approved"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 358, entitled:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. WOODWARD. Mr. President, I move that the bill be recommitted to the Committee on Pensions and Gratuities.

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WOODWARD. In moving to recommit this bill I realize I am not the sponsor of the bill, and therefore am in danger of speaking against Senatorial courtesy; and ask unanimous consent to explain my position, for about two minutes.

The motion is to recommit the joint resolution to the Committee on Pensions and Gratuities, and in explaining the somewhat complicated situation I do not want to make any argument to the Senate but want simply to offer a letter dated April 6th from the Mothers' Assistance Fund of Philadelphia County.

The Trustees of the Mothers' Assistance Fund of Philadelphia County were not informed of the action of the Committee on Pensions and Gratuities until the bill had been reported out of committee, and they are very anxious to submit a brief against the proposed linking together in this joint resolution of the Old Age Pension with the Mothers' Assistance Fund.

They may be wrong, of course. All I am asking of the Senate is the courtesy of giving these women a hearing, by recommitting this bill to the Committee on Pensions and

Gratuities. I have been to see Senator Harris, but, unfortunately, the Senator from Allegheny does not wish the bill to be recommitted.

All I ask is twenty-four hours, to do these women the courtesy of listening to their objection to linking up two subjects which they think are not alike; and I hope the Senate will at least grant that courtesy, by recommitting this bill for a hearing and amendment.

Mr. HARRIS. Mr. President, I strongly object to any delay in action on this resolution. There have been two meetings of the Committee on Pensions and Gratuities. At one of these meetings—

Mr. FREEMAN. Mr. President, I rise to a point of order.

The **PRESIDENT.** The Senator from Lebanon, Mr. Freeman, will state his point of order.

Mr. FREEMAN. Mr. President, my point of order is that a motion to recommit is not debatable.

The **PRESIDENT.** The point of order of the Senator from Lebanon, Mr. Freeman, is well taken.

QUESTION OF PERSONAL PRIVILEGE

Mr. HARRIS. Mr. President, I rise to a point of personal privilege.

Mr. HARRIS. Mr. President, at two meetings of the Committee on Pensions and Gratuities this resolution was discussed very thoroughly. At the second meeting we had the advice and counsel of the Attorney General, and the very objection this organization of women raise was gone into very, very thoroughly.

I have been a member of the Mothers' Pension League of Allegheny County since 1913. I was County Treasurer when this bill was enacted into a law, and had the very great privilege of signing the first check awarded to a widowed mother.

I have been an active member of that league all these years, and I am now a member of the State-wide Committee on Mothers' Assistance. I have been instructed by the president of that organization to proceed with this bill. That was done after numerous conferences with the Attorney General, and the combination of these two bills was not at the request of anybody in particular; it was the only legal way to do this, and we were so advised.

With your permission, Mr. President, I will read you a letter from the Attorney General:

"You have asked me to state in writing my reasons for including mothers' assistance in the constitutional amendment proposed by Senate Bill No. 358, which I prepared. I take pleasure in complying with your request.

"If Article III, Section 18, of the Constitution were to be amended so as to sanction specifically appropriations for old age pensions while prohibiting all other appropriations to persons or communities for charitable, educational, or benevolent purposes, I should be very fearful that the courts would be obliged to say that mothers' assistance appropriations were unconstitutional. This would be a most unfortunate result.

"By including mothers' assistance in the bill, it is perfectly clear:

"First, that if the people approve at the polls the proposed amendment, appropriations both for old age pensions and for mothers' assistance will be constitutional; and

"Second, that if the people defeat the proposed amendment at the polls, the legality of mothers' assistance appropriations will not have been affected in any way at all.

"Under the circumstances I am strongly of the opinion that it would be extremely dangerous to amend the bill by striking out therein the reference to mothers' assistance."

Now, I speak against this motion, but at the same time I offer Senator Woodward what I think is extreme courtesy: If this bill is passed by this body and goes to the committee of the House, I will take full responsibility for my actions and explain to the women thoroughly; and I feel confident I can satisfy them that I was the cause.

I will also state this: That if this bill is passed here today I will appear before the Committee on Pensions and Gratuities of the House, and if, on further conference, the Attorney General can be convinced that these bills can be separated, I will recommend the amendment.

I strongly urge, gentlemen, that no further delay be had, and that we take action on this bill today.

Mr. President, may I add, that I will also arrange for a hearing in the House, if they so desire?

Mr. WOODWARD. Mr. President, I call for the "ayes" and "nays" on this bill today.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. WOODWARD and Mr. BALDWIN, and were as follows, viz:

YEAS—9.

Baldwin,
Buckman,
Clark,
Clippinger,
Freeman,
Gelder,
Krause,
Sordoni,
Woodward.

NAYS—35.

Apple,
Armstrong,
Aron,
Baumer,
Bowers,
Boyd,
Brandt,
Chapman,
Coyne,
Ealy,
Earnest,
Fay,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson.

So the question was determined in the negative.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constituton, and were as follows, viz:

YEAS—42.

Apple,
Armstrong,
Aron,
Baumer,
Bowers,
Boyd,
Brandt,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartne
Williamson,
Woodward,

NAYS—3.

Baldwin,
Buckman,
Freeman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 365 (House Bill No. 397), entitled:

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs by authorizing adjoining boroughs to construct and maintain overhead or underground passageways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 374 (House Bill No. 387), entitled:

An Act to amend section one of the act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-six), entitled "A Supplement to an act entitled 'An act to authorize the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the associations except under certain circumstances' approved June second one thousand eight hundred and seventy-four providing for the continuance of such associations after the expiration of the original term prescribing the manner of electing managers thereof and conferring authority to adopt by-laws for the regulation and government thereof fixing the number of managers and designating the title of the principal executive officer" by providing for the further continuance of such associations after the expiration of any renewal thereof and waiving publication of notice of meeting of the members in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 376 (House Bill No. 23), entitled:

An Act to amend section two hundred and twenty-four of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—1

Rial,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 381 (House Bill No. 359), entitled:

An Act to further amend section one of the act, approved the third day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, one hundred and thirty-four), entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State; and providing for their publication and distribution," by imposing the duty of printing such proceedings on the Department of Property and Supplies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple
Armstrong,
Aron,
Baldwin,
Baumer,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
Rial,
Roberts,
Salus,
Scott,
Snyder,

Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 442 (House Bill No. 677), entitled:

An Act to amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (P. L. 572) entitled "An act relating to the commencement of actions" as amended providing that a foreign attachment may be issued against the real or personal property of a non-resident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. FRAZIER. Mr. President, I ask unanimous consent to amend section 1, page 2, line 27, by striking out the word "in-incorporated" and insert in lieu thereof the following: "incorporated".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 446 (House Bill No. 534), entitled:

An Act to amend section one of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1054), entitled "An act providing that county bridges over streams on State highway routes in boroughs, towns and townships may, under certain circumstances, be taken over by the Commonwealth; and providing that all contracts for the construction, building, rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways," by including additional county bridges within the terms of said act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Coyne,
Ealy,
Earnest,
Howell,
Hunsicker,
Krause,
Rial,
Roberts,
Salus,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 476, entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

And said bill having been read at length the third time, considered and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 480, entitled:

An Act to amend sections one and two of the act approved the eighth day of July one thousand nine hundred and nineteen (P. L. 764), entitled "An act authorizing suits brought to recover in case of accidents in this Commonwealth in courts of common pleas to be certified to the Workmen's Compensation Board when discovered that the suit has been brought wrongfully"; as amended; extending the provisions of said act to other cases by making the act prospective; and prescribing limitations in such proceedings.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 524, (House Bill No. 598), entitled:

An Act to amend section ten of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties," as amended extending the length of professional bouts to fifteen rounds.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Pethick,
Norton,
Parkinson,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 540, entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 541, entitled:

An Act providing that the city assessors in cities of the second class A may use the same property valuation made by the county assessors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 542, entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Heaton,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 543, entitled:

An Act increasing the discretionary powers of boards of school directors in school districts of the second class with reference to the assessment levy and collection of taxes

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 552, entitled:

An Act making an appropriation to the Trustees of the Institute of Practical Arts, Old Concord, Washington County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 556, entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 572, (House Bill No. 37), entitled:

An Act authorizing and empowering cities of the first class in this Commonwealth to acquire by gift, lease, purchase, or condemnation proceedings, within or without the limits of said cities, any land located within the Commonwealth of Pennsylvania necessary for the purpose of establishing and maintaining hospitals or other institutions for the care and treatment of the sick or disabled; and, with the consent of the local authorities where such land is situated, to maintain the same in the exercise of the health functions of such city.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 582, (House Bill No. 988), entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 583 (House Bill No. 989), entitled:

An Act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroad corporations or street railway corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 584 (House Bill No. 990), entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and Sinking Fund requirements on the State debt

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 595, entitled:

An Act to amend section two of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1054), entitled "An act providing that county bridges over streams on State highway routes in boroughs, towns and townships may under certain circumstances, be taken over by the Commonwealth; and providing that all contracts for the construction, building, rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways," providing for the taking over of certain additional county bridges.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 638, entitled:

An Act making an appropriation to the Department of Agriculture for the payment of property damage occasioned by an uninsured motor vehicle owned by the Commonwealth.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 656, entitled:

An Act requiring certain legal proceedings against State officers to be instituted in the Court of Common Pleas of Dauphin County.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 454 (House Bill No. 798), entitled:

An Act making the surviving spouse competent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent whether decdent died testate or intestate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED

Mr. SCOTT. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT read in his place and presented to the Chair Senate Bill No. 719, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," by adding section three hundred and seventy-one and one-tenth; authorizing county commissioners to make temporary loans.

Which was committed to the Committee on New Counties and County Seats.

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 720, entitled:

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions, and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

Which was committed to the Committee on Judiciary General.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 60

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate concur), That House Bill No. 60, entitled:

An Act to amend section two thousand one hundred five of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended authorizing other forms of teacher training in lieu of teachers' institutes in districts of the fourth class

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 270, entitled:

An Act authorizing and regulating the establishment and operation by counties of Children's Homes and Psychopathic Hospitals for the care and treatment of certain children; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for children cared for taught and treated in such homes and hospitals of other counties; and authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 628 (House Bill No. 1048), entitled:

An Act to repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (Pamphlet Laws fifty-one) entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same" and its amendments.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 617 (House Bill No. 160), entitled:

An Act to amend section two of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, lime-sulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties," by requiring persons selling such insecticides and fungicides to give printed directions therewith.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BALDWIN. Mr. President, I move that the Senate do now adjourn until 11 o'clock tomorrow morning.

Mr. QUIGLEY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:33 P. M. until Wednesday, April 8, 1931, at 11 o'clock A. M.

HOUSE OF REPRESENTATIVES

TUESDAY, APRIL 7, 1931.

The House met at 12:00 o'clock noon.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Our Father, God, we thank Thee for the light of another day. While all about us the opening buds, the springing grass, the sure promise of another seed time and harvest, all testify to Thy bountiful goodness, may we—the crown of Thy creation—rejoice to still remember that Thou art the Resurection and the Life.

Thy servant in the long ago, in his endeavor to search out and to discover the "Chief Good" in life, walked the pathways of mirth; builded himself great houses; planted vineyards, gathered about him servants; gathered also silver and gold. Then suddenly remembered that he should one day leave all these to another. Crying out at the thought, "And who knoweth whether he shall be a wise man or a fool?" We bless Thee for his wise conclusion—"Fear God; and keep His commandments; for this is the whole duty of man." Give us grace to remember that the chief end of man is still to serve God in life and enjoy Him throughout eternity.

May wise inspirations from Thee be this day transformed into worthy deeds. May the still, small voice of an honest Conscience be our compass and chart. And when at last the day's work is done, may we have that peace that comes to those whose task is well done. We ask it in Thy name, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, April 1, 1931.

The Clerk proceeded to read the Journal of Wednesday, April 1, 1931, when, on motion of Mr. Baker, seconded by Mr. Hoffman, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. MATHAY. HOUSE BILL No. 1463.

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen, to make uniform the law with reference thereto.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 1464.

A Joint Resolution petitioning Congress of the United State to call a National Constitutional Convention to repeal Article eighteen of the Constitution of the United States.

Referred to the Committee on Federal Relations.

By Mr. SCHROCK. HOUSE BILL No. 1465.

An Act to amend section three hundred nineteen of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for further regulation of reinsurance and the imposition of penalties for violation of section three hundred nineteen of the act.

Referred to the Committee on Insurance.

By Mr. BRAHAM. HOUSE BILL No. 1466.

An Act to amend sections four hundred two and four hundred four, as amended, and section four hundred eleven, and to repeal section four hundred eleven A of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359) entitled "An act concerning game and other wild birds and wild animals; and amending, revising consolidating, and changing the law relating thereto;" providing for the licensing of non-resident fur dealers.

Referred to the Committee on Game.

By Mr. BRAHAM. HOUSE BILL No. 1467.

An Act to amend sections one hundred and one, six hundred and one, as amended, and section six hundred and seven of the act approve the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating, and changing the law relating thereto," further defining fur-bearing animals, limiting the open season thereof, and providing penalties.

Referred to the Committee on Game.

By Mr. CAUFFIEL. HOUSE BILL No. 1468.

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department; and providing penalties.

Referred to the Committee on Insurance.

By Mr. EDERER. HOUSE BILL No. 1469.

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto, by declaring an open season for deer without visible antlers over certain weights; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of bow and arrow.

Referred to the Committee on Game.

By Mr. WHEELER. HOUSE BILL No. 1470.

An Act authorizing the recorder of deeds of any county to record or re-record by a photographic or photostatic process all papers required or authorized to be recorded or re-recorded by him, and fixing the fees therefor; providing that any such record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent; imposing the cost of the installation of such process upon the county; authorizing the employment of the necessary employes to administer such process; providing for their compensation, and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Referred to the Committee on Counties.

By Mr. KAHLE. HOUSE BILL No. 1471.

An Act to provide for the payment of school taxes on lands acquired by the Commonwealth for the purpose of preserving and maintaining original forests as parks.

Referred to the Committee on Ways and Means.

By Mr. I. B. WILLIAMS. HOUSE BILL No. 1472.

An Act concerning the recovery for personal injuries to a married person.

Referred to the Committee on Judiciary Special.

By Mr. STRICKLER. HOUSE BILL No. 1473.

An Act to amend sections ten, twenty-five twenty-eight, twenty-nine, and thirty-eight of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," clarifying the ground for divorce where the respondent has been convicted of certain crimes; providing for the amendment of libels to include additional grounds for divorce; dispensing with the necessity of an alias subpoena where the respondent cannot be found; and providing for service of notice of hearing on corespondents.

Referred to the Committee on Judiciary General.

By Mr. WHEELER. HOUSE BILL No. 1474.

An Act making an appropriation from the Motor License Fund to the Department of Highways for township reward.

Referred to the Committee on Highways.

By Mr. FLYNN. HOUSE BILL No. 1475.

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school system employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties, as amended; providing for the continuation in servce of school superintendents in certain cases.

Referred to the Committee on Education.

PETITION

FAVORING APPROPRIATIONS PROVIDING FOR WIDENING STREETS AS APPROACHES TO DELAWARE RIVER BRIDGE.

The SPEAKER presented a petition from the United Business Men's Association of Philadelphia favoring the passage of a bill making an appropriation to widen streets as approaches to the Delaware River Bridge.

Referred to the Committee on Appropriations.

LEAVE OF ABSENCE

Mr. HAWS asked and obtained leave of absence for Mr. Lucas, on account of illness.

RESOLUTION

REQUESTING INFORMATION FROM GOVERNOR PINCHOT

Mr. SARIG offered the following resolution, which was twice read and laid over under the rules.

In the House of Representatives, April 7, 1931.

Wehereas, during the recent gubernatorial campaign, the present Governor promised the people of this state to take over 20,000 miles of township roads and to "lift the farmer out of the mud" without any increase in taxation, and

Whereas, in said campaign the said Governor further promised to "lift the farmer out of the mud" and to lower taxation by reducing the registration fees for motor vehicles, and also the fees for drivers' licenses, and

Whereas, said promises were unqualified and unequivocal and contained no reference to the removal of township reward money, state-aid money, the excepting of bridges and drainage devices, and the invitation to the township to assist in building said state roads as now advocated by the said Governor, and

Whereas, when the absurdity and the impossibility of fulfillment of such unqualified promises were brought to his attention during his campaign last Fall the said Governor declared that he was in possession of certain reliable information and data which justified the making of such unqualified promises, and

Whereas, no mention was made in said promises of handling said 20,000 miles of roads over to future administrations for building and for "lifting the farmer out of the mud" the promises always being "I propose to lift the farmer out of the mud," and

Whereas, the people of this state now expect and have a right to expect, that said unqualified promises be carried out, and

Whereas, the administration has already back-tracked by adding qualifications, by alibis, and by "passing the buck" to the Legislature, and

Whereas, such "buck passing" is cruelly unjust and brutally unfair to the members of the Legislature who are in no way responsible for the making of such grandiose and impossible promises, and

Whereas, no such reliable data or information mentioned aforesaid, has ever been submitted to the Legislature by the said Governor

Therefore, Be It Resolved, (if the Senate concur) that this General Assembly requests that the Governor forthwith submit to it the reliable data or information on which said unqualified promises were based, and

Be It Further Resolved, that the said Governor state clearly and explicitly whether he still favors the tax reductions above named, and whether he is still opposed to all increases in taxation, and what tax increases, if any, he recommends, and

Be It Further Resolved, that a copy of this resolution be sent to the Governor for his immediate consideration.

TIME EXTENDED ON HOUSE BILL No. 817

Mr. SCHWARTZ. Mr. Speaker, I move that the time on House Bill No. 817, printer's number 333, entitled:

An Act to amend section one of the act approved the twenty-second day of April, one thousand seven hundred and ninety-four, (3 Sm. L. 177), entitled "An act for the prevention of vice and immorality of unlawful gaming, and to restrain disorderly sports and dissipation."

on page 6 of today's calendar, Bills on Second Reading, be extended for two weeks.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

HOUSE BILL No. 817 MADE A SPECIAL ORDER

Mr. SCHWARTZ. Mr. Speaker, I move that House Bill No. 817, Printer's No. 333, be made a special order of business on second reading for Tuesday, April 14, 1931, at 2.00 o'clock P. M.

Mr. SOWERS. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair is unable to determine and asks for a division.

Whereupon a division was taken sixty-five members voting in the affirmative and forty in the negative, the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Repreesntatives, as follows:

In the House of Representatives, April 1, 1931.

Resolved (if the Senate concur) That House Bill No. 101, Printer's No. 208, entitled:

An Act to amend sections two, three, four, five, eight, nine, twenty-four, twenty-seven, and twenty-nine, of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by extending provisions of said act to incorporated towns

be recalled from the Governor for the purpose of amendment.

BILLS ON FIRST READING

The SPEAKER. If there are no objections the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 79, entitled:

An Act to amend sections one hundred one, five hundred one, five hundred two, six hundred one of the act approved the twenty-fourth day of May, one thousand nine hundred twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by making the raccoon a game instead of a fur-bearing animal.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 372, entitled:

An Act to amend section three hundred three of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by increasing the amount of the non-resident hunter's license fee.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 807, entitled:

An Act making it unlawful to unnecessarily crop or cut off the ear or ears of dogs or to show or exhibit such dogs, and providing for the registration of dogs so cut or cropped before this act became effective with the county treasurer.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 858, entitled:

An Act authorizing the Department of Forests and Waters, through the Water and Power Resources Board, to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 951, entitled:

An Act to amend sections one and four of the act appproved the first day of May, one thousand nine hundred twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making and appropriation," by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 987, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of expenses at the Yorktown Sesqui-centennial Celebration.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1039, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1109, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of renovating, repairing, or replacing the roof on the Main Capitol Building.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1111, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of carrying on additional work on the Soldiers and Sailors Memorial Bridge.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1116, entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1167, entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed or authorized to be borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1226, entitled:

An Act to amend section one thousand three hundred and eight of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" reducing time for allowance of tax reductions and changing penalties for non-payment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1235, entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1247, entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1248, entitled:

An Act according to the United States Commissioner of Fisheries and his agents, the right to conduct fish hatching and fish culture at a fish-cultural station, established by the United States within the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1304, entitled:

An Act to amend sections one and seven of the act approved the first day of May, one thousand nine hundred and nine (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one," as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1307 entitled:

An Act to amend section two thousand five hundred and one, of article twenty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for the appropriation of lands for landing-fields and airports.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1328, entitled:

An Act to amend section one thousand twenty-six of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the laws relating to boroughs"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1329, entitled:

An Act to amend clause twenty-six of section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending. and consolidating the law relating to boroughs."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1340, entitled:

An Act to amend sections two thousand four hundred seventy, two thousand four hundred seventy-two, and two thousand four hundred seventy-three, to repeal section two thousand four hundred seventy-nine, and to add sections two thousand four hundred eighty, two thousand four hundred eighty-one and two thousand four hundred eighty-two to article twenty-four of an act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," by providing for and regulating the purchase and condemnation of electric light plants, poles, wires and other apparatus and the purchase and supply of electricity.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1375, entitled:

An Act to amend sections one, four and nine of the act, approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools, and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," as amended; by providing for the acceptance of donations for such schools; further defining part-time co-operative vocational education; providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments, and authorizing the requirement of deposit fees for entrance thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1382, entitled:

An Act to amend sections seven and eleven of the act approved the twelfth day of July, one thousand nine hundred and nineteen (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners; defining the power and duties of said board of examiners; and providing penalties for the violation of this act," by requiring office experience of applicants for licenses and specifying additional causes for suspension or revocation of licenses.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1395, entitled:

An Act authorizing the Department of Forests and Waters, in certain instances and with the approval of the Governor, to construct, improve or repair, at the expense of the Commonwealth, portions of roads or highways connecting roads or highways lying within areas of State forest lands with State, county or township roads or highways near such areas.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 568, (Senate Bill No. 118), entitled:

An Act to prohibit the driving, entering, roaming and straying of horses, bovine animals, hogs and sheep upon cultivated lands of persons not the owners of such animals.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1402, (Senate Bill No. 407,) entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township or school district to transfer any excess in any sinking fund, as of date of transfer, to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1289, (Senate Bill No. 474), entitled:

An Act making it unlawful for any person, firm, or corporation, engaged in the manufacture or sale of commercial fertilizers, to use the word "GUANO" in connection with, or as part of the name of, any fertilizer, or of any brand, advertisement or offer of the same, unless the same is composed in whole or in part of actual sea fowl guano; and, if composed in part, that the percentage thereof be plainly designated; and providing a penalty for violation of same.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1406, (Senate Bill No. 478), entitled:

An Act to amend article three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" providing that in the annulment of the charter of a borough, the territory formerly included in the borough may be created a township.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

The SPEAKER. If there are no objections the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 12, as follows:

An Act to amend section sixteen of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended by imposing on the Commonwealth one-half the damages due to the change of width or relocation of State highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixteen of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendent of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonweatlh certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" which was amended by the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws six hundred ninety-two) is hereby further amended to read as follows

Section 16 Before the Secretary of Highways shall undertake the construction reconstruction or improvement of any State highway on the plan of the State highways wherein a change of width or of existing lines and location is necessary and damage is likely to result to abutting property he shall notify the county commissioners of the proper county in writing of the contemplated change in such existing width lines and location whereupon the county commissioners and the Secretary of Highways when possible shall enter into an agreement with the owner or owners of said property as to amount of damage to be paid to the said owner or owners which damage if agreed upon shall be paid one-half by the Commonwealth out of the Motor License Fund and one-half by the county or in case an agreement satisfactory to the county commissioners the Secretary of Highways and said owner or owners cannot be made the Secretary of Highways may proceed with the work of construction reconstruction or improvement and the owner or owners of said property damaged thereby may present their petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damages The proceedings upon said petition and by the viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for opening public highways The county commissioners the Commonwealth or any other party to such proceedings may appeal from the award of the viewers to the court of common pleas and shall be entitled to a trial by jury From the judgment of the court of common pleas an appeal may be had to the Supreme or Superior Court as in other cases Such damages when ascertained shall be paid one-half by the Commonwealth out of the Motor License Fund and one-half by the county in which the State highway is located The county shall also provide for the removal of all structures within the lines of the highway as thus established unless otherwise provided by agreement between said county and the Secretary of Highways

Moneys in the Motor License Fund from time to time are hereby appropriated for the payment of such damages by the Commonwealth Provided That the amount expended by the Department of Highways as the Commonwealth's share of any such damages shall not in any one fiscal year exceed one million five hundred thousand dollars

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 348, as follows:

An Act to amend three hundred and sixty-three of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by extending the powers and duties of county auditors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred and sixty-three of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 363 Audit of Accounts The auditors shall audit settle and adjust the accounts of [the commissioners treasrer and sheriff and coroner] all county officers of the county and make report thereof annually to the court of common pleas of such county together with a statement of the balance due from or to such [commissioners treasurer sheriff or coroner] county officers

Section 2 This act shall be in force immediately upon its passage and approval by the Governor The county auditors shall when this act becomes effective audit the accounts of the county officers for the year one thousand nine hundred and thirty which have not been heretofore audited

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 530, as follows:

An Act to amend section one of the act approved the twelfth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred twenty-four) entitled "An act to establish as State highways certain sections of public road in the county of Mercer"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred twenty-four) entitled "An act to establish as State highways certain sections of public road in the county of Mercer" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That certain sections of public road as follows

Beginning at the Angelo McCormick Farm on the Clark's Mill and Sandy Lake road in the county of Mercer and proceeding thence to the borough of Stone-borough.

Beginning at Moorefield's Cemetery on State Highway Route Number Three Hundred and Twenty in the county of Mercer thence in a southwesterly direction past Freebles Corners [to] through the borough of Wheatland by way of Council Avenue in said borough thence in a southwesterly direction to McBrides Corners and thence in a westerly direction to the Pennsylvania-Ohio State line

Beginning at the railroad tracks west of the borough of Wheatland and extending thence in a southwesterly direction to McBrides Corners Mercer County and thence in a westerly direction to the Pennsylvania and Ohio State line

Beginning at the west end of the bridge crossing the Shenango River at West Middlesex Borough Mercer County and extending thence in a westerly direction to McBrides Corners shall be adopted by the Commonwealth as State Highways to be constructed maintained and improved at the sole expense of the Commonwealth under the provisions of present or future laws governing main State Highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 811, as follows:

An act to establish a County Relation Court for counties of the third class and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof and imposing certain duties upon the clerk of the Courts of Quarter Sessions and the sheriff of such counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each county of the third class there is created a court of record to be known as the County Relations Court to be composed of one judge

Section 2 The judge of said court shall be learned in the law shall be elected by the qualified electors of the county in which such court is created shall hold office for a period of ten years if he shall so long behave himself well and shall receive the same salary as judges of the court of common pleas of counties of the third class payable monthly The term of office of the elected judge of the court shall begin on the first Monday of January following his election The first judge of said court in each county wherein such court is created shall be appointed by the Governor by and with the advice and consent of the Senate if then in session and shall hold office until the first Monday of January following the next municipal election at which his successor shall be elected The first elected judge of the court shall be chosen at the municipal election next following such appointment Succeeding elections for the said office shall be held at the municipal election preceding the expiration of the term of any judge or at the following election in case of vacancy by death or otherwise where such vacancy occurs not less than two calendar months before such municipal election The vote for said judge shall be cast and counted according to law and return thereof shall be made without delay by the prothonotary of said county to the Secretary of the Commonwealth who shall ascertain and certify the result to the Governor who in turn shall issue a commission to the person so elected Whenever a vacancy occurs by death or otherwise in the office of judge the Governor shall appoint in the manner provided by law

Section 3 The court shall be open at all times for the transaction of business at the county seat and the court may in its discretion divide the county into districts for the holding of terms of said court at designated times as the court shall from time to time find necessary for the convenience of suitors and the public accommodation and fix the places in said districts where court shall be held

Section 4 The County Relations Court shall have a seal for the use of said court which shall contain the name of the court and the word "seal" which seal shall be affixed to all writs processes transcripts and other official certificates issued by or under the direction of said court The seal of the court shall be in the custody of the clerk of said court The court may provide for the keeping of a seal at each place designated by it for the holding of court

Section 5 The Clerk of the Courts of Quarter Sessions of the peace of the county in which such court is created shall be the clerk of the court hereby created in such county and shall assume and perform all of the duties of clerk thereof At each place designated for the holding of said court there shall be established an office in charge of a clerk or clerks appointed by the said Clerk of the Courts who shall have the custody of the seal to be kept at such place as well as of the docket of the court and of all papers pertaining to the business of the court at such place All other necessary assistants shall be appointed by said court and their compensation shall be fixed and paid out of the treasury of the county in the manner in which other county expenses are now fixed and paid by law and the duties of such assistants (except as in this act set forth) shall be determined by the judge of such court

Section 6 The court hereby created shall have exclusive jurisdiction

(a) In all proceedings brought against any husband or father wherein it is charged that he has without reasonable cause separated himself from his wife or children or from both or has neglected to maintain his wife or children and in all proceedings where any child of full age has neglected or shall neglect to maintain his or her parents not able to work or of sufficient ability to maintain themselves and in all proceedings for the custody of children

(b) In all proceedings concerning dependent delinquent or neglected children as defined by existing laws relating thereto which are hereby made applicable to proceedings in the County Relations Court

(c) In all proceedings concerning or trials of charges brought against all minors accused of disorderly street-walknig.

(d) In all proceedings concerning or trials of charges brought against all minors between the ages of sixteen and twenty-one years who shall disobey their parents' command or be found idle in the streets and against all disorderly children

(c) All children not under the age of sixteen years deserting their homes without good and sufficient cause or keeping company with dissolute or vicious persons against the lawful commands of their fathers mothers or guardians or other person standing in the place of a parent shall be deemed disorderly children

(f) In all proceedings wherein it is charged that a mother has deserted her child or children or has neglected to maintain her child or children or wherein it is alleged that a grandfather or a grandmother has neglected to maintain his or her grandchild or grandchildren or wherein it is alleged that any child is suffering from epilepsy nervous or mental defects as defined by existing laws relating thereto and which are hereby made applicable to proceedings in the County Relations Court

(g) In all adoption proceedings

(h) In all surety of the peace cases and in the trial of indictments for assault and battery whenever the parties thereto are husband and wife

Section 7 The court hereby created shall also have concurrent jurisdiction with the court of common pleas

(a) In all proceedings in divorce

Section 8 All cases of desertion and non-support instituted in the court of quarter sessions of any county in which a county relations court is created pursuant to the authority of existing law which are pending and undisposed of in said court at the time this act takes effect together with all orders decrees judgments or sentences are hereby transferred to the County Relations Court The said County Relations Court is hereby authorized to hear determine and dispose of the cases hereby transferred and shall have full power and authority to enforce any and all order decrees judgments or sentences heretofore entered or imposed in said cases by the said court of quarter sessions with the same power and effect as if such cases had been originally instituted in the said County Relations court

Section 9 The judge of the said County Relations Court shall be ex-offico justices of the peace in all matters over which such court has jurisdiction When defendants are bound over for trial in any case charging any husband or wife with having committed an assault and battery upon his or her spouse indictments may be presented against them before the grand jury in accordance with existing laws which indictments shall be tried in the County Relations Court Provided however That if it shall be decided by the courts that provisions herein for exclusive jurisdiction in County Relations Court or for abolishing preliminary hearings in certain cases are unconstitutional the intent of the Legislature is hereby expressed that said provisions only shall be void and that all other provisions of this act shall be valid and enforceable

Section 10 The judge of such court shall appoint a chief probation officer whose salary shall not exceed four thousand dollars ($4000) a year and such additional probation officers and employes as he may determine at salaries not to exceed three thousand dollars $3000) a year whose powers and duties shall be similar to those heretofore appointed by the court of quarter sessions of the peace for said county

There shall be no preliminary hearings in any cases affecting dependant delinquent or neglected children under the age of sixteen years as defined by existing naws relating to such proceedings (which laws are hereby made applicable to proceedings in the County Relations Court) but such children shall be brought immediately before the judge of the County Relations Court and he shall hear and determine said cases separately from each other at such place and at such hours of the day or night as will in the judgment of the judge be most conducive to the welfare of such children

Section 11 All fees or other sums received by any clerk or employe of said court shall be paid into the treasury of the county except moneys paid in pursuance of an order of the court in (a) proceeding against a husband or father where it is charged that without reasonable cause he has separated himself from his wife or child or children or from both or (b) in a proceeding against a person wherein it is charged that being of full age he or she has neglected to maintain his or her parents who are not able to work or are not of sufficient ability to maintain themselves (c) in a proceeding for the custody of children in all of which cases the moneys shall be paid by the clerk to the person or persons entitled thereto immediately after the receipt thereof by the clerk

Section 12 The practice in all cases shall be as now provided by law for the courts of the county heretofore having jurisdiction in similar cases In desertion and non-support and surety of the peace cases there shall be no preliminary hearing before an alderman or justice of the peace but the information in all cases shall be made before the County Relations Court or before an alderman or justice of the peace which or who shall thereupon issue its or his warrant of arrest and the person accused be immediately brought before the court for trial If such information is made before an alderman or justice of the peace the person arrested on such warrant shall be bound over to the county court with one sufficient surety Any justice of the peace or magistrate may admit to bail for a hearing before the court persons arrested on original warrant issued out of the county court

Section 13 In any case brought in the County Relations Court in which the parties are entitled by the Constitution and laws of this Commonwealth to a trial by jury the court shall direct trial by jury in the manner now provided by law for the courts of quarter sessions of the peace in and for such county and it shall be the duty of the proper officers of the conty to provide such jurors for service in the County Relations Court as may from time to time be requested by order of the judge or as may be fixed by general order of said judge Said jurors shall be summoned as provided by law and shall receive the same compensation and be subject to the same duties and liabilities as jurors summoned to serve in the courts of common pleas of said county

Section 14 All parties believing themselves to be aggrieved by the decisions of the said Court may remove their cases by appeal or writ of error to the supreme or superior court as the case may be in accordance with existing law and in accordance with the practice and procedure in perfecting appeals from existing courts in counties of the third class

Section 15 The said court shall cause to be kept proper dockets in which a record of all proceedings in each case brought in said court shall be entered and which in all actions shall show

The names of the parties their counsel if any and the addresses of the parties or their counsel where and upon whom service of notices may be made the date on which the complaint was made the manner and date for service of warrant or other writ upon the defendant the date of trial the judgment sentence or decree of the court and the date upon which the same was rendered

Section 16 The said court is empowered to issue writs of subpeona under its official seal into any county of this Commonwealth to summon and bring before the court any person giving testimony in any cause or matter pending before it under penalties hitherto appointed and allowed in such case under the laws of this Commonwealth but no subpeona shall issue to summon a witness from any other county of the Commonwealth except after an order made by the judge of said court upon cause shown.

Section 17 It shall be the duty of the sheriff of any county in which such County Relations Court is created to serve all writs or processes issuing out of the said court in like manner and for the same fees as similar services are performed for writs or processes issuing from the courts of common pleas or quarter sessions of the peace

Section 18 The said court shall have power to establish rules for the conduct of business of the court and from time to time alter and change the same but no rules shall require the parties to file written pleadings other than as required by the provisions of this act Any clerk of said court shall be empowered to administer oaths or affimations

Section 19 The court may establish rules authorizing the taking of testimony by deposition of witnesses residing out of the county or State or who by reason of age sickness or other infirmity are unable to atttend the trial or whose presence cannot reasonably be had and may authorize the taking of such testimony in such manner not inconsistent with the laws of this Commonwealth as the court shall deem proper

Section 20 Every party shall have a right to appear and to plead his cause in person or by counsel admitted to practice in the courts of common pleas of said county but the County Relations Court shall have the right to suspend or exclude any attorney who has been guilty of improper conduct from further appearance in this court

Section 21 The county commissioners of the said county shall provide suitable accommodations and facilities for the transactions of the business of the said court

Section 22 The fees and costs for all warrants writs arrests entries and other services charged for shall be fixed by the judge of said court Provided however That the same in amount shall not exceed the charge for the corresponding fee for similar service in the courts of common pleas and quarter sessions of said county and the same with all witness fees which shall correspond with the witness fees in said courts of common pleas and quarter sessions shall be paid in the manner directed by the court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. TURNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1025, as follows:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursements or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" is hereby amended to read as follows

Section 1102 Petition for Resettlement Within ninety (90) days after the date of any settlement the party with whom or with which the settlement was made may file with the department which made it a petition for resettlement

Every petition for resettlement shall fully state the reasons which the petitioner believes entitled him or it to such resettlement

It shall be the duty of the department with which the petition was filed within six (6) months after the date of any settlement to dispose of any petition for resettlement

In the case of petitions for resettlement filed with the Department of Revenue the disposition of the petition shall be subject to the approval of the Department of the Auditor General as in the case of original settlements and if the two departments shall be unable to agree the case shall be submitted to the Board of Finance and Revenue by the Department of Revenue The Board of Finance and Revenue shall decide every such case within three (3) months from the date of the submission thereof and in case of its failure to reach a decision within such period the disposition of the Department of Revenue shall automatically become valid and the Board of Finance and Revenue shall immediately return to the Department of Revenue all of the papers appertaining to the case

In the case of petitions for resettlement filed with the Department of the Auditor General the petition shall be disposed of by the joint action of that department and of the Treasury Department as in the case of original settlements

Notice of the action taken upon any petition for a resettlement shall be given to the petitioner promptly after the date of resettlement by he departmnt with which the petition was filed

In cases where unpaid taxes are due which are the result of taxes assessed and settlements made prior to April ninth one thousand nine hundred and twenty-nine the party with which the settlement was made may file a petition for resettlement any time within one year of the effective date of this amendment Such petitions shall be filed with the department which under the provisions of the act to which this is an amendment would now make such original settlements and such department shall dispose of such petitions within three months from the entry thereof

Except as herein otherwise provided such petitions for resettlements shall be subject to all the provisions of article eleven of the act to which this is an amendment to the same extent as if such petition had been filed within ninety days after the date of the original settlement

Section 2 This act shall become effective upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No 1064, as follows:

An Act relating to the maintenance of feeble-minded persons and epileptics in state-owned institutions fixing liability for their support and providing for the collection of the moneys due the Commonwealth therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever either of the owners of any property held by entireties shall be maintained in whole or in part at the expense of the Commonwealth in any state-owned school or institution for the feeble-minded or epileptics and the separate property of such pupil or inmate shall not be sufficient to reimburse the Commonwealth such property held by entireties shall be liable for the same to the extent of any order that any court of record of this Commonwealth may make against the spouse of such pupil or inmate either during the lifetime of such pupil or inmate or after his or her death The liability for the support of such pupil or inmate is hereby declared to be the joint liability of such owners to the extent of such order and enforcement against their joint as well as their several properties

Section 2 This act of assembly is intended to apply to the collection of claims for maintenance due the Commonwealth at the time of its passage as well as those to become due hereafter

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1065, as follows:

An Act fixing liability for services rendered patients by state-owned medical and surgical hospitals and providing for the collection of the moneys due the Commonwealth therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever either of the owners of any property held by the entireties or any of their minor children or stepchildren shall have received hospital care services and treatment in or from a state-owned medical and surgical hospital the liability for such care services and treatment including all charges made for operations use of operating room X-rays medicines and the like is hereby declared to be the joint liability of such owners only to the extent that is necessary to secure satisfaction by judgement and execution out of such property held by the entireties Provided however that this act shall never be used to impoverish any person

Section 2 This act of assembly is intended to apply to the collection of claims for such care services and treatment due the Commonwealth at the time of its passage as well as those to become due hereafter

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1068, as follows:

An Act to amend section thirteen and section twenty-seven of the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" by providing that all appeals from appraisements shall specify the objections thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" be and the same is hereby amended to read as follows

Section 13 Any person not satisfied with any appraisement of the property of a resident decedent may appeal within thirty days to the orphans' court on paying or giving security to pay all costs together with whatever tax shall be fixed by the court The appeal shall specify all the objections to said appraisement and any objections not specified in the appeal shall not be considered by the court Upon such appeal the court may determine all questions of valuation and of the liability of the appraised estate for such tax subject to the right of appeal to the Supreme or Superior Court

Section 2 That section twenty-seven of the said act be and the same is hereby amended to read as follows

Section 27 Any person not satisfied with such appraisement as made by an appraiser appointed by the Auditor General may appeal within thirty days to the court of common pleas of Dauphin County on paying or giving security to pay all costs together with whatever tax shall be fixed by the court The appeal shall specify all the objections to said appraisement and any objections not specified in the appeal shall not be considered by the court Upon such appeal the court may determine all questions of valuation and the liability of the appraised estate for such tax subject to the right of appeal to the Supreme or Superior Court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1069, as follows :

An Act to further amend section seven of the act approved the second day of May one thousand eight hundred ninty-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" by changing the date upon which the city or county treasurer is required to sue for the recovery of certain licenses duly returned to him by the mercantile appraiser and not paid

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the second day of May one thousand eight hundred ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" as last amended by section four of the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (Pamphlet Laws six hundred eighty-one) entitled "An act to amend sections four five and six and sections seven and nine as amended by the act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled 'An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods ware and merchandise and providing for the collection of said tax'" be and the same is hereby amended to read as follows

Section 7 It shall be the duty of every city and county treasurer to sue for the recovery of all licenses duly returned to him by the mercantile appraiser in cities of the first class if not paid on or before the first day of July and except in cities of the first class if not paid on or before the first day of [September] August in each and every year within thirty days after that date Provided however That if the county treasurer is satisfied that the mercantile license tax for any good and sufficient reason cannot be collected he shall make a report to the Department of Revenue of all the facts connected with the case and the Department of Revenue upon investigation may exonerate him from the payment of said tax and in all such cases suit shall not be brought The county treasurer shall at the expiration of each month forward to the Department of Revenue the amount of mercantile tax received by him If through fraud mistake or accident any dealer or dealers in or any vender or venders of goods wares or merchandise shall fail to make a full complete and accurate return or the mercantile appraiser shall fail to make a full complete and accurate report of the character and volume of the business of such dealer in all such cases upon the discovery of such delinquency it shall be the duty of the Department of Revenue to investigate and ascertain the character and amount or volume of business transacted by such dealer or dealers vender or venders during the calendar year preceding year for which the tax is to be paid

For the purpose of conducting such investigation the Department of Revenue shall have all the powers conferred by law for the collection of State taxes All taxes based upon such valuation shall be collectible at any time either before or after the expiration of the year for which the tax is to be paid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1072, as follows:

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" as last amended by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-two) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order that the Commonwealth may receive the benefit of section three hundred and one (b) of the Federal Revenue Act of one thousand nine hundred and twenty-six or any other legislation of a similar kind or enacted for a like purpose which grants a credit on the Federal estate tax for inheritance taxes and transfer inheritance taxes paid to the State governments additional transfer taxes for State purposes are hereby imposed upon the transfer in trust or otherwise of any property taxable under the provisions of the transfer inheritance tax law of this Commonwealth approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" Such taxes shall be imposed as estate taxes and shall be collected in acordance with the provisions of the transfer inheritance tax laws of the Commonwealth in the following cases viz Whenever in any estate the total tax paid or payable to the Commonwealth and any other State or territory at the rates fixed under the inheritance tax law shall be less than the total credit allowed by the Federal law for taxes paid to States then the tax imposed by this act upon the transfer of such property shall be an amount equal to the difference between the total credit allowable by the Federal law for taxes payable to the State governments and the total taxes actually paid or payable to the Commonwealth and any other State or territory under the inheritance tax laws

Every executor administrator or person in actual or constructive possession of the property of an estate subject to the tax imposed by this act shall within thirty days after the filing of his return with the Federal Government file a copy of such Federal return with the register of wills of the proper county Such executor administrator or person shall also within thirty days after their receipt file with the register of wills of the proper county copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax The Commonwealth shall have authority in any estate taxable under this act to act to make a provisional estimate for the payment of taxes to the Commonwealth on account and to make an appraisement of the taxes due by any estate under this act when the amount of the Federal tax has been finally determined

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1091, as follows:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to article fifteen of the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article fifteen be amended by adding thereto section five as follows

Section 5 The General Assembly may authorize cities to take more land and property than is needed for actual construction in the laying out widening extending or relocating highways or streets connecting with bridges crossing streams which form boundaries between this and any other State but the additional land and property so authorized to be taken shall not be more than sufficient to form suitable building sites on such highways or streets Nor shall the authority hereby conferred be exercised in connection with the laying out widening extending or relocating of any highway or street at a point more than three miles distant from the approach to any such bridge or tunnel After so much of the land and property has been appropriated for such highways or streets as is needed therefor the remainder may be sold or leased and any restrictions imposed thereupon which will preserve or enhance the benefit to the public of the property actually needed for the aforesaid public use

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1114, as follows:

An Act to repeal an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1131, as follows:

An Act to repeal the act approved the second day of July one thousand nine hundred and one (Pamphlet Laws six hundred one) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" in so far as it relates to cities of the second class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of July one thousand nine hundred and one (Pamphlet Laws six hundred one) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" is so far as it relates to cities of the second class is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1138, as follows:

An Act fixing the compensation to be paid probation officers appointed by the several courts of quarter sessions of counties of the third and fourth classes under the provisions of an act approved the twenty-third day of April one thousand nine hundred and three (Pamphlet Laws two hundred seventy-four) entitled "An act defining the powers of the several courts of quarter sessions of the peace within this Commonwealth with reference to the care treatment and control of dependent neglected incorrigible and delinquent children under the age of sixteen years and providing for the means in which such power may be exercised" and the supplements and amendments thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the probation officers appointed by the several courts of quarter sessions of this Commonwealth in counties of the third and fourth class under the provisions of an act approved the twenty-third day of April Anno Domini one thousand nine hundred three entitled "An act defining the powers of the several courts of quarter sessions of the peace within this Commonwealth with reference to the care treatment and control of dependent neglected incorrigible and delinquent children under the age of sixteen years and providing for the means in which such power may be exercised" and the amendments and supplements thereto shall each receive a compensation not to exceed two hundred ($200) dollars per month which compensation shall be fixed by the judges of the respective courts of quarter sessions

Section 2 This act shall take effect immediately upon its passage and approval by the Governor

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1151, as follows:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of account of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights power and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(f) When any decedent shall leave to survive him a widow or children and an estate not exceeding in value five hundred dollars it shall be lawful for such widow or for such children by any next friend or guardian if to said children the right belongs to petition the orphans' court of the proper county for (the appointment of) an exemption of said amount which the court may allow and set aside without notice or appraisement or the court may appoint two appraisers who shall appraise and set aside any property of said decedent selected by such widow or by such next friend or guardian in the same manner and with the same effect as if letters testamentary or of administration had issued and the appraisers been selected in the usual way Such appraisers shall be sworn or affirmed and shall receive for their services such compensation as shall be allowed by said court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1162, as follows:

An Act to amend the act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred forty-one) entitled "An act regulating the satisfaction of mortgages when payment of the same has been made in full and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record" by including the equitable holder or holders of mortgages providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred forty-one) entitled "An act regulating the satisfaction of mortgages when payment of the same has been made in full and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where payment has been made of all the money or amount due or to become due [in] on any mortgage and the legal or equitable holder or holders thereof or of any interest therein have failed from any cause whatever to enter satisfaction upon the record of the same and shall so continue for six months after payment thereof in such cases the mortgagor or mortgagors his her or their legal representatives or the owner or owners of the mortgaged premises or any or either of them or any party in interest or any party that may be affected by the failure to so satisfy said mortgage may petition the court of common pleas where the mortgaged premises are situate setting forth the premises whereupon the said court shall direct the sheriff of said county to serve [a notice stating the facts set forth in the petition on the legal representative or representatives] upon the legal holder or holders of said mortgage and upon the equitable holder or holders thereof if any are known who has or have failed to enter satisfaction or record if to be found in the county a copy of the petition and a notice requiring said parties to appear at a day certain not less than fifteen days after service and answer said petition and in case the parties cannot be found in the said county then the sheriff shall [give public notice] publish a notice briefly setting forth the contents of said petition and requiring the parties to appear and answer as aforesaid in [one or more newspapers] a newspaper of general circulation published within [or nearest to the] said county once a week for [four] three weeks successively prior to the [then next term after the petition has been presented requiring the said parties to appear at the next term and answer the petition aforesaid at which term or any subsequent term the said] return day Provided That as to all parties who cannot be found within the county a copy of said petition and notice shall be sent by registered mail to their last known address in addition to the service by advertisement as herein provided whereupon the court on due proof being made that the full amount [for which the said mortgage was given has been paid are] due upon said mortgage has been paid is hereby authorized and required to decree and direct that satisfaction shall be entered upon the record thereof by the recorder of the proper county in payment of the costs due relative to such proceedings and to the entry of [said mortgage or any proceedings thereon] such satisfaction which said satisfaction so entered shall forever discharge defeat and release the [same] said mortgage and shall likewise bar all actions brought or to be brought thereon as fully and effectually to all intents and purposes as if the satisfaction had been entered by the legal and equitable holder or holders of the said mortgage But if either of the parties shall desire any matter of fact that is affirmed by one and denied by the other to be tried by a jury an issue shall be formed and the same shall be tried accordingly and if the jury shall find that the full amount [for which the] due upon said mortgage [was given] has been paid then satisfaction shall be entered on the record as aforesaid But [and] in all cases where the legal or equitable holder or holders of such mortgage or of any interest therein at the time of such payment shall have been a building and loan association or other corporation whose existence in law has terminated or become doubtful or whose affairs have been wound up a copy of the petition and [the] notice required by this act shall be served on either president or treasurer last in office [in] of said association or corporation if he is to be found in the county otherwise [public] notice [shall be given in one or more newspapers within or nearest to the county] by advertisement shall be given in the manner aforesaid

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1163, entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees and costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" is hereby amended to read as follows

Section 23 (a) Whenever any person shall die seised of real estate and the parties in interest desire the same to be converted into money for distribution it shall be lawful for the orphans' court of the proper county in its discretion upon the joint petition of the widow and heirs or devisees and the guardians or committees of such as are minors or under disability in whom the real estate of the decedent shall have vested by descent or will and legatees whose legacies are charged on said real estate or the representatives of such as may be deceased or under disability to order the executor or administrator or a trustee to be appointed by said court to make sale of said real estate Such petition shall set forth the description of the property the desire to have the same sold and its estimated value according to the affidavits of two disinterested and competent persons and said petition shall be duly sworn to Said order shall provide that before making sale the executor administrator or trustee shall (give) file a bond with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen and shall proceed thereafter in all respects in the manner provided by this act in cases of the sale of real estate under proceedings in partition The proceeds of such sale after payment of the expenses thereof shall be distributed to and among those entitled thereto the same as real estate Such sale shall have the same effect in all respects as a public sale in proceedings in partition of real estate under this act

On the question,

Will the House agree to the section?

Mr. **McCLURE**. Mr. Speaker, I desire to offer the following amendments.

The **SPEAKER**. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 3, line 19 by inserting after the word "estate" the following: "but in no such proceedings shall it be necessary for the spouse or spouses of any such party or parties to join in such petition"

Amend section 1, page 5, line 25 by inserting after the word "hand" the following: "in double the estimated value of the said real estate."

On the question,

Will the House agreed to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June, one thousand nine hundred and seventeenth (Pamphlet Laws, three hundred thirty-seven), entitled "An act relating to the jurisdiction, powers, and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate for the purpose of distribution; and the fees, costs, and expenses therein," which section was amended in section two of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, six hundred forty-six), entitled "An act to amend section three, and paragraph (a) of section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred thirty-seven), entitled 'An act relating to the jurisdiction, powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate, and for the purpose of distribution; and the fees, costs, and expenses therein, by providing that in no such proceedings shall it be necessary to join the spouse of any interested party,'" by requiring executors, administrators, or trustees ordered to make sale of real estate to file bonds with sureties as required in section 25 of the Orphans' Court Partition Act of 1917.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1164, entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows' and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organizaton of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing that the court may appoint a guardian without petition in certain cases

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows' and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilites of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(k) In all cases in which proceedings may be had in any orphans' court affecting the interest of a minor notice of such proceedings shall be given to the guardian of such minor in the same manner as is provided by law in the case of persons of full age If such minor has no guardian appointed by an orphans' court of this Commonwealth the orphans' court in which such proceedings shall be pending shall appoint a guardian ad litem for such minor in the same manner as is provided by this act in the case of ordinary applications for the appointment of guardians If such minor or his next friend shall fail or refuse to apply for the appointment of a guardian ad litem as aforesaid then such guardian shall be appointed by said court on petition filed by any person interested in such proceedings or the court may appoint a guardian "ad litem" without petition Notice shall be served as aforesaid upon such guardian ad litem whenever notice shall be requisite

On the question,

Will the House agree to the section?

Mr. McCLURE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 4, line 9, by inserting after the word "Commonwealth" the following: "or by will probated within this Commonwealth"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing that the court may appoint a guardian without petition in certain cases.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole bing in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1168, as follows:

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-four) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-four) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" is hereby amended to read as follows

Section 2 The Board of Pardons shall have the following powers and duties (a) It shall establish standards to govern the selection of field agents for the supervision of prisoners on parole and to govern the supervision of prisoners on parole (b) It shall prepare and furnish to the warden of each penitentiary and to the Superintendent of the Pennsylvania Industrial Reformatory forms upon which shall be recorded a detailed statement concerning every prisoner paroled from said institution (c) It shall consider ways and means of coordinating the pardon and parole work of the State (d) It shall keep itself informed concerning methods used in preparing and selecting parolees in the penal institutions of the State and shall recommend to the Governor for presentation to the Legislature whatever changes it deems advisable for the improvement of the parole system as a whole (e) It shall cause to be furnished to the warden of each penitentiary and to the Superintendent of the Pennsylvania Industrial Reformatory such information as may be requested by them to determine the time that prisoners shall be continued on parole to determine the kind and character of employment offered to applicants for parole and the reliability of the intended employer (f) It shall divide the State into as many geographical districts as may be necessary for the adequate supervision of prisoners hereafter to be paroled from the State penitentiares and the Pennsylvania Industrial Reformatory and may from time to time change the area location and number of such districts It may assign one or more field agents to each geographical district Any field parole agent shall have full authority to arrest and detain any parolee who has violated the terms of his or her parole under any warrant issued by the State Board of Pardons or the Board of Trustees of Pennsylvania Reformatory for the arrest of such parolee

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1169, as follows:

An Act to amend an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet laws one thousand one hundred eighty-three) entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntingdon and regulating the procedure when such persons violate the terms of paroles and the effect of such violations" by authorizing field parole agents to arrest parole violators

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three) entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntingdon and regulating the procedure when such persons violate the terms of paroles and the effect of such violations" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever an inmate of the Pennsylvania Industrial Reformatory at Huntingdon is paroled and thereafter when on parole shall in any manner violate the same the State Board of Pardons or the board of trustees of the said Pennsylvania Industrial Reformatory shall cause a warrant to be issued for the arrest of said person which warrant shall give all field parole agents of the Department of Justice and officers authorized by law to make arrests full authority to apprehend and detain said inmate and such officer upon the arrest of said inmate shall notify the Board of Pardons who shall notify the Superintendent of the Pennsylvania Industrial Reformatory from which said inmate was released on parole to send an officer to return him to said reformatory The Board of Pardons or its duly authorized representative shall forthwith submit to the trustees of said reformatory a report of violation of parole of said inmate Upon his return he shall be given a hearing by the board of trustees and if said board shall find that said parole has not been broken it shall notify the Board of Pardons whereupon the prisoner shall be released and continue subject to the terms of said parole But if it be found that said parole has been broken said prisoner may be required to serve the unexpired term of his possible maximum sentence at the discretion of the board of trustees and the time from the date of his declared delinquency to the date of his return to the reformatory shall not be counted as any part or portion of such sentence

The cost of executing such warrant shall be paid by the board of trustees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1170, as follows:

An Act to amend section one of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole and fixing the penalty for such violation" by authorizing field parole agents to arrest parole violators

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole and fixing the penalty for such violation" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met an dit is hereby enacted by the authority of the same That whenever it shall appear to the State Board of Pardons that a person who has been sentenced under the provisions of the act approved the ninteeenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of paole and extending the powes and duties of boards of prison inspectors of penitentiaries" and its amendments and released on parole by commutation containing a condition that the convict shall be subject to the terms of said act has violated the terms of his or her parole it shall cause a warrant to be issued for the arrest of said person which warrant shall give all field parole agents of the Department of Justice and officers authorized by law to make arrest full authority to apprehend and detain said convict And such officer upon the errest of said convict shall notify the Board of Pardons who shall notify the warden of the penitentiary from which said convict was released on parole to send an officer to return him to said penitentiary The Board of Pardons or its duly authorized representative shall forthwith submit to the trustees of said penitentiary a report of violations of parole of said convict

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1201, as follows:

An Act relating to impeachment proceedings provided for special committees of the House of Representatives to investigate charges against public officers and for special Sessions of the General Assembly at the call of the Governor to bring and try impeachment proceedings during interims between regular Sessions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Speaker of the House of Representatives is hereby authorized to appoint three committees on impeachment each to consist of nine members of the House of Representatives One such committee shall be for the Eastern District one for the Middle District and one for the Western District as hereinafter provided The members of each committee shall be residents of the district for which they are appointed The members of such committees shall serve without compensation but shall be entitled to all expenses necessarily incurred in the discharge of their duties

Section 2 The respective districts shall be composed as follows

EASTERN DISTRICT The counties of Philadelphia Delaware Chester Montgomery Berks Lehigh Bucks Carbon Northampton Monroe Pike Wayne Lackawanna Susquehanna Wyoming and Luzerne

MIDDLE DISTRICT The counties of Bradford Tioga Potter McKean Elk Cameron Clinton Lycoming Sullivan Columbia Montour Northumberland Union Centre Clearfield Blair Huntingdon Miffin Juniata Perry Snyder Dauphin Lebanon Schuylkill Lancaster York Adams Cumberland Franklin and Fulton

WESTERN DISTRICT The counties of Bedford Somerset Fayette Greene Washington Allegheny Westmorland Cambria Indiana Armstrong Butler Beaver Lawrence Mercer Venango Clarion Jefferson Forest Warren and Erie

Section 3 Each committee when appointed shall organize at the call of the Speaker by electing a chairman and vice-chairman The Legislative Reference Bureau shall act as secretary to each of said committees The three committees so constituted shall at a joint meeting draft rules and regulations to govern their proceedings and the hearings had before them Each committee shall have power to employ and fix the compensation of investigators clerks reporters and attorneys deemed necessary to fully investigate any complaint presented to it

Section 4 It shall be the duty of each committee to hear complaints of citizens filed with the chairman of the committee against public officers who in accordance with the Constitution of this Commonwealth are subject to impeachment for any misdemeanor in office If the chairman of the committee determines any such complaint should be heard he shall call a meeting of the committee Each committee shall have power to hold hearings within their respective districts with respect to charges against any such public officer resident within such district hear the testimony of any witnesses appearing and issue subpoenas signed by the chairman or vice-chairman requiring any person to appear before them and to testify as to any matters properly being inquired into by the committee and to produce any books papers and documents Any person who shall refuse to appear and testify in obedience to any such subpoena shall be liable to the penalties provided by law in such cases The hearings of any such committee may be public or private as the committee may decide

Three members of the committee shall constitute a quorum to hold hearings but in all other cases a majority of the committee shall constitute a quorum with power to act Each member of the committee shall have power to administer oaths

Section 5 Upon the conclusion of the hearing of any complaint the committee shall determine the merits of the complaint If the committee shall decide that the complaint was not well founded it shall dismiss it If the committee shall determine that the complaint is meritorious it shall reduce its findings to writing and transmit them to the Speaker of the House of Representatives The Speaker of the House shall thereupon send a copy of such report to the Governor with a request that the Governor shall in his discretion call a special Session of the House of Representatives for the consideration of the report or hold the matter over until the next regular Session of the General Assembly The Governor may transmit any such report to the Attorney General for such action as he may deem advisable Any such report shall be public and open to inspection during business hours

Section 6 Each member of the House of Representatives and the Senate when called into special Session in connection with any impeachment proceeding shall be entitled to compensation at the rate of twenty dollars per diem and mileage at the prevailing railroad rate once each week from and to their places of residence Such officers and employes as the Speaker of the House or President Pro Tempore of the Senate shall deem necessary shall attend such impeachment sessions and all employes except those paid salaries on an annual basis shall be entitled to compensation at the per diem rate fixed by law for regular sessions

Section 7 There shall be inserted in each general appropriation law an appropriation item to cover the expenses of such committees of the House and the compensation of their appointees and for the compensation of Members Senators and employes and the payment of other expenses incident to any special session as herein provided

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1216, as follows:

An Act fixing the salary of the recorder of deeds in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of the recorder of deeds in counties of the third class shall be as follows In counties having a population of two hundred and fifty thousand and more but less than two hundred and ninety thousand inhabitants six thousand dollars ($6,000) and in counties having a population of two hundred and ninety thousand and more but less than eight hundred thousand inhabitants five thousand dollars ($5,000)

Section 2 The act approved the third day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred sixteen) entitled "An act fixing the salaries of the county controller recorder of deeds and clerk of courts in counties of the third class" be and the same is hereby repealed in so far as it relates to recorders of deeds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1243, as follows:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by providing for construing the word "population" as mentioned in section four of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "population" as mentioned and used in section four of said act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) shall be construed to mean the population of the respective judicial district at the time the service is rendered as ascertained from time to time by reference to the decennial United States Census

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1251, as follows:

An Act authorizing the State Treasurer under certain conditions to transfer sums of money from General Fund to the Motor License Fund providing for the subsequent transfer of an equal sum from the Motor License Fund to the General Fund and making appropriations necessary to effect such transfers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the State Treasurer is hereby authorized and directed from time to time during the current calendar year to transfer from the General Fund to the Motor License Fund such sums not exceeding in the aggregate the sum of ten million dollars ($10,000,000) as the Governor may approve Any sums so transferred shall be available for the purposes for which the Motor License Fund is appropriated by law Transfers shall be made hereunder upon warrant by the Auditor General upon requisitions of the Governor

Section 2 In order to reimburse the General Fund an amount equal to that transferred at any time under section one of this act shall be transferred from the Motor License Fund to the General Fund in twelve equal monthly instalments beginning six months after the date of transfer Such transfers shall be made by the State Treasurer upon requisition and warrant of the Auditor General who shall furnish to the Governor the Secretary of Revenue and the Secretary of Highways a copy of each requisition drawn for this purpose

Section 3 The moneys in the General Fund and the Motor License Fund are hereby specifically appropriated for transfer as provided in this act

Section 4 This act shall be effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. TURNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Highways for the purpose of further study.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair is unable to determine and asks for a division.

Whereupon a division was taken, fifty members voting in the affirmative and sixty-three in the negative, the question was determined in the negative and the motion was not agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1254, as follows:

An Act to amend section one of the act approved the twenty-fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred seventy-nine) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred seventy-nine) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" which was amended by the act approved the tenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred eighty) entitled "An act to amend section one of the act approved the twenty-fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred seventy-nine) entitled 'An act to fix the salary and mileage of members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith' increasing the compensation of members of the General Assembly" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of the members of the General Assembly shall be three thousand dollars ($3,000) for each biennial session and mileage to and from their homes at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capital of the State The salary of the members of the General Assembly shall be [five hundred dollars ($500)] fifteen hundred dollars ($1,500) and mileage as aforesaid for each special or extraordinary session and no other compensation shall be allowed whatever except one hundred and fifty dollars ($150) in postage for each regular biennial session and fifty dollars ($50) for each special or extraordinary session

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1257, as follows:

An Act relating to the assessment of real property for taxation purposes in counties other than those of the first and second class providing for the revision of assessments by assessors and committees appointed by local taxing districts defining the powers and duties of county commissioners boards for the assessment and revision of taxes and boards of revision with respect thereto and providing for the collection of real estate sale data and its use by counties and the Department of Public Instruction and for the appointment and compensation of persons to collect such data

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners or board for the assessment and revision of taxes in each county except those of the first and second class shall when issuing instructions to assessors engaged in valuing property for taxation purposes at any triennial assessment carefully instruct the assessors or subordinate assessors whether real property shall be assessed at full value or uniformity throughout the county at a certain percentage of full value

Section 2 In order to assist each assessor in complying with the instructions of the county commsisioners or board for the assessment and revision of taxes and in aid of securing a better and more just equalization of real property assessments in each county it shall be the duty of the council of each borough the township commissioners of each township of the first class the township supervisors of each township of the second class and the board of school directors of each school district in a borough or township at any time when a triennial assessment of property is being made and before return thereof is made by the assessors each to appoint a committee of not more than three members whose duty it shall be to sit with the assessors or assessors in their respective boroughs and townships and aid the assessor in revising and equalizing the assesment of real property so as to bring the valuation of all property in their respective districts in accord with the measure of valuation adopted by the county commissioners or the board for the assessment and revision of taxes as the case may be

Section 3 It shall be the duty of the county commissioners and boards for the assessment and revision of taxes in the several counties to fix a time and place where each assessor shall be required to meet with the committee or committees appointed as aforesaid in order to revise and equalize such assessments

At such time and place fixed by the county commissioners the assessors and the said committees shall proceed to a consideration of the valuations as fixed by the assessors and a majority of those present at the meeting shall have power to approve or disapprove any valuation as fixed by the assessor and to fix new valuations where those fixed be the assessor are not approved If a majority of those present shall be in accord on the valuation of all assessments in the district the valuation so agreed upon shall be returned by the assessor as the assessment for his district which assessment shall not thereafter be subject to revision or change by the board of revision or change by the board of revision or change by the board of revision or board for the assessment and revision of taxes But if a majority of those present cannot agree upon a particular valuation the disagreement shall be referred to the board of revision of taxes for the county which shall fix a time and place when the assessor and the members of the committee or committees shall present such disagreement to the board of revision of taxes for the county The decision of the board of revision in such cases shall be final and shall accordingly be entered upon the assessment

Section 4 The board of revision of taxes in any such county shall in its revision of the assessment have power to uniformity increase or lower the assessments in any district made in accordance with the provisions of this act so as to secure uniformity in assessments throughout a county but shall not have any power to increase or decrease individual assessments which have been fixed in accordance with this act The assessments as thus fixed shall before the days fixed for appeals be published at the expense of the county by districts once in one newspaper circulating generally in the district Any assessment fixed in accordance with this act shall be subject to appeal in the manner now provided by law

Section 3 It shall be the duty of the county commissioners of each county to collect tabulate and systematize facts and data relating to sales of real property in the several municipal districts within their respective counties and from such data to determine from time to time as accurately as may be the percentage that the assessment of real property in each municipal districts bears to the true value of real estate in such district The information thus secured shall be used by the board of revision of taxes in equalizing assessment valuations between the several municipal units in each county The county commissioners shall upon the completion of each triennial assessment certify the result of its findings with respect to the percentage valuation of assessments as soon as may be to the Department of Public Instruction at Harrisburg to assist the said Department in its distribution of State subsidies to the several school districts

The board of county commissioners in counties of the third fourth fifth and sixth classes shall have power to employ competent persons to collect and systematize such facts and data with respect to sales of real estate and to fix the compensation of such persons payable by the county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. D. GLENN MOORE. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of a hearing.

Mr. McCALLISTER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1263, as follows:

An Act to amend section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two) entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in repay moneys by extending the provisions of said act to cases where a bondsman causes the apprehension of a defendant and surrenders him to the jurisdiction of the court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two) entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the county commissioners of any county shall collect or have collected any money upon any forfeited recognizance duly estreated to such county commissioners by the clerk of the proper court and where the defendant in such case subsequently surrenders himself or herself to the jurisdiction of the proper court or is subsequently apprehended through the efforts of a bondsman and surrendered to the jurisdiction of the court the county commissioners may with the consent of the district attorney repay to the party from whom such money was collected the amount so collected on such forfeited recognizance exclusive of all costs paid or incurred by the county in such proceeding

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1293, as follows:

An Act to amend route three hundred and fifty-four of the act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphet Laws nine hundred forty-eight) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That route three hundred and fifty-four of the act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred forty-eight) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth" is hereby amended to read as follows

Route Three Hundred and Fifty-four A certain section of public road beginning at [a point on the New Galilee and Wampum State highway one mile east of] an intersection with State highway route number two hundred and sixty-five in the borough of New Galilee Beaver County thence extending an easterly direction [for a distance of about two and one-half miles] to a point at the borough of Koppel intersecting with route number seventy-seven

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1298, as follows:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the judge provided for in the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts" an additional law judge is hereby authorized and provided for the court of common pleas of the twenty-ninth judicial district who shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and who shall hold his office for a like term and by the same tenure and shall have the same power authority and jurisdiction and shall be subject to the same duties restrictions and penalties and shall receive the same compensation provided for by law for judges learned in the law of the courts of said judicial district

Section 2 At the next municipal election after the passage of this act the qualified electors of said twenty-ninth judicial district shall elect in the same manner prescribed by law for the election of a president judge a competent person learned in the law to serve as an additional law judge of the court of common pleas of the said twenty-ninth judcial district from the first Monday in January one thousand nine hundred and thirty-two for a term of ten years Vacancies in the office hereby created whether caused by death resignation expiration of term or otherwise shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge

Section 3 This act shall be in force immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1300, as follows:

An Act to amend an act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice" as amended by providing that whenever a part of such proposed issues of bonds or other securities shall have been or shall hereafter be bid for after due advertisement the balance of such proposed issues or any part thereof may be sold at private sale for not less than par and accrued interest

Section 1 Be it enacted by the Senate and House or Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice" which was amended by an act approved the eleventh day of April one thousand nine hundred and twenty-one (Pamphlet Laws five hundred eighteen) entitled "An act to amend the act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice providing for private sales where no bids are received" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when any county city borough township school district or other municipality or incorporated district of this Commonwealth having authority so to do shall borrow money and issue bonds or other securities therefor except in the case of the giving of notes for temporary loans as may be authorized by law the authorities thereof shall sell the same to the highest responsible bidder after public notice by advertisement once a week for three weeks in at least one newspaper of general circulation published in the county in which such county city borough township or school district or other municipality or incorporated district shall be situated Provided That no bid for such bonds or securities at less than their par value shall be accepted And provided further That where bonds [and] or securities shall have been heretofore or shall hereafter be advertised for sale as provided in this act and no bid or bids in accordance with the terms of the offering shall have been received for all of said bonds or securities [then] it shall be lawful for such county city borough township school district or other municipality or incorporated district to sell [the same] at private sale for not less than par and accrued interest all or any part of said bonds or securities for which no bid or bids in accordance with the terms of the offering shall have been received

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1302, as follows:

An Act fixing the salaries of district attorneys in counties of the sixth seventh and eighth classes

Section 1 Be it enacted by the Senate and House or Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the annual salary of the district attorneys in counties of the sixth seventh and eighth classes shall be as follows

In counties of the eighth class not less than five hundred dollars ($500) or more than seven hundred and fifty dollars ($750)

In counties of the seventh calss having a population of twenty thousand and not more but less than thirty thousand inhabitants not less than six hundred and twenty-five dollars ($625) or more than one thousand two hundred dollars ($1,200) in those having a population of thirty thousand and more but less than forty thousand inhabitants not less than one thousand dollars ($1,000) or more than one thousand six hundred dollars ($1,600) and in those having a population of forty thousand and more but less than fifty thousand inhabitants not less than one thousand two hundred and fifty dollars ($1,250) or more than two thousand dollars ($2,000)

In counties of the sixth class having a population of fifty thousand or more but less than sixty thousand inhabitants not less than one thousand five hundred and sixty-two dollars ($1,562) or more than two thousand four hundred dollars ($2,400) in those having a population of sixty thousand or more but less than seventy thousand inhabitants not less than one thousand eight hundred and seventy-five dollars ($1,875) or more than two thousand eight hundred dollars ($2,800) in those having a population of seventy thousand and more but less than eighty thousand inhabitants not less than two thousand five hundred dollars ($2,500) or more than three thousand two hundred dollars ($3,200) in those having a population of eighty thousand and more but less than ninety thousand inhabitants not less than three thousand one hundred and twenty-five dollars ($3,125) or more than three thousand eight hundred dollars ($3,800) and in those having a population of ninety thousand and more but less than one hundred thousand inhabitants five thousand dollars ($5,000)

Whenever in this act a maximum and minimum salary is provided the judge or judges of the court of quarter sessions of the county shall have power to fix the salary of the district attorney within the maximum limits herein provided but any such salary shall be fixed before the election of any district attorney to whom such salary is to be paid and such salary shall not thereafter be increased or decreased during the term for which such district attorney was elected Provided That where the said judge or judges shall fail neglect or refuse to fix a salary for the district attorney as herein provided he shall receive the minimum salary provided by this act

The salaries herein provided for shall be paid by the county

Section 2 The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred ninety-five) entitled "An act to fix the salaries of district attorneys in counties having a population of less than a million inhabitants" is hereby repealed in so far as it relates to counties of the sixth seventh and eighth classes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1317, as follows:

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the fifth day of March one thousand seven hundred ninety-two (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" is hereby amended to read as follows

Section 7 [That every] Every notary hereafter commissioned shall provide a public notarial seal with which he or she shall authenticate all his or her acts instruments and attestations on which seal shall be engraved [the arms of this Commonwealth and shall have for legend] the name surname the words "Notary Public" and location of the office of the notary using the same [and the place of his residence]

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1318, as follows:

An Act to amend sections one and two of the act approved the sixth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred twenty-three) entitled "An act to amend an act entitled 'Relative to notaries public' approved the fourth day of February Anno Domini one thousand eight hundred and fifty-six extending the limits of residence and powers of notaries public" requiring notaries public to maintain an office at the place named in the notary commission and to specify such place on notarial acts performed elsewhere

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the sixth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred twenty-three) entitled "An act to amend an act entitled 'Relative to notaries public' approved the fourth day of February Anno Domini one thousand eight hundred and fifty-six extending the limits of residence and powers of notaries public" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any person heretofore appointed or who shall hereafter be appointed a notary public and whose commission shall direct [him] such notary to reside in any city [or] borough town or township [in] of any [of the counties] county of this Commonwealth [in which any said city or borough may be located] to have [his] a domicile in any part of said county or of [the] any adjoining [counties] county Provided That [he] such notary shall keep an office in the said city [or] borough [or] town or township of the county named in his or her commission

Section 2 That section two of said act is hereby amended to read as follows

Section 2 [That all] All [notorial] notarial acts heretofore or hereafter performed within this Commonwealth by [notaries] any notary public of this Commonwealth when [a] such notary is not at the place within the county for which he or she was commissioned shall be as valid and legal as if he or she were at the place for which he or she is commissioned except that hereafter such notary shall append to such notarial acts the name of the place for which he or she is commissioned Provided That nothing in this section contained shall apply to or affect any case now pending in or heretofore decided by any court of the Commonwealth

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1319, as follows:

An Act to amend section three of the act approved the fourteenth day of April one thousand eight hundred and forty (Pamphlet Laws three hundred thirty-four) entitled "A further supplement to the act entitled an act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" by requiring notaries to take the constitutional oath of office and to file their bond commission and oath within a certain time and repealing part of a certain act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the fourteenth day of April one thousand eight hundred and forty (Pamphlet Laws three hundred thirty-four) entitled "A further supplement to the act entitled an act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" is hereby amended to read as follows

Section 3 Hereafter every notary [shall be subject to all the provisions of the act of assembly passed the tenth day of March one thousand eight hundred and ten entitled an act taxing certain officers and the supplement thereto passed the twenty-fourth day of March one thousand eight hundred and eighteen] on his or her appointment and before he or she enters upon the duties of the office of notary public shall take and subscribe the constitutional oath of office and shall give a surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the Governor Every such bond shall have as surety a duly authorized surety company or [with] two sufficient individual sureties to be approved by the Governor [in such amount as may be determined by him] conditioned for the faithful [payment to the State Treasurer of all taxes and moneys which he shall become liable to pay to the Commonwealth under the above recited acts] performance of the duties of the office of notary public and for the delivery of his or her register and all other public papers into the office of the recorder of deeds of the proper county in case of his or her death resignation disqualification or removal [or of his commission being superseded by the appointment of another person in his place as required by law which] Such bond and also his or her commission and oath of office shall be recorded [as other bonds required to be given by notaries are directed to be recorded] in the office of the recorder of deeds of the county wherein the place for which he or she is commissioned is located [The commission of every notary now in office who shall for the space of sixty days from the passage of this act neglect to give bond and cause the same and his commission and oath to be recorded shall be null and void and the] The commission of any notary hereafter appointed who shall for the space of thirty days after the beginning of his or her [appointment] term neglect to give bond and cause the same and his or her commission and oath to be recorded as above directed shall [also] be null and void

Section 2 That section eight of the act approved the fifth day of March one thousand seven hundred and ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1351, as follows:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sections of township roads are hereby adopted by the Commonwealth as State highways to be taken over upon the terms and conditions and subject to the limitations hereinafter contained and thereafter to be maintained and constructed at the expense of the Commonwealth upon the terms and conditions and subject to the limitations hereinafter provided

Section 2 The township roads to be taken over under the provisions of this act in the County of Adams are those situate and described as follows

Route 01001 Beginning at a point in Liberty Township on the Maryland State Line about one mile west of the Liberty-Freedom Township Line thence through Liberty and Hamiltonban Townships to the southern boundary line of Fairfield Borough thence from a point in Hamiltonban Township intersecting Route 44 about one-eighth mile east of Fairfield Borough thence through Hamiltonban Highland and Franklin Townships via Orrtanna to a point intersecting Route 43 at Cashtown thence from a point intersecting Route 43 through Franklin Township via Hilltown to a point intersecting Route 342 about one-eighth mile west of Arendtsville Borough through Franklin and Menallen Townships via Brysonia to a point intersecting the township road about one-half mile east of Wenksville in Adams County a distance of about 22.2 miles

Route 01002 Beginning at a point in Cumberland Township intersecting Route 375 about one-half mile north of Barlow thence in a westerly direction through Cumberland Township to a point intersecting Route 298 about one-half mile north of Greenmount thence from a point in Cumberland Township intersecting Route 298 in Greenmount thence through Cumberland Freedom and Highland Townships intersecting Route 44 about two miles east of the Highland-Hamiltonban Township Line thence through Highland and Cumberland Townships via Knoxlyn to a point intersecting Route 43 about one-half mile east of Cumberland-Franklin Township Line thence from a point intersecting Route 43 near Seven Stars through Franklin Township intersecting the County Road about one-fourth mile south of Mummasburg thence from a point on the County Road about one-fourth mile west of Mummasburg through Franklin Township to the southern boundary line of Arendtsville Borough in Adams County a distance of about 15.7 miles

Route 01003 Beginning at the Maryland Line in Freedom Township about one and one-half miles west of the Freedom-Cumberland Township Line thence through Freedom and Cumberland Townships to a point intersecting Route 375 at the County Bridge thence from a point on Route 375 at Barlow through Mt. Joy and Mt. Pleasant Townships by way of Two Taverns and Bonneauville intersecting Routes 42 and 231 to a point on Route 126 about one mile west of New Oxford Borough thence from a point on the northeast borough line of New Oxford Borough through Oxford and Hamilton Townships intersecting Route 342 to a point in Hamilton Township intersecting Route 190 about one mile south of East Berlin Borough in Adams County a distance of about 21 miles

Route 01004 Beginning at a point on the Oxford-Berwick Township line intersecting Route 342 about one mile north of the Adams-York County line thence northwestward through Oxford Township via Bittingers to a point on State-aid Application 6810-A approximately one mile south of New Oxford Borough thence from a point on the northern boundary line of New Oxford Borough northwesteward through Oxford Hamilton Mount Pleasant Straban Tyrone and Huntingdon Townships via New Chester crossing Route 620 at New Chester Route 399 .5 of a mile east of Heidlersburg and Route 123 one mile northeast of Heidlersburg and thence via Limerock Mill to a point in Huntingdon Township about 1.25 miles southeast of Idaville thence westward through Huntingdon and Tyrone Townships via Gardner's School to a point in Tyrone Township at the crossroad in the village of Gardners in Adams County a distance of about 15.7 miles

Route 01005 Beginning at a point in Conewago Township on the Adams-York County line approximately one-half mile west of the Union-Conewago Township line thence northerly via Mt Pleasant to a point on the southern boundary line of McSherrytown Borough thence from a point in Conewago Township intersecting Route 231 one-eighth mile west of McSherrytown Borough thence through Conewago Mt. Pleasant and Straban Townships via Continental and Cedar Ridge intersecting Route 126 to a point in Straban Township intersecting Route 620 about one-half mile east of Hunterstown thence from a point again intersecting Route 620 at Hunterstown northeasterly through Straban and Tyrone Townships to a point in Tyrone Township intersecting Route 01004 about three miles northwest of New Chester in Adams County a distance of about 15.8 miles

Route 01006 Beginning at a point in Cumberland Township intersecting Route 41 about one mile north of Gettysburg thence through Cumberland and Butler Townships to a point in Butler Township intersecting Route 620 about one-fourth mile south of Table Rock thence from a point about one-fourth mile north of Table Rock on Route 620 to a point in Butler Township intersecting Routes 342 and 531 about one mile east of Biglerville and thence from a point in Butler Township intersecting Route 531 near Center Mills thence through Butler and Menallen Townships via Benders Station and Mount Tabor to a point in Tyrone Township intersecting Route 01047 about one-half mile south of the Cumberland County line in Adams County a distance of about 12.3 miles

Route 01007 Beginning at a point in Franklin Township intersecting a County Road in Mummasburg thence easterly through Franklin Butler and Straban Townships intersecting Route 41 near Goldenville to a point in Straban Township intersecting Route 620 about one mile west of the intersection of Routes 123 and 620 in Adams County a distance of about 5.5 miles

Route 01008 Beginning at a point in Reading Township intersecting Routes 342 and 620 thence northerly intersecting Route 399 through Reading and Latimore Townships to a point on the Adams-York County line at Bermudian in Adams County a distance of about 7.3 miles

Route 01009 Beginning at a point in Reading Township intersecting Route 399 about one mile west of East Berlin Borough thence northerly through Reading and Latimore Township via Amatus Pondtown Mill Deardorff's Mill and Latimore intersecting Route 123 at Deardorff's Mill to a point on the Adams-York County Line about one and one-half miles north of Latimore in Adams County a distance of about 13.0 miles

Route 01010 Beginning at a point in Franklin Township intersecting Route 342 about one-fourth mile southeast of the Menallen-Franklin Township Line thence through Franklin and Menallen Township via Boyd's School House and Wenksville to a point on the northern boundary line of Bendersville Borough thence from the south borough line of Bendersville to the intersection of Route 41 in Menallen Township at a point near Tysons Corner in Adams County a distance of about 9.5 miles

Route 01011 Beginning at a point in Tyrone Township intersecting Route 531 near the intersection of Tyrone Menallen and Butler Townships thence through Tyrone and Huntingdon Townships via Lime Rock Mill to a point on the western boundary line of York Springs Borough in Adams County a distance of about 5.2 miles

Route 01012 Beginning at a point in Huntingdon Township on the Cumberland-Adams County Line about one mile south of Latimore-Huntingdon Township Line thence through Huntingdon and Latimore Townships to a point at or near the Village of Latimore in Adams County a distance of about 3.2 miles

Route 01013 Beginning at a point near the Germany-Union Township Line intersecting Route 42 about one-fourth mile north of Littlestown Borough thence through Union Germany and Mt. Pleasant Townships via White Hall to a point on Route 01003 in Mt. Pleasant Township approximately one-fourth mile south of Bonneauville in Adams County a distance of about 5.3 miles

Route 01014 Beginning at a point on the Maryland State Line in Mount Joy Township about one-half mile east of Route 375 thence through Mount Joy Township to a point in Germany Township intersecting State-aid Application 3412 about one-half mile north of the Maryland State Line in Adams County a distance of about 4.6 miles

Route 01015 Beginning at a point in Hamiltonban Township on the western borough line of Fairfield Borough thence via Maria Furnace Iron Springs and Glad Hill to a point in Hamiltonban Township intersecting Route 44 approximately one-half mile east of the Adams-Franklin County iLne in Adams County a distance of about 5.9 miles

Route 01016 Beginning at a point in Hamiltonban Township in the Village of Mount Hope thence in an easterly direction to a point in Hamiltonban Township via Virginia Mills to an intersection with Route 01001 about one-half mile north of Fairfield Borough in Adams County a distance of about 4.0 miles

Route 01017 Beginning at a point in Highland Township at or near the Village of Orrtanna thence in a southeasterly direction through Highland Township via Knoxlyn to a point intersecting Route 44 one-half mile west of the Cumberland-Highland Township Line in Adams County a distance of about 4.6 miles

Route 01018 Beginning at a point in Franklin Township at McKnightstown Station thence through Franklin Township to a point intersecting Route 43 in the Village of McKnightstown thence from a point intersecting Route 43 one-fourth mile east of McKnightstown through Franklin Township to a point intersecting Route 01002 about one-half mile south of Arendtsville Borough thence from a point on the eastern boundary line of Arendtsville Borough through Butler Township by way of Beechersville to a point intersecting Route 342 about one-fourth mile west of Biglerville Borough in Adams County a distance of about 6.5 miles

Route 01019 Beginning at a point in Menallen Township intersecting Route 01001 about one mile north of Arendtsville Borough thence through Menallen Township to Floradale intersecting Route 41 thence from a point approximately three-fourth mile south of Floradale on Route 41 through Butler Township to Guernsey in Adams County a distance of about 4.2 miles

Route 01020 Beginning at a point in Menallen Township intersecting Route 342 at Culp's Corner thence by way of Leadership Training Camp to a point in Menallen Township intersecting Route 01001 one-fourth mile south of School House in Adams County a distance of about 2.5 miles

Route 01021 Beginning at a point in Hamiltonban Township intersecting Route 01015 about three-fourth mile east of the Village of Iron Springs thence to a point intersecting Route 44 one-fourth mile southwest of Fairfield Borough in Adams County a distance of about 1.1 miles

Route 01022 Beginning at a point on the Franklin-Adams County Line in Hamiltonban Township about one and one-half miles south of Franklin-Hamiltonban Township Line thence to a point in Hamiltonban Township at the Mont Alto Sanatorium Church in Adams County a distance of about 0.9 mile

Route 01023 Beginning at a point in Reading Township intersecting Route 620 approximately one-fourth mile east of the Straban-Reading Township Line thence southeasterly and eastwardly through Reading and Hamilton Townships by way of Dick's Grove to a point in Hamilton Township intersecting Route 342 approximately one-fourth mile south of the Reading-Hamilton Township Line in Adams County a distance of about 2.5 miles

Route 01024 Beginning at a point on the Maryland State Line in Liberty Township about one and one-half miles east of the Franklin-Adams County Line thence in a northerly direction through Liberty Township to a point in Hamiltonban Township intersecting Route 44 at Fountaindale in Adams County a distance of about 1.6 miles

Route 01025 Beginning at a point in Freedom Township intersecting Route 01003 about one-fourth mile north of the Maryland State Line thence via Fair Play crossing Route 298 in a northwesterly direction to a point in Freedom Township about one and one-half miles north of Fair Play in Adams County a distance of about 3.2 miles

Route 01026 Beginning at a point in Freedom Township intersecting Route 01002 about one mile south of the Freedom Highland Township Line thence through Freedom Township to a point in Cumberland Township intersecting Confederate Avenue near the Peach Orchard in Adams County a distance of about 3.0 miles.

Route 01027 Beginning at a point in Mount Joy Township intersecting Route 01003 one and one-half miles east of Barlow thence through Mount Joy Township to the Hoffman Orphanage intersecting State-aid Application 4120 in Adams County a distance of about 1.2 miles

Route 01028 Beginning at a point in Tyrone Township Route 01006 at Mountain View School House thence southeastwardly through Tyrone Township intersecting Route 41 to a point in Tyrone Township at the crossroad in the Village of Gardners in Adams Count a distance of about 2.1 miles

Route 01029 Beginning at a point in Germany Township about one mile north of the Maryland State Line intersecting Route 42 thence through Germany and Union Townships to a point in Union Township intersecting Route 230 about one mile west of the Union-Conewago Township Line thence from a point on Route 230 near Lefever in a northwardly direction to a point in Union Township intersecting Route 01030 immediately east of the crossing of the Hanover and McSherrystown Street Railway Company in Adams County a distance of about 5.0 miles

Route 01030 Beginning at a point in Union Township intersecting Route 01031 about one and one-fourth miles north of the Maryland State Line thence northwesterly to a point in Union Township intersecting Route 230 about one mile southwest of the Union-Conewago Township Line thence from a point intersecting Route 230 about one-half miles southwest of Union-Conewago Township Line northwesterly by way of Sells Station to a point intersecting Route 01032 about one-half mile east of the Union-Mt Pleasant township Line in Adams County a distance of about 5.9 miles

Route 01031 Beginning at a point in Union Township on the Maryland State Line about one-half mile west of the York-Adams County Line thence northwardly to a point on the Adams-York County Line about one mile south of the Conewago-Union Township Line in Adams County a distance of about 2.0 miles

Route 01032 Beginning at a point in Union Township intersecting Route 01013 approximately three-fourth miles north of Littlestown Borough thence northerly to a point in Union Township intersecting Route 231 about one mile west of Brush Town in Adams County a distance of about 2.8 miles

Route 01033 Beginning at a point in Conewago Township intersecting Route 230 about one-half mile east of Conewago-Union Township Line thence in a northerly direction to a point in Conewago Township intersecting Route 231 about three-fourth mile west of McSherrystown Borough in Adams County a distance of about 2.4 miles

Route 01034 Beginning at a point in Conewago Township intersecting State-aid Application 5510 at Edge Grove thence southeastwardly to a point in Conewago Township intersecting Route 231 at the eastern borough line of McSherrystown Borough in Adams County a distance of about 1.4 miles

Route 01035 Beginning at a point in Franklin Township intersecting Route 342 2.5 miles northeast of the intersection of Route 43 and 342 thence in a southerly direction to a point opposite St Ignatius Catholic Church in Adams County a distance of about 0.6 miles

Route 01036 Beginning at a point in Latimore Township on Route 01008 at Bermudian thence easterly to a point on the York-Adams County Line in Adams County a distance of about 0.5 mile

Route 01037 Beginning at a point on the Abbottstown Borough Line thence northwardly through Berwick and Hamilton Townships to a point intersecting Route 01003 in Adams County a distance of about 1.8 miles

Route 01038 Beginning at a point in Straban Township about one and one-half miles south of Plain View intersecting Route 123 thence through Straban Township to a point in Butler Township intersecting Route 01006 one-half mile south of the intersection of Routes 342 and 531 in Adams County a distance of about 3.4 miles

Route 01039 Beginning at a point in Butler Township intersecting Route 620 at Table Rock thence in an easterly direction through Butler Township to a point intersecting Route 01038 in Adams County a distance of about 1.0 mile

Route 01040 Beginning at a point in Straban Township on Route 126 one-fourth mile east of the Gettysburg Borough-Straban Township Line thence northeasterly through Straban Township to a point intersecting Route 620 one-fourth mile west of Hunterstown in Adams County a distance of about 4.4 miles

Route 01041 Beginning at a point in Menallen Township on Route 01010 at Boyd's School House thence northwestwardly through Menallen Township to a point intersecting the State Forestry Road in Menallen Township in Adams County a distance of about 1.8 miles

Route 01042 Beginning at a point in Huntingdon Township intersecting Route 399 about one-half mile west of Bowlder thence in a northerly direction through Huntingdon Township to a point intersecting Route 123 about two miles south of York Springs Borough in Adams County a distance of about 2.8 miles

Route 01043 Beginning at a point in Latimore Township intersecting Route 01009 approximately three-fourth mile south of Pondtown Mill thence in an easterly direction through Latimore Township to a point on the York-Adams County Line one-half mile north of the Latimore-Reading Township Line in Adams County a distance of about 2.9 miles

Route 01044 Beginning at a point in Reading Township intersecting Route 01008 about two miles south of the Reading Latimore Line thence through Reading Township to a point on the York-Adams County Line about one mile south of the Reading-Latimore Township Line in Adams County a distance of about 1.8 miles

Route 01045 Beginning at a point in Reading Township intersecting Route 399 about one-half mile west of East Berlin Borough thence in a northerly direction to a point intersecting 01044 about one-fourth mile west of the York County Line in Adams County a distance of about 3.4 miles

Route 01046 Beginning at a point on the Oxford-Berwick Township Line in Berwick Township intersecting Route 342 about one and one-half miles north of the York County Line thence in a northeasterly direction through Berwick Township crossing Route 190 to the York-Adams County Line about one and one-half miles south of Abbottstown Borough in Adams County a distance of about 3.8 miles

Route 01047 Beginning at a point in Huntingdon Township on the Adams-Cumberland County line about .5 of a mile east of the Tyrone-Huntingdon Township line thence southwestwardly through Huntingdon Township to a point intersecting Route 01006 thence eastwardly through Huntingdon Township via Idaville and Gargol to a point intersecting Route 342 at the York Springs Borough Line in Adams County a distance of about 6.4 miles

Route 01048 Beginning at a point in Conewago Township intersecting Route 01005 near the Conewago-Mt Pleasant Township line thence to a point intersecting State-aid Application 5510 about one-half mile northwest of Edge Grove in Adams County a distance of about 0.9 miles

Route 01049 Beginning at a point in Reading Township intersecting Route 342 about one-fourth mile south of Reading-Huntingdon Township Line thence easterly to a point in Reading Township intersecting Route 01009 about one-fourth mile south of the Reading-Huntingdon Township line in Adams County a distance of about .8 of a mile

Section 3 The township roads to be taken over under the provisions of this act in the County of Allegheny are those situate and described as follows

Route 02001 Beginning at a point on the Allegheny-Westmoreland County Line near Route 737 and extending in a southwesterly direction to an intersection with Route 02164 about one mile north of Renton in Allegheny Count ya distance of about 1.3 miles

Route 02002 Beginning at a point on Route 76 near the bridge over the west branch of Flaugherty Run Road in Allegheny County a distance of about .7 of a mile

Route 02003 Beginning at a point on Route 538 near the village of Clinton thence in a southwesterly direction to a point near Virsoix thence to a point on the Washington County Line near the McBride Farm in Allegheny County a distance of about 3.8 miles

Route 02004 Beginning near the village of Virsoix and extending in an easterly direction to the county Burgettstown Road in Allegheny County a distance of about 1 mile

Route 02005 Beginning in the village of Imperial on Route 538 and extending in a southwesterly direction through the village of Santiago to an intersection with Route 257 in Allegheny County a distance of about 1.8 miles

Route 02006 Beginning at a point on the Coraopolis-Cliff Mine Road near the Coraopolis Heights Police Station thence in a general southeasterly direction to an intersection with the county Montour Run Road near the mouth of Trout Run in Allegheny County a distance of about 3.5 miles

Route 02007 Beginning at a point on Route 257 about .5 of a mile west of its intersection with Route 538 thence in a southerly direction to an intersection with Route 396 in Allegheny County a distance of about 1.5 miles

Route 02008 Beginning at a point on Route 680 about one mile west of State-aid Application 325 thence in a northwesterly direction to an intersection with Route 02007 in Allegheny County a distance of about 1.7 miles

Route 02009 Beginning at a point on Route 682 one mile north of Enlow thence in a northwesterly direction via Harper's Farm to an intersection with the Clinton Moon County Road about .25 of a mile east of Clinton in Allegheny County a distance of about 3.4 miles

Route 02010 Beginning at a point on Route 680 near the Washington County Line and extending in a southerly direction on the road to the Borough of McDonald to the Washington County Line in Allegheny County a distance of about .3 of a mile

Route 02011 Beginning at a point on Route 680 about .25 of a mile east of its intersection with Route 396 thence in a southeasterly direction to a point on the county Noblestown Road about .5 of a mile west of the Borough of Oakdale in Allegheny County a distance of about 2.2 miles

Route 02012 Beginning at a point on Route 538 near the Peoples Gas Company Pump Station thence in a northeasterly direction to an intersection with Route 02009 in Allegheny County a distance of about 1.2 miles

Route 02013 Beginning at Route 257 near its intersection with the county Enlow Road thence in a southerly direction along a branch of Robinson Run to an intersection with State-aid Application 325 in Allegheny County a distance of about 2.6 miles

Route 02014 Beginning at a point on Route 02069 about .7 of a mile north of Route 257 thence in a general easterly direction to an intersection with Route 02005 near the arch under the Montour Railroad in Allegheny County a distance about 1.9 miles

Route 02015 Beginning at a point on the county road near Enlow thence in a general southerly direction across Route 257 thence in a southeasterly direction to an intersection with Route 680 about .5 of a mile west of State-aid Application 325 in Allegheny County a distance of about 2.9 miles

Route 02016 Beginning near the village of Enlow thence in an easterly direction to the Cliff Mine and Coraopolis Road via McClure Farm in Allegheny County a distance of about 2 miles

Route 02017 Beginning at a point in Penn Township on the Saltsburg Road Route 228 and extending in a southerly and southeasterly direction via the Stolter Road to an intersection with Frankstown Road near the property of Jacob Berg in Allegheny County a distance of about 1.7 miles

Route 02018 Beginning on the Coraopolis-Cliff Mine Road near McClarence Mill thence in a general northeasterly direction across the Beaver Grade Road thence in a northerly direction to an intersection with the Coraopolis and Carnot Road about .25 of a mile east of its intersection with the Hassam Road in Allegheny County a distance of about 2.9 miles

Route 02019 Beginning at a point on the Moon and Clinton County Road near the village of Moon and extending in a southwesterly direction to an intersection with Route 682 about .5 of a mile south of the McCutcheon Farm in Allegheny County a distance of about 1.5 miles

Route 02020 Beginning at a point on the Elizabeth Road near the end of Route 684 and extending in a westerly direction to an intersection with the Monongahela and Elizabeth Road about .5 of a mile from the end of Route 394 in Allegheny County a distance of about 1.2 miles

Route 02021 Beginning at the end of the McKees Rocks and Forest Grove improved road thence in a northerly direction to an intersection with Route 76 near Leonard's Store in Allegheny County a distance of about 1.8 miles

Route 02022 Beginning at a point on the county Oakdale-Thoms Run Road near Beechmont thence in an easterly direction along the Ridge Road to the Heidelberg Borough line near the County Home Property in Allegheny County a distance of about 3.8 miles

Route 02023 Beginning at a point on Route 677 near Barking Station and extending in a southerly direction to an intersection with Route 02162 about .5 of a mile west of the Ailers Farm in Allegheny County a distance of about 1 mile

Route 02024 Beginning at State-aid Application 325 near the King Farm thence easterly to an intersection with Route 02013 in Allegheny County a distance of about .6 of a mile

Route 02025 Beginning at the Warrendale-Bayne Road about .25 of a mile north of Cewickley Creek Road thence in a northwesterly direction to a point on the Beaver County Line in Allegheny County a distance of about .3 of a mile

Route 02026 Beginning at a point near the end of the Hassam Road in Moon Township and extending in a northeasterly direction to a point on the Coraopolis Borough Line about .7 of a mile east of the Coraopolis and Carnot Road in Allegheny County a distance of about 1 mile

Route 02027 Beginning at a point on Route 76 near the tunnel road in Stowe Township thence in a southwesterly direction through the tunnel thence in a southwesterly direction through the village of West Park to an intersection with the Forest Grove Road near the McKees Rocks Borough Line in Allegheny County a distance of about .8 of a mile

Route 02028 Beginning at a point on the Noblestown Extension near the mouth of Pinkerton Run thence to an intersection with Route 02037 near the Walker Farm in Allegheny County a distance of about 1.6 miles

Route 02029 Beginning at a point on Route 377 in Versailles Township northerly over the McKee Road through Versailles and North Versailles Townships to intersection with Route 120 at a point about .5 of a mile east of the end of the Foster Road in Allegheny County a distance of about 2 miles

Route 02030 Beginning at a point on Route 02022 near Beechmont thence in a northwardly and an eastwardly direction to an intersection with the Noblestown Road about .25 of a mile west of Rennerdale in Allegheny County a distance of about 1 mile

Route 02031 Beginning at a point on Route 257 below the village of Moon Run thence in a northerly direction to an intersection with the county McKees Rocks and Steubenville Pike Road in Allegheny County a distance of about .3 of a mile

Route 02032 Beginning at the Washington County Line about .25 of a mile south of the Borough of McDonald thence along the Ridge Road south of the Noblestown Road to an intersection with Route 681 in Allegheny County a distance of about 2.2 miles

Route 02033 Beginning at a point on the Noblestown Road near the mouth of Pinkerton Run thence in a northwesterly direction to an intersection with Route 02013 about .25 of a mile south of the Route 257 in Allegheny County a distance of about 2.5 miles

Route 02034 Beginning at State-aid Application 4624 about .5 of a mile west of the village of Federal thence in a southeasterly direction along the Ridge Road to an intersection with Route 397 thence in a southwesterly direction to an intersection with Route 545 near Sygan in Allegheny County a distance of about 3.4 miles

Route 02035 Beginning at a point on Route 02058 about one mile north of Pleasant Hills Church thence in a general easterly direction to the County Industrial Training School Farm in Allegheny County a distance of about .8 of a mile

Route 02036 Beginning at the mouth of Sun Fish Run on Route 181 thence in a northerly direction to a point near the end of Route 684 thence to an intersection with Route 330 near Haydens Run about .5 of a mile west of Route 288 in Allegheny County a distance of about 3.4 miles

Route 02037 Beginning at a point on Route 257 near the village of Moon Run thence in a southwesterly direction to an intersection with the Campbells Run Road thence in a southerly direction to a point near the Walker Farm thence in a southeasterly direction to a point on the Carnegie Borough Line near Colliers Avenue in Allegheny County a distance of about 6 miles

Route 02038 Beginning at Carnegie Borough Line near Anthony Street thence in a southeasterly direction to a point on the Washington Pike near the Charter Oak Farm in Allegheny County a distance of about 1 mile

Route 02039 Beginning at the Noblestown Road in the village of Rennerdale thence in a northerly direction to an intersection with Route 02037 near the Walker Farm in Allegheny County a distance of about 2 miles

Route 02040 Beginnig on the Elkhorn Road at the mouth of Kellys Run thence in a southwesterly direction to the Pittsburgh Coal Company Substation thence in a southeasterly direction via Long Farm to an intersection with Route 394 near East Monongahela in Allegheny County a distance of about 4 miles

Route 02041 Beginning at a point on the Noblestown Road approximately .25 of a mile east of the village of Rennerdale thence in a southerly direction to an intersection with Route 02022 near the Jordan Farm in Allegheny County a distance of about .7 of a mile

Route 02042 Beginning at the end of the Vanadium Road in Bower Hill thence northerly to a point near Scrubgrass Run thence easterly along Scrubgrass Run to a point on the county Bower Hill Road near the Scott Township Line in Allegheny County a distance of about 2.4 miles

Route 02043 Beginning at a point on the Thoms Run and Oakdale Road about .25 of a mile east of its intersection with Route 397 thence in a northwesterly direction to an intersection with Route 02022 in Allegheny County a distance of about 1.3 miles

Route 02044 Beginning at a point in Penn Township on the Hulton Road about 300 feet south of the Old Coal Road and extending in a southwesterly direction on the Poketa Road to a point where it intersects the Arona Road at the property of W Hansell in Allegheny County a distance of about 1.1 miles

Route 02045 Beginning at a point on the Duff City-Big Sewickley Creek Road about .5 of a mile north of its intersection with the Camp Meeting Road thence in a northeasterly direction to an intersection with Route 02133 about .5 of a mile north of the Divine Farm in Allegheny County a distance of about 2.7 miles

Route 02046 Beginning at a point on Route 545 near its intersection with Route 681 thence in a southeasterly direction to an intersection with Route 108 about one mile north of the Washington County Line thence to a point near Mayview thence in a southeasterly direction to an intersection with the county McMurray Road about .25 of a mile north of Jewel in Allegheny County a distance of about 5.6 miles

Route 02047 Beginning at State-aid Application 4624 near the Bock Farm thence in a southeasterly direction along the Ridge Road to an intersection with Route 545 near the village of Treveskyn in Allegheny County a distance of about 3.5 miles

Route 02048 Beginning at a point on Route 181 near the Westmoreland County Line and extending in a northeasterly direction to a point in the village of Smithdale in Allegheny County a distance of about ..8 miles

Route 02049 Beginning at a point near the Village of Treveskyn thence in a southwesterly direction to an intersection with Route 02046 in Allegheny County a distance of about .6 of a mile

Route 02050 Beginning at a point on the Washington Pike near the Bridgeville Borough Line thence in an easterly direction to an intersection with the Clifton-Bridgeville Road thence in a northerly direction to a point near the village of Beadlin gthence in a northwesterly direction to an intersection with the Bower Hill Road about .25 of a mile from the Mt Lebanon Township Line in Allegheny County a distance of about 4.2 miles

Route 02051 Beginning at the end of the improved portion of the Washington Pike near Mayview thence in a southerly direction to a point on the Washington County Line about .25 of a mile west of Chartiers Creek in Allegheny County a distance of about 1.5 miles

Route 02052 Beginning on the Clifton-Bridgeville Road about .75 of a mile west of Clinton thence in a westerly direction to an intersection with Route 02054 near Morrow Farm in Allegheny County a distance of about 1.2 miles

Route 02053 Beginning near the village of Beadling and extending in a southeasterly direction to an intersection with the Washington Road near its intersection with the Bethel Road in Allegheny County a distance of about 1.4 miles

Route 02054 Beginning at a point on the Washington Pike about .25 of a mile south of the Bridgeville Borough Line thence in a southeasterly direction to an intersection with Route 02057 near the St Clair Country Club in Allegheny County a distance of about 2.3 miles

Route 02055 Beginning at the Elizabeth Borough Line and extending in a southerly direction via Ridge Road to an intersection with the improved Monongahela and Elizabeth Road in Allegheny County a distance of about 2.3 miles

Route 02056 Beginning at a point on Route 288 near the Lincoln Township Line and extending in a northwesterly direction to a point on the Portview Road near Route 687 in Allegheny County a distance of about 1.2 miles

Route 02057 Beginning at a point on the Washington Road near Clifton thence in a southwesterly direction to a point near the St Clair Country Club thence in a southerly direction to a point on the Washington County Line on the Thompsonville-Clifton Road in Allegheny County a distance of about 2.6 miles

Route 02058 Beginning at the Warrendale-Bayne Road near Pleasant Hill Church thence in a northwesterly direction to a point on the Beaver County Line about .25 of a mile south of the Butler County Line in Allegheny County a distance of about 2.5 miles

Route 02059 Beginning at a point on the Washington Road near the Mt Lebanon Presbyterian Church thence in a southerly direction to an intersection with the Castle Shannon Road near Sunset Drive in Allegheny County a distance of about 1 mile

Route 02060 Beginning at a point on the County Beadling Road near the village of Beadling thence in a southeasterly direction to an intersection with the Washington Road thence in an easterly direction to an intersection with Route 247 about .25 of a mile south of the Castle Shannon Borough Line in Allegheny County a distance of about 2.3 miles

Route 02061 Beginning at a point on the Bethel Road near Brookside Farms thence in a southeasterly direction to an underpass under the Montour Railroad thence in a southeasterly direction along Piney Fork to an intersection with Route 247 near Kings School House in Allegheny County a distance of about 2 miles

Route 02062 Beginning at the end of the Hassam Road in Moon Township and extending in a southeasterly direction to the end of the McKees Rocks and Forest Grove Road in Allegheny County a distance of about 2.2 miles

Route 02063 Beginning at a point near Jewel thence in a northeasterly direction to a point near the Matthews' Farm thence in a northeasterly direction to a point on Route 247 near Local thence in a northerly direction to an intersection with the McRoberts Road thence to a point on the Brownsville Road near the South Hills Country Club in Allegheny County a distance of about 7.4 miles

Route 02064 Beginning at a point on Route 247 near the Presbyterian Church in Library thence in a westerly direction to a point on the Washington County Line in Allegheny County a distance of about .5 of a mile

Route 02065 Beginning at a point on Route 02064 near the Washington County Line thence in a northerly direction to an intersection with the Jewel Library County Road about .5 of a mile west of Library in Allegheny County a distance of about .5 of a mile

Route 02066 Beginning at a point on the Library Road extension near Piney Forks thence in a southeasterly direction along a branch of the Baltimore & Ohio Railroad to a point in Jefferson Township near the Heath Farm thence in a southeasterly direction to an intersection with the Dravosburg Road about .25 of a mile north of the Washington County Line in Allegheny County a distance of about 5.8 miles

Route 02067 Beginning at a point on the Glen-Willard-South Heights County Road about .25 of a mile south of the Beaver County Line thence in a southwesterly direction to a road intersection near the Beaver County Line in Allegheny County a distance of about 1 mile

Route 02068 Beginning at a point on the Washington County Line near Lobbs Run thence in a northeasterly direction to an intersection with Route 02066 about one mile northwest of the Dravosburg Road in Allegheny County a distance of about 1.1 miles

Route 02069 Beginning at a point on the Allegheny County-Beaver Line near the Stone Cipher Farm thence in a southerly direction across Route 538 about .25 of a mile east of Cork thence in a southeasterly direction to a point near Virsoix thence across the county Burgettstown Road to a point near Bald Knob thence in a southerly direction to Route 257 at a point near the Washington County Line in Allegheny County a distance of about 7.4 miles

Route 02070 Beginning at a point on the Scotia Hollow Road Route 330 about .5 of a mile west of the West Elizabeth

Borough Line thence in a westerly direction following a branch of Lobbs Run to an intersection with Route 02066 in Allegheny County a distance of about 1.2 miles

Route 02071 Beginning at a point on the Lovedale Road about .25 of a mile south of the Portview Road and extending in a general northerly direction to an intersection with the Portview Road about .5 of a mile north of an intersection of the Portview Road and Route 687 in Allegheny County a distance of about 2 miles

Route 02072 Beginning at County Gilhall Road near Gilhall thence eastwardly through Jefferson Township to Route 330 in Allegheny County a distance of about 1 mile

Route 02073 Beginning at a point on the Castle Shannon Borough Line near the Hamilton Road thence in a southeasterly direction along the McRoberts Road to an intersection with the Baptist Road Route 02063 in Allegheny County a distance of about .8 of a mile

Route 02074 Beginning at the end of the improved section of the New England Road thence northwesterly along Pine Run to an intersection with Route 376 in Allegheny County a distance of about 1 mile

Route 02075 Beginning at a point on the Fair Haven-Brownsville Road near the Pittsburgh City Line thence in a southerly direction along a branch of Saw Mill Run to an intersection with the Baptist Road Route 02063 in Allegheny County a distance of about 1.4 miles

Route 02076 Beginning at a point on the Pittsburgh City Line near the Streets Run Road thence in a westerly direction to an intersection with the Glass Run Road near the Brentwood Borough Line in Allegheny County a distance of about 1.8 miles

Route 02077 Beginning at a point on Route 247 near the Charleroi Street Car Line Crossing thence in a northeasterly direction to a point near the Kregar Farm thence in a northerly direction to an intersection with Route 247 about .25 of a mile south of Local in Allegheny County a distance of about 3.2 miles

Route 02078 Beginning at a point on the Air Port Boulevard near the Union Railroad Crossing thence in a general northwesterly direction to a point on the Streets Run Road thence along Streets Run to a point on the Pittsburgh City Line in Allegheny County a distance of about 1.6 miles

Route 02079 Beginning at a point on the Brownsville Road extension about .5 of a mile east of Library thence in a northwesterly direction to an intersection with Route 02077 near the Kregar Farm in Allegheny County a distance of about 1.1 miles

Route 02080 Beginning at a point on the McKeesport Boulevard near the Union Railroad Crossing thence along Thompson Run to an intersection with the County Homestead and Duquesne Road in Allegheny County a distance of about 1 mile

Route 02081 Beginning at a point on Route 376 about .5 of a mile west of the Clairton City Line thence in a general northeasterly direction to a point on the Dravosburg Road about .25 of a mile south of the end of the New England Road in Allegheny County a distance of about .9 of a mile

Route 02082 Beginning at a point on the Homestead Park extension road near the Pittsburgh-McKeesport Boulevard thence in an easterly direction across the Homestead-Duquesne Road to a point near Thompson Run thence in a northeasterly direction toward Kennywood Park to a point on the Duquesne City Line in Allegheny County a distance of about 4.2 miles

Route 02083 Beginning at a point on the county Camp Meeting Road about three miles northeast of the Leetsdale Borough Line thence in a general westerly direction to an intersection with the Big Sewickley Creek Road about two miles northeast of the Ambridge Borough Line in Allegheny County a distance of about 1.5 miles

Route 02084 Beginning at the end of the Homeville improved road at Route 02185 thence in a southerly direction across Route 02082 near Thompson Run thence in an easterly direction to an intersection with the Homestead and Duquesne Road near the Duquesne City Line in Allegheny County a distance of about 2.5 miles

Route 02085 Beginning at the end of the county improved Gilhall Road thence in a southerly direction to an intersection with Route 02066 near Snowden in Allegheny County a distance of about 1.6 miles

Route 02086 Beginning at a point on the Castle Shannon Road near the Cook residence thence in a westerly direction to an intersection with the Washington Road about one mile north of Painters Run in Allegheny County a distance of about 1 mile

Route 02087 Beginning at Cochrans Mill thence in a southeasterly direction to a point near the Heath Farm thence to a point on the Washington County Line approximately one mile north of Elrama-Finleyville Road in Allegheny County a distance of about 3 miles

Route 02088 Beginning at a point near Broadway on Route 392 at the East McKeesport Borough Line thence in a southerly direction via Delaware Avenue to Washington Avenue thence along Washington Avenue to Fifth Avenue Route 392 near the Greer property in Allegheny County a distance of about 1.1 miles

Route 02089 Beginning at a point on the West View Borough Line near the Highland Country Club and extending in a westerly direction to an intersection with the Ben Avon Road near the Shannopin Country Club in Allegheny County a distance of about 1.5 miles

Route 02090 Beginning at the Fern Hollow Road and extending across Route 02117 near the McPherson Bridge thence in an easterly direction to an intersection with Route 02121 near Mt Union Church in Allegheny County a distance of about 2 miles

Route 02091 Beginning at a point on the Becks Run Road near the South Pittsburgh Water Company's plant thence in an easterly direction to an intersection with the Glass Run Road at a point about .5 of a mile east of the Brentwood Borough Line in Allegheny County a distance of about 1.4 miles

Route 02092 Beginning at a point on Route 678 about .25 of a mile west of the Lowries Run Road thence in a westerly direction to an intersection with Route 02121 near Mr. Union Church in Allegheny County a distance of about .4 of a mile

Route 02093 Beginning at a point on the Brentwood Borough Line .25 of a mile south of the Glass Run Road thence in a southeasterly direction to an intersection with the Streets Run Road thence northeasterly along Streets Run to an intersection with Route 02078 in Allegheny County a distance of about 2.2 miles

Route 02094 Beginning at a point on the Glenfield Road and extending in a northwesterly direction along a branch of Kilbuck Run to an intersection with the Scaife Road in Allegheny County a distance of about 1 mile

Route 02095 Beginning at a point on Route 02097 and extending in a southwesterly direction to an intersection with Route 02099 the Provost-Millers Grove Road in Allegheny County a distance of about 1 mile

Route 02096 Beginning at a point on the Haysville Borough Line and extending in an easterly and northerly direction to a point near the Schiller Estate thence eastwardly along a branch of Kilbuck Run to an intersection with the Glenfield Road about .25 of a mile south of the Ohio Township Line in Allegheny County a distance of about 3 miles

Route 02097 Beginning at the Streets Run Road near Willock and extending in a northwesterly direction to the Brentwood Borough Line in Allegheny County a distance of about 1.2 miles

Route 02098 Beginning at a point on Route 02096 near the Schiller Farm and extending in a northwesterly direction to an intersection with the Glen-Mitchell Road in Allegheny County a distance of about .8 of a mile

Route 02099 Beginning at the Streets Run Road near Millers Grove thence in a northwesterly direction to Route 330 near the South Hills Country Club in Allegheny County a distance of about 1.4 miles

Route 02100 Beginning at a point on the Lowries Run and Mt Nebo Road and extending via Arent Farm to an intersection with Route 02129 in Allegheny County a distance of about .9 of a mile

Route 02101 Beginning at a point on the New England Road about .5 of a mile southeast of New England thence in a north and northwesterly direction to a point on the Lebanon Church Road Route 376 near the County Air Port in Allegheny County a distance of about 2.2 miles

Route 02102 Beginning at a point on the Rochester Road about .25 of a mile east of the Franklin Township Line and extending to an intersection with the Ingomar Branch Road near the Harmony Trestle in Allegheny County a distance of about 1 mile

Route 02103 Beginning at a point on the Edgewood Borough Line near the end of Maple Avenue and extending along the

Ridge Road to a point on the North Braddock Borough Line about .25 of a mile west of Route 120 in Allegheny County a distance of about 2.6 miles

Route 02104 Beginning at Rout 246 near Warrendale and extending in a southwesterly direction to Route 02133 at a a dipoint near the Election House in Allegheny County a distance of about 2 miles

Route 02105 Beginning at a point near the intersection of the Monroeville-Trestle Road and the Beatty County Road thence in a southeasterly direction crosing Route 187 to an intersection with the old Northern Pike Route 02176 about one mile east of Monroeville in Allegheny County a distance of about 1.1 miles

Route 02106 Beginning at a point on Route 246 near Wexford and extending eastwardly to a point near Salem Church thence to the Babcock Boulevard in Allegheny County a distance of about 3.1 miles

Route 02107 Beginning near Highland Grove Park on the East Pittsburgh-McKeesport Boulevard thence southerly along Westinghouse Avenue to Fifth Avenue to Route 392 near the E A Ailers property in Allegheny County a distance of about .8 of a mile

Route 02108 Beginning at a point nea rthe Valencia Borough Line and extending along the Baltimore and Ohio Railroad to a point on the Bakerstown Road near the Baltimore and Ohio Railroad cut in Allegheny County a distance of about 1.6 miles

Route 02109 Beginning at a point on the Fleming Park Road Route 76 near Neville Island Bridge thence in a southerly direction to an intersection with the McCoy Road in Allegheny County a distance of about .7 of a mile

Route 02110 Beginning at a point on Route 679 near the Deer Creek Bridge and extending in a general easterly and southeasterly direction across Long Run thence to an intersection with the Little Deer Creek Road near Rural Ridge in Allegheny County a distance of about 3.2 miles

Route 02111 Beginning at a point on Route 02140 about .6 of a mile southeast of the Simpson-Howell Road thence in a northeasterly direction through Elizabeth Township to a point on the Scott Haven Road at bridge in Buena Vista in Allegheny County a distance of about 1.7 miles

Route 02112 Beginning at a point on the Troy Hill Road and extending in an easterly direction to the Babcock Boulevard at a point near the Millvale Borough Line in Allegheny County a distance of about 1.1 miles

Route 02113 Beginning at a point on Route 02182 about .25 of a mile north of Large thence in a geenral northwesterly direction along Lewis Run to an intersection with the county road about .5 of a mile east of its intersection with the Millers Grove and Clairton Road in Allegheny County a distance of about 1.5 miles

Route 02114 Beginning on the Spring Garden Road .25 of a mile north of the Pittsburgh City Line and extending in a westerly direction to the Pittsburgh City Line in Allegheny County a distance of about .5 of a mile

Route 02115 Beginning at a point on the north borough line of Edgeworth near Little Sewickley Creek thence along Little Sewickley Creek to a point on the Leet-Sewickley Township Line in Allegheny County a distance of about .5 of a mile

Route 02116 Beginning at a point on the Spring Garden Road near the Pittsburgh City Line and extending to a point near the new East Street Bridge in Allegheny County a distance of about .5 of a mile

Route 02117 Beginning at the Magee Road near the McKallip Estate and extending in a northerly direction to a point near the Grubbs Farm thence in a northerly direction to an intersection with the Camp Meeting Road near the line between Sewickley and Franklin Townships in Allegheny County a distance of about 3.5 miles

Route 02118 Beginning at the Troy Hill Road extension and extending in an easterly direction toward the Millvale Borough Line thence in a southerly direction to a point on the Pittsburgh City Line in Allegheny County a distance of about .8 of a mile

Route 02119 Beginning at the end of the macadam on the Magee Road and extending in a northerly and easterly direction to an intersection with Route 02121 near the residence of Charles Wolferd in Allegheny County a distance of about 1 mile

Route 02120 Beginning at a point on the Butler Pike about .25 of a mile north of Glenn Avenue thence in a westerly direction to an intersection with the Wible Run Road in Allegheny County a distance of about 1 mile

Route 02121 Beginning at a point on the Lowries Run and Mt Nebo Road about .25 of a mile from the Glenfield Road thence north along Kilbuck Run to a point near the residence of Charles Wolferd thence northerly to a point near Mt Union Church thence in a northwesterly direction to a point on the Camp Meeting Road about .25 of a mile south of Duff City in Allegheny County a distance of about 4 miles

Route 02122 Beginning at a point on the Thompson Run Road near the Duquesne Light Company Sub-Station thence in an easterly and southerly direction to a point on the Butler Pike about .25 of a mile north of its intersection with the Thompson Run connection road in Allegheny County a distance of about 1.5 miles

Route 02123 Beginning at a point on the Glenfield Borough Line near the Schiller Road and extending northerly to an intersection with Route 02096 in Allegheny County a distance of about .5 of a mile

Route 02124 Beginning at a point on Route 02140 about 1.5 miles southeast of Simpson-Howell Road thence in a southerly direction through Elizabeth Township to the Douglass Hollow Road in Allegheny County a distance of about .8 of a mile

Route 02125 Beginning at a point on the Lowries Run Road near Mt Nebo Church and extending in a general southerly direction through Ohio and Kilbuck Townships to a point on the Emsworth Borough line near the Election House in Allegheny County a distance of about 4.2 miles

Route 02126 Beginning at a point on the Babcock Boulevard about .25 of a mile north of the Ros Township line and extending in a northeasterly direction across the Three Degree and Thompson Run Road to a crossing over the Baltimore and Ohio Railroad near Crouses Run thence in a northerly direction to a point near Hardy Station thence in an easterly direction across Route 72 near the Richland Township line thence in an easterly direction to an intersection with the Middle Road near the Tuberculosis Hospital in Allegheny County a distance of about 9 miles

Route 02127 Beginning at a point on the Lowries Run and Mt Nebo Road near Bellevue Gardens and Extending northerly along a branch of Lowries Run to an intersection with the Lowries Run and Rochester Road near Ingomar in Allegheny County a distance of about 2.8 miles

Route 02128 Beginning at a point on the Babcock Boulevard near the southern Boundary of North Park and extending in a southeasterly and southwesterly direction to an intersection with Route 02126 about .25 of a mile northeast of the Ferguson Road in Allegheny County a distance of about 2 miles

Route 02129 Beginning at a point on the Lowries Run and Rochester Road near the end of Evergreen and Lowries Run Road and extending in a northwesterly direction along the Ridge Road to an intersection with the Rochester and Lowries Run Road about .25 of a mile south of Ingomar in Allegheny County a distance of about 4 miles

Route 02130 Beginning at a point on the Ingomar Branch Road extension about .25 of a mile north of Ingomar and extending in an easterly direction to an intersection with Route 246 near the village of Keown thence in an easterly and northerly direction to an intersection with Route 02135 about .25 of a mile south of the Pine Township line in Allegheny County a distance of about 4.5 miles

Route 02131 Beginning at a point on the Bakerstown-Warrendale County Road about one thousand feet east of the Marshall-Pine Township line and extending northerly through Pine Township to a point on the Butler County line near Mt Pleasant Church in Allegheny County a distance of about 1.6 miles

Route 02132 Beginning at a point on the Middle Road near the Tuberculosis Hospital and extending in an easterly direction to an intersection with Route 02157 near the Federkeil Farm in Allegheny County a distance of about 2 miles

Route 02133 Beginning at a point on the Wexford-Bayne Road near the Divine Farm and extending in a northwesterly direction to a point near the residence of Ray Gustin thence in a northwesterly direction to an intersection with the Warrendale-Bayne Road in Allegheny County a distance of about 2.6 miles

Route 02134 Beginning at a point on Route 187 near Abers Corners thence along Abers Creek to an intersection with Route 02159 about .25 of a mile west of the Westmoreland County line in Allegheny County a distance of about 1.3 miles

Route 02135 Beginning at a point on the Bradford Woods Borough line and extending in a southerly direction along Pine Creek to a point about .25 of a mile south of the Marshall Township line thence in a general easterly direction across Route 246 near the Pine-McCandless Township line to an intersection with Route 02130 about .25 of a mile south of Pine Township line in Allegheny County a distance of about 4 miles

Route 02136 Beginning at a point on Route 02126 near the crossing of the Butler Electric Railway and extending in an easterly direction to an intersection with the Butler Pike in Allegheny County a distance of about .8 of a mile

Route 02137 Beginning at a point on the Bakerstown Road near Dufecks Garage and extending in a southerly direction to an intersection with Route 246 about .25 of a mile north of Wexford in Allegheny County a distance of about 1.5 miles

Route 02138 Beginning at a point on Route 72 near its intersection with the Butler Pike and extending across the Middle Road to an intersection with the Dorseyville-Culmerville Road about .25 of a mile south of the village of Dorseyville in Allegheny County a distance of about 3.8 miles

Route 02139 Beginning at a point on the Bakerstown-Warrendale Road near the Huggins Farm and extending northerly to a point on the Butler County line in Allegheny County a distance of about .6 of a mile

Route 02140 Beginning at a point on the Simpson-Howell Road about .5 of a mile south of Route 288 and extending in a southeasterly direction to a point on the Scott Haven Road near Frank Post Office in Allegheny County a distance of about 2.3 miles

Route 02141 Beginning at a point on the north boundary of North Park about .5 of a mile south of Salem Church thence in a northerly direction to an intersection with the Warrendale-Bakerstown Road near the Huggins Farm in Allegheny County a distance of about 4 miles

Route 02142 Beginning at a point on the Kittaning and Dorseyville Route about .25 of a mile south of its intersection with the Pine Creek Road thence in an easterly direction to an intersection with Route 679 near the village of Indianola in Allegheny County a distance of about 2 miles

Route 02143 Beginning at a point on Route 228 near Lincoln School and extending in a southeasterly direction along Humms Run to a point on Route 02159 near Piersons Run in Allegheny County a distance of about 3 miles

Route 02144 Beginning at a point on the Guys Run Road near the Vantine Farm and extending in an easterly direction to an intersection with Route 679 near the residence of W A Coss in Allegheny County a distance of about 1 mile

Route 02145 Beginning at a point in Penn Township on the Coal Hollow Road Route 02172 about 250 feet south of the Verona Road and extending in an easterly direction to a point on the Hulton Road Route 228 at Rodi in Allegheny County a distance of about 1.7 miles

Route 02146 Beginning at a point on Route 70 about .25 of a mile north of the borough line of Blaw Knox and extending in a northwesterly direction to a point near Rodgers Field and to an intersection with the Fox Chapel Road in Allegheny County a distance of about 2 miles

Route 02147 Beginning at a point on the Thompson Run Road near the Ross-McCandless Township line thence in a general westerly direction to an intersection with the County McKnight Road about .5 of a mile south of its intersection with the Babcock Boulevard in Allegheny County a distance of about 1.3 miles

Route 02148 Beginning at a point on the Dorseyville-Culmerville Road near its intersection with the Bairdsford Road thence in a general southwesterly direction to an intersection with Route 02157 near the Wyant Farm thence in a northwesterly direction to an intersection with the County Three Degree Road extension about one mile northeast of the Tuberculosis Hospital in Allegheny County a distance of about 3.1 miles

Route 02149 Beginning at a point on Route 02135 about .25 of a mile south of the Marshall Township line and extending in a general southerly direction to an intersection with the Ingomar Branch Road extension 1.6 miles southeast of the intersection of the Bayne-Wexford Road with the Ingomar extension Road in Allegheny County a distance of about 1.2 miles

Route 02150 Beginning at a point on Route 72 near the end of the Gibsonia Road and extending in a general easterly direction to the intersection of the Bairdsford Road in Bairdsford in Allegheny County a distance of about 3.5 miles

Route 02151 Beginning at a point on the Seavey Road about .25 of a mile east of the Millvale Borough line and extending in a northwesterly direction to an intersection with the Wible Run Road extension in Allegheny County a distance of about 1 mile

Route 02152 Beginning at a point about .25 of a mile north of Russelton on the Bull Creek Road thence in a westerly and northerly direction to an intersection with the Dorseyville-Culmerville Road near the end of the Bairdsford Road in Allegheny County a distance of about 1.9 miles

Route 02153 Beginning at a point on the Etna Borough Line near the south branch of Pine Creek thence along the south branch of Pine Creek to an intersection with Route 02120 in Allegheny County a distance of about 2 miles

Route 02154 Beginning at a point on the county Bailey Run Road near its intersection with Days Run Road thence northwesterly along Days Run Road intersection with the Tarentum and Culmerville improved Road thence westerly to an intersection with the county Bailey Run Road near the Little Deer Creek Road in Allegheny County a distance of about 4.6 miles

Route 02155 Beginning at a point on Route 02040 near the Pittsburgh Coal Company Sub-Station thence in a general northerly direction to an intersection with the Lock Three and Elkhorn Road about .5 of a mile west of Bunola in Allegheny County a distance of about 1.3 miles

Route 02156 Beginning at a point on Route 02152 about one mile southeast of the Culmerville Road and extending in a southerly direction along the Ridge Road to a point near Rural Ridge thence across the Bessemer and Lake Erie Railroad about .5 of a mile north of the Harmar Township Line thence in a northerly direction to an intersection with Route 02171 near the head of Crawford Run in Allegheny County a distance of about 5.8 miles

Route 02157 Beginning at a point on Route 02148 near Wyant Farm and extending in a southerly direction to an intersection with the Dorseyville-Culmerville Road near Dorseyville in Allegheny County a distance of about 2.5 miles

Route 02158 Beginning at a point on Route 70 near Pleasantville and extending in a northwesterly direction to a point near Little Bull Creek thence in a northeasterly direction to an intersection at a point near the Fawn Township line thence in a southerly direction to a point on Route 70 near the Natrona Road in Allegheny County a distance of about 2.5 miles

Route 02159 Beginning at a point on Route 228 near the end of the New Texas Road and extending in a southeasterly direction to a point on the Westmoreland County line about one mile north of Murraysville in Allegheny County a distance of about 2.8 miles

Route 02160 Beginning at a point on Route 70 about .25 of a mile north of its intersection with the Natrona Road thence to a point near Karns thence in a northeasterly direction to a point near Sligo and thence in a general northwesterly direction to an intersection with Route 70 1.2 miles south of the intersection of Routes 388 and 70 in Allegheny County a distance of about 3.5 miles

Route 02161 Beginning at a point on the Bairdsford Road in Bairdsford and extending in a southerly direction to an intersection with Route 148 near a bridge over a branch of Deer Creek in Allegheny County a distance of about 1 mile

Route 02162 Beginning at a point on the Hulton Road near the Village of Milltown and extending in a northeasterly direction along a branch of Plum Creek to a point near the residence of C R Ailers and to an intersection with the Leechburg Logans Ferry Road in Allegheny County a distance of about 2.5 miles

Route 02163 Beginning at a point on the Bakerstown-Culmerville Road near the end of the Bairdsford Road thence in a northerly direction to a point on the Butler County line in Allegheny County a distance of about 1.6 miles

Route 02164 Beginning at a point on the Logans Ferry Road near the Query residence thence extending in a southeasterly direction along the Ridge Road to a point on the Westmoreland County line about one mile north of Route 228 in Allegheny County a distance of about 3.6 miles

Route 02165 Beginning at a point in Penn Township about 250 feet north of the Hulton road at intersection with Route 02168 thence northeasterly via the Hamlin or Ryan Road intersecting the Hunter Road thence continuing easterly to a point on the Hulton Road about .5 of a mile south of Milltown in Allegheny County a distance of about 2.4 miles

Route 02166 Beginning at a point on the Unity and Trestle Road near the Blacksmith Shop thence in a northeasterly direction to an intersection with Route 02164 near Christy's Corner in Allegheny County a distance of about 3.8 miles

Route 02167 Beginning at a point on the Bakerstown-Culmerville Road near the Frantz Farm and extending in a northerly direction to a point on the Butler County line in Allegheny County a distance of about 1.2 miles

Route 02168 Beginning at a point on the Hulton Road about .25 of a mile north of Petermans Corners and extending in a northwesterly direction to a point on the Verona Borough line near the Verona Road extension in Allegheny County a distance of about 1.5 miles

Route 02169 Beginning at a point on the Cheswick Borough line and extending northerly through the village of Harwick to the Springdale Township line in Allegheny County a distance of about 1 mile

Route 02170 Beginning at a point on the Lincoln Road about .25 of a mile northeast of the Verona Road and extending in a southwesterly direction along the Ridge Road to an intersection with the Mt Carmel Road in Allegheny County a distance of about 1 mile

Route 02171 Beginning at a point on Route 70 near the West Penn Power Plant thence in a general northwesterly direction to a point near the head of Crawford Run thence northwesterly to an intersection with the county Bailey Run Road about one mile east of Russelton in Allegheny County a distance of about 5.8 miles

Route 02172 Beginning at a point on Route 228 near the end of Route 742 and extending in a northwesterly direction to a point near Sandy Creek and extending in a northwesterly direction along Sandy Creek to an intersection with the Ohio River Boulevard in Allegheny County a distance of about 2 miles

Route 02173 Beginning at a point on Route 02036 about .25 of a mile north of Route 181 thence in a general northwesterly direction along Sun Fish Run to an intersection with the county improved road near the head of Pangburn Hollow in Allegheny County a distance of about 1.6 miles

Route 02174 Beginning at a point on Route 745 about .25 of a mile north of Route 187 and extending in a northwesterly direction to an intersection with the Universal Road in Allegheny County a distance of about 1.3 miles

Route 02175 Beginning at a point on the Bull Creek Road near Belvidere Park and extending in a northerly direction across Route 388 to a point on the Butler County line in Allegheny County a distance of about 1.8 miles

Route 02176 Beginning at a point on Route 187 near Abers Creek and extending along the old Northern Pike to the improved Pitcairn Road in Allegheny County a distance of about 2.4 miles

Route 02177 Beginning at a point on the Bull Creek Road near the mouth of Vanthiel Hollow thence in a northerly direction along Howes Run to a point on the Butler County line in Allegheny County a distance of about 2.6 miles

Route 02178 Beginning at the east Borough line of Versailles and extending in a northeasterly direction through Versailles Township to intersection with Route 288 about one mile southwest of the intersection of Routes 288 and 377 in Allegheny County a distance of about .6 of a mile

Route 02179 Beginning at a point on the Bull Creek Road near the Harrison Township line and extending in a northerly direction via Ridge Road to a point on Route 388 about one mile west of the Harrison Township line in Allegheny County a distance of about 4.6 miles

Route 02180 Beginning at a point on Route 377 about 1.2 miles north of Rainbow Gardens thence southeasterly and southerly through Versailles Township to a point on the White Oak Level Road about .5 of a mile from the Westmoreland County line in Allegheny County a distance of about 1.3 miles

Route 02181 Beginning at a point about .25 of a mile north of the intersection of the Babcock Boulevard and Duncan Avenue thence in a westerly direction to an intersection with the Perry Highway Route 246 in Allegheny County a distance of about 1.2 miles

Route 02182 Beginning near Coal Valley on the Dravosburg-Clairton Road thence in a southerly direction to Route 330 near Large in Allegheny County a distance of about 1.9 miles

Route 02183 Beginning at a point on Route 257 about .25 of a mile east of the Allegheny-Washington County line thence in a southerly direction to a point on the Washington County line in Allegheny County a distance of about .8 of a mile

Route 02184 Beginning in the village of Coulter thence southerly and northerly to the Coulterville Road near the Westmoreland County line in Allegheny County a distance of about 1.4 miles

Route 02185 Beginning at a point on the Homestead and Duquesne Road about one mile south of its intersection with the Homeville Road thence in a northeasterly direction across Route 02084 thence northwesterly to a point on the Whittaker Borough line about .3 of a mile south of the Duquesne Boulevard in Allegheny County a distance of about 1.7 miles

Route 02186 Beginning at a point on the county Trafford City-Monroeville Road about .5 of a mile south of the Northern Pike thence in a southeasterly direction to a road intersection near the mouth of Lyons Run in Allegheny County a distance of about 1.5 miles

Route 02187 Beginning at a point near Monroeville thence in a southerly and southeasterly direction to an intersection with the Pitcairn Road about .5 of a mile north of the borough line of Pitcairn in Allegheny County a distance of about 1 mile

Route 02188 Beginning at a point on the county road near Millerstown thence in a general southwesterly direction across the county Tarentum-Culmerville Road to an intersection with the Little Deer Creek Road about one mile north of Russelton in Allegheny County a distance of about 2.6 miles

Route 02189 Beginning at a point on Route 02156 near the Indiana-West Deer Township line thence in a southwesterly direction to an intersection with Route 02110 near the bridge over Little Deer Creek in Allegheny County a distance of about 1.4 miles.

Route 02190 Beginning at a point on Route 02130 about 5 of a mile south of the Pine Township line thence in a southeasterly direction to an intersection with the county improved road near the west boundary of North Park in Allegheny County a distance of about 1.4 miles

Route 02191 Beginning at a point on the county road near Gibsonia thence in a southwesterly direction to an intersection with the Wildwood Road about .5 of a mile west of the Wildwood Mine in Allegheny County a distance of about 2.5 miles

Route 02192 Beginning at a point on the Thompson Run Road near the Shaler-Ross Township line thence in a westerly direction across the county McKnight Road to an intersection with the Evergreen Road about 1.5 miles south of Keown Station in Allegheny County a distance of about 1.5 miles

Route 02193 Beginning at a point on the Wilmerding Borough line near Spraggs Street thence westerly to Mary Street thence southerly to Kline Avenue thence along Kline Avenue to Penn Avenue or the Lincoln Highway Route 120 in Allegheny County a distance of about .5 of a mile

Route 02194 Beginning on Penn Avenue at Markle Street Route 120 thence southwesterly to Versailles Avenue thence along Versailles Avenue to the East Pittsburgh and McKeesport Boulevard in Allegheny County a distance of about .6 of a mile

Route 02195 Beginning at a point in Penn Township on the Lougeay Road at the Jefferson School and extending in a southeasterly direction on Jefferson Road to the Thompson Run Road Route 187 near the property of Robert Waddle Heirs in Allegheny County a distance of about 1.5 miles

Route 02196 Beginning at a point in Penn Township on the Hunter Road about 250 feet east of Plum Creek and extending easterly and southeasterly over Hunter Road to a point where it intersects Hamil or Ryan Road Route 02165 also from a point on the Hamil or Ryan Road about .3 of a mile east of the first intersection and extending in a southerly direction to intersect the Hullton Road in Allegheny County a distance of about 2.2 miles

Route 02197 Beginning at a point in Penn Township at the City line of Pittsburgh at Blackadore Street and extending northerly and northeasterly to junction with the Mt Carmel Road in Allegheny County a distance of about .6 of a mile

Route 02198 Beginning at a point in Penn Township on the Mt Carmel Road at Mt Carmel Cemetery and extending northeasterly on Poketa Road to its intersection with Lincoln Boulevard in Allegheny County a distance of about .9 of a mile

Route 02199 Beginning at a point at Universal in Penn Township about .3 of a mile north of the intersection of Frankstown Road and the Clarksville Road and extending northeasterly via Main Street to a point on the Saltsburg Road Route 288 in Allegheny County a distance of about .6 of a mile

Route 02200 Beginning at a point on Route 742 in Penn Township at the Penn-Wilkins Township line and extending easterly thence northerly to a point on the Frankstown Road Route 288 about .3 of a mile west of Rodi in Allegheny County a distance of about 1.5 miles

Section 4 The township roads to be taken over under the provisions of this act in the County of Armstrong are those situate and described as follows

Route 03001 Beginning at the P R R tracks at Schenley and extending in an easterly direction in Gilpin Township via Louis Hill's to an intersection with Route 203 at Lookabaugh's Corners in Armstrong County a distance of about 4.5 miles

Route 03002 Beginning at the village of Bagdad on the Kiskiminetas River in a general northeasterly direction in Gilpin Township to an intersection with the Schenley Road at a point approximately one mile west of Lookabaugh's Corners on Route 203 in Armstrong County a distance of about 1.1 miles

Route 03003 Beginning at an intersection with Route 69 at the South Buffalo Township Schoolhouse on Ginger Cake Hill thence easterly in South Buffalo Township to an intersection with Route 378 at Macville in Armstrong County a distance of about 2.8 miles

Route 03004 Beginning at the Shrader's Grove Crossroads on Route 69 thence easterly and southeasterly in South Buffalo Township to a point on Route 378 at B S Van Dyke's Crossroads in Armstrong County a distance of about 2 miles

Route 03005 Beginning at the village of Clinton on the Allegheny River thence northerly in South Buffalo Township to an intersection with Route 378 near Macville in Armstrong County a distance of about 2.3 miles

Route 03006 Beginning at an intersection with Route 69 at the foot of Ginger Cake Hill thence northwesterly in South Buffalo Township to an intersection with Route 739 near Boogsville at William Frantz in Armstrong County a distance of about 2.2 miles

Route 03007 Begining about 0.1 of a mile north of the junction of Routes 69 and 739 and extending through South Buffalo Township in a northwesterly direction to a point on the North Buffalo-South Buffalo Township line thence westerly in North Buffalo Township through Stone Cipher Crossroads to a point on the Butler County line about .5 of a mile south of West Winfield in Armstrong County a distance of about 3.8 miles

Route 03008 Beginning at a point of intersection with Route 69 at Slate Lick thence east in South Buffalo Township to a point on the South Buffalo-North Buffalo Township line and continuing east and south past Union Baptist Church to a point on the North Buffalo-Cadogan Township line thence south in Cadogan Township to an intersection with Route 378 in Cadogan in Armstrong County a distance of about 4.3 miles

Route 03009 Beginning at a point on Route 378 approximately one mile north of the village of Macville in a general northerly direction in South Buffalo Township to a point on the South Buffalo-North Buffalo Township line and continuing northerly in North Buffalo Township through the forks at Jack's Schoolhouse and continuing northerly and northwesterly across State Route 69 at Sistersville past Easley School to a point on the North Buffalo-West Franklin Township line thence northerly and westerly in West Franklin Township to a point on the Worthington-Slate Lick Road at Jerry Claypool's in Armstrong County a distance of about 7.2 miles

Route 03010 Beginning at Route 378 at Skirnall Northerly in North Buffalo Township past North Buffalo Schoolhouse crossing Route 69 at Center Hill and continuing northerly to a point on the North-Buffalo-East Franklin Township line thence northerly in East Franklin Township past Glade un Schoolhouse to a point on Route 71 at John Regis' in Armstrong County a distance of about 6.3 miles.

Route 03011 Beginning at the junction of Routes 69 and 739 near Slate Lick thence northerly through South Buffalo Township to a point of the South Buffalo-North Buffalo Township line thence northerly through North Buffalo Township past John Wilson's to a point on the North Buffalo-West Franklin Township line and continuing north in West Franklin Township to a point on the southern borough line of Worthington in Armstrong County a distance of about 5.2 miles.

Route 03012 Beginning at an intersection approximately one mile northeast of West Winfield thence easterly in West Franklin Township to Yellow Dog and continuing northeasterly along Buffalo Creek to a point on Route 71 at the B P & P Overhead near Worthington in Armstrong County a distance of about 4.6 miles

Route 03013 Beginning at a point on the Butler County line about one mile northeast of West Winfield thence in a northeastedly direction through West Franklin Township to crossroads at Matthew Mellon's thence northerly to an intersection with Route 71 about .7 of a mile east of the Armstrong-Butler County line in Armstrong County a distance of about 1.6 miles.

Route 03014 Beginning at an intersection with Route 71 at the Buffalo Rochester and Pittsburgh Railroad overhead crossing near Worthington and extending in a northerly direction in West Franklin Township through Craigsville to Hohn's Crossroads thence to a point on the West Franklin-Sugar Creek Township line thence in Sugar Creek Township to G. W. Yockey's thence northwesterly across Boyle's Crossroads to a point on the Armstrong-Butler County line in Armstrong County a distance of about 7.4 miles

Route 03015 Beginning at a point on the Chicora-Craigsville Road in Sugar Creek Township at Boyle's Crossroads and extending in a northeasterly direction towards Patterson Creek thence north along Patterson Creek to an intersection with Route 251 at Frogtown Sugar Creek Township in Armstrong County a distance of about 4.6 miles

Route 03016 Beginning at the north borough line of Worthington and extending northeasterly in West Franklin Township to a point on the West Franklin-East Franklin Township line thence northeasterly in East Franklin Township to an intersection with Route 251 at Cowansville in Armstrong County a distance of about 4.5 miles.

Route 03017 Beginning at the West Franklin-Sugar Creek Township line approximately one mile south of Fosters Mills and running northerly in Sugar Creek Township via Fosters Mills to an intersection at Pattons thence northeasterly crossing State Route 251 at Browns Cross Roads and continuing easterly and northerly past Fosters School to an intersection approximately .75 of a mile north of Fosters School thence southeasterly to a point on the Sugar Creek-Washington Township line and continuing southeasterly in Washington Township to the intersecting roads in the village of Sherret in Armstrong ounty a distance of about 7.7 miles.

Route 03018 Beginning at the Kittanning Borough line southwest via Foster Dairy Farm to bridge crossing Glade Run at the Pony Farm in Armstrong County a distance of about 2.5 miles

Route 03019 Beginning at a point on State Route 251 approximately 5. of a mile south of Simpson's Schoolhouse northeasterly in Sugarcreek Township to a point on the Sugarcreek Township to a point on the Sugarcreek-Washington Township line thence northeasterly and northerly in Washington Township through the village of Sherret and continuing northerly on the Montgomery-Wattersonville Road to Van Buren Schoolhouse in Armstrong County a distance of about 7.3 miles

Route 03020 Beginning at an intersection with Route 71 at Walkchalk in East Franklin Township thence in a northeasterly direction through Schall's Crossroads to an intersection with Route 251 at Toy's Crossroads in Armstrong County a distance of about 1.5 miles

Route 03021 Beginning at a point on State Route 251 at Bish's Corners northerly in East Franklin Township to an intersection with the Cowan-Adrian Road adjacent to Montgomeryville Schoolhouse in Armstrong County a distance of about 2.9 miles

Route 03022 Beginning at a point on Route 251 at the B R & P Overhead at Cowan thence easterly in East Franklin

Township through the intersection at Montgomery Schoolhouse to Montgomeryville thence northerly to a point on the East Franklin-Washington Township line and continuing northerly and northwesterly in Washington Township through Morrow's Corners to the village of Sherret in Armstrong County a distance of about 7.5 miles

Route 03023 Beginning at the Montgomeryville-Wattersonville Road near the East Franklin-Washington Township line at Crissman's and extending easterly in Washington Township to French's Corners thence northeasterly past Dickey School to Reesedale on the Allegheny River in Armstrong County a distance of about 5.5 miles

Route 03024 Beginning at Route 251 at the west end of the Kittanning Bridge thence northerly in East Franklin Township along the west bank of the Allegheny iRver through Tarrtown Bridgeburg and West Mosgrove to a point on the east Franklin-Washington Township line thence northwest in Washington Township to an intersection with the French's Corners-Reesdale Road at Dickey Schoolhouse in Armstrong County a distance of about 9.5 miles

Route 03025 Beginning at intersection with Route 251 at Frogtown thence in a northerly direction in Sugarcreek Township through Somerville to a point on the Sugarcreek-Brady's Bend Township line and continuing north in Brady's Bend Township to an intersection with Route 214 at Kaylor in Armstrong County a distance of about 2.6 miles

Route 03026 Beginning where the Petrolia-Kaylor Road crosses the Butler County line thence east and south in Brady's Bend Township to Long Run thence along Long Run to an intersection with Route 214 at Kaylor in Armstrong County a distance of about 2.3 miles

Route 03027 Beginning at an intersection with Route 251 at Adams' Crossroads in Sugarcreek Township and extending north to a point on the Sugarcreek-Brady's Bend Township line thence north in Brady's Bend Township to Lacy's Store and continuing north along Hart's Run Hollow to an intersection with Route 214 at Brady's Bend in Armstrong County a distance of about 3.6 miles

Route 03028 Beginning at a point on Route 214 at D Aureli's thence in a general northwesterly direction in Brady's Bend Township to a point on the Brady's Bend-Perry Township line and continuing in a general northerly direction in Perry Township past Criswell Schoolhouse to an intersection with the Fredericksburg-Queenstown Road approximately .75 of a mile northeast of Fredericksburg in Armstrong County a distance of about 4.3 miles

Route 03029 Beginning at the Butler County line about .1 of a mile west of Fredericksburg thence easterly through Perry Township via Fredericksburg and Queenstown thence to a point on the Perry-Brady's Bend Township line thence southerly in Brady's Bend Township to intersection of Route 214 at Dewey in Brady's Bend Township in Armstrong County a distance of about 5.1 miles

Route 03030 Beginning where the Bruin-Queenstown Road crosses the Butler County line and extending in a southeasterly direction in Perry Township past the Shakely Farm to the Fredericksburg-Queenstown Road at Steele's Crossroads in Armstrong County a distance of about 1.5 miles

Route 03031 Beginning at the village of McWilliams northerily in Red Bank Township through the village of New Salem and continuing in a general northerly direction to the Mohney Crossroads adjacent to Tanyard's Schoolhouse thence northwesterly past Tanyard's Schoolhouse to a point on Route 357 at Mayport in Armstrong County a distance of about 6 miles

Route 03032 Beginning at the Butler County line and extending east in Hovey Township to a point of intersection on State Highway Route 704 near the west end of the Foxburg Bridge in Armstrong County a distance of about .5 of a mile

Route 03033 Beginning at an interesection on Route 203 about 0.5 mile east of Center Valley thence in a northerly direction in Bethel Township through Center Valley and extending north to an intersection at John Colwell's thence westerly to Logansport in Armstrong County a distance of about 4.9 miles

Route 03034 Beginning at a point in Center Valley in a general westerly direction in Bethel Township to Kelly Station in Armstrong County a distance of about 1.7 miles

Route 03035 Beginning at a point on Route 203 approximately .2 mile south of Spruce Run Schoolhouse in a general easterly direction in Bethel Township past the Harry Gilchrist farm to an intersection with Route 705 at what is known as the old Gum Tree in Armstrong County a distance of about 2.7 miles

Route 03036 Beginning at a point on State Route 203 at Georgetown thence northeasterly in Gilpin Township along Brady Run to the forks at Stegner's thence easterly and northerly to the forks at Elmer Myers' and continuing westerly to an intersection with oute 203 at the Herb Klingensmith Farm in Armstrong County a distance of about 5.2 miles

Route 03037 Beginning at the intersection of Route 69 in Gilpin Township at Bowers' and extending in a northeasterly direction along Guffy Run to a point on the Gilpin-Parks Township line and continuing northerly along Guffy Run for about one and one-half miles to Smail's crossroad thence east to an intersection with Route 705 at Dime in Armstrong County a distance of about 4.3 miles

Route 03038 Beginning at an intersection just east of Route 69 at the John W. Parks Farm in Gilpin Township thence southeasterly to a point on the Gilpin-Parks Township line and continuing in a general southeasterly direction in Parks Township past Stitt's old mill to an intersection with Route 705 at the Park's Pump Station in Armstrong County a distance of about 2.8 miles

Route 03039 Beginning at an intersection with Route 705 about one mile south of Dime at Riggle's Crossroads in Parks Township and extending southeasterly in Parks Township to a point on the Parks-Kiskiminetas Township line thence southeast in Kiskiminetas Township to Schutt's Crossroads thence northeasterly to a point on the Kiskiminetas-Burrell Township line thence east in Burrell Township to an intersection with the Spring Church-Cochran Mills Road at Mateer in Burrell Township in Armstrong County a distance of about 3.8 miles

Route 03040 Beginning at a point on Route 705 at the old Guffy Farm thence in a general easterly direction in Parks Township to a point on the Parks-Kiskiminetas Township line and continuing easterly and northeasterly in Kiskiminetas Township past the Altman Farm to an intersection at Schutt's Crossroad in Armstrong County a distance of about 2.3 miles

Route 03041 Beginning at a point on Route 188 at Balsinger's Filling Station in a general northerly direction in Kiskiminetas Township to an intersection at the Altman Farm in Armstrong County a distance of about 3.0 miles

Route 03042 Beginning at Cherry Lane northerly in Kiskiminetas Township to a point on the south borough line of Apollo at Kiski Avenue in Armstrong County a distance of about 1.0 miles

Route 03043 Beginning at the Armstrong-Westmoreland County line at Edmon thence in a northerly direction in Kiskiminetas Township past S B Allshouse and Thomas Hilty's to Equitable thence northwesterly to an intersection with Route 188 at Lambings in Armstrong County a distance of about 6.9 miles

Route 03044 Beginning at an intersection with the Edmon-Equitable Road in Kiskiminetas Township at S B Allshouse thence in a northeasterly direction to an intersection with Route 379 at Maysville in Armstrong County a distance of about 2.3 miles

Route 03045 Beginning at an intersection on the Edmon-Maysville Road at Charles Allshouse thence northerly in Kiskiminetas Township to an intersection with Route 188 at Thomas Sadler's in Armstrong County a distance of about 3.8 miles

Route 03046 Beginning at Shady Plain westerly in Kiskiminetas Township to an intersection at Shady Plains Schoolhouse thence northwesterly through Rosensteel's Crossroads to a point on the Kiskiminetas-Burrell Township line thence westerly in Burrell Township to an intersection with the Mateer-Spring Church Road at a point adjacent to the Kiskiminetas-Burrell Township line in Armstrong County a distance of about 2.8 miles

Route 03047 Beginning at a point where the Olivet-Elders Ridge Road crosses the Armstrong County line thence in a northwesterly direction in South Bend Township to Olivet thence northwesterly to a point on the South Bend-Kiskiminetas Township line thence in Kiskiminetas Township to an intersection with Route 188 about 0.5 miles east of Shady Plain at Chester Wilson's in Armstrong County a distance of about 3.3 miles

Route 03048 Beginning at the village of Olivet easterly and northerly in South Bend Township crossing Route 188 at J. B. Wilson's and continuing northerly to an intersection near Wherry's School in Armstrong County a distance of about 4 miles

Route 03049 Beginning where the Craig Run crosses the Armstrong-Indiana County line thence in a northerly direction along Craig Run in South Bend Township to an intersection with Route 319 about .5 of a mile west of South Bend at James Smith's in Armstrong County a distance of about 2. miles

Route 03050 Beginning at the intersection with Route 188 at Spring Church in Kiskiminetas Township thence in a northerly direction to a point on the Kiskiminetas-Burrell Township Line thence northerly in Burrell Township via Mateer Cochran Mills and Brick Church to a point on the Burrell-Kittanning Township line about .5 of a mile south of Top thence northerly in Kittanning Township via Top Shay Heilman and to a point on the Kittanning-Manor Township Line thence northwesterly to the end of macadam on State-aid Application 457 the Garrett's Run Road in Manor Township in Armstrong County a distance of about 16.5 miles

Route 03051 Beginning at an intersection with Route 705 in Bethel Township at Spang's Crossroads about 0.6 of a mile west of the Bethel-Burrell Township Line thence east to a point on the Bethel-Burrell Township Line and continuing east in Burrell Township to a point where the Center Valley Cochran Mills Road intersects the Mateer-Cochran Mills Road about one mile west of Cochran Mills at A G Riggle's in Armstrong County a distance of about 3.6 miles

Route 03052 Beginning at a point on Route 705 at T. A. Heilman's thence northeasterly in Bethel Township to a point on the Bethel-Burrell Township line at Tunnellville thence southeasterly in Burrell Township past Riggle School and Myers' Crossroads to Brick Church in Armstrong County a distance of about 5.5 miles

Route 03053 Beginning at an intersection of the Cochran Mills-Brick Church Road at Cochran Mills and extending in a southeasterly direction in Burrell Township to a point on the Burrell-South Bend Township line thence easterly in South Bend Township about .5 of a mile on the Cochran Mills-Girty Road to an intersection at Maurice Rupert's in Armstrong County a distance of about 3.5 miles

Route 03054 Beginning at an intersection on Route 319 about three miles west of South Bend thence in a northerly direction in South Bend Township to Girty thence west along the Girty-Cochran Mills Road about 5. of a mile to Maurice Rupert's thence northeasterly along Fagley Run to a point on the South Bend-Plub Creek Township line thence north and east in Plum Creek Township through Mount Union to a point on the west borough line of Elderton in Armstrong a distance of about 7.8 miles

Route 03055 Beginning at the northeast borough line of Elderton and extending in a northeasterly direction in Plum Creek Township via Gastown to a point on the Plum Creek-Cowanshannock Township line at Green Oak thence in a northeasterly direction in Cowanshannock Township to beginning of concrete on Route 985 at Sagamore in Armstrong County a distance of about 9.9 miles

Route 03056 Beginning at a point on Route 319 approximately .5 of a mile west of the Indiana County line thence northerly in South Bend Township past Howard Kimmel's to a point on the South Bend-Plum Creek Township line thence northerly in Plum Creek Township through the village of Idaho and past Hall's Schoolhouse to an intersection with Route 67 adjacent to the Elderton Borough line in Armstrong County a distance of about 3.8 miles

Route 03057 Beginning at William McIntyre's on the Elderton-Sagamore Road and extending in an easterly direction in Plum Creek Township along Plum Creek through crossroads at Elmer Kimmel's to a point on the Armstrong-Indiana County line in Armstrong County a distance of about 2.8 miles

Route 03058 Beginning at Cochran Mills and extending northeasterly in Burrell Township along Cherry Run to a point on the Burrell-Plum Creek Township line thence northeasterly in Plum Creek Township along Cherry Run and past McKee's School and crossing Route 67 at Cherry Run Bridge and continuing northerly to a point on the Plum Creek-Cowanshannock Township line thence northerly in Cowanshannock Township through Margaret and past Sipe's Schoolhouse and North Star Mill to an intersection with Route 189 about two miles west of Yatesboro at Elgin Cemetery in Armstrong County a distance of about 13 miles

Route 03059 Beginning at a point on the Campbell Road at the top of Nunamaker Hill thence northeasterly in Manor Township to a point on the Manor-Kittanning Township line thence northeasterly in Kittanning Township to Bowser's Cross Roads in Armstrong County a distance of about 2.2 miles

Route 03060 Beginning at Shay southeasterly in Kittanning Township through the village of Rockville to Pyrra thence northeasterly to a point on the Kittanning-Plum Creek Township line and continuing northeasterly in Plum Creek Townshop to an intersection with Route 67 just north of Whitesburg in Armstrong County a distance of about 4.7 miles

Route 03061 Beginning at a point on the Tunnellville-Brick Church Road at Myers' Cross Roads thence northerly in Burrell Township to a point on the Burrell-Kittanning Township line and continuing northerly in Kittanning Township to an intersection at Thomas' Schoolhouse thence northwesterly to a point on the Kittanning-Manor Township line and continuing westerly in Manor Township to an intersection near King's Schoolhouse thence northeasterly along Campbell Run to a point on the Manor-Kittanning Township line and continuing in a general easterly direction in Kittanning Township to an intersection with the Cochran Mills Road near Isaac Helman's Schoolhouse in Armstrong County a distance of about 7.6 miles

Route 03062 Beginning at a point on Route 203 at Pleasant View School southeasterly in Manor Township past St Mary's Cemetery to an intersection near Campbell Run in Armstrong County a distance of about 3 miles

Route 03063 Beginning at an intersection with the Elderton-Sagamore Road about one mile northeast of Green Oak at McLachlan's in Cowanshannock Township and extending in a northwesterly direction to Sloan's Cross Roads in Cowanshannock Township thence northerly to an intersection with Route 189 at Meredith in Armstrong County a distance of about 3.4 miles

Route 03064 Beginning at McCaslan's Cross Roads on the Green Oak-Sagamore Road thence northerly in Cowanshannock Township to a point on Route 189 at Shannock Park in Armstrong County a distance of about 2.1 miles

Route 03065 Beginning at Blanco easterly in Cowanshannock Township to Power's Cross Coads thence northely to a point on the south borough line of Rural Valley in Armstrong County a distance of about 2.2 miles

Route 03066 Begining at Gastown northerly and westerly in Plum Creek Township past Cessna Schoolhouse to an intersection at Cessna Cross Roads thence northerly past Cravener Schoolhouse to a point on the Plum Creek-Cowanshannock Township line and continuing northwesterly in Cowanshannock Township through the village of Blanco to an intersection with the Margaret Road at North Star Mill in Armstrong County a distance of about 7 miles

Route 03067 Beginning at the end of Union Avenue at the northeast borough line of Kittanning and extending in Rayburn Township up Troy Hill to the entrance to St Mary's Cemetery at the top of Troy Hill in Armstrong County a distance of about 1.2 miles

Route 03068 Beginning at the north borough line of Kittanning and extending in a northerly direction in Rayburn Township on the river road to Mosgrove and to a point on the Bayburn-Boggs Township line and continuing along the river through Boggs Township to a point on the Boggs-Pine Township line and continuing north in Pine Township via Templeton and Mahoning to a point on the Pine-Madison Township line thence in Madison Township via Mahoning Hill on the north side of Mahoning Creek thence northerly to a point of intersection with Route 03084 in Widnoon in Armstrong County a distance of about 11 miles

Route 03069 Beginning at an intersection with Route 66 at Spaces Corners and extending east in Rayburn Township to the Rayburn-Valley Township line and continuing east through Valley Township past West Valley Grange crossroads to Oscar in Armstrong County a distance of about 6.1 miles

Route 03070 Beginning at a point on Route 189 at Greendale northerly in Valley Township to an intersection with the Spaces Corners-Oscar Road at Barkers in Armstrong County a distance of about 2.2 miles

Route 03071 Beginning at an intersection with Route 66 about one mile west of Slabtown thence through Boggs Township in a southerly direction to Oscar and to a point on the

Boggs-Valley Township line thence through Valley Township to a point on the Valley-Cowanshannock Township line thence in a southerly direction in Cowanshannock Township past Hill Church to an intersection with Route 189 about one mile west of Yatesboro at Gearhold's in Armstrong County at distance of about 6.8 miles

Route 03072 Beginning at an intersection with Route 66 at Slabtown thence east through Boggs Township to a point on the Boggs-Wayne Township line thence east in Wayne Township through Muff and extending to a point on the Belknap-Dayton Road about .25 of a mile southeast of Belknap at Belknap Reformed Church in Armstrong County a distance of about 5.6 miles

Route 03073 Beginning at the north borough line of Rural Valley and extending in a northerly direction to Bryan in Cowanshannock Township thence northwest to a point on the Cowanshannock-Wayne Township line and continuing in Wayne Township to Echo thence northerly to an intersection with the Slabtown-Belknap Road at Muff in Armstrong County a distance of about 7.2 miles

Route 03074 Beginning at the intersection of Route 534 at Barnard's and extending in a northeasterly direction in Cowanshannock Township past George Barnard's to a point where the Barnards-Smicksburg Road crosses the Armstrong-Indiana County line in Armstrong County a distance of about 1.7 miles

Route 03075 Beginning at an intersection with Route 66 at at Oakland and extending in a southeasterly direction in Mahoning Township through crossroads at Charles Rodaker's to Putneyville and to a point on the Mahoning-Wayne Township line thence in Wayne Township in a southerly direction to intersection at Belknap Reformed Church thence in an easterly direction past Rumbaugh's to a point on the west borough line of Dayton in Armstrong county a distance of about 11.4 miles

Route 03076 Beginning at the village of Bryan northeasterly in Cowanshannock Township to an intersection at the Eckman Farm and continuing northerly to a point on the Cowanshannock-Wayne Township line thence in a generally northerly direction in Wayne Township past Rabbit Hollow Schoolhouse to an intersection with the Dayton-Echo Road at O N Reefer's in Armstrong County a distance of about 3.9 miles

Route 03077 Beginning at the village of Echo northeasterly in Wayne Township past Gallagher's School and O N Reefer's to a point on the southwest borough line of Dayton road being known as the Dayton-Echo Road in Armstrong County a distance of about 5.4 miles

Route 03078 Beginning at a point on Route 66 near Mateer Schoolhouse thence northerly in Boggs Township to Mateer Schoolhouse thence westerly to an intersection with the River Road at Mosgrove in Armstrong County a distance of about 3.7 miles

Route 03079 Beginning at an intersection near Pine Grove Schoolhouse northerly in Boggs Township through the forks at Nichol's Schoolhouse to a point on the Boggs-Pine Township line thence northerly in Pine Township to an intersection with Route 703 in Templeton in Armstrong County a distance of about 4 miles

Route 03080 Beginning at an intersection on the Belknap-Putneyville Road approximately one mile north of Belknap thence westerly in Wayne Township past Reeseman's Schoolhouse to a point on Route 66 approximately one mile north of Goheenville in Armstrong County a distance of about 3.6 miles

Route 03081 Beginning at the top of Putneyville Hill on the Putneyville-Belknap Road thence easterly in Mahoning Township past Foreman's Schoolhouse to an intersection with the Eddyville-Belknap Road near Eddyville in Armstrong County a distance of about .8 of a mile

Route 03082 Beginning at the intersection with Route 03084 in Widnoon and running generally northwesterly in Madison Township past Craig's and George Porter's to a point on the Armstrong-Clarion County line at Lawsonham in Armstrong County a distance of about 3.8 miles

Route 03083 Beginning at Tidal northwesterly in Madison Township past Tidal Schoolhouse and continuing in a general northwesterly direction past Blue Schoolhouse to the mouth of Red Bank Creek in Armstrong County a distance of about 3.8 miles

Route 03084 Beginning at Rimer on the Allegheny River and extending in a northeasterly direction in Madison Township via Tidal to Widnoon and continuing in a generally easterly direction via Kellersburg and the Ridgeview School to a point on the Madison-Mahoning Township line thence easterly in Mahoning Township to an intersection with Route 66 at Oakland in Armstrong County a distance of about 11.6 miles

Route 03085 Beginning at the village of Deanville northerly in Madison Township to an intersection with the Kellersburg-Distant Road at a point approximately .25 of a mile west of the Madison-Mahoning Township line in Armstrong County a distance of about 1.6 miles

Route 03086 Beginning at a point on the Putneyville-Belknap Road at Charles Reeseman's about .5 of a mile south of the Mahoning-Wayne Township line and extending in a northeasterly direction in Wayne Township to a point on the Wayne-Mahoning Township line near crossroads at Robert Stevens' thence through Mahoning Township to a point on the Mahoning-Red Bank Township line at Eddyville thence in a northeasterly direction in Red Bank Township through Charlestown McWilliams past William McGregor's and extending to a point on the Armstrong-Jefferson County line about one mile southwest of Timblin in Armstrong County a distance of about 7 miles

Route 03087 Beginning at the north borough line of Dayton and extending northeasterly in Wayne Township to a point on he Wayne-Red Bank Township line thence northerly in Red Bank Township through Milton McGregor and to a point on the McWilliams-Timblin Road at William McGregor's about one mile west of the Armstrong-Jefferson County line in Armstrong County a distance of about 7 miles

Route 03088 Beginning at McGregor in Red Bank Township and extending on the McGregor-Porter Road to the Armstrong-Jefferson County line in Armstrong County a distance of about .3 of a mile

Route 03089 Beginning at a point on the Eddyville Timblin Road at McWilliams and extending in a northeasterly direction in Red Bank Township to a point on the Armstrong-Clarion County line at Oakridge Bridge in Armstrong County a distance of about 4.6 miles

Route 03090 Beginning at a point on the southwest borough line of South Bethlehem in a general easterly direction in Mahoning Township to a point on the Mahoning-Red Bank Township line and continuing easterly and southeasterly in Red Bank Township to an intersection with the Oak Ridge-McWilliams Road at a point adjacent to Mudlock Church in Armstrong County a distance of about 4.5 miles

Route 03091 Beginning at Route 67 near Blanket Hill and running in a northeasterly and easterly direction in Kittanning Township to a point on the Kittanning-Cowanshannock Township line thence easterly in Cowanshannock Township to an intersection at Sipe's Schoolhouse about .25 of a mile north of Margaret in Armstrong County a distance of about 5.6 miles

Route 03092 Beginning at the Hindman Schoolhouse on Route 71 and running in a northwesterly direction in West Franklin Township via Nichola to a point on the dividing line between Armstrong and Butler Counties this road known as the Nichola-Rattigan Road in Armstrong County a distance of about 2.7 miles

Route 03093 Beginning at the John Heilman School on the Garretts Run Road State-aid Application 457 and running in an easterly direction in Manor Township up Rupp Run or Silvis Hollow to a point on the dividing line between Manor and Kittanning Township thence in a generally easterly direction in Kittanning Township to Route 67 at the R E Watterson Farm in Armstrong County a distance of about 3.4 miles

Route 03094 Beginning at a point on Route 03050 at Bowser Cross Roads in Kittanning Township thence easterly and northeasterly to a point on Route 67 at Blanket Hill in Armstrong County a distance of about 3.25 miles

Section 5 The township roads to be taken over under the provisions of this act in the County of Beaver are those situate and described as follows

Route 04001 Beginning at a point on Route 204 about .25 of a mile south of the Darlington Borough line thence in a southwesterly direction to a point near Rowe Town thence in a southwesterly direction to a point near Salem Church thence in a southerly direction to a point on Route 278 in Beaver County a distance of about 9.0 miles

Route 04002 Beginning at the intersection of the Lisbon Road and Route 278 thence in a northwesterly direction to a point near Blackhawk thence to a point near Salem Church thence to a point on the Ohio State line about .5 of a mile north of the Ohio Township line in Beaver County a distance of about 6.0 miles

Route 04003 Beginning at a point on Route 204 about 1.5 miles south of the Darlington Borough line and extending in a southerly direction via Beaver Falls Airport to a point on Route 640 near St Rests Schoolhouse thence in a southwesterly direction to a point near Blackhawk thence in a southwesterly direction to a point near Fair View thence in a westerly direction to the Ohio State line via Five Points in Beaver County a distance of about 9.7 miles

Route 04004 Beginning at a point on Route 04003 about .25 of a mile north of Blackhawk thence in an easterly direction along the south branch of Bradys Run to the Fallston Borough line in Beaver County a distance of about 7.0 miles

Route 04005 Beginning at a point on the Bennetts Run improved road about .25 of a mile north of Eastvale Borough and extending in a northerly direction across Bennetts Run and along the Beaver River to a point near Bellton thence in a northerly direction to the Lawrence County line near Park Gate in Beaver County a distance of about 5.0 miles

Route 04006 Beginning at a point on Route 204 near the Bridgewater Borough line thence in a westerly direction under the Pittsburgh and Lake Erie Railroad to an intersection with the Dutch Ridge Road near the Goetman Estate in Beaver County a distance of about 1.4 miles

Route 04007 Beginning at a point on the West Mayfield Borough line and about .25 of a mile south of Wallace Run and extending in a northwesterly direction to an intersection with Route 204 near Darlngton Borough in Beaver County a distance of about 4.5 miles

Route 04008 Beginning at a point on the Beaver Borough line about .25 of a mile east of the Dutch Ridge Road thence in a northwesterly direction to an intersection with Farmers Lane thence in a westerly direction across the Dutch Road to an intersection with Two Mile Run Road near the Klingelhoffer Farm in Beaver County a distance of about 1.0 mile

Route 04009 Beginning at a point on the Lawrence County line approximately .25 of a mile east of Enon Valley and extending in a southeasterly direction to a point on the Darlington Borough line in Beaver County a distance of about 3.5 miles

Route 04010 Beginning at a point on Route 278 about .5 of a mile east of the Brighton Township line and extending along the Dutch Ridge Road to the end of Route 972 in Beaver County a distance of about 1.6 miles

Route 04011 Beginning at a point on the Brush Creek Road about .25 of a mile west of the L D Brenner Farm and extending in a southerly direction to a point near Knobs Store thence in a southerly direction to a point near Wallace City thence across State Reward Application 96 to a point near the Ambridge Country Club thence westwardly to Route 641 in Beaver County a distance of about 10.0 miles

Route 04012 Beginning at a point near Summit Cut on Route 04057 and extending in a westerly direction across the Pennsylvania Railroad to an intersection with the New Galilee-Darlington Road near the Darlington Township line in Beaver County a distance of about 1.6 miles

Route 04013 Beginning at a point on Route 278 near the Elizabeth Amond Farm and extending in a southeasterly direction to an intersection with Route 243 about one mile east of the village of Industry in Beaver County a distance of about 4.0 miles

Route 04014 Beginning at a point on Route 04003 near St Rests School thence extending in a southeasterly direction to a point on the Chippewa Township line thence in an easterly direction along the Ridge Road to an intersection with Route 04004 near the south branch of Bradys Run in Beaver County a distance of about 4.0 miles

Route 04015 Beginning at a point on the Monaca Borough line thence along the boundary of the Union Cemetery to an intersection with Route 76 in Beaver County a distance of about .2 of a mile

Route 04016 Beginning at a point on the Baden Borough line near the Marr Farm and extending to an intersection with Route 04011 near the Minin School in Beaver County a distance of about 0.8 mile

Route 04017 Beginning at a point on the north borough line of Koppel Borough and extending in a northeasterly direction to an intersection with Route 04005 near Park Gate in Beaver County a distance of about 1.0 mile

Route 04018 Beginning at a point about .25 of a mile south of the intersection of the Allegheny-Butler County line with the Beaver County line and extending in a southerly and westerly direction to a point on State-aid Application 96 about .25 of a mile south of the New Sewickley Township line in Beaver County a distance of about 2.2 miles

Route 04019 Beginning at a point on the Monaca-Aliquippa Road near the mouth of the Elkhorn Run thence in a southerly direction to a point on the Aliquippa Borough line in Beaver County a distance of about 3.2 miles

Route 04020 Beginning at a point on Route 532 near Snake Run and extending in an easterly direction along Crows Run to an intersection with Route 04058 in Beaver County a distance of about 3.0 miles

Route 04021 Beginning at a point on Route 354 about .5 of mile north of the Darlington Borough line and extending in an easterly and northerly direction to a point on the south borough line of New Galilee Borough in Beaver County a distance of about 1.5 miles

Route 04022 Beginning at a point on Route 204 near the Hartshorn Schoolhouse and extending in a northerly and easterly direction to a point on the Lawrence County line near Enon Valley in Beaver County a distance of about 1.8 miles

Route 04023 Beginning at a point on Route 76 near the south borough line of Aliquippa and extending in a southerly direction to a point near the Laird Farm thence to an intersection with Route 04070 about one mile north of Gringo in Beaver County a distance of about 2 miles

Route 04024 Beginning at a point near Bellton and extending in an easterly direction to an intersection with the Ellwood City-New Brighton Road State-aid Application 125 in Beaver County a distance of about 1 mile

Route 04025 Beginning at a point on the improved Beaver and Pittsburgh Road near the county bridge over the north fork of Big Sewickley Creek thence in a general southerly direction along the north fork of Big Sewickley Creek to an intersection with the improved Big Sewickley Creek Road in Beaver County a distance of about 2.6 miles

Route 04026 Beginning at a point near the mouth of Pine Run in Merion Township thence in a northwesterly direction along Connoquenessing Creek to a point near Fombell thence in a westerly direction to a point near Goehring Stop thence in a southerly direction to a point near Blinns Corner thence in a westerly direction to the end of Bennets Run improved road via Barrisville in Beaver County a distance of about 6.7 miles

Route 04027 Beginning at a point on Route 04055 near the intersection with Route 347 in a southerly direction to an intersection with Route 04026 near the village of Fombell in Beaver County a distance of about 1.4 miles

Route 04028 Beginning at a point on the Bellton-Park Gate Road about .25 of a mile south of Park Gate and extending in an easterly direction to an intersection with the Elwood City-New Brighton Road State-aid Application 125 about .25 of a mile south of the Ellwood City line in Beaver County a distance of about 1.5 miles

Route 04029 Beginning at a point on Route 482 near the bridge over Connoquenessing Creek and extending in a northerly and northeasterly direction through the village of North Sewickley to a point on the Lawrence County line about one mile east of Ellwood City in Beaver County a distance of about 1.6 miles

Route 04030 Beginning at a point on Route 78 near Berrys Church thence in a northwesterly direction to an intersection with Route 04026 near Fombell Station on the trolley line in Beaver County a distance of about 3.5 miles

Route 04031 Beginning at a point on the Dutch Ridge Road near its intersection with the Tuscarora Road thence in a northerly direction to an intersection with the Bradys Run Road near the Chippewa-Brighton Township line in Beaver County a distance of about 1.2 miles

Route 04032 Beginning at a point on Route 04003 .25 of a mile west of the Chippewa Township line and extending in a southerly direction across Route 640 thence in a southerly direction to a point near the county bridge over the north branch of Bradys Run thence crossing Route 204 thence in a northeasterly direction to an intersection with Route 04007 via Jefferson-Wilson Farms in Beaver County a distance of about 6.0 miles

Route 04033 Beginning at a point on Route 243 near Barclays Crossing and extending in a northerly direction to an intersection with Route 278 near the Scott Farm in Beaver County a distance of about 2.6 miles

Route 04034 Beginning at a point near Fombell and extending in a southeasterly and northeasterly direction to an intersection with Route 347 near Doe Run in Beaver County a distance of about 2 miles

Route 04035 Beginning at a point on Route 78 near Berrys Church and extending in a southerly direction along a branch of Brush Creek to an intersection with the Brush Creek Road about one mile east of Unionville in Beaver County a distance of about 2 miles

Route 04036 Beginning at a point on Route 204 about .5 of a mile south of Steffin Hill thence in a westerly direction across a branch of Bradys Run to the end of State-aid Application 148-B thence in a westerly direction to the end of State-aid Application 146-B near the Jefferson-Wilson Farm in Beaver County a distance of about 2 miles

Route 04037 Beginning at a point on Route 243 near its intersection with the Six Mile Run Road in Industry Township thence in a northerly and northeasterly direction to an intersection with Route 04033 about .5 of a mile south of Route 278 in Beaver County a distance of about 2.5 miles

Route 04038 Beginning at a point on Route 347 near the mouth of Doe Run thence in an easterly direction to a point on the Butler County line in Beaver County a distance of about .5 mile

Route 04039 Beginning at a point on Route 04035 about .25 of a mile south of Berrys Church and extending in a southerly direction to a point near Teets Schoolhouse in Beaver County a distance of about 1.0 mile

Route 04040 Beginning at a point on Route 483 about .25 of a mile east of the Hookstown Borough line and extending in an easterly direction to an intersection with Route 04077 about .5 of a mile south of the Torrence farm in Beaver County a distance of about 2.7 miles

Route 04041 Beginning at a point on Route 278 near Holtdale and extending in a southerly direction to an intersection with Route 243 near Vanport in Beaver County a distance of about 1.5 miles

Route 04042 Beginning at a point on Route 204 about .5 of a mile northwest of its intersection with the Steffin Hill road and extending in an easterly direction to a point on the College Hill Borough line near the railroad underpass on the Steffin road in Beaver a distance of about 1.2 miles

Route 04043 Beginning at the head of Poorhouse run near the Johnson farm and extending in a southerly direction to a point on Route 76 about .25 of a mile south of Schaffers schoolhouse thence in a southerly direction to a point on Route 76 about .25 of a mile south of Schaffers schoolhouse thence in a southerly direction across Raccoon creek to a point on the county Aliquippa Green Garden road near Merrimans bridge thence in a general southerly direction along Raccoon creek to an intersection with Route 04070 near Independence in Beaver County a distance of about 4.0 miles

Route 04044 Beginning at a point on Route 77 near Morado thence in a northwesterly direction along Wallace run to an intersection with Route 04077 near the Big Beaver-Darlington Township line in Beaver County a distance of about 3.5 miles

Route 04045 Beginning at a point on Route 204 near the Hartshorn schoolhouse thence to a point near the residence of George McGinness thence in a southeasterly direction along Coal Bank Run to an intersection with Route 481 near Cannelton in Beaver County a distance of about 2.5 miles

Route 04046 Beginning at a point on Route 115 near Harshaville thence in a westerly direction to a point near Kendall thence across Route 278 and extending in a southewesterly direction to a point on the West Virginia State line in Beaver County a distance of about 5.0 miles

Route 04047 Beginning at a point on Route 265 near the Darlington-Big Beaver Township line and extending in a northerly direction along the Pennsylvania Railroad to a point on the Lawrence County line in Beaver County a distance of about 0.5 miles

Route 04048 Beginning at a point on Route 538 near the Morgan farm an dextending in a westerly direction across Route 278 near the Swearingen farm thence along a branch of Tomlinson run to a point on the West Virginia State line about .25 of a mile south of the Hanover-Greene Township line in Beaver County a distance of about 4.5 miles

Route 04049 Beginning at a point on Route 640 near the McLaughlin Blacksmith shop and extending in a southerly direction to an intersection with the Ridge Road in Beaver County a distance of about 1.3 miles

Route 04050 Beginning at a point on the County Green Garden road near the village of Green Garden and extending in a southerly direction to an intersection with the Service Creek road at a point near the Independence-Raccoon Township line in Beaven County a distance of about 1.5 miles

Route 04051 Beginning on Route 204 at a point near Lincoln Gardens and extending in a northerly direction to a point on the Big Beaver Township line about .25 of a mile north of McKinley schoolhouse in Beaver County a distance of about 1.0 mile

Route 04052 Beginning at a point on the Hookstown Borough line and extending in a westerly direction to an intersection with Route 538 about .5 of a mile east of the West Virginia State line in Beaver County a distance of about 1.7 miles

Route 04053 Beginning at a point near the county bridge over the north branch of Bradys Run on Route 04032 thence in a southerly direction across the Ridge Road to an intersection with Route 04004 near the foot of Stone Quarry Hill in Beaver County a distance of about 1.5 miles

Route 04054 Beginning at a point on Route 538 near Backbone and extending in a westerly direction to a point on Route 115 about .25 of a mile northeast of Frankfort Springs Borough line in Beaver County a distance of about 4.0 miles

Route 04055 Beginning at a point on Route 347 near its intersection with Route 04027 and extending in a southwesterly direction to a point near Celia Station thence in a northwesterly direction along the Baltimore and Ohio Railroad to an intersection with Route 347 about .5 of a mile east of Frisco in Beaver County a distance of about 4.0 miles

Route 04056 Beginning at a point on Route 04011 near the end of the Sun-Flower improved road and extending in a southeasterly direction to a point on the Butler County line on the road to Ogle in Beaver County a distance of about 2.3 miles

Route 04057 Beginning at Route 77 thence in a general northwesterly direction to a point near Fenschels cross roads thence to an intersection with Route 04012 near Summit Cut in Beaver County a distance of about 2.6 miles

Route 04058 Beginning at a point near Knobs Store on Route 532 and extending in a southeasterly direction to a point on the Allegheny County line about .25 of a mile south of the Allegheny-Butler County line in Beaver County a distance of about 3.0 miles

Route 04059 Beginning at a point on Route 347 near Camp Run and extending in a northerly direction along Camp Run to a point on the Lawrence County line in Beaver County a distance of about 2.0 miles

Route 04060 Beginning at a point on the McCleary-Hookstown road near the Torrence farm and extending in a northwesterly direction to a point near the Kennedy coal mines thence to a point on the Shippingport Borough line in Beaver County a distance of about 1.0 mile

Route 04061 Beginning at a point on Route 04074 about one mile east of Route 76 and extending in a southerly direction to a point on the Aliquippa Borough line about .25 of a mile north of Route 76 in Beaver County a distance of about 2.4 miles

Route 04062 Beginning at a point on the Brush Creek Road near Barrisville thence in a general southeasterly direction along Brush Creek across Route 78 near Unionville to a point on the Butler County line in Beaver County a distance of about 6 miles

Route 04063 Beginning at a point on Route 04026 near Concord M E Church and extending in a southerly direction to an intersection with Route 04076 about .5 of a mile east of Pflugh Farm thence in a southerly direction to an intersection with Route 04081 about .5 of a mile east of Rombold Farm in Beaver County a distance of about 3.5 miles

Route 04064 Beginning at a point on Route 115 near the bridge over Raccoon Creek and extending along the river road to a point on the Shippingport Borough line in Beaver County a distance of about 2.2 miles

Route 04065 Beginning at a point on Route 347 near Lillyville and extending in a northeasterly direction to a point on the Lawrence County line in Beaver County a distance of about 1 mile

Route 04066 Beginning at a point on Route 04004 near the foot of Stone Quarry Hill and extending in a southeasterly direction to a point near the intersection of the Rhoads Road and the Dutch Ridge Road in Beaver County a distance of about .6 mile

Route 04067 Beginning at a point near Gringo and extending in a southerly direction toward McAllister cross roads to a point on the Allegheny County line in Beaver County a distance of about 1.6 miles

Route 04068 Beginning at a point on Route 483 near the Shippingport Borough line and extending in an easterly direction across Route 115 to a point near Holt thence in an easterly direction across Raccoon creek to a point near the Engel farm thence to an intersection with Route 04043 about .25 of a mile west of Route 76 in Beaver County a distance of about 4.5 miles

Route 04069 Beginning at a point on Route 445 near Reardon run thence in a westerly and southerly direction to a point on the Allegheny County line near the Stone Cipher farm in Beaver County a distance of about 3.0 miles

Route 04070 Beginning at a point on the Gringo road about .25 of a mile west of Route 76 thence in a westerly direction to a point near Independence thence in a westerly direction to a point on the Raccoon-Independence Township line near Service creek thence along Service creek to an intersection with Route 115 in Beaver County a distance of about 7.0 miles

Route 04071 Beginning at a point on the Washington County line near Comettsburgh thence in a northwesterly direction to a point near the confluence of Kings creek and Lawrence run thence in a general northerly direction along Lawrence run to a point on Route 04046 near Kings creek in Beaver County a distance of about 3.0 miles

Route 04072 Beginning at Route 04043 near the Raccoon creek crossing thence in a northerly and easterly direction toward the Aliquippa Borough line and the County Green Garden road near Halls hill in Beaver County a distance of about 2.0 miles

Route 04073 Beginning at a point on the Hookstown Borough line and extending in a southeasterly direction along the Hookstown grade road to an intersection with Route 538 in Beaver County a distance of about 1.0 mile

Route 04074 Beginning at a point on Route 76 near the Whitehouse and extending in an easterly direction across Route 04061 to an intersection with Route 04019 about .25 of a mile west of the Center-Hopewell Township line in Beaver County a distance of about 2.5 miles

Route 04075 Beginning at a point on Route 538 near the mouth of Little Traverse creek thence along Raccoon creek to a point near Lincoln bridge thence in a northerly direction across Route 445 to an intersection with Route 04070 about one mile west of Independence in Beaver County a distance of about 4.8 miles

Route 04076 Beginning at a point on the Eastvale Borough line near the North Sewickley Township line and extending in an easterly direction across Route 482 to an intersection with Route 04062 near the Marion-New Sewickley Township line in Beaver County a distance of about 3.5 miles

Route 04077 Beginning at a point on Route 115 near McClearly thence in a southerly direction to a point near the Torrence Farm thence in a southeasterly and southwesterly direction to an intersection with Route 115 about one mile north of Service in Beaver County a distance of about 2.8 miles

Route 04078 Beginning at a point on Route 482 near the Grange Hall and extending in an easterly and northerly direction across Brush creek thence to an intersection with Route 04055 near Hazen in Beaver County a distance of about 3.1 miles

Route 04079 Beginning at a point on Route 04068 near Holt and extending in a southerly direction to an intersection with the County Green Garden road near the Grange Hall in Beaver County a distance of about 1.0 mile

Route 04080 Beginning at a point near the northeast corner of Midland Borough and extending across a branch of Wolf run and in a northerly direction to an intersection with Route 04013 near the Marx residence in Beaver County a distance of about 2.5 miles

Route 04081 Beginning at a point on the New Brighton Borough line and extending along Blockhouse run to an intersection with the Brush creek road Route 04062 about one mile north of Unionville in Beaver County a distance of about 5.2 miles

Route 04082 Beginning at a point on Route 04081 about .25 of a mile west of the Daugherty-New Sewickley Township line and extending in a southwesterly direction to an intersection with Route 78 in Beaver County a distance of about 1.4 miles

Route 04083 Beginning at a point on Route 04069 near Holt and extending to an intersection with Route 115 near the Potter farm in Beaver County a distance of about 1.0 mile

Route 04084 Beginning at a point near Independence and extending in a southerly direction to a point on Route 445 near Bocktown in Beaver County a distance of about 1.4 miles

Route 04085 Beginning at a point on Route 78 about .25 of a mile north of the Rochester Township line thence in a southeasterly direction along old Route 78 to a road intersection thence in a northeasterly direction to an intersection with the Sun Flower improved road about .25 of a mile southeast of Route 78 in Beaver County a distance of about 3.0 miles

Route 04086 Beginning at a point on Route 354 about one mile east of the Mchattie farm thence in a northerly direction to a point on the Lawrence County line in Beaver County a distance of about 0.6 mile

Route 04087 Beginning at a point on Route 04026 near Goehring stop thence in a general northwesterly direction via the Eckhart farm to an intersection with Route 04078 about .25 of a mile west of the Brush creek bridge in Beaver County a distance of about 1.7 miles

Route 04088 Beginning at a point on Route 04025 about one mile south of the Beaver-Pittsburgh improved road thence northwest to an intersection with Route 04011 about .5 of a mile south of the Minin school in Beaver County a distance of about .7 mile

Route 04089 Beginning at the east Rochester Borough line about .5 of a mile west of the Freedom Borough line thence northerly to an intersection with Route 04085 near the New Sewickley Township line in Beaver County a distance of about 0.5 mile

Section 6 The township roads to be taken over under the provisions of this act in the County of Bedford are those situate and described as follows

Route 05001 Beginning at a point on the Pennsylvania-Maryland State line approximately 0.125 of a mile east of Evitts Creek in Cumberland Valley Township Bedford County thence northerly to a road intersection on the south bank of Lake Gordon thence westerly to a point on Route 48 approximately 1.75 miles south of Fort Lookout School in Bedford County a distance of about 4.3 miles

Route 05002 Beginning at a point on the Pennsylvania-Maryland State Line approximately 1.25 miles east of the Cumberland Valley-Southampton Township Line in Southampton Township Bedford County thence northeasterly through Southampton Township to the village of Bean Cove thence north easterly to a road intersection at Bean Cove Church in Bedford County a distance of about 6.4 miles

Route 05003 Beginning at a point on the Pennsylvania-Maryland State Line approximately 0.75 of a mile west of Town Creek in Southampton Township Bedford County thence northerly through Southampton Township to a road intersection approximately 0.25 of a mile west of the village of Hewitt thence northerly to a point on Route 329 approximately one mile northwest of the village of Chaneysville in Bedford County a distance of about 8.9 miles

Route 05004 Beginning at a point on the Pennsylvania-Maryland State Line approximately 0.75 of a mile east of Fifteen Mile Creek in Mann Township Bedford County thence northeasterly through Mann Township to a point on Route 286 in the village of Inglesmith in Bedford County a distance of about 3.5 miles

Route 05005 Beginning at a road intersection approximately 0.25 of a mile north of the Pennsylvania-Maryland State Line in Mann Township Bedford County thence northwesterly through Mann Township to the village of Artemas thence easterly to a road intersection approximately 0.50 of a mile west of the village of Inglesmith in Bedford County a distance of about 5.4 miles

Route 05006 Beginning at a road intersection on the west bank of Lake Gordon in Cumberland Valley Township Bedford County thence northeasterly through Cumberland Valley Township to the village of Evitts thence northerly to the village of Cruse thence northwesterly to a point on Route 48 in the village of Centerville in Bedford County a distance of about 8.4 miles

Route 05007 Beginning at a point on the Bedford-Somerset County Line at Gladdens Run in Londonderry Township Bedford County thence easterly through Londonderry Township to a point on Route 356 in the village of Palo-Alto in

Bedford County a distance of about 2.0 miles

Route 05008 Beginning at a road intersection in Black Valley Gap in Southampton Township Bedford County thence easterly through Southampton Township to the village of Hewitt thence northeasterly to a point on Route 595 approximately 0.50 of a mile west of the Blue Gap School in Bedford County a distance of about 2.2 miles

Route 05009 Beginning at a point on Route 286 approximately 1.25 miles north of the village of Inglesmith in Mann Township Bedford County thence northeasterly through Mann Township to the village of Purcell thence northerly to a point on the Mann-Monroe Township Line thence northeasterly through Monroe Township to the village of Robinsville thence northerly to a point on the Monroe-East Providence Township Line approximately 1.25 miles west of the Bedford-Fulton County Line thence northwesterly through East Providence Township to the village of Mattie thence northwesterly to a point on the East Providence-West Providence Township Line at Shavers Creek thence northwesterly through West Providence Township to a road intersection at a point on Route 594 approximately 0.25 of a mile south of Clark School in Bedford County a distance of about 17.1 miles

Route 05010 Beginning at road intersection in village of Purcell Mann Township Bedford County thence northerly through Mann Township to a point on the Mann-Monroe Township Line thence northerly through Monroe Township to Mills Store thence northwesterly through Monroe Township to connect with Route 05011 in Bedford County a distance of about 8.3 miles

Route 05011 Beginning at a point on Route 286 approximately 0.25 of a mile east of the Conrad Schoolhouse thence northerly through Mann Township Bedford County to a point on he Mann-Monroe Township Line thence northerly through Monroe Township to a road intersection at the Summit Schoolhouse thence northeasterly to a road intersection thence northwesterly to a road intersection about 0.5 of a mile east of the village of Clearville in Bedford County a distance of about 10.2 miles

Route 05012 Beginning at a point on the Bedford-Somerset County Line at Wills Creek in Londonderry Township Bedford County thence northeasterly through Londonderry Township to Hoblitzel Railroad Station thence southeasterly to a point on the west borough line of Hyndman in Bedford County a distance of about 2.8 miles

Route 05013 Beginning at a road intersection at the Manasses School approximately 1.50 miles east of the village of Centerville in Cumberland Valley Township Bedford County thence northerly through Cumberland Valley Township to a road intersection approximately 1.50 miles southeast of the village of Patience in Bedford County a distance of about 3.0 miles

Route 05014 Beginning at a road intersection approximately 0.25 of a mile southeast of the village of Robinsville in Monroe Township Bedford County thence easterly through Monroe Township to a point on the Bedford-Fulton County Line at McKee's Gap in Bedford County a distance of about 1.5 miles

Route 05015 Beginning at a road intersection at Summit School Monroe Township Bedford County and extending northwesterly to a point on Route 286 approximately 0.5 of a mile south of the village of Clearville in Bedford County a distance of about 3.7 miles

Route 05016 Beginning at a point on Route 329 in the village of Chaneysville in Southampton Township Bedford County thence northeasterly through Southampton Township to a point on the Southampton-Monroe Township Line thence northeasterly through Monroe Township to a point on Route 286 in the village of Clearville in Bedford County a distance of about 10.2 miles

Route 05017 Beginning at a point on Route 48 in the village of Patience in Cumberland Valley Township Bedford County thence easterly through Cumberland Valley Township to a point on the Cumberland Valley-Colerain Township Line thence northeasterly through Colerain Township to a point on the west borough line of Rainsburg in Bedford County a distance of about 7.2 miles

Route 05018 Beginning at a point on Route 329 approximately 2.75 miles southeast of the borough line of Rainsburg in Southampton Township Bedford County thence northerly Southampton Township to a point on the Southampton-Monroe Township Line thence northeasterly through Monroe Township to the village of Steckman thence northerly to a point on the Monroe-West Providence Township Line thence northeasterly through West Providence Township to a road intersection approximately 0.25 of a mile southeast of the borough of Everett in Bedford County a distance of about 12.9 miles

Route 05019 Beginning at a road intersection at the Bible Church in Harrison Township Bedford County thence northwesterly through Harrison Township to a point on Route 356 approximately in the village of Buffalo Mills in Bedford County a distance of about one mile

Route 05020 Beginning at a point on Route 356 in the village of Madley in Londonderry Township Bedford County thence northwesterly through Londonderry Township to a point on Londonderry-Juniata Township Line thence northwesterly through Juniata Township to a road intersection approximately one mile southwest of the village of Straub in Bedford County a distance of about 4.7 miles

Route 05021 Beginning at a point on Route 286 in the village of Clearville in Monroe Township Bedford County thence easterly through Monroe Township to a road intersection approximately 0.25 of a mile south of the village of Emerson thence southeasterly to a road intersection approximately 2.25 miles north of Miles Store thence northeasterly to a point on the Monroe-East Providence Township Line thence northerly through East Providence Township to the village of Mattie thence northerly to road intersection one mile south of Jacksons Mills thence northwesterly one mile to road intersection near Cedar Grove Church thence northeasterly to intersection Route 267 about 0.6 of a mile south of Breezewood in Bedford County a distance of about 12.8 miles

Route 05022 Beginning at a point on Route 329 approximately 0.25 of a mile north of the village of Beegleton in Colerain Township Bedford County thence northeasterly through Colerain Township to a point on Route 329 approximately 2.5 miles east of the village of Charlesville in Bedford County a distance of about 4.2 miles

Route 05023 Beginning at a road intersection approximately 0.50 of a mile west of the village of Clearville in Monroe Township Bedford County thence northwesterly through Monroe Township to a road intersection approximately 0.50 of a mile north of the village of Steckman in Bedford County a distance of about 2.7 miles

Route 05024 Beginning at a road intersection approximately one mile northeast of the village of Clearville in Monroe Township Bedford County thence northerly through Monroe Township to a point on the Monroe-West Providence Township Line on Champmans Run thence northerly through West Providence Township to a point on Route 594 approximately 0.75 of a mile west of Clark School in Bedford County a distance of about 3.1 miles

Route 05025 Beginning at a point on Route 49 in the village of West End in Juniata Township Bedford County thence southeasterly through Juniata Township to the West End School thence easterly to a point on the Juniata-Londonderry Township Line thence easterly through Londonderry Township to a point on the Londonderry-Harrison Township Line thence northeasterly through Harrison Township to a point on Route 356 in the village of Bard in Bedford County a distance of about 6.1 miles

Route 05026 Beginning at a road intersection at the Bible Church in Harrison Township Bedford County thence northeasterly through Harrison Township to a point on Route 356-A in the village of Sulphur Springs thence northeasterly to the Wertz School thence north and westerly to the eastern borough line of Manns Choice inn Bedford County a distance of about 6.7 miles

Route 05027 Beginning at a point on Route 329 in the village of Charlesville thence northeasterly through Colerain Township Bedford County to the Trans Run School thence northeasterly to a point on the Colerain-Snake Spring Township Line thence northeasterly through Snake Spring Township to a point on Route 329 in the village of Hartley in Bedford County a distance of about 4.7 miles

Route 05028 Beginning at a point on Route 356 approximately 0.125 of a mile north of Buffalo Mills in Harrison Township Bedford County thence northwesterly through Harrison Township to a point on the Harrison-Juniata Township Line thence northwesterly to a road intersection at the Trinity Church in Bedford County a distance of about 2.4 miles

Route 05029 Beginning at a point on Route 48 approximately two miles north of the village of Burning Bush through

Bedford Township to a point on the south borough line of Bedford approximately 0.125 of a mile west of Cumberland Valley Run in Bedford County a distance of about 5.5 miles

Route 05030 Beginning at Route 286 in West Providence Township thence southeasterly through West Providence Township to intersect the road between Mattie and Jacksons Mills about 2.3 miles north of Mattie in Bedford County a distance of about 5.5 miles

Route 05031 Beginning about one mile southwest of Jacksons Mills on the road between Jacksons Mills and Mattie thence easterly about 1.7 miles to connect with Route 267 in Bedford County a distance of about 1.7 miles

Route 05032 Beginning at a point on the Bedford-Somerset County Line approximately at the Juniata River in Juniata Township Bedford County thence easterly through Juniata Township to a point on Route 49 at Union Church in Bedford County a distance of about 1.1 miles

Route 05033 Beginning at a point on Route 286 approximately at Clear Creek Church in West Providence Township Bedford County thence southeasterly through West Providence to a road intersection in the village of Mench thence south a distance of about .7 of a mile to a road intersection in Bedford County a distance of about 3.7 miles

Route 05034 Beginning at Lincoln Highway at west end of Everett Borough West Providence Township Bedford County thence south to intersect road between Ashcom and Route 286 in Bedford County a distance of about 0.2 of a mile

Route 05035 Beginning at a point on Route 329-A in the village of Otttown Colerain Township Bedford County thence easterly to the Colerain-Snake Spring Township Line thence northerly through Snake Spring Township to a road intersection in the village of Ashcom in Bedford County a distance of about 3.1 miles

Route 05036 Beginning at a point on Route 329 at St Marks Church Colerain Township Bedford County thence northerly through Colerain Township to a point on the Colerain-Snake Spring Township Line thence northeasterly to the village of Lutzville thence northerly to a point on Route 39 approximately 1.25 miles west of Mt Dallas in Beford County a distance of about 3.7 miles

Route 05037 Beginning at a point on the Bedford-Somerset County Line approximately 1.25 miles north of the Juniata River in Juniata Township Bedford County thence easterly through Juniata Township to a point on Route 49-A approximately 0.25 of a mile west of the village of New Buena Vista in Bedford County a distance of about 4.5

Route 05038 Beginning at a point on Route 49-A approximately 0.5 of a mile south of New Buena Vista in Juniata Township in Bedford County thence southeasterly through Juniata Township to a point on Route 49 approximately 2.2 miles northeast of the village of Kegg thence southeasterly through Juniata Township to connect with county road near Trinity Church in Bedford County a distance of about 2.7 miles

Route 05039 Beginning at a road intersection approximately 0.125 of a mile south of the village of Lutzville in Snake Spring Township Bedford County thence easterly through Snake Spring Township to the village of Ashcom thence northeasterly to a point on the Snake Spring-West Providence Township Line approximately 0.25 of a mile southeast of the village of Mt Dallas thence easterly through West Providence Township to a point on Route 286 approximately 0.25 of a mile south of Everett Borough in Bedford County a distance of about 4.4 miles

Route 05040 Beginning at a point on Route 39 approximately 0.50 of a mile west of the village of Breezewood in East Providence Township Bedford County thence northerly through East Providence Township to a road intersection at the Asbury School thence northeasterly to a road intersection in the village of Graceville in Bedfod County a distance of about 4.6 miles

Route 05041 Beginning at a point on Route 380 in the village of Pavia in Union Township Bedford County thence easterly through Union Township to a point on the Union-Kimmel Township Line at Scrubgrass Creek thence easterly through Kimmel Township to a point on State-aid Application 4833 in the village of Queen in Bedford County a distance of about 5.8 miles

Route 05042 Beginning at a point on State-aid Application 1132 approximately 0.75 of a mile east of the east borough line of Bedford Bedford Township Bedford County thence northeasterly through Bedford Township to the village of Imlertown thence northerly to the village of Oppenheimer in Bedford County a distance of about 8.9 miles

Route 05043 Beginning at a point on Route 119 approximately 0.25 of a mile west of the Juniata-Napier Township Line in Juniata Township Bedford County thence northerly through Juniata Township to a point on the Juniata-Napier Township Line thence northeasterly through Napier Township to a point on Route 356 approximately 1.50 miles south of New Paris Borough in Bedford County a distance of about 3.4 miles

Route 05044 Beginning at a point at the school on Route 39 approximately 2.25 miles east of Cliff Station in Snake Spring Township Bedford County thence northeasterly through Snake Spring Township to the village of Forman thence northerly to a point on Route 286-N approximately 0.50 of a mile south of the Snake Spring-South Woodbury Township Line in Bedford County a distance of about 5.8 miles

Route 05045 Beginning at a point on Route 119 approximately 0.25 of a mile north of the village of Napier Napier Township Bedford County thence northwesterly through Napier Township to a road intersection in the village of Point thence northerly to a road intersection approximately 0.75 of a mile south of the village of Spring Hope in Bedford County a distance of about 4.7 miles

Route 05046 Beginning at a point on Route 119 approximately two miles east of Grandview in Juniata Township Bedford County thence northerly through Juniata Township to a point on the Juniata-Napier Township Line approximately 0.75 of a mile east of the Bedford-Somerset County Line thence northeasterly through Napier Township to the village of Helixville thence southeasterly to a road intersection approximately two miles west of the borough line of Schellsburg in Bedford County a distance of about 6.8 miles

Route 05047 Beginning at a point on Route 119 approximately 0.75 of a mile west of the village of Wolfsburg in Bedford Township Bedford County thence northerly through Bedford Township to a point on Route 47 approximately one mile south of the village of Cessna in Bedford County a distance of about 3.8 miles

Route 05048 Beginning at a road intersection approximately 2.75 miles south of the village of Imlertown Bedford Township Bedford County thence northwesterly through Bedford Township to a road intersection at Hughes Railroad Station in Bedford County a distance of about 2.4 miles

Route 05049 Beginning at a point on Route 356 approximately 0.25 of a mile north of the borough line of Schellsburg in Napier Township Bedford County thence northeasterly through Napier Township to a point on the Napier-East St Clair Township Line approximately 0.50 of a mile west of Adams Run thence northeasterly through East St Clair Township to the village of Springhope thence northerly to a point on Route 222 in the village of Fishertown in Bedford County a distance of about 6.7 miles

Route 05050 Beginning at the village of Tateville in Hopewell Township Bedford County thence easterly through Hopewell Township over Ritchey Bridge to a road intersection near Ritchey Knob in Bedford County a distance of about 2.3 miles

Route 05051 Beginning at a point on Route 47 at the Crossroads School in Bedford Township Bedford County thence easterly through Bedford Township to a road intersection approximately 0.0625 of a mile south of the village of Belden thence easterly to Hughes Railroad Station thence northeasterly to a road intersection in the village of Imlertown in Bedford County a distance of about 4.2 miles

Route 05052 Beginning at a road intersection approximately 0.75 of a mile east of the Crossroads School in Bedford Township Bedford County thence northerly through Bedford Township to the village of Belden thence northeasterly to the village of Oppenheimer in Bedford County a distance of about 4.4 miles

Route 05053 Beginning at a road intersection approximately 0.25 of a mile north of the Moore School in Napier Township Bedford County thence northwesterly through Napier Township to a point on the east borough line of New Paris in Bedford County a distance of about 2.4 miles

Route 05054 Beginning at a point on the west borough line of New Paris Napier Township Bedford County thence northwesterly through Napier Township to Rocklick School thence westerly to a point on the Bedford-Somerset County Line approximately 1.50 miles south of the Napier-West St Clair

Township Line in Bedford County a distance of about 5.2 miles

Route 05055 Beginning at a road intersection approximately 0.50 of mile west of the borough line of New Paris in Napier Township Bedford County thence northeasterly through Napier Township to a point on the west borough line of New Paris at Rocklick Creek in Bedford County a distance of about 0.5 of a mile

Route 05056 Beginning at a point on Route 46 approximately 0.0625 of a mile west of Pipers Run in Hopewell Township Bedford County thence easterly through Hopewell Township to the village of Cypher thence easterly to a point on the Hopewell-Broadtop Township Line on the Raystown Branch of the Juniata River thence southeasterly through Broadtop Township to a point on Sherman Valley Run thence northeasterly along Sherman Valley Run to a road intersection approximately 0.125 of a mile west of the Bedford-Fulton County Line in Bedford County a distance of about 10.6 miles

Route 05057 Beginning at a point in the village of Cypher in Hopewell Township Bedford County thence northeasterly through Hopewell Township to a road intersection at a church approximately 0.25 of a mile southeast of the village of Eichelbergertown in Bedford County a distance of about 3.8 miles

Route 05058 Beginning at a point on Route 593 in the village of Langdondale in Broadtop Township Bedford County thence southeasterly through Broadtop Township to the village of Sandy Run thence southeasterly to a point on the Bedford-Fulton County Line approximately 1.50 miles northeast of the Broadtop-East Providence Township Line in Bedford County a distance of about 5.0 miles

Route 05059 Beginning at a point on Route 46 in the village of Yellow Creek in Hopewell Township Bedford County thence southeasterly through Hopewell Township to a road intrsection approximately 1.75 miles northeast of Cypher in Bedford County a distance of about 1.0 miles

Route 05060 Beginning at a point on Route 47 approximately 0.125 of a mile north of the village of Cessna in East St Clair Township Bedford County thence northwesterly through East St Clair Township to a road intersection approximately 0.75 of a mile northeast of Fishertown Railroad Station thence northwesterly to a point on Route 222-A in the village of Reynoldsdale thence northeasterly to a point on Route 47 in the village of Osterburg in Bedford County a distance of about 6.4 miles

Route 05061 Beginning at a road intersection approximately 0.50 of a mile east of Coaldale Borough in Broadtop Township Bedford County thence southeasterly through Broadtop Township to a point on the Bedford-Fulton County Line approximately three miles south of the Bedford-Huntington-Fulton County Line in Bedford County a distance of about 3.8 miles

Route 05062 Beginning at a point on Route 286 approximately 0.25 of a mile south of Beavers Creek in South Woodbury Township Bedford County thence northwesterly through South Woodbury Township to the village of Salemville thence northwesterly to a road intersection approximately 0.75 of a mile southeast of the village of Brumbaugh in Bedford County a distance of about 4.7 miles

Route 05063 Beginning at a point on Route 46 approximately one mile west of the borough line of Hopewell in Hopewell Township Bedford County thence westerly through Hopewell Township to a road intersection approximately 3.25 miles northeast of the village of Cypher thence northwesterly to the village of Eichelbergertown thence northerly to a point on the Hopewell-Liberty Township Line thence northerly through Hopewell Township to a point on Route 46 approximately 0.25 of a mile northwest of the Junction of Routes 46 and 692 in Bedford County a distance of about 5.7 miles

Route 05064 Beginning at a road intersection approximately 0.0625 of a mile southeast of the village of Salemville in South Woodbury Township Bedford County thence northeasterly through South Woodbury Township to a point on State-aid Application 1169 approximately 0.25 of a mile west of New Enterprise in Bedford County a distance of about 2.1 miles

Route 05065 Beginning at a point on Route 356 approximately 0.75 of a mile south of the village of Ryot in West St Clair Township Bedford County thence easterly through West St Clair Township to a point on the West St Clair-East St Clair Township Line thence easterly through East St Clair Township to a road intersection at a school approximately 0.375 of a mile south of the village of Fishertown in Bedford County a distance of about 2.9 miles

Route 05066 Beginning at a point on Route 356 approximately 0.0625 of a mile south of the village of Ryot in West St Clair Township Bedford County thence northwesterly through West St Clair Township to a point on Route 222 approximately three miles northwest of the borough line of Pleasantville Borough Alum Bank Post Office in Bedford County a distance of about 4.7 miles

Route 05067 Beginning at a point on Route 47 approximately 0.25 of a mile north of St Clairsville Borough in East St Clair Township Bedford County thence northeasterly through East St Clair Township to a point on the East St Clair-King Township Line thence northeasterly through King Township to a point on the King-South Woodbury Township Line thence easterly through South Woodbury Township to a road intersection in the village of Brumbaugh in Bedford County a distance of about 3.1 miles

Route 05068 Beginning at a point on State-aid Application 1169 approximately 0.75 of a mile west o fthe village of New Enterprise in South Woodbury Township Bedford County thence westerly through South Woodbury Township to the village of Brumbaugh thence northerly to the village of Lafayetteville thence northerly to a point on the South Woodbury-Bloomfield Township Line thence northeasterly through Bloomfield Township Line thence northeasterly through Bloomfield Township to a point on Route 674 approximately 0.75 of a mile south of the village of Baker Summit in Bedford County a distance of about 8.4 miles

Route 05069 Beginning at a point on Route 529 on the east borough line of Coaldale Borough on Six Mile Run in Broadtop Township Bedford County thence easterly through Broadtop Township to the village of North Point thence easterly to a point on the Bedford-Huntingdon County Line approximately 0.50 of a mile northwest of the Bedford-Huntingdon-Fulton County Line in Bedford County a distance of about 4.3 miles

Route 05070 Beginning at a road intersection approximately 0.125 of a mile east of the village of North Point in Broadtop Township Bedford County thence northerly through Broadtop Township to a point on the Bedford-Huntingdon County Line approximately 3.25 miles southeast of the Broadtop-Liberty Township Line in Bedford County a distance of about 2.5 miles

Route 05071 Beginning at a road intersection approximately 0.375 of a mile north of the village of New Enterprise in South Woodbury Township Bedford County thence northwesterly through South Woodbury Township to a road intersection at a school on the South Woodbury-Bloomfield Township Line thence northeasterly through Bloomfield to a road intersection approximately one mile northwest of the village of Maria in Bedford County a distance of about 4.3 miles

Route 05072 Beginning at a road intersection approximately 0.50 of a mile northwest of the village of New Enterprise in South Woodbury Township Bedford County thence easterly through South Woodbury Township to a road intersection approximately 1.75 miles southwest of the village of Maria in Bedford County a distance of about 0.2 of a mile

Route 05073 Beginning at a point at a school on Route 222 about 0.75 of a mile east of the borough line of Pleasantville Alum Bank Post Office in West St Clair Township Bedford County thence northeasterly to a road intersection at a church approximately at the East St Clair-West St Clair Township Line thence northerly to a road intersection approximately 1.5 miles northeast of the village of Pleasantville Alum Bank Post Office in Bedford County a distance of about 1.7 miles

Route 05074 Beginning at a point on the north borough line of Pleasantville Alum Bank Post Office in West St Clair Township Bedford County thence northeasterly through West St Clair Township to the West St Clair-King Township Line thence northerly through King Township to a point on Route 380 in the village of Weyant in Bedford County a distance of about 3 miles

Route 05075 Begginning at a point on Route 380 at Osterberg Railroad Station in East St Clair Township Bedford County thence westerly through East St Clair Township to a road intersection at Union School thence northwesterly to a point on the East St Clair-King Township Line thence northwesterly through King Township to apoint on Route 380 approximately 0.25 of a mile south of the village of Weyant in Bedford County a distance of about 3.4 miles

Route 05076 Beginning at a point on State-aid Application 1169 in the village of New Enterprise in South Woodbury

Township Bedford County thence northerly through South Woodbury Township to a point on the South Woodbury-Woodbury Township Line thence northerly through Woodbury Twonship to a road intersection approximately 0.25 of a mile south of the village of Maria in Bedford County a distance of about 2.3 miles

Route 05077 Beginning at a point on Route 286 approximately .0625 of a mile north of the village of Waterside in South Woodbury Township Bedford County thence north westerly through South Woodbury Township to a point on the South Woodbury-Woodbury Township Line thence northwesterly through Woodbury Township to the village of Maria thence northwesterly to a point on the Woodbury-Bloomfield Township Line thence nortwesterly through Bloomfield Township to a road intersection at Long's School in Bedford County a distance of about 5.2 miles

Route 05078 Beginning at a point on Route 222 approximately 1.50 miles west of the borough line of Pleasantville Alum Bank Post Office in West St Clair Township Bedford County thence northwesterly through West St Clair Township to a point on the West St Clair-Lincoln Township Line thence northeasterly through Lincoln Township to a road intersection at a church approximately 0.625 of a mile east of Georges Creek in Bedford County a distance of about 5.8 miles

Route 05079 Beginning at a road intersection approximately 1.50 miles northeast of the borough line of Pleasantville Alum Bank Post Office in West St Clair Township Bedford County thence northwesterly through West St Clair Township along Georges Creek to a point on the West St Clair-Lincoln Township Line thence northwesterly through Lincoln Township to the village of Lovely thence northwesterly along Georges Creek to a road intersection thence northerly approximately one mile to a road intersection thence northeasterly to connect with Route 380 near the Lincoln-Union Township Line in Bedford County a distance of about 6.3 miles

Route 05080 Beginning at a point on Route 380 in the village of Imler in King Township Bedford County thence easterly through King Township to a point on Route 47 at a school approximately 2.25 miles north of the village of Osterburg in Bedford County a distance of about 1.9 miles

Route 05081 Beginning at a road intersection in the village of Lafayetteville in South Woodbury Township Bedford County thence easterly through South Woodbury Township to a school at a road intersection on the South Woodbury-Bloomfield Township Line in Bedford County a distance of about 1.6 miles

Route 05082 Beginning at a point on Route 286 approximatelyone mile north of the village of Waterside in Woodbury Township Bedford County thence northeasterly through Woodbury Township to a point on the Bedford-Blair County Line approximately 0.75 of a mile east of Route 286 in Bedford County a distance of about 4.8 miles

Route 05083 Beginning at a point on Route 380 approximately 1.25 miles east of the village of Weyant in King Township Bedford County thence northerly through King Township to a point on the King-Kimmel Township Line thence through Kimmel Township to a point on State-aid Application 4833 in the village of Queen in Bedford County a distance of about 4.5 miles

Route 05084 Beginning at a point on Route 380 in the village of Imler in King Township Bedford County thence northerly through King Township to a point on the King-Kimmel Township Line thence northerly through Kimmel Township to a point on State-aid Application 4833 at Queen Railroad Station in Bedford County a distance of about 4.4 miles

Route 05085 Beginning one mile north of Robinsonville at road intersection thence northwesterly 1.4 miles to Sidling Hill Creek road in Bedford County a distance of about 1.4 miles

Route 05086 Beginning at a point on the Bedford-Cambria County Line approximately 0.50 of a mile north of Wallacks Branch of Bobs Creek in Union Township Bedford County thence easterly through Union Township to a point on Route 380 approximately 0.50 of a mile northeast of the village of Pavia in Bedford County a distance of about 4.8 miles

Route 05087 Beginning at Route 222 about 0.2 of a mile east of Friends Meeting House in the village of Fishertown East St Clair Township Bedford County thence west through East St Clair Township to a road intersection in the village of Fishertown in Bedford County a distance of about 0.[illegible] miles

Route 05088 Beginning at schoolhouse on State Reward Route 39 approximately 2.5 miles east of Everett Borough Bedford County thence northeasterly through West Providence Township to the West Providence-East Providence Township Line a distance of approximately 2.6 miles thence easterly through East Providence to a connecting road at schoolhouse an approximate distance of 2.2 miles in Bedford County a distance of about 4.8 miles

Route 05089 Beginning at a road intersection on Route 05088 about 0.3 of a mile north of Route 39 thence easterly over Ways Bridge through West Providence Township to the West Providence-East Providence Line thence northeasterly through East Providence Township to connect with Route 05040 in Bedford County a distance of about 3.7 miles

Section 7 The township roads to be taken over under the provisions of this act in the County of Berks are those situate and described as follows

Route 06001 Beginning at a point on the Lebanon-Berks County line and about .25 of a mile northwest of its intersection with Route 141 thence northerly through Bethel Township to a point of road intersection at Meckville thence easterly and southeasterly to a point on Route 141 about .7 of a mile northwest of its intersection with the Lebanon-Berks County line in Berks County a distance of about 2.6 miles

Route 06002 Beginning at a point in Perry Township on Route 160 at its intersection with the south borough line of Shoemakersville Borough thence southeasterly through Perry Township to a point the intersection of Perry-Maiden Creek-Ontelaunee Township lines thence by the Maiden Creek-Ontelaunee Township line southeast to a point on Route 506 about two miles northeast of Leesport Station of Pennsylvania Railroad in Berks County a distance of about 3 miles

Route 06003 Beginning at a point on the Lebanon-Berks County line about .7 of a mile northwest of its intersection with the Bethel-Tulpehocken Township line thence easterly through Bethel Township to a point on Route 423 near Station 175 and about three miles west of Rehrersburg in Berks County a distance of about 3.4 miles

Route 06004 Beginning at a point on the Lebanon-Berks County line about .7 of a mile northwest of its intersection with the Tulpehocken-Marion Township line thence northwesterly through Tulpehocken and Bethel Townships crossing Route 141 in Bethel Township at a point about 2.7 miles west of the village of Bethel thence still northwesterly through Bethel Township to a point on the Schuylkill-Berks County line about 3.3 miles east of its intersection with the Lebanon County line in Berks County a distance of about 8.7 miles

Route 06005 Beginning at a point in Bethel Township at the intersection of Route 141 near Station 1480 and Route 423 thence northwesterly through Bethel Township to a point on the Schuylkill-Berks County line about 5.5 miles west of its intersection with Route 310 in Berks County a distance of about 4.9 miles

Route 06006 Beginning at a point of road intersection in Bethel Township and about .4 of a mile north of the village of Bethel thence northeasterly through Bethel Township and Upper Tulpehocken Township crossing Route 310 at Schubert to a point on the western boundary line of Strausstown Borough in Berks County a distance of about 6.7 miles

Route 06007 Beginning at a point in Bethel Township on Route 423 near Station 223 and about 1.2 miles south of the village of Bethel thence easterly through Bethel and Tulpehocken Townships to a point on Route 310 near Station 1077 in Rehrersburg in Tulpehocken Township in Berks County a distance of about 2.3 miles

Route 06008 Beginning at a point on the southeastern boundary line of Lyons Borough thence southeasterly and southerly through Maxatawney and Rockland Townships to a point the northern terminus of State-aid Application 7203 said point being about .7 of a mile north of New Jerusalem in Berks County a distance of about 2 miles

Route 06009 Beginning at Five Points in Tulpehocken Township on Route 382 near Station 344 thence northerly through Tulpehocken Township crossing Route 310 at a point about .7 of a mile east of Rehrersburg thence northerly through Tulpehocken Township to a point on Route 310 near Station 1123 and about .8 of a mile northeast of Rehrersburg thence northeasterly through Tulpehocken and Upper Tulpehocken Townships to a point on the southwestern boundary line of Strausstown Borough in Berks County a distance of about 4.3 miles

Route 06010 Beginning at Pricetown in Ruscombmanor Township at a point the northern terminus of State-aid

Application 7202 thence northerly through Ruscombmanor Township to a point near the southeastern corner of Fleetwood Borough and on the southern boundary line of said borough in Berks County a distance of about 1.7 miles

Route 06011 Beginning at a point on Route 423 near Station 60 and about .5 of a mile north of Mount Aetna in Tulpehocken Township thence easterly through Tulpehocken Township to a point on Route 382 near Station 250 and about one mile northwest of Host in Berks County a distance of about 4.7 miles

Route 06012 Beginning at a point of road intersection in Longswamp Township at Maple Grove thence easterly through Longswamp Township to a point on the Berks-Lehigh County line in Berks County a distance of about .7 of a mile

Route 06013 Beginning at a point on Route 382 near Station 316 and about one mile southeast of the intersection of Routes 382 and 310 thence easterly through Tulpehocken Township and Jefferson Township to a point of road intersection near Little North Kill Creek thence northerly to a point on Route 310 near Station 764 about 1.8 miles northwest of the northern boundary of Bernville Borough in Berks County a distance of about 5.6 miles

Route 06014 Beginning at a point of road intersection at Dale in Washington Township thence northerly and northeasterly along the west branch of the Perkiomen Creek through Washington and Hereford Townships via Huff Church and Sceisholtzville to a point on the Berks-Lehigh County line about .7 of a mile southeast of its intersection with the Hereford-Longswamp Township line and near Saint Peter's Church in Berks County a distance of about 6.3 miles

Route 06015 Beginning at a point in Hereford Township on Route 158 near Station 1409 thence easterly through Hereford Township to a point on the Berks-Montgomery County line in Berks County a distance of about .8 of a mile

Route 06016 Beginning at a point in Jefferson Township on Route 310 near Station 780 and about two miles northwest of Bernville Borough thence northeasterly and northwesterly through Jefferson and Upper Tulpehocken Townships to a point on the southeastern boundary line of Strausstown Borough in Berks County a distance of about 4.2 miles

Route 06017 Beginning at a point in Penn Township on Route 310 near Station 689 and about .3 of a mile northwest of the northwestern boundary line of Bernville Borough thence northerly through Penn Jefferson and Upper Tulpehocken Townships following North Kill Creek to a point of road intersection west of a county bridge over North Kill Creek near the intersection of the Penn Upper Tulpehocken and Upper Bern Township lines thence northeasterly through Upper Tulpehocken and Upper Bern Townships to a point on Route 141 near Station 2025 at Shartlesville in Upper Bern Township in Berks County a distance of about 6 miles

Route 06018 Beginning at a point in Upper Tulpehocken Township on Route 141 near Station 1895 and about 1.5 miles east of the northern boundary line of Strausstown Borough thence northerly and northeasterly through Upper Tulpehocken Township to a point of road intersection about one mile north of Route 141 near Station 1952 and about .4 of a mile west of North Kill Creek thence southerly through Upper Tulpehocken Township crossing Route 141 near Station 1952 to a point of road intersection approximately 1.7 miles east of the eastern boundary line of Strausstown Borough thence southeasterly through Upper Tulpehocken Township for a distance of about one mile to a point of road intersection thence easterly through Upper Tulpehocken Township to a point of road intersection on the Startlesville-Bernville road about .3 of a mile north of the Upper Tulpehocken-Jefferson Township line in Berks County a distance of about 5.8 miles

Route 06019 Beginning at a point of road intersection in Penn Township and on the Bernville-Shartlesville road about .75 of a mile north of its intersection with Route 310 thence northeasterly through Penn and Center Townships and following Irish Creek to a point on the southern boundary line of Centerport Borough in Berks County a distance of about 7.2 miles

Route 06020 Beginning at a point in Marion Township on Route 382 and about .6 of a mile southeast of its intersection with the Tulpehocken-Marion Township line thence northeasterly through Marion-Tulpehocken and Jefferson Townships and following the Tulpehocken Creek to a point of road intersection about Berger's Mill near Bernville in Berks County a distance of about 6.1 miles

Route 06021 Beginning at a point in Tulpehocken Township on Route 423 near Station 40 at Mt Aetna thence southeasterly through Tulpehocken and Marion Townships to a point on Route 149 near Station 468 and about .1 of a mile east of its intersection with the Lebanon-Berks County line in Berks County a distance of about 3.7 miles

Route 06022 Beginning at a point on the Lebanon-Berks County line and about .9 of a mile southeast of its intersection with Route 149 thence northeasterly through Marion Township to a point on Route 149 at Stouchsburg in Berks County a distance of about .8 of a mile

Route 06023 Beginning at a point on the Lebanon-Berks County line and about .6 of a mile southeast of its intersection with the Tulpehocken-Bethel Township line thence northerly through Tulpehocken and Bethel Townships to a point of road intersection in Bethel Township about 1.1 miles south of Route 141 in Berks County a distance of about 1.1 miles

Route 06024 Beginning at a point on the Lebanon-Berks County line and about 1.5 miles northwest of the intersection of said line with the Marion-Heidelberg Township line thence northeasterly through Marion Township to a point on Route 149 near Station 585 and near a bridge over the Tulpehocken Creek in Berks County a distance of about .8 of a mile

Route 06025 Beginning at a point of road intersection in Marion Township about .6 of a mile northeast of the Berks-Lebanon County line and about 1.2 miles southeast of Mt Aetna thence northerly through Marion Township for a distance of about .2 of a mile to a point of road intersection thence easterly and southeasterly through Marion Township to a point on Route 382 near Station 100 and about 1.5 miles north of its intersection with the northern boundary line of Womelsdorf Borough in Berks County a distance of about 5.9 miles

Route 06026 Beginning at a point on Route 284 near Station 1088 in Colebrookdale Township thence northeasterly through Colebrookdale and Washington Townships to a point the southwestern terminus of State-aid Application 975-Spur in Washington Township in Berks County a distance of about 3 miles

Route 06027 Beginning at a point of road intersection in Amity Township about .5 of a mile southeast of the intersection of the Amity-Exeter-Oley Township lines thence northwesterly through Amity Township to a point on the Amity-Oley Township line thence westerly on the last above mentioned township line to a point the intersection of the three township lines first mentioned thence northwesterly on the Exeter-Oley Township line to a point the intersection of the Exeter-Oley-Alsace Township lines thence westerly on the Alsace-Exeter Township line to a point on Route 197 about .6 of a mile northeast of the village of Alsace in Berks County a distance of about 4.5 miles

Route 06028 Beginning at a point in Marion Township and on Route 149 about one mile southeast of Stouchsburg thence northeasterly through Marion Township to a point on Route 382 near Station 95 and about 1.25 miles northwest of the northern boundary line of Womelsdorf in Berks County a distance of about 2.2 miles

Route 06029 Beginning at a point in Marion Township on Route 382 near Station 105 and about 1.75 miles southeast of Host thence easterly through Marion Township to a point on the Marion-North Heidelburg Township line thence northasterly and easterly through North Heidelberg Township via the village of North Heidelberg to a point of road intersection about .8 of a mile east of North Heidelberg and about 1.3 miles north of the North Heidelberg-Heidelberg Township line in Berks County a distance of about 5.4 miles

Route 06030 Beginning at a point in Upper Bern Township on Route 141 near Station 2024 at Shartlesville thence northerly for a distance of about .5 of a mile to a point of road intersection thence northeasterly through Upper Bern and Tilden Townships following the foot of the Blue Mountain to a point of road intersection about .2 of a mile northeast of Cross Roads School thence southeasterly through Tilden Township to a point on Route 141 near Station 2401 in West Hamburg in Berks County a distance of about 8 miles

Route 06031 Beginning at a point in Upper Bern Township on Route 141 near Station 2086 and about one mile east of Shartlesville thence easterly and southeasterly through Upper Bern Tilden Center and Perry Townships via the borough of Centerport to a point on Route 160 near Station 555 at Mohrsville in Berks County a distance of about 8.1 miles

Route 06032 Beginning at a point of road intersection about .75 of a mile south of Route 141 and on the Upper Bern-Tilden Township line thence northeasterly via St Michaels Church to a point on Route 141 near Station 2236 and about one mile east of the Upper Bern-Tilden Township line in Berks County a distance of about 1.2 miles

Route 06033 Beginning at a point of road intersection in Washington Township about 1.1 miles south of Barto thence southeasterly through Washington Township to a point on the Berks-Montgomery County line about 1.2 miles southwest of its intersection with State-aid Application 975 in Berks County a distance of about 1.1 miles

Route 06034 Beginning in Earl Township at a point of road intersection about .3 of a mile northeast of Earlville thence northwesterly and northeasterly through Earl Township to a point of road intersection about 1.7 miles southeast of Spangsville thence northwesterly and northeasterly to a point of road intersection about 1.3 miles southeast of Spangsville thence easterly and northerly through Earl Township to a point on Rout 197 about 1.3 miles southeast of its intersection with the Earl-Oley Township line in Berks County a distance of about 4.5 miles

Route 06035 Beginning at a point of road intersection at Longswamp Village thence northeasterly southeasterly and northeasterly through Longswamp Township to a point on the Berks-Lehigh County line about one mile north of Maple Grove in Berks County a distance of about 2.3 miles

Route 06036 Beginning at a point in Penn Township on Route 661 near Station 276 and about .25 of a mile north of the intersection of Routes 310 and 661 thence northerly and northwesterly through Penn and Center Townships to a point of road intersection at Garfield in Center Township thence northeasterly easterly and northeasterly through Center Township to a point of road intersection about .7 of a mile north of Bloomsburg thence easterly and northeasterly through Center and Ontelaunee Townships via Dauberville to a point on Route 160 about .5 of a mile northwest of Leesport in Berks County a distance of about 6.9 miles

Route 06037 Beginning at a point in Penn Township on Route 310 near Station 648 about .3 of a mile south of the southwestern corner of Bernville Borough thence easterly and northeasterly through Penn and Center Townships via Snyder's School and Paul Ancona's Farm to a point of road intersection at Garfield in Berks County a distance of about 4.7 miles

Route 06038 Beginning at a point on the northwestern boundary line of Wyomissing Borough thence westerly and northwesterly through Spring Lower Heidelberg Bern and Penn Townships via State Hill crossing Route 310 near Station 457 at Gruber's Wagon Works in Penn Township to a point of road intersection in Penn Township about one mile northwest of Garfield in Berks County a distance of about 11 miles

Route 06039 Beginnin gat a point on the northeastern boundary line of Sinking Spring Borough thence northeasterly northerly northwesterly and northeasterly through Spring and Bern Townships to a point on Route 310 near Station 238 in Bern Township thence easterly through Bern Township to a point on the county bridge and over the Schuylkill River on the Bern-Muhlenberg Township line thence easterly then southeasterly through Muhlenberg Township to a point on Route 160 near Station 135 in Muhlenberg Township and about .25 of a mile north of the city limit of the city of Reading in Berks Count a distance of about 8.9 miles

Route 06040 Beginning at a point in Bern Township on Route 310 and about .5 of a mile east of the intersection of Routes 310 and 661 thence northeasterly through Bern Township to a point on Route 661 about one mile southwest of the southwestern boundary of West Leesport Borough in Berks County a distance of about 2.7 miles

Route 06041 Beginning at a point of road intersection in Longswamp Township and about .3 of a mile southeast of Mertztown thence northerly through Longswamp Township via Mertztown to a point on the Berks-Lehigh County line about 1.2 miles northeast of Kline's corner in Berks County a distance of about 2.4 miles

Route 06042 Beginning at a point in Bern Township on Route 310 near Station 259 and about two miles southeast of the intersection of Routes 661 and 310 thence northeasterly through Bern Township to a point of road intersection near the Schuylkill River thence northerly through Bern Township to a point of road intersection about .3 of a mile east of Route 661 and .6 of a mile south of the southern corner of West Leesport Borough in Berks County a distance of about 3.4 miles

Route 06043 Beginning at a point in Bern Township on Route 66 near Station 76 about .5 of a mile south of the southwestern boundary line of est Leesport Borough thence southeasterly through Bern and Ontelaunee Townships to a point on Route 160 near Station 295 and about .3 of a mile north of the intersection of Route 160 with the Ontelaunee-Muhlenberg Township line thence northeasterly to a point on Route 157 said point being about .2 of a mile north of the intersection of Route 157 with the Ontelaunee-Muhlenberg Township line in Berks County a distance of about 4.2 miles

Route 06044 Beginning at a point on Route 285-Spur in Greenwich Township at Klinesville thence southeast through Greenwich Township to a point of road intersection about 1.7 miles southwest of Krumsville in Greenwich Township in Berks County a distance of about 2.8 miles

Route 06045 Beginning at a point of road intersection in Center Township about 1.1 miles southwest of Dauberville and about .9 of a mile north of the Center-Bern Township line thence northwesterly through Center Township to a point of road intersection about 2.6 miles southwest of Centerport Borough and 1.3 miles east of the Center-Penn Township line thence northerly through Center township line thence northerly through Center Township to a point of road intersection about 1.7 miles southwest of Centerport Borough and 1.5 miles northeast of the Center-Penn Township line in Berks County a distance of about 3.6 miles

Route 06046 Beginning at a point of road intersection at Bern in Tilden Township thence northerly through Tilden Township to a point on Route 141 near Station 2377 and about .5 of a mile southwest of Hamburg Station on the Reading Railroad in Berks County a distance of about 2.4 miles

Route 06047 Beginning at a point on the northern boundary line of Robesonia Borough near its intersection with the northwestern boundary line of said borough thence northeasterly through Heidelberg North Heidelberg and Penn Townships to a point on the Southwestern boundary line of Bernville Borough in Berks County a distance of about 6.5 mlies

Route 06048 Beginning at a point of road intersection in North Heidelberg Township about 1.3 miles east of the village of North Heidelberg and about 1.6 miles north of the Heidelberg-North Heidelberg Township line thence easterly through North Heidelberg and Penn Townships to a point on Route 310 near Station 501 and about .3 of a mile west of Obold in Berks County a distance of about 2.4 miles

Route 06049 Beginning at a point the intersection of the Lebanon-Berks County line with the Marion-Heidelberg Township line thence northeasterly through Heidelberg Township to a point on the southern boundary of Womelsdorf Borough about .5 of a mile east of the intersection of the Womelsdorf Borough line with the Heidelberg-Marion Township line in Berks County a distance of about .7 of a mile

Route 06050 Beginning at a point on the northern borough line of Womelsdorf thence northerly through Heidelberg Township to a point of road intersection about .4 of a mile southeast of the intersection of the Marion-Heidelberg-North Heidelberg Township lines thence northwesterly through Heidelberg and Marion Townships to a point of road intersection at Charming Forge in Berks County a distance of about 2.3 miles

Route 06051 Beginning at a point on the northwestern boundary line of Robesonia Borough thence northwesterly through Heidelberg Township to a point of road intersection about .25 of a mile south of Heidelberg-North Heidelberg Township line and about .3 of a mile east of the Tulpehocken Creek in Berks County a distance of about 2.3 miles

Route 06052 Beginning at a point on the northern boundary line of Robesonia Borough and about one mile northwest of the Heidelberg-Lower Heidelberg Township line thence northerly northeasterly and easterly through Heidelberg and Lower Heidelberg Townships to a point of road intersection about one mile south of Brownsville thence northerly through Lower Heidelberg Township to a point of road intersection about .2 of a mile southeast of Brownsville in Berks County a distance of about 4.3 miles

Route 06053 Beginning at a point of road intersection in Earl Township about .3 of a mile north of Earlville thence easterly northerly and northeasterly through Earl and Colebrookdale Townships to a point on Route 197 at Gablesville about .8 of a mile west of the intersection of Route 197 with the western boundary line of Boyertown Borough in Berks County a distance of about 3.3 miles

Route 06054 Beginning at a point in Alsace Township on Route 197 near Station 2752 thence northwesterly through Alsace Township via Spies Church to a point of road intersection about .5 of a mile north of Spies Church thence southwesterly for a distance of about .5 of a mile to a point of road intersection thence northwesterly and northeasterly to a point of road intersection at Weber's Hotel in Alsace Township in Berks County a distance of about 4.1 miles

Route 06055 Beginning at a point of road intersection in Pike Township at about .2 of a mile southwest of Pikeville thence northwesterly through Pike and Rockland Townships via Lobachsville to a point of road intersection in Rockland Township near New Jerusalem in Berks County a distance of about 4.4 miles

Route 06056 Beginning at a point of road intersection in North Heidelberg Township about .1 of a mile north of the Heidelberg-North Heidelberg Township line and about 2.3 miles northwest of the intersection of the Heidelberg-North Heidelberg-Lower Heidelberg Township lines thence easterly through North Heidelberg and Lower Heidelberg Townships to a point of road intersection at State Hill in Lower Heidelberg Township in Berks County a distance of about 6.1 miles

Route 06057 Beginning at a point of road intersection in Longswamp Township about .3 of a mile north of Mertztown thence northeasterly through Longswamp Township to a point on the Berks-Lehigh County line about one mile northeast of Shamrock in Berks County a distance of about 1.6 miles

Route 06058 Beginning at a point on the northern boundary line of Wernersville Borough and about .4 of a mile northwest of the northeastern corner of said borough thence northerly and northeasterly through Lower Heidelberg Township to a point of road intersection about 1.4 miles west of State Hill in Berks County a distance of about 2.6 miles

Route 06059 Beginning at point on Route 146 in Amity Township and about .8 of a mile northeast of Monocacy Station of the Reading Railroad thence northerly northwesterly and northerly through Amity Township to a point on State-aid Application 954 at Weavertown in Berks County a distance of about 2.7 miles

Route 06060 Beginning at a point of road intersection in Lower Heidelberg Township at Gerhardt's School thence northwesterly through Lower Heidelberg Township to a point of road intersection near Spring Creek and about one mile south of Brownsville in Berks County a distance of about .9 of a mile

Route 06061 Beginning at a point on Route 149 and on the South Heidelberg-Lower Heidelberg Township line about .25 of a mile west of the northwestern boundary line of Sinking Spring Borough thence northerly through Lower Heidelberg Township to a point of road intersection about .8 of a mile west of State Hill in Berks County a distance of about 2.6 miles

Route 06062 Beginning at a point on the Lancaster-Berks County line about .25 of a mile northwest of the South Heidelberg-Spring Township line thence northeasterly through South Heidelberg Spring South Heidelberg and Spring Township via Fritztown and Montello to a point on the southern boundary line of Sinking Spring Borough about .2 of a mile east of its intersection with the Reading Railroad in Berks County a distance of about 4.5 miles

Route 06063 Beginning at a point on the southeastern boundary line of Wernersville Borough about .1 of a mile northeast of the southern corner of said borough thence southeasterly and easterly through South Heidelberg and Spring Township to a point on the western boundary line of Sinking Spring Borough and .5 of a mile south of its intersection with Route 149 in Berks County a distance of about 2.5 miles

Route 06064 Beginning at a point of road intersection on the South Heidelberg-Spring Township line thence southeasterly through Spring Township via Vinemont to a point on Route 148 near Station 1190 and about 1.5 miles southwest of Gouglersville in Berks County a distance of about 3.7 miles

Route 06065 Beginning at a point on the Lancaster-Berks County Line and about one mile northwest of its intersection with the South Heidelberg-Spring Township line thence northerly and northeasterly through South Heidelberg Township to a point of road intersection in South Heidelberg Township and near Fritztown in Berks County a distance of about 2.4 miles

Route 06066 Beginning at a point of road intersection about .9 of a mile northeast of the Lancaster-Berks County line and about one mile northwest of the South Heidelberg-Spring-Township line thence northwesterly for a distance of about one mile to a point of road intersection thence northeasterly through South Heidelbery Township to a point on the southwestern boundary line of Wernersville Borough and about .2 of a mile southeast of the southwest corner of said borough in Berks County a distance of about 3.6 miles

Route 06067 Beginning at a point on Route 284 at its intersection with the Washington-Hereford Township line thence southeasterly on the said township line to a point on the Montgomery-Berks County line in Berks County a distance of about 1 mile

Route 06068 Beginning at a point of road intersection in South Heidelberg Township about .7 of a mile west of Grandview Sanitarium thence northerly and northwesterly through South Heidelberg Township to a point of road intersection near the State Asylum thence northeasterly through South Heidelberg Township to a point on Route 149 near Station 928 in Berks County a distance of about 2.5 miles

Route 06069 Beginning at a point in Oley Township on Route 197 near Station 2609 and about .3 of a mile southwest of its intersection with State-aid Application 7202 thence southeasterly through Oley Township to a point of road intersection about .3 of a mile north of Yellow House in Berks County a distance of about 5 miles

Route 06070 Beginning at a point of road intersection in Spring Township and about .2 of a mile southwest of the intersection of Bern-Lower Heidelberg-Spring Township lines thence southeasterly through Spring Township to a point on the northwestern boundary line of Wyomissing Borough and about .1 of a mile southwest of the northern corner of said borough in Berks County a distance of about 2.8 miles

Route 06071 Beginning at a point on the southeastern boundary line of Sinking Spring Borough and about .25 of a mile south of Route 149 thence southeasterly through Spring and Cumru Townships to a point on Route 148 near Station 1454 and about .2 of a mile west of the western boundary line of Shillington Borough in Berks County a distance of about 2.1 miles

Route 06072 Beginning at a point of road intersection about .1 of a mile south of the southern boundary of Sinking Spring Borough and about .25 of a mile east of the Reading Railway thence southeasterly and southerly through Spring and Cumru Townships to a point on Route 148 near Station 1350 and about 1.9 miles southwest of Shillington in Berks County a distance of about 2.4 miles

Route 06073 Beginning at a point of road intersection at Montello in Spring Township thence southeasterly through Spring Township and crossing the Reading Railroad to a point on Route 148 near Station 1228 and about .8 of a mile southwest of Gouglersville in Berks County a distance of about 3.1 miles

Route 06074 Beginning at a point of road intersection in Spring Township about 1.4 miles southeast of Vinemont and two miles southwest of Gouglersville at Mohn's School thence northeasterly and easterly through Spring and Cumru Townships to a point on Route 148 near Station 1268 at Gouglersville in Berks County a distance of about 2.6 miles

Route 06075 Beginning at a point on the northern borough line of Mohnton thence northerly through Cumru Township over a concrete road to a point on the southern boundary line of Shillington Borough in Berks County a distance of about .9 of a mile

Route 06076 Beginning at a point in Cumru Township on Route 148 near Station 1380 at the Five-Mile House thence southeasterly through Cumru Township to a point the northwestern corner of Mohnton Borough in Berks County a distance of about .9 of a mile

Route 06077 Beginning at a point in Cumru Township on Route 660 near Station 101 and about .75 of a mile southwest of the western boundary line of Mohnton Borough thence southeasterly through Cumru and Brecknock Townships to a point on Route 518 near Station 325 and about .9 of a mile north of Alleghenyville in Berks County a distance of about 2 miles

Route 06078 Beginning at a point on Route 518 near Station 184 and in Cumru Township about .2 of a mile northeast of Angelica thence easterly through Cumru Township for a distance of about .4 of a mile to a point of road intersection thence northerly and northeasterly through Cumru Township to a point on Route 274 near Station 229 and about one mile southeast of Grill in Berks County a distance of about 2.2 miles

Route 06079 Beginning at a point on the eastern boundary line of Shillington Borough and about .6 of a mile southeast of its intersection with Route 148 thence easterly through Cumru Township crossing Route 518 about .6 of a mile east of the eastern boundary line of Shillington Borough to a point on Route 274 near Station 186 and about .9 of a mile east of Grill in Berks County a distance of about 2 miles

Route 06080 Beginning at a point in Cumru Township on Route 274 near Station 178 and about .7 of a mile east of Grill thence easterly through Cumru Township to a point on Route 147 near Station 1957 and about .3 of a mile northwest of Ridgewood Station in Berks County a distance of about 1.6 miles

Route 06081 Beginning at a point the intersection of State-aid Application 1049 with State-aid Application 1031 at Yellow House on the Oley-Amity Township line thence northerly through Oley Township to a point of road intersection about .3 of a mile east of Greisemerville in Berks County a distance of about 2.1 miles

Route 06082 Beginning at a point of road intersection in Spring Township on Route 148 near Station 1137 and about .2 of a mile northeast of the Lancaster-Berks County line thence through Spring and Brednock Townships for a distance of about .9 of a mile thence southeasterly and easterly through Brecknock Township crossing Route 518 about one mile northwest of Alleghenyville to a point of road intersection about 1.6 miles east of Alleghenyville thence southerly through Brecknock Township for a distance of about .7 of a mile to a point of road intersection thence easterly through Brecknock and Robeson Townships to a point on Route 274 near Station 525 at Plowville in Berks ounty a distance of about 9 miles

Route 06083 Beginning at a point on the Lancaster-Berks County line about 2.2 miles southeast of its intersection with Route 518 thence easterly and northeasterly through Brecknock Township to a point of road intersection at Hummels' Store in Berks County a distance of about 2.2 miles

Route 06084 Beginning at a point of road intersection in Brecknock Township at Alleghenyville thence easterly and northeasterly through Brecknock and Robeson Townships crossing Route 274 about one mile north of Beckersville to a point on Route 147 near Station 1853 at Gibraltar in Berks County a distance of about 8.2 miles

Route 06085 Beginning at a point in Robeson Township on Route 274 near Station 507 at Plowville Church thence northeasterly through Robeson Township to a point of road intersection about 1.4 miles northwest of Scarlet's Mill in Berks County a distance of about 2.3 miles

Route 06086 Beginning at a point on Route 197 near Station 2540 in Oley Township thence southeasterly through Oley Township to a point of road intersection about 1.2 miles south of Pleasantville in Berks County a distance of about 1.9 miles

Route 06087 Beginning at a point of road intersection in Robeson Township and about one mile south of Gibraltar thence southerly in southeasterly through Robeson Township to a point on Route 244 near Station 219 at Scarlet's Mill in Berks County a distance of about 1.3 miles

Route 06088 Beginning at a point in Caernarvon Township on Route 328 near Station 207 and about .6 of a mile east of Joanna thence northeasterly through Caernarvon Robeson and Union Townships to a point of road intersection at Hopewell Furnace in Berks County a distance of about 5.3 miles

Route 06089 Beginning at a point in Caernarvon Township on Route 274 near Station 861 in Morgantown thence northwesterly through Caernarvon Township to a point of road intersection about one mile southeast of the intersection of Caernarvon Brecknock and Robeson Townships thence northerly through Caernarvon and Robeson Townships to a point on Route 274 near Station 545 and about .5 of a mile south of Plowville in Berks County a distance of about 5.2 miles

Route 06090 Beginning at a point of road intersection in Caernarvon Township about .7 of a mile north of Route 274 in Morgantown thence easterly and northerly through Caernarvon and Robeson Townships to a point on Route 274 near Station 641 and about two miles southeast of Plowville in Berks County a distance of about 2 miles

Route 06091 Beginning at a point on the Lancaster-Berks County line and about 1.3 miles southeast of its intersection with the Caernarvon-Brecknock Township line thence northerly through Caernarvon Township to a point of road intersection about 2.6 miles south of Plowville in Berks County a distance of about .8 of a mile.

Route 06092 Beginning at a point of road intersection in Robeson Township about 1.6 miles southeast of Joanna Heights thence northwesterly through Robeson Township to a point on Route 328 near Station 59 at Geigertown in Berks County a distance of about 2 miles.

Route 06093 Beginning at a point on the Chester-Berks County line about .3 of a mile southwest of its intersection with Route 412 thence northwesterly through Caernarvon Township to a point on Route 412 near Station 284 in Berks County a distance of about .2 of a mile

Route 06094 Beginning at a point of road intersection just about .3 of a mile north of Pleasantville in Oley Township thence northerly and northeasterly through Oley Pike and District Townships via Pikeville to a point of road intersection at Landis Store in District Township in Berks County a distance of about 5.5 miles

Route 06095 Beginning at a point of road intersection in District Township about .9 of a mile east of Fredericksville thence southeasterly through District Hereford and Washington Townships via Landis Store to a point of road intersection at Dale thence southerly through Washington township to a point on Route 284 near Station 931 and about .8 of a mile west of its intersection with the southwestern boundary line of Bally Borough in Berks County a distance of about 7.3 miles

Route 06096 Beginning at a point in Union Township on Route 328 near Station 46 at Geigertown thence northeasterly through Union Township for a distance of about two miles to a point of road intersection thence northernly through Union Township to a point of road intersection about .6 of a mile southeast of the southeastern corner of the borough of Birdsboro thence northwesterly through Union Township to a point on the eastern boundary line of the borough of Birdsboro and about .3 of a mile south of its intersection with Route 147 in Berks County a distance of about 5.7 miles

Route 06097 Beginning at a point on the Chester-Berks County line about 2.4 miles northeast of its intersection with the Robeson-Union Township line thence northerly through Union Township to a point of road intersection about .1 of a mile north of Hopewell Furnace thence northeasterly and northerly through Union Township to a point on Route 147 near Monocacy Station of the Pennsylvania Railroad in Berks County a distance of about 4.6 miles

Rote 06098 Beginning at a point of road intersection in Pike Township about .4 of a mile northeast of Pikesville thence southeasterly and easterly through Pike and Washington Townships via Hill Church to a point the westernmost corner of Bechtelsville Borough in Berks County a distance of about 6 miles.

Route 06099 Beginning at a point of road intersection in Union Township about .7 of a mile southeast of southeastern corner of the borough of Birdsboro thence easterly through Union Township for a distance of about one mile to a point of road intersection thence northeasterly through Union Township to a point of road intersection about .5 of a mile southwest of Monocacy Station of the Pennsylvania Railroad in Berks County a distance of about 1.5 miles

Route 06100 Beginning at a point in Ontelaunee Township on Route 160 about .3 of a mile west of East Berkley thence northeasterly through Ontelaunee and Maiden Creek Townships to a point on Route 157 about .3 of a mile southwest of Maiden Creek in Berks County a distance of about 2 miles

Route 06101 Beginning at a point of road intersection in Douglass Township on Route 146 said point being about 1.25 miles east of Douglassville thence northeasterly through Douglass Township to a point of road intersection at Manatawny Station thence northwesterly through Douglass Township to a point of road intersection near the Pine Iron Works in Berks County a distance of about 3.7 miles

Route 06102 Beginning at a point in Amity Township on State-aid Application 1049 near Station 142 and about .4 of a mile southeast of Amityville thence southeasterly through Amity and Douglass Townships to a point of road intersection near the Manatawny Creek thence easterly along the north bank of Manatawny Creek to a point of road intersection about .5 of a mile east of Manatawny Station in Douglass Township in Berks County a distance of about 3.8 miles

Route 06103 Beginning at a point on the Berks-Montgomery County line about two miles north of its intersection with Route 146 thence northwesterly through Douglass Township for a distance of about .4 of a mile thence northeasterly through Douglass Township to a point on Route 284 near Station 1330 and about .4 of a mile south of Little Oley in Berks County a distance of about 3.3 miles

Route 06104 Beginning at a point in Douglass Township on Route 284 near Station 1320 and about .4 of a mile southeast of Colebrookdale Station thence westerly and nortnerly through Douglass Township to a point on State-aid Application 1031 near Station 34 at Greshville in Berks County a distance of about 1.1 miles

Route 06105 Beginning at a point in Colebrookdale Township on Route 284 near Station 1155 at New Berlinville thence southeasterly through Colebrookdale Township to a point on the Berks-Montgomery County line about .4 of a mile northeast of the intersection of said county line with the eastern boundary line of Boyertown Borough in Berks County a distance of about 1 mile

Route 06106 Beginning at a point in Colebrookdale Township on Route 197 near Station 2033 and about .25 of a mile west of the western boundary line of Boyertown Borough thence southeasterly through Colebrookdale Township to a point on Route 284 near Station 1235 and near the southwestern corner of Boyertown Borough in Berks County a distance of about .4 of a mile

Route 06107 Beginning at a point in Exeter Township on Route 146 near Station 1500 and about .3 of a mile east of the intersection of Routes 381 and 146 thence northerly and northeasterly through Exeter Township and via the Exeter-Amity Township line to a point of road intersection at the eastern terminus of State-aid Application 954 in Amity Township thence northeasterly through Amity and Exeter Townships to a point of road intersection in Exeter Township said point being about 2.9 miles east of Jacksonwald and 1.9 miles southeast of Limekiln in Berks County a distance of about 3.1 miles

Route 06108 Beginning at a point in Amity Township on State-aid Application 954 near Station 49 at Weavertown thence northerly through Amity Township to a point on State-aid Application 1049 near Station 223 in Berks County a distance of about .5 of a mile

Route 06109 Beginning at a point in Amity Township on State-aid Application 1049 near Station 174 at Amityville thence northerly through Amity Township to a point on State-aid Application 1031 near Station 225 and about 1.4 miles east of Yellow House in Berks County a distance of about 1.3 miles

Route 06110 Beginning at a point in Exeter Township on Route 146 near Station 1661 and about .3 of a mile east of its intersection with Route 662 thence northerly through Exeter Township to a point of road intersection on a county road at Jacksonwald thence easterly through Exeter and Amity Townships to a point on the Oley-Amity Township line thence by said line southeasterly to a point the intersection of the northwestern terminus of State-aid Application 1019 with the northwestern terminus of State-aid Application 1031 at Yellow House in Berks County a distance of about 7.7 miles

Route 06111 Beginning at a point of road intersection in Exeter Township about .3 of a mile east of the intersection of Routes 146 and 662 thence easterly northerly and northeasterly through Exeter Township via Stonetown to a point of road intersection at Stonersville in Exeter Township in Berks County a distance of about 3.2 miles

Route 06112 Beginning at a point on Route 197 near Station 2879 in Lower Alsace Township thence northerly and northeasterly through Lower Alsace and Alsace Townships to a point of road intersection about .4 of a mile northwest of Spies Church in Berks County a distance of about 2.4 miles

Route 06113 Beginning at a point on the northern boundary line of the city of Reading and about .2 of a mile west of the intersection of the city of Reading with Muhlenberg and Lower Alsace Townships thence northeasterly through Muhlenberg Alsace Ruscombmanor and Rockland Townships to a point of intersection at New Jerusalem in Rockland Township in Berks County a distance of about 11.1 miles.

Route 06114 Beginning at a point of road intersection in Muhlenberg Township at Luden's Golf Course near Leiz's Bridge thence northeasterly through Muhlenberg Township crossing Route 160 about 1.1 miles north of the city limit of Reading to a point on Route 157 about 1.2 miles north of the city limit of Reading in Berks County a distance of about 1 mile

Route 06115 Beginning at a point on Route 160 in Ontelaunee Township and about .6 of a mile south of the intersection of said route with the Ontelaunee-Perry Township line thence northerly and northeasterly through Ontelaunee and Perry Townships to a point of road intersection about .3 of a mile northwest of the intersection of the Perry-Ontelaunee-Maiden Creek Township lines in Berks County a distance of about 2.3 miles

Route 06116 Beginning at a point on the eastern boundary line of Temple Borough thence easterly through Muhlenberg and Alsace Townships to a point of road intersection about .5 of a mile east of the Muhlenberg-Alsace Township line thence southeasterly through Alsace Townshipe to a point of road intersection about .5 of a mile southwest of the Ruscombmanor-Alsace Township line and about 1.8 miles northwest of Basket in Berks County a distance of about 3.7 miles

Route 06117 Beginning at a point in Ontelaunee Township on Route 157 near Station 182 and about .5 of a mile north of its intersection with the Muhlenberg-Ontelaunee Township line thence northeasterly through Ontelaunee Maiden Creek and Richmond Townships via Blandon to a point on the southwestern boundary line of Fleetwood Borough in Berks County a distance of about 6 miles

Route 06118 Beginning at a point on the northeastern boundary line of Fleetwood Borough and about .3 of a mile northwest of its intersection with the Reading Railroad thence northeasterly through Richmond Township to a point on the southwestern boundary line of Lyons Borough in Berks County a distance of about 3.1 miles

Route 06119 Beginning at a point on the eastern corner of Lyons Borough thence northeasterly through Maxatawny Township a distance of about .7 of a mile to a point of road intersection thence northerly for a distance of about .3 of a mile to a point of road intersection thence easterly through Maxatawny Rockland and Longswamp Townships to a point the southwestern corner of the boundary line of Topton Borough thence easterly along the southern boundary line of Topton Borough to a point the southeastern corner of Topton Borough thence still easterly and southeasterly through Longswamp Township via Mertztown and Longswamp to a point of road intersection at Maple Grove thence southerly and southeasterly through Longswamp and Hereford Townships to a point said point being the intersection of Route 158 with the northern terminus of Route 284 in Berks County a distance of about 14.3 miles

Route 06120 Beginning at a point on the southern boundary line of Topton Borough and about .1 of a mile east of the southwestern corner of said borough thence southerly through Longswamp Township for a distance of about 1.8 miles to a point of road intersection thence through Longswamp for a distance of about 2.2 miles to a point of road intersection thence northerly and northeasterly through Longswamp Township to a point of road intersection about one mile southeast of Longswamp thence northerly through Longswamp Township to a point of road intersection about .5 of a mile southeast of Longswamp Village in Berks County a distance of about 7 miles

Route 06121 Beginning at a point in Maiden Creek Township and on Route 157 near station 306 at Maiden Creek thence southeasterly through Maiden Creek and Ruscombmanor Townships via Blandon to a point of road intersection about one mile southeast of Blandon thence still southeasterly through Ruscombmanor Township to a point on State-aid Application 7202 about 1.25 miles northwest of Friedensburg in Berks County a distance of about 6.4 miles

Route 06122 Beginning at a point of road intersection on the Ontelaunee-Maiden Creek Township line about .3 of a mile northwest of its intersection with Route 506 thence northeasterly and easterly through Maiden Creek Township to a point of road intersection about .4 of a mile northeast of South Evansville thence southeasterly through Maiden Creek Richmond and Ruscombmanor Townships via Molltown and crossings Route 57 about .4 of a mile southwest of its intersection with the Richmond-Maiden Creek Township line and thence via Walnuttown to a point of road intersection about one mile southwest of the northern terminus of State-aid Application 7202 in Ruscombmanor Township in Berks County a distance of about 8.7 miles

Route 06123 Beginning at a point of road intersection in Maiden Creek Township near Evansville Station thence northerly through Maiden Creek and Richmond Townships to a point of road intersection near Moselem in Richmond Township in Berks County a distance of about 2 miles

Route 06124 Beginning at a point on the eastern boundary line of Shoemakersville Borough and about .3 of a mile south of the northern corner of said borough thence easterly through Perry and Richmond Townships via Moselem and crosing Route 157 at Moslem Springs to a point on the northwestern boundary line of Fleetwood Borough in Berks County a distance of about 10.5 miles

Route 06125 Beginning at a point on the eastern boundary line of Hamburg Borough and about .7 of a mile north of the southeastern corner of Hamburg Borough thence easterly and southeasterly through Windsor and Perry Township via Windsor Castle to a point of road intersection in Perry Township about .6 of a mile southeast of Windsor Castle thence easterly through Perry and Richmond Townships to a point of road intersection at Virgenville thence southeasterly through Richmond Township to a point of road intersection about .9 of a mile northwest of Moselem Springs in Berks County a distance of about 9 miles

Route 06126 Beginning at a point of road intersection in Perry Township about two miles nortwest of Moselem thence northwesterly through Perry Township to a point of road intersection about .9 of a mile southeast of Windsor Castle in Berks County a distance of about 1.7 miles

Route 06127 Beginning at a point on the northeastern boundary line of Hamburg Borough and about .4 of a mile southeast of the northeastern corner of said borough thence northeasterly through Windsor and Greenwich Townships to a point on Route 285 about one mile north of the northern boundary of LenHartsville Borough in Berks County a distance of about 4.5 miles

Route 06128 Beginning at a point of road intersection in Windsor Township about 1.3 miles northwest of Windsor Castle and about 1.2 miles east of the eastern boundary line of Hamburg Borough thence northeasterly through Windsor Township crossing Route 85 about 1.4 miles west of its intersection with the Windsor Greenwich Township line to a point of road intersection about .4 of a mile north of Route 285 in Berks County a distance of about 1.7 miles

Route 06129 Beginning at a point on the Berks-Schuylkill County line about 1.1 miles north of its intersection with the Windsor-Albany Township line thence easterly through Albany Township via Eckville to a point on Route 285 near Station 548 and about .4 of a mile northwest of Albany Station in Berks County a distance of about 8 miles

Route 06130 Beginning at a point of road intersection in Albany Township at New Bethel Church thence northeasterly through Albany Township to a point on the Lehigh-Berks County line near Steinville in Berks County a distance of about 5.1 miles

Route 06131 Beginning at a point in Albany Township on Route 285 near Trexler Station thence westerly through Albany Township for a distance of about .4 of a mile to a point of road intersection thence northerly through Albany Township to a point of road intersection about .6 of a mile east of Mountain in Berks County a distance of about 1.4 miles

Route 06132 Beginning at a point in Albany Township on Route 285 near Station 514 near Albany Station thence northeasterly through Albany Township for a distance of about .2 of a mile to a point of road intersection thence southeasterly and easterly through Albany Township to a point on the Lehigh-Berks County line about .75 of a mile northwest of the intersection of said county line with the Albany-Greenwich Township line in Berks County a distance of about 5.1 miles

Route 06133 Beginning at a point of road intersection in Albany Township at Kempton thence northeasterly and easterly through Albany Township to a point on the Lehigh-Berks County line about two miles southeast of the intersection of said county line with Route 285 in Berks County a distance of about 1.8 miles

Route 06134 Beginning at a point on the northwestern boundary line of Kutztown Borough thence northerly and northwesterly through Maxatawny and Greenwich Townships crossing Route 285-Spur at Krumsville thence northerly and northwesterly through Greenwich and Albany Townships via Wessnersville to a point on Route 285 about .4 of a mile west of Kempton in Albany Township in Berks County a distance of about 11.5 miles

Route 06135 Beginning at a point of road intersection in Richmond Township at Virgenville thence northeasterly through Richmond and Greenwich Townships for a distance of about .7 of a mile to a point of road intersection thence easterly and northerly through Greenwich Township for a distance of about one mile to a point of road intersection thence easterly through Greenwich Township about .4 of a mile to a point of road intersection thence northerly and easterly through Greenwich Township to a point of road intersection about 1.7 miles southwest of Krumville and about 2.5 miles southeast of Klinesville in Berks County a distance of about 6.2 miles

Route 06136 Beginning at a point of road intersection in Greenwich Township about .25 of a mile north of Krumsville thence easterly and southerly through Greenwich and Maxatawny Townships and crossing Route 157 about two miles northeast of its intersection with the northeastern boundary line of Kutztown Borough thence southeasterly through Maxatawny Township to a point of road intersection about 1.25 miles northwest of the northwestern corner of Topton Borough in Berks County a distance of about 6.2 miles

Route 06137 Beginning at a point of road intersection in Maxatawny Township about 1.1 miles northeast of Eagle Point and near the Mill Creek Creamery thence northerly and northeasterly through Maxatawny Township to a point on the Lehigh-Berks County line about .6 of a mile southeast of its intersection with Route 285-Spur in Berks County a distance of about 1.7 miles

Route 06138 Beginning at a point in Maxatawny Township on Route 157 near Station 930 and about .4 of mile east of Monterey thence southeasterly through Maxatawny and Longswamp Townships to a point on the northern boundary line of Topton Borough in Berks County a distance of about 2.4 miles

Route 06139 Beginning at a point in Richmond Township on Route 157 near Station 639 thence northwesterly through Richmond and Maxatawny Townships to a point of road intersection about 1.5 miles northwest of Route 157 thence westerly through Maxatawny Richmond and Greenwich Townships to a point of road intersection at Virgenvlile in Berks County a distance of about 4.5 miles

Route 06140 Beginning at a point of road intersection in Richmond Township about .6 of a mile northeast of the northern corner of Fleetwood Borough thence easterly through Richmond Rockland District and Hereford Townships via Stony Point Fredericksville and Huff's Church to a point on Route 284 near Station 760 and about .4 of a mile northeast of its intersection with Hereford-Washington Township line at Clayton in Berks County a distance of about 13.9 miles

Route 06141 Beginning at a point on the eastern boundary line of Kutztown Borough at about .5 of a mile southwest of the northeastern corner of Kutztown Borough thence easterly and southeasterly through Maxatawny and Longswamp Townships to a point of road intersection about .3 of a mile southeast of the intersection of Maxatawny Rockland and Longswamp Township lines in Berks County a distance of about 3.3 miles

Route 06142 Beginning at a point on the northwestern boundary line of Lyons Borough thence northwesterly through Maxatawny Township to a point on the southeastern boundary line of Kutztown Borough in Berks County a distance of about 2.1 miles

Section 8 The township roads to be taken over under the provisions of this act in the County of Blair are those situate and described as follows

Route 07001 Beginning at the Henrietta Railroad Station in North Woodbury Township Blair County thence northerly through North Woodbury Township to a road intersection approximately one-quarter mile east of the Village of Clover Creek in Blair County a distance of about 3.3 miles

Route 07002 Beginning at a county road approximately three-fourths of a mile east of Cambria County Line in Juniata Township Blair County thence south through Juniata Township to a point on the Juniata-Greenfield Township Line thence southeast through Greenfield Township to a road intersection at a church approximately one mile southeast of Bob's Run thence northeasterly to a road intersection approximately one and one-quarter miles south of the Village of Blue Knob thence easterly to the village of Fredericksburg thence southeasterly along Poplar Run to a point on Route 47 in the village of Claysburg in Blair County a distance of about 12.3 miles

Route 07003 Beginning at Rodman on Route 286 thence easterly along Plum Creek to road intersection thence northeasterly along Plum Creek to school house thence southeasterly along Plum Run connecting with Route 286 near Sharpsburg in Blair County a distance of about 3.5 miles

Route 07044 Beginning at a road intersection approximately one-quarter mile north of Henrietta Railroad Station in North Woodbury Township Blair County thence northwesterly through North Woodbury Township to a road intersection approximately one-eight mile north of Millerstown thence northwesterly to a point on the eastern borough line of Martinsburg in Blair County a distance of about 4.3 miles

Route 07005 Beginning at a point on Route 286 at a school approximately one-half mile north of the village of Curryville North Woodbury Township Blair County thence westerly through North Woodbury Township to a point on the North Woodbury-Taylor Township line thence northwesterly through Taylor Township to the Hoover Railroad Station thence northerly to a point on Route 286 approximately one-quarter mile east of the borough line of Roaring Spring in Blair County a distance of about 5 miles

Route 07006 Beginning at a road intersection in the village of Blue Knob in Juniata Township Blair County thence easterly through Juniata Township to a point on the Juniata-Freedom Township line thence easterly through Freedom Township along South Dry Run to a point on Route 47 in the village of East Freedom thence easterly to a point on Route 86 in the village of McKee in Blair County a distance of about 7.2 miles

Route 07007 Beginning at northeast line of Roaring Springs Borough thence northeasterly to road intersection on Plum Creek road about .9 of a mile northwest of Sharpsburg in Blair County a distance of about .6 of a mile

Route 07008 Beginning at a point on Route 734 approximately four miles north of the borough line of Martinsburg in Huston Township Blair County thence northeasterly through Huston Township to the village of Shantytown thence easterly to a road intersection in the village of Drab in Blair County a distance of about 3.6 miles

Route 07009 Beginning at a road intersection in the village of Shantytown in Huston Township Blair County thence northwesterly through Huston Township to the village of Oreminea thence northerly to a point on the Huston-Woodbury line thence northeasterly through Woodbury Township to the village of Larke thence easterly to a road intersection approximately one and one-quarter miles north of the village of Shellytown in Blair County a distance of about 5.3 miles

Route 07010 Beginning at a point on Route 734 at a school approximately three miles west of the village of Shantytown in Huston Township Blair County thence northerly through Huston Township to the village of Morrell thence northerly to a point on the Huston-Woodbury Township line thence northerly through Woodbury Township to a point on Route 733 in the village of Royer in Blair County a distance of about 3.9 miles

Route 07011 Beginning at the village of Catfish Blair County thence northeasterly to the village of Reservoir thence northeasterly to a point on the Blair-Frankstown Township Line thence northeasterly through Frankstown Township to a point on Route 260 in the village of Frankstown thence northerly to a road intersection approximately one and one-half miles east of the borough line of Hollidaysburg thence northwesterly to a point on the Frankstown-Logan Township Line thence northwesterly through Logan Township to a point on the Altoona City Line approximately one-quarter of a mile south of the Altoona Driving Park in Blair County a distance of about 11.2 miles

Route 07012 Beginning at a point on the south borough line of Hollidaysburg on the Beaverdam Branch in Blair Township Blair County thence southeasterly through Blair Township to the village of Loop thence southeasterly to a point on the Blair-Frankstown line on the Frankstown Branch of the Juniata River thence southeasterly through Frankstown Township to a road intersection at a church approximately one-eighth of a mile east of Oldtown Run in Blair County a distance of about 5.2 miles

Route 07013 Beginning at a point on the Southern borough line of Williamsburg Woodbury Township Blair County thence southerly through Woodbury Township to a road intersection approximately at Clover Creek thence northeasterly to the village of Calcite thence northerly to the village of Fisherville thence northerly to a road intersection in the village of Cove Forge in Blair County a distance of about 6.9 miles

Route 07014 Beginning at a point on the southern borough line of Duncansville in Blair Township Blair County thence southeasterly through Blair Township to a road intersection thence northeasterly to a point on the western borough line of of Hollidaysburg in Blair County a distance of about 1.9 miles

Route 07015 Beginning at a point on the north borough line of Hollidaysburg on Garger Street in Blair Township Blair County thence northeasterly through Blair Township to a point on the Blair-Frankstown Township line on Brush Creek thence northeasterly through Frankstown Township to a road intersection approximately one-quarter of a mile east of the Frankstown-Logan Township line in Blair County a distance of about 2 miles

Route 07016 Beginning at a point on Route 260 in the village of Geesytown Frankstown Township Blair County thence southeasterly through Frankstown Township to the railroad station of Reese thence northeasterly to a point on Route 537 in the village of Canoe Creek in Blair County a distance of about 6.3 miles

Route 07017 Beginning at South Lakemont on Route 55 thence northeasterly through Logan Township .2 of a mile thence southeasterly by way of Logan Township School .5 of a mile thence southwesterly .2 of a mile to Route 55 in Blair County a distance of about .9 of a mile

Route 07018 Beginning at a point on the Blair-Cambria County Line on the east borough line of Tunnel Hill in Allegheny Township Blair County thence easterly through Allegheny Township along Sugar Run to a point on State-aid Application 3583-A in the village of Canan Station in Blair County a distance of about 7.1 miles

Route 07019 Beginning at a point on State-aid Application 3583-A approximately one-sixteenth of a mile north of the village Canan Station in Allegheny Township Blair County thence northeasterly through Allegheny Township to a road intersection on the Allegheny Township Altoona City Line in Blair County a distance of about .3 of a mile

Route 07020 Beginning at a point on Route 260 approximately three-quarters of a mile north of the borough line of Williamsburg in Catherine Township Blair County thence northeasterly through Catherine Township to the village of Mt Etna thence northerly to a point on Fox Run on the Blair-Huntingdon County Line thence northwesterly through Catherine Township along Fox Run to a point on Route 260 approximately two miles north of the village of Yellow Spring in Blair County a distance of about 6.7 miles

Route 07021 Beginning at a point on Route 260 approximately one-half mile east of the village of Canoe Creek in Frankstown Township Blair County thence northerly through Frankstown Township to a point approximately one-quarter of a mile west of Canoe Creek thence southwesterly to road intersection 1.5 miles thence south .9 of a mile to intersection Route 260 about one mile northwest of the village of Canoe Creek in Blair County a distance of about 5.4 miles

Route 07022 Beginning at Frankstown Borough in Blair County Frankstown Township thence southeast towards Robinson Run in Blair County a distance of about 3 miles

Route 07023 Beginning at a point on the Blair-Cambria County Line approximately three-quarters of a mile north of the Logan-Allegheny Township Line in Logan Township Blair County thence easterly through Logan Township to the village of Glen White thence easterly along Glen White Run to the railroad station at Kittanning Point thence easterly along Burgoon Run to a point on the west city line of Altoona in Blair County a distance of about 7.5 miles

Route 07024 Beginning at a point on the west city line of Altoona approximately at Bakers Run Logan Township Blair County thence northwesterly through Logan Township to a point on Route 22 approximately one-half mile east of Mill Run in Blair County a distance of about 2.8 miles

Route 07025 Beginning at a point on Route 221 approximately one-quarter mile east of the Blair-Cambria County Line in Logan Township Blair County thence northerly through Logan Township to a point on the Blair-Cambria County Line a distance of about .2 of a mile

Route 07026 Beginning at a point on the west borough line of Altoona City approximately one-quarter mile north of Sugar Run Logan Township Blair County thence northerly through Logan Township to a point on the Logan-Antis Township Line thence northerly through Antis Township to a point on Route 383 at the railroad station of Root in Blair County a distance of about 6.3 miles

Route 07027 Beginning at a point on the Altoona City Line at Sixth Avenue and Hagerty Street in Logan Township Blair County thence northeasterly through Logan Township to Hutchinson's Trolley Station thence northeasterly along the Little Juniata River to the Logan-Antis Township Line thence northeasterly through Antis Township to the village of Pinecroft thence northerly to a point on the southern borough line of Bellwood in Blair County a distance of about 6.6 miles

Route 07028 Beginning at a point on Route 383 at a school approximately three-quarters of a mile northwest of the borough line of Bellwood Antis Township Blair County thence northeasterly through Antis Township to a road intersection at the Mulholland School thence northeasterly to the village of Tipton thence easterly to a point on Route 55 approximately two miles southwest of the village of Grazierville in Blair County a distance of about 4.5 miles

Route 07029 Beginning at a road intersection approximately one-half mile northeast of the village of Skelp Tyrone Township Blair County thence easterly through Tyrone Township to a road intersection at the Crossroads School thence easterly to a point on Route 732 approximately one-eighth of a mile west of the village of Arch Spring in Blair County a distance of about 3.6 miles

Route 07030 Beginning at a road intersection at the Crossroads School in Tyrone Township Blair County thence northerly through Tyrone Township to a point on the Tyrone-Snyder Township Line at the Kinch School thence northerly through Snyder Township to a point on Route 55 approximately one-half mile east of the village of Ironville in Blair County a distance of about 3.4 miles

Route 07031 Beginning at a road intersection approximately one-quarter mile west of the village of Tipton in Antis Township Blair County thence northerly through Antis Township to a point on the Antis-Snyder Township Line thence northeasterly through Snyder Township to a point on Route 55 in the village of Grazierville in Blair County a distance of about 2.9 miles

Route 07032 Beginning at a point on the west borough line of Tyrone approximately one-sixteenth mile west of Decker Run Snyder Township Blair County thence northerly through Snyder Township to the railroad station of Vanscoyoc thence easterly along Vanscoyoc Run to a road intersection approximately one-quarter mile north of Stevens School thence easterly to a point on Route 57 approximately at the Blair-Center County Line in Blair County a distance of about 7.2 miles

Route 07033 Beginning at a point on Route 57 in the village of Olivia in Snyder Township Blair County thence northwesterly through Snyder Township to the Stevens School thence northerly through Snyder Township to a road intersection approximately one and one-quarter miles east of Vanscoyoc Railroad Station in Blair County a distance of about 1.8 miles

Route 07034 Beginning at a point near McKee on Freedom-Blair Township Line in Blair County thence through Blair Township in a northerly direction to Brooks Mills thence northwesterly to the Blair County Road known as the Catfish road in Blair County a distance of about 1.6 miles

Section 9 The township roads to be taken over under the provisions of this act in the County of Bradford are those stiuate and described as follows

Route 08001 Beginning at a point on State Highway Route 20 at Grover thence southeasterly through Canton Township to the Sullivan County line about 1.0 mile west of the Leroy Township line in Bradford County a distance of about 6.0 miles

Route 08002 Beginning at a point on Route 08001 about 0.5 of a mile east of Grover thence southeasterly through Canton Township to the Lycoming County line at the end of State Highway Route 713 in Bradford County a distance of about 2.5 miles

Route 08003 Beginning at the eastern boundary of Canton Borough thence easterly through Canton Leroy and Franklin Townships along the south side of Towanda Creek to the intersection with State Highway Route 299 at Franklindale in Bradford County a distance of about 16.8 miles

Route 08004 Beginning at a point on Route 08001 about 2.5 miles east of Grover thence northerly through Canton Township to Beach Flats thence northeasterly through Canton Township to the intersection with Route 08003 about 2.5 miles east of the Canton Borough line in Bradford County a distance of about 2.9 miles

Route 08005 Beginning at a point on the southern boundary of Canton Borough thence southerly through Canton Township about 0.75 of a mile toward Lake Nephawin thence easterly past Lake Nephawin to the intersection with Route 08004 at Beech Flats in Bradford County a distance of about 2.4 miles

Route 08006 Beginning at a point on Route 08003 about 0.5 of a mile west of the Leroy Township line thence northerly through Canton Township to the intersection with State Highway Route 299 at East Canton in Bradford County a distance of about 0.7 miles.

Route 08007 Beginning at a point on Sate Highway Route 299 at Powell thence southwesterly along the Schrader Branch of Towanda Creek through Monroe and Barclay Townships to a point 1.0 mile northeast of the mouth of Nates Run in Bradford County a distance of about 7.3 miles

Route 08008 Beginning at a point on the Sullivan-Bradford County line about 5.0 miles north of Forksville thence northeasterly through Overton Township to the village of Overton thence northeasterly through Overton and Albany Townships to the western boundary of the borough of New Albany in Bradford County a distance of about 11.6 miles

Route 08009 Beginning at a point on the eastern boundary of the borough of New Albany thence northeasterly through Albany Township to the village of Evergreen thence easterly through Albany and Terry Townships to the village of New Era thence northeasterly through Terry Township to the intersection with State Highway Route 13 at Terrytown in Bradford County a distance of about 11.0 miles

Route 08010 Beginning at a point on State Highway Route 17 in Laddsburg thence southeasterly through Albany Township about 1.0 mile thence northeasterly through Albany Wilmot and Terry Townships to the intersection with State Highway Route 13 near the Wyalusing River Bridge in Bradford County a distance of about 12.4 miles

Route 08011 Beginning at a point on Route 08010 about 1.5 miles east of the intersection with State Highway Route 17 thence southeasterly through Albany Township to the Sullivan County line about 2.0 miles north of Dushore Borough being a part of what was originally State Highway Route 17 between New Albany and Dushore in Bradford County a distance of about 1.2 miles

Route 08012 Beginning at a point on Route 08009 about 0.5 of a mile northeast of New Era thence easterly through Terry Township to the intersection with Route 08010 about 3.5 miles southwest of its intersection with State Highway Route 13 in Bradford County a distance of about 2.4 miles

Route 08013 Beginning at a point on the Bradford-Sullivan County line at the end of Route 56014 about 2.75 miles east of the Albany Township line thence northerly through Wilmot Township to a point about one-half mile east of the village of Wilmot thence easterly through Wilmot Township to the intersection with State Highway Route 13 at Hollenback in Bradford County a distance of about 7.2 miles

Route 08014 Beginning at a point on Route 08013 about 0.5 of a mile east of Wilmot thence northerly through Wilmot and Terry Township to the intersection with Route 08010 about 3.5 miles southwest of its intersection with State Highway Route 13 in Bradford County a distance of about 2.6 miles

Route 08015 Beginning at a point on the Sullivan-Bradford County line about 1.25 miles north of Colley thence northerly through Wilmot Township to Ellwell thence northerly through

Wilmot Township along Panther Lick Creek to the intersection with Route 080[illegible] about 0.25 of a mile southwest of its intersection with State Highway Route 13 in Bradford County a distance of about 5.2 miles

Route 08016 Beginning at a point on the Sullivan-Bradford County line about 1.0 mile west of the corner between Sullivan Bradford and Wyoming Counties thence northerly through Wilmot Township to Sciotavale thence northerly through Wilmot Township to the intersection with State Highway Route 13 and 1.5 miles southeast of Hollenback in Bradford County a distance of about 3.6 miles

Route 08017 Beginning at a point on the Bradford Wyoming County line about 1.5 miles north of State Highway Route 13 thence northwesterly through Wilmot Township to the intersection with State Highway Route 13 at Sugar Run in Bradford County a distance of about 5.2 miles

Route 08018 Beginning at a point on State Highway Route 13 about 0.25 of a mile southeast of Hollenback thence easterly through Wilmot Township to the intersection with Route 08017 about 0.5 of a mile northwest of the Wyoming County line in Bradford County a distance of about 1.7 miles

Route 08019 Beginning at a point on State Highway Route 17 about 1.25 miles south of the Monroeton Borough line thence easterly through Monroe Township about three miles thence northesterly through Monroe Township to the Asylum Township line thence southeasterly through Asylum Township about one mile thence northeasterly through Asylum Township along Bennetts Creek to the intersection of State Highway Route 13 at Durell in Bradford County a distance of about 6.8 miles

Route 08020 Beginning at a point on State Highway Route 13 in Asylum Township just west of the Terry Township line thence westerly through Asylum Township past Ackley's Pond to the intersection with Route 08019 about 2 miles south of Durell in Bradford County a distance of about 3.5 miles

Route 08021 Beginning at a point on Route 08009 at Rienze thence in a northwesterly direction through Terry Township to the intersection with State Highway Route 13 about .25 of a mile east of the Asylum Township line in Bradford County a distance of about 3.0 miles

Route 08022 Beginning at a point on Route 08019 at the Asylum Township line thence northwesterly through Monroe Township to Liberty Corners thence northerly through Monroe and Towanda Townships to the end of State-aid Application 5798 thence northerly through Towanda Township over State-aid Application 5798 to the intersection with State Highway Route 17 at South Towanda in Bradford County a distance of about 3.8 miles

Route 08023 Beginning at the end of State-aid Application 5787 in Asylum Township thence across the Susquehanna River to the village of Standing Stone thence easterly along the north branch of the Susquehanna River through Standing Stone Township to the intersection with State Highway Route 241 at the mouth of Tamarack Creek in Bradford County a distance of about 2.9 miles

Route 08024 Beginning at a point on the Bradford-Tioga County line at the end of Route 58060 thence northeasterly through Columbia Township to the Western boundary of Sylvania Borough over the original location of State Highway Route 212 in Bradford County a distance of about 1.4 miles

Route 08025 Beginning at a point on State Highway Route 14 about 0.5 of a mile north of the Wyalusing Borough line thence northerly through Wyalusing Township about 3.0 miles thence easterly through Wyalusing Township to the intersection with State Highway Route 14 at Camptown thence northerly through Wyalusing and Herrick Townships to the village of Herrick from Herrick northerly through Herrick Township to Herrickville thence northerly through Herrick and Orwell Townships over State-aid Applications 6642 and 6643 to the intersection with State Highway Route 343 about 1.0 mile southeast of Allis Hollow in Bradford County a distance of about 11.1 miles

Route 08026 Beginning at a point on State Highway Route 241 in Standing Stone Township about 1.5 miles west of Rummerfield thence northerly through Standing Stone and Wysox Townships to the village of Mercur thence easterly through Wysox Standing Stone and Herrick Townships to the intersection with Route 08025 at Herrickville thence easterly through Herrick Township to East Herrick thence southeasterly through Herrick Pike and Stevens Townships to the crossing of State Highway Route 343 about 1.0 mile south of the Pike Township line thence southeasterly through Stevens Township to the intersection of State Highway Route 14 about 2.0 miles west of the Susquehanna County line in Bradford County a distance of about 15.2 miles

Route 08027 Beginning at a point on State Highway Route 15 about 1.0 mile north of Wysox thence easterly through Wysox Township to the intersection with Route 08026 at Mercur in Bradford County a distance of about 3.6 miles

Route 08028 Beginning at a point on State Highway Route 241 about 0.5 of a mile south of Lime Hill thence southerly through Wyalusing Township to the north bank of the Susquehanna River thence westerly along the north bank of the Susquehanna River to the river at Homet's Ferry in Bradford County a distance of about 3.6 miles

Route 08029 Beginning at a point on Route 08028 about 1.5 miles south of its intersection with State Highway Route 241 thence easterly through Wyalusing Township to the intersection with State Highway Route 241 about 2.0 miles north of the northern boundary of Wyalusing Borough in Bradford County a distance of about 1.2 miles

Route 08030 Beginning at State Highway Route 241 at Lime Hill thence easterly through Wyalusing Township about 0.5 miles thence northeasterly through Wyalusing Township to Billing's Pond thence southeasterly along Billings Creek to the intersection with Route 08025 about 0.5 of a mile west of Camptown in Bradford County a distance of about 3.8 miles

Route 08031 Beginning at a point on State Highway Route 14 at Merryall thence easterly through Wyalusing and Tuscarora Townships to Spring Hill thence easterly through Tuscarora Township to the intersection with State Highway Route 559 at Silvara in Bradford County a distance of about 6.2 miles

Route 08032 Beginning at a point on the Bradford-Wyoming County line at the northern boundary of Laceyville Borough thence northerly through Tuscarora and Stevens Townships to the intersection with State Highway Route 14 at Stevensville in Bradford County a distance of about 9.0 miles

Route 08033 Beginning at a point on State Highway Route 559 in Tuscarora Township at Silvara thence northerly through Tuscarora Township past Clapper Hill Pond and Beaver Meadows to the Stevens Township line thence westerly along the Stevens Township line approximately 1.0 mile thence northwesterly through Stevens Township to the intersection with State Highway Route 14 and Route 08032 at Stevensville in Bradford County a distance of about 6.6 miles

Route 08034 Beginning at a point on State Highway Route 14 about 0.75 of a mile west of the Susquehanna County line thence northerly through Stevens and Pike Townships to Stone House Corners thence northerly through Pike Township to the intersection with State Highway Route 468 about 0.75 of a mile northeast of the LeRaysville Borough line in Bradford County a distance of about 5.8 miles

Route 08035 Beginning at a point on State Highway Route 241 at Rummerfield thence northeasterly through Standing Stone and Herrick Townships to the intersection with Route 08025 about 1.0 mile north of Herrick in Bradford County a distance of about 4.5 miles

Route 08036 Beginning at a point on the western boundary of Canton Borough thence northerly through Canton Armenia and Columbia Townships to the southern borough line of Sylvania in Bradford County a distance of about 10.4 miles

Route 08037 Beginning at a point on the Bradford-Tioga County line about 6.0 miles east of Fallbrook thence easterly through Armenia Township to the intersection with Route 08036 about 4.0 miles north of the Canton Borough line in Bradford County a distance of about 1.0 miles

Route 08038 Beginning at a point on Route 08036 about 4.25 miles northwest of the Canton Borough line thence northeasterly through Armenia Township about 1.25 miles thence southeasterly through Armenia Troy and Canton Townships to the northwest corner of Alba Borough in Bradford County a distance of about 2.5 miles

Route 08039 Beginning at a point on the Tioga-Bradford County line at the crossing of Bullard Creek thence easterly through Armenia Township to Covert thence northeasterly through Armenia and Troy Townships to the southern boundary of Troy Borough in Bradford County a distance of about 7.4 miles

Route 08040 Beginning at the northeastern corner of Canton Borough thence northeasterly through Canton Township to

Minnequa Springs thence northerly through Canton Township to the southern boundary of Alba Borough in Bradford County a distance of about 3.6 miles

Route 08041 Beginning at a point on the eastern boundary of Alba Borough thence easterly through Canton and Granville Townships to Windfall thence southeasterly through Granville and Leroy Townships to the intersection with State Highway Route 299 about 0.75 of a mile east of West Leroy in Bradford County a distance of about 6.8 miles

Route 08042 Beginning at a point on State Highway Route 299 on the line between Canton and Leroy Townships thence northerly through Leroy and Granville Townships to the intersection with Route 08041 at Windfall in Bradford County a distance of about 3.4 miles

Route 08043 Beginning at a point on Route 08041 about 0.75 of a mile northwest of Windfall thence northerly through Granville Township to Cowley thence northeasterly through Granville Township to the intersection with State Highway Route 385 at Granville Summit in Bradford County a distance of about 1.6 miles

Route 08044 Beginning at a point on State Highway Route 20 about 0.25 of a mile north of the intersection with State Highway Routes 20 and 385 thence northeasterly through Troy Township to the intersection with State Highway Route 212 at East Troy thence southerly through Troy Township to the Granville Township line thence southeasterly through Granville Township to the intersection of State Highway Route 385 at Granville Center in Bradford County a distance of about 8.7 miles

Route 08045 Beginning at the intersection with State Highway Route 212 at the eastern boundary of Sylvania Borough thence along the northern bank of Sugar Creek through Columbia and Troy Townships to the intersection with State Highway Route 20 at the northern boundary of Troy Borough in Bradford County a distance of about 4.3 miles

Route 08046 Beginning at a point on the Tioga-Bradford County line about 2.5 miles southwest of Austinville thence northeasterly through Columbia Township to Austinville thence easterly through Columbia Township to the end of State-aid Application 441 in Bradford County a distance of about 5.4 miles

Route 08047 Beginning at the northern boundary of Sylvania Borough thence northerly through Columbia Township to the intersection with Route 08046 about 0.25 of a mile east of Austinville in Bradford County a distance of about 2.4 miles

Route 08048 Beginning at the Tioga-Bradford County line about 3.0 miles southwest of Roseville thence southeasterly through Columbia Township to the intersection with Route 08046 at Austinville in Bradford County a distance of about 2.8 miles

Route 08049 Beginning at a point on the Tioga-Bradford County line about 2.5 miles east of Roseville in Soper Hollow thence southeasterly through Columbia Township to the intersection of Route 08046 about 3.0 miles northwest of Columbia crossroads in Bradford County a distance of about 4.2 miles

Route 08050 Beginning at a point on State Highway Route 20 about 2.5 miles north of Columbia crossroads thence northwesterly through Columbia Township to Virtus thence northwesterly through Columbia and Wells Township to Coryland thence northerly through Wells Township to the end of State-aid Application 5799 in Bradford County a distance of about 8.0 miles

Route 08051 Beginning at a point on Route 08050 about 0.75 of a mile north of Coryland thence northeasterly through Wells and South Creek Townships to the intersection with State Highway Route 20 about 2.0 miles south of Gillette in Bradford County a distance of about 4.2 miles

Route 08052 Beginning at the end of State-aid Application 5799 thence northeasterly through Wells and South Creek Townships along Roaring Run to the intersection of State Highway Route 20 at Fassett in Bradford County a distance of about 7.0 miles

Route 08053 Beginning at a point on State Highway Route 299 about 0.5 of a mile east of Leroy thence northerly through Leroy and Granville Townships to the crossing of State Highway Route 385 at Bailey Corners thence northerly through Granville and West Burlington Townships to the crossing of State Highway Route 212 at West Burlington thence northerly through West Burlington Townships to the intersection with Route 08057 about 1.0 mile southwest of its intersection with Route 08056 in Bradford County a distance of about 9.6 miles

Route 08054 Beginning at a point on State Highway Route 20 at Columbia crossroads thence northeasterly through Columbia and Springfield Townships over State-aid Applications 6390 and 6390-A to the village of Springfield thence easterly through Springfield Township to Harkness from Harkness easterly through Springfield and Smithfield Townships to the end of State-aid Application 1246 0.5 of a mile west of East Smithfield thence easterly over State-aid Application 1246 through Smithfield and Ulster Townships to the intersection with State Highway Route 287 at Milan in Bradford County a distance of about 14.3 miles

Route 08055 Beginning at a point on State Highway Route 212 about 0.25 of a mile east of East Troy thence northerly through Troy and Springfield Townships along Leonard's Creek to Leona thence northerly through Springfield Township to the intersection of Route 08054 at Springfield in Bradford County a distance of about 6.0 miles

Route 08056 Beginning at a point on State Highway Route 212 in West Burlington Township about 0.5 of a mile west of the County Home thence northwesterly through West Burlington and Springfield Townships to Wetona thence northerly through Springfield Township to the intersection of Route 08054 at Harkness thence northwesterly through Springfield Township to the intersection with Route 08064 about 0.4 of a mile northeast of its intersection with Route 08054 in Bradford County a distance of about 9.4 miles

Route 08057 Beginning at a point on Route 08055 about 0.25 of a mile north of its intersection with State Highway Route 212 thence northeasterly through Troy and West Burlington Townships to the intersection with Route 08056 about 3.0 miles south of Wetona in Bradford County a distance of about 4.2 miles

Route 08058 Beginning at a point on Route 08054 about 15 miles east of Columbia crossroads thence northerly through Springfield and South Creek Townships to Checkerville thence southwesterly through South Creek Township about 0.75 of a mile thence northwesterly through South Creek Township to the intersection with State Highway Route 20 about 0.25 of a mile south of Gillette in Bradford County a distance of about 9.8 miles

Route 08059 Beginning at a point on Route 08058 at Checkerville thence northeasterly through South Creek and Ridgebury Townships to the intersection with State-aid Application 4310 at Bentley Creek in Bradford County a distance of about 4.2 miles

Route 08060 Beginning at a point on State Highway Route 20 at Gillette thence easterly through South Creek and Ridgebury Townships to the intersection of State-aid Application 4310 about 1.25 miles north of Bentley Creek in Bradford County a distance of about 4.2 miles

Route 08061 Beginning at a point on State Highway Route 20 at the New York State line thence southeasterly through South Creek Township to the Ridgebury Township line thence northeasterly through Ridgebury Township to the New York State line about 1.0 mile south of Wellsburg in Bradford County a distance of about 3.0 miles

Route 08062 Beginning at a point on State Highway Route 385 about 1.25 miles north of West Franklin thence northeasterly through Granville and Franklin Townships to the southern boundary of West Burlington Township thence northerly through West Burlington Township about 2.5 miles thence southwesterly through West Burlington Township to Broman Hill thence northwesterly through West Burlington Township to the intersection with Route 08053 about 0.25 of a mile south of West Burlington in Bradford County a distance of about 7.0 miles

Route 08063 Beginning at a point on the northern boundary of Burlington Borough thence northerly through Burlington West Burlington Smithfield Springfield and Ridgebury Townships over what was originally the Berwick Turnpike to the end of State-aid Application 4310 in Middletown in Bradford County a distance of about 12.1 miles

Route 08064 Beginning at a point on Route 08054 about 1.0 mile east of Springfield thence northeasterly through Springfield Township to Big Pond thence northeasterly through Springfield Township to the intersection with Route 08063 about 0.5 of a mile south of the Ridgebury Township line in Bradford County a distance of about 4.1 miles

Route 08065 Beginning at a point on Route 08063 in Ridgebury Township at Middletown thence easterly through Ridgebury Township and Athens Township along Wolcott Creek to the intersection with State Highway Route 287 at Green's Landing in Bradford County a distance of about 10.8 miles

Route 08066 Beginning at a point on the New York State line in Athens Township on the west bank of the Chemung River thence southeasterly through Athens Township to Wilawana thence easterly through Athens Township to the west bank of the Chemung River west of South Waverly Borough thence southeasterly through Athens Township along the west bank of the Chemung River to the crossing of the Chemung River at Tozer's Bridge from thence southeasterly through Athens Township to the north line of Athens Borough on Elmira Street in Bradford County a distance of about 7.2 miles

Route 08067 Beginning at a point on Route 08065 in Ridgebury Township about 0.5 of a mile northwest of the Athens Township line thence northeasterly through Ridgebury and Athens Townships to the intersection with Route 08066 about 0.5 of a mile northwest of Tozer's Bridge in Bradford County a distance of about 7.0 miles

Route 08068 Beginning at a point on State-aid Application 4310 in Ridgebury Townships near the mouth of Terwiliger Creek thence northeasterly through Ridgebury and Athens Townships to the intersection with Route 08066 about 1.0 mile northwest of Wilawana in Bradford County a distance of about 5.6 miles

Route 08069 Beginning at a point on the southern boundary of Burlington Borough southeasterly through Burlington Towanda and Monroe Townships over the Berwick Turnpike to the northwestern corner of Monroeton Borough in Bradford County a distance of about 8.6 miles

Route 08070 Beginning at a point on State Highway Route 299 at Franklindale thence northwesterly through Franklin and Burlington Townships to the intersection with Route 08069 about 1.0 mile southeast of Mountain Lake in Bradford County a distance of about 4.0 miles

Route 08071 Beginning at a point on Route 08069 at Stropes Corner about 1.5 miles southeast of Mountain Lake thence northerly through Burlington Township to the intersection with State Highway Route 212 at Luther's Mills in Bradford County a distance of about 2.4 miles

Route 08072 Beginning at a point on Route 08069 about 1.5 miles northwest of the Towanda Township line thence northeasterly through Burlington and Towanda Townships to Overshot thence easterly over the plank road through Towanda Township to the western boundary of Towanda Borough in Bradford County a distance of about 6.1 miles

Route 08073 Beginning at a point on Route 08054 at East Smithfield thence southeasterly through Smithfield Township to Riggs thence easterly through Smithfield and Ulster Townships to the intersection with State Highway Route 287 at Ulster in Bradford County a distance of about 8.2 miles

Route 08074 Beginning at a point on Route 08063 about 0.25 of a mile north of the West Burlington Township line thence northerly through Smithfield Township to the intersection with Route 08073 at East Smithfield in Bradford County a distance of about 4.1 miles

Route 08075 Beginning at a point on Route 08073 at Riggs thence southeasterly through Smithfield and Ulster Townships to Saco thence southeasterly through Ulster and North Towanda Townships to the intersection with State Highway Route 287 about 0.75 of a mile northwest of the intersection of Routes 287 and 212 in Bradford County a distance of about 7.2 miles

Route 08076 Beginning at a point on State Highway Route 13 at Durell thence easterly through Asylum Township around the original Asylum Settlement thence southwesterly to near the Bacon Forks thence northerly to the same road in Bradford County a distance of about 6.0 miles

Route 08077 Beginning at a point on State Highway Route 212 at what is called James Street in North Towanda thence northeasterly through North Towanda Township crossing the Susquehanna River on the James Street Bridge thence northerly along the east bank of the Susquehanna River in Sheshequin Township to Hornbrook thence northerly through Sheshequin Township to Sheshequin from thence northerly along the east bank of the Susquehanna River through Sheshequin and Athens Townships to the end of State-aid Application 5434 thence over State-aid Application 5434 to the intersection with State-aid Application 1303 about 0.5 of a mile east of the Susquehanna River thence along the east bank of the Susquehanna River at Athens Township to the end of State-aid Application 5754 thence over State-aid Application 5754 to the Litchfield Township line thence along the east bank of the Susquehanna River through Litchfield Township to the New York State line in Bradford County a distance of about 16.0 miles

Route 08078 Beginning at a point at the intersection of State Highway Routes 241 and 15 in Wysox thence northerly through Wysox Township to Lake Wysauking thence northerly through Wysox Township to Apex thence northerly through Wysox and Rome Townships to North Rome from thence northerly through Rome Sheshequin and Litchfield Townships to Vawter thence northerly through Litchfield Township to the New York State line on Sackett Run in Bradford County a distance of about 18.5 miles

Route 08079 Beginning at a point on Route 08077 opposite the bridge across the Susquehanna River at Ulster thence northeasterly through Sheshequin Township to Ghent thence northeasterly through Sheshequin and Rome Townships to the intersection with Route 08078 at North Rome thence southeasterly through Rome Township to the end of State-aid Application 5755 thence over State-aid Application 5755 in Rome Township to the Rome Borough line at the end of State-aid Application 5756 in Bradford County a distance of about 8.1 miles

Route 08080 Beginning at a point on Route 08077 in Sheshequin Township at the end of the James Street Bridge thence northerly through Sheshequin Township to Black thence northerly through Sheshequin Township to the intersection with Route 08079 at Ghent in Bradford County a distance of about 5.8 miles

Route 08081 Beginning at the Athens Borough line thence easterly over State-aid Application 1303 through Athens Township to the Litchfield Township line thence southeasterly through Litchfield Township to Cottons Corners thence easterly through Litchfield Township to the intersection with Route 08078 about 2.0 miles west of Windham Summit in Bradford County a distance of about 7.0 miles

Route 08082 Beginning at a point on Route 08083 about 1.5 miles southeast of Cottons Corners thence southeasterly through Litchfield Township to the intersection with Route 08078 about .75 of a mile southwest of Vawter in Bradford County a distance of about 2.2 miles

Route 08083 Beginning at a point on Route 08079 at Ghent thence northerly through Sheshequin and Litchfield Townships to a point about one mile southeast of Cottons Corners thence westerly through Litchfield Township thense northwesterly through Litchfield Township to the intersection with Route 08081 about one-half mile southeast of Athens Township line in Bradford County a distance of about 8.2 miles

Route 08084 Beginning at a point on Route 08081 about 2.5 of a mile east of the Athens Township line thence northeasterly through Litchfield Township to Litchfield thence northeasterly through Litchfield along Sackett Run to the intersection wiht Route 08078 about 0.5 of a mile southwest of the New York State line in Bradford County a distance of about 5.8 miles

Route 08085 Beginning at a point on Route 08082 about .25 of a mile east of its intersection with Route 08083 thence in a northerly direction through Litchfield Township crossing Route 08081 about one mile east of Cottons Corners to the intersection with Route 08084 at the village of Litchfield in Bradford County a distance of about 2.7 miles

Route 08086 Beginning at a point on State Highway Route 15 at the northern boundary of Rome Borough thence northerly through Rome Township and Windham Township to Bixby Corners thence northerly through Windham Township to Windham Summit thence northerly through Windham Township to the New York State line in Bradford County a distance of about 10.8 miles

Route 08087 Beginning at a point on Route 08078 about 0.75 of a mile north of North Rome thence northeasterly through Rome Township to Bumpville thence northeasterly through Rome Township to the crossing of Route 08086 about 0.75 of a mile south of the Windham Township line thence easterly through Rome and Orwell Townships to the intersection with State Highway Route 15 at North Orwell in Bradford County a distance of about 7.6 miles

Route 08088 Beginning at a point on Route 08078 about 3.0 miles south of the New York State line thence easterly through Litchfield and Windham Townships to the crossing of Route 08086 at Windham Summit thence State Highway

Route 15 at Windham Center in Bradford County a distance of about 3.6 miles

Route 08089 Beginning at a point on State Highway Route 343 in Orwell Township about 0.75 of a mile west of the Pike Township line thence northerly through Orwell Township to Potterville thence northerly through Orwell Township to the intersection with State Highway Route 699 at the Warren Township line in Bradford County a distance of about 4.6 miles

Route 08090 Beginning at a point on State Highway Route 15 about 3.0 miles south of North Orwell thence easterly through Orwell Township to Orwell thence easterly through Orwell Township to the intersection with Route 08089 at Potterville in Bradford County a distance of about 4.7 miles

Route 08091 Beginning at a point on Route 08090 at Orwell thence northeasterly through Orwell and Warren Townships to the intersection with State Highway Route 699 at West Warren in Bradford County a distance of about 4.6 miles

Route 08092 Beginning at a point on State Highway Route 15 about 0.5 of a mile south of West Windham thence easterly through Windham and Orwell Townships to the intersection of Route 08091 about 1.0 mile south of West Warren in Bradford County a distance of about 3.6 miles

Route 08093 Beginning at a point on the northern boundary of Burlington Borough thence northeasterly through Burlington Township to Mac thence northerly through Burlington and Smithfield Townships to the intersection with Route 08073 about one mile northwest of Riggs in Bradford County a distance of about 5.6 miles

Route 08094 Beginning at a point on State Highway Route 343 about 0.5 of a mile north of LeRaysville Borough thence northerly through Pike Township and Warren Township to South Warren thence northwesterly through Warren Township to the intersection with State Highway Route 699 about 1.5 miles southeast of West Warren in Bradford County a distance of about 6.5 miles

Route 08095 Beginning at a point on Route 08026 about 0.5 of a mile northest of its intersection with State Highway Route 14 thence in a northerly direction through Stevens and Pike Townships to the southeastern boundary of LeRaysville Borough in Bradford County a distance of about 4.5miles

Route 08096 Beginning at a point in Warren Center at the end of State Highway Route 699 thence southeasterly through Warren Township to the Susquehanna County line about 1.0 mile north of the Pike Township line in Bradford County a distance of about 3.7 miles

Route 08097 Beginning at a point on Route 08096 in Warren Township about 1.0 mile southeast of the end of State Highway Route 699 thence easterly through Warren Township to the Susquehanna County line just north of Lake of the Meadows in Bradford County a distance of about 1.8 miles

Route 08098 Beginning at a point on State Highway Route 699 about 0.75 of a mile southeast of Windham thence northerly through Windham Township to the New York State line about 0.25 of a mile west of the northwest corner of Warren Township in Bradford County a distance of about 2.6 miles

Route 08099 Beginning at a point on State Highway Route 699 in Windham Township about 1.0 mile northeast of the Warren Township line thence northeasterly along Prince Hollow Run to Cadis thence northeasterly through Warren Township along Prince Hollow Run to the New York State line about 4.0 miles west of Little Meadows in Bradford County a distance of about 4.9 miles

Route 08100 Beginning at a point on State Highway Route 699 about 0.5 of a mile west of Warren Center thence northerly through Warren Township to the intersection with Road 08099 at the New York State line in Bradford County a distance of about 5.4 miles

Route 08101 Beginning at a point on Route 08096 about 0.25 of a mile east of the end of State Highway Route 699 thence northeasterly through Warren Township to Warrenham thence northeasterly through Warren Township to the Susquehanna County line near the southwestern boundary of Little Meadows in Bradford County a distance of about 4.2 miles

Route 08102 Beginning at a point on State Highway Route 14 just south of the bridge over Wyalusing Creek at Camptown thence easterly through Wyalusing and Tuscarora Townships to the intersection with Route 08032 about 1.5 miles north of Spring Hill in Bradford County a distance of about 2.8 miles

Route 08103 Beginning at a point on Route 08025 on State-aid Application 6643 near Allis Mills Corner thence southeasterly through Orwell Herrick and Pike Townships to the village of Stevens Corners thence southeasterly through Pike Township to the intersection with State Highway Route 343 at Brushville in Bradford County a distance of about 5.0 miles

Route 08104 Beginning at a point on Route 08094 about one mile north of Chaffe Corners thence easterly through Pike Township about 1.5 miles to a point near the Warren Township line thence northerly through Pike and Warren Townships past Highland Lake to the intersection with Route 08096 about 1.5 miles southeast of Warren Center in Bradford County a distance of about 4.5 miles

Route 08105 Beginning at a point on State Highway Route 20 about 0.5 of a mile north of Grover thence westerly through Canton Township to the Tioga County line at the end of Route 58053 in Bradford County a distance of about 0.5 miles

Route 08106 Beginning at a point on State Highway Route 241 in Standing Stone Township about .25 of a mile southeast from the southern point of rocks of Wysox Narrows thence northeasterly through Standing Stone Township to a crossroads near the Wysox Township line thence southeasterly through Standing Stone Township to the intersection with Route 08026 about 2.25 miles south of Mercur in Bradford County a distance of about 3.0 miles

Route 08107 Beginning at a point on State Highway Route 15 at East Towanda thence along the north branch of the Susquehanna River in Wysox Township past the Fair Grounds to the intersection with State Highway Route 15 about one mile west of Wysox in Bradford County a distance of about 3.2 miles

Route 08108 Beginning at a point on Route 08107 about .5 mile south of its intersection with State Highway Route 15 at East Towanda thence easterly through Wysox Township past the Towanda Flying Field to the intersection with Route 08107 at Shiners sand plant in Bradford County a distance of about 1.0 miles

Route 08109 Beginning at a point on Route 08030 at Lime Hill thence northwesterly through Wyalusing Township to the intersection with State Highway Route 241 near the twin cuts in Bradford County a distance of about 0.7 miles

Route 08110 Beginning at a point on State Highway Route 299 at Leroy thence southerly through Leroy Township to the intersection with Route 08003 in Bradford County a distance of about 0.5 miles

Route 08111 Beginning at the end of State Highway Route 699 in Warren Center thence northerly through Warren Township to the intersection with Route 08100 about 1.5 miles south of the New York State line in Bradford County a distance of about 3.6 miles

Route 08112 Beginning at a point on State Highway Route 15 at Little Wysox Creek thence northerly through Wysox Township to a point about 0.75 of a mile west of the village of Apex easterly to the intersection with Route 08078 at Apex in Bradford County a distance of about 4.2 miles

Route 08113 Beginning at a point on State Highway Route 299 near the mouth of Preacher Brook thence along the east bank of Preacher Brook in Franklin Township about 1.6 miles thence northeasterly through Franklin and Burlington Townships to the intersection with Route 08070 about 0.7 of a mile north of the Franklin Township line in Bradford County a distance of about 3.4 miles

Route 08114 Beginning at a point on Route 08066 about 0.3 of a mile east of Tozer's Bridge thence northerly on Elmirs Street through Athens Township to the southern boundary of South Waverly Borough in Bradford County a distance of about 1.0 miles

Route 08115 Beginning at a point on the Susquehanna-Bradford County line at Route 57097 in Susquehanna County thence southwesterly through Tuscarora Township to the intersection with Route 559 at a point known as Benninger's Corners about one mile north of Skinners Eddy in Bradford County a distance of about 1.4 miles

Section 10 The township roads to be taken over under the provisions of this act in the County of Bucks are those situate and described as follows

Route 09001 Beginning at a point the intersection of the road known as State Road in Bensalem Township with the Philadelphia-Bucks County line Poquessing Creek at Torresdale thence easterly through Bensalem and Bristol Townships to a point on Route 150 near Station 340 in Bristol Township about 0.2 of a mile west of Bristol Borough line in Bucks County a distance of about 7.1 miles

Route 09002 Beginning at a point on a road about 0.2 of a mile south of Cornwells Heights Station of the Pennsylvania Railroad in Bensalem Township thence northerly through Bensalem Township via Cornwells Heights Station of the Pennsylvania Railroad crossing Route 150 near Station 96 at Cornwells to a point on Route 484 near Station 29 in Bensalem Township about 0.4 of a mile north of Cornwells in Bucks County a distance of about 1.1 miles

Route 09003 Beginning at a point on a road about 0.65 of a mile south of the intersection of Routes 150 and 252 at Eddington in Bensalem Township thence northerly to the intersection aforesaid in Bucks County a distance of about 0.65 of a mile

Route 09004 Beginning at a point on a road about 0.85 of a mile south of Bridgewater in Bensalem Township thence northerly in Bensalem Township to a point on Route 150 near Station 217 at Bridgewater in Bensalem Township in Bucks County a distance of about 0.85 of a mile

Route 09005 Beginning at a point on the Montgomery-Bucks County line about 0.15 of a mile southwest of Geryville thence northeasterly through Milford Township to a point on a road intersection of the Sumneytown Pike at Geryville in Bucks County a distance of about 0.15 of a mile

Route 09006 Beginning at a point on Route 150-Spur near Station 117 about 0.5 of a mile southwest of Newportville in Bensalem Township thence northwesterly through Bensalem Township crossing Route 484 near Station 225 via Bensalem School House No. 6 and Oakford Crossing Route 281 near Station 1184 to a point at the Bensalem-Lower Southampton Township line about 0.5 of a mile northwest of Oakford thence northwesterly on the Township line aforementioned through a point of intersection at Siles thence northwesterly through Lower Southampton Township to a point on Route 252-Spur near Station 2870 near the Lower Southampton-Northampton Township line in Bucks County a distance of about 5.7 miles

Route 09007 Beginning at a point on a road in Lower Southampton Township at the Philadelphia-Bucks County line about 0.5 of a mile east of Somerton thence easterly through Lower Southampton Township to a point the intersection of the Bensalem-Lower Southampton Township line with Poquessing Creek thence northeasterly on the Township line aforementioned to a point on Route 252 near Station 2093 at Trevose in Bucks County a distance of about 1.2 miles

Route 09008 Beginning at a point on Route 252 near Station 2090 at Trevose at the Bensalem-Lower Southampton Township line thence northeasterly along the above mentioned Township line to a point of road intersection at Siles thence northeasterly through Lower Southampton and Middletown Townships to a point on Route 281-Spur about 0.25 of a mile southwest of its intersection with Route 252 in Middletown Township in Bucks County a distance of about 3.8 miles

Route 09009 Beginning at a point on a road in Bensalem Township about 0.1 of a mile east of the Philadelphia-Bucks County line Poquessing Creek and opposite from Torresdale thence northerly through Bensalem Township to a point on Route 150 near Station 1 at Red Lion in Bensalem Township in Bucks County a distance of about 0.85 of a mile

Route 09010 Beginning at a point on the Montgomery-Bucks County line about 0.2 of a mile south of Finland thence northerly through Milford Township to a road intersection at Finland in Bucks County a distance of about 0.2 of a mile

Route 09011 Beginning at a point on the northwest boundary line of Telford Borough and on the Montgomery-Bucks County line thence along said county line bordering on West Rockhill Township crossing Route 386 near Station 1720 at Nacetown to a point the intersection of the aforesaid county line and the Allentown Road about 0.5 of a mile north of Tylers Port in Bucks County a distance of about 3.6 miles

Route 09012 Beginning at a point on Route 150-Spur near Station 130 in Bensalem Township about 0.3 of a mile west of Newportville thence easterly through Bensalem and Bristol Townships via Newportville to a point on Route 152 near Station 1171 at the Bristol-Middletown Township line thence easterly on the Township line aforementioned to a point at Emilie near the terminus of State-aid Application 58 Station 00+00 in Bucks County a distance of about 3.6 miles

Route 09013 Beginning at a point on Route 150 near Station 519 at Edgely in Bristol Township about 1.0 mile northeast of the northeast borough line of Bristol Borough thence northerly through Bristol Township to a point on the Bristol-Middletown Township line at Emilie the said point being the terminus of State-aid Application 58 at Station 0+00 thence northerly on the township line aforementioned to a point about 0.4 of a mile north of Emilie thence northwesterly through Middletown Township crossing State-aid Application 48 near Station 122 and Route 281 near Station 360 to a point on Route 281-Spur near Station 369 in Middletown Township about 0.8 of a mile west of Oxford Valley in Bucks County a distance of about 5.0 miles

Route 09014 Beginning at a point on a county road at Geryville in Milford Township thence northerly through Milford Township to a point on the Bucks-Lehigh County line at the J W Olmstead Farm in Bucks County a distance of about 0.6 of a mile

Route 09015 Beginning at a point on the east borough line of Tullytown Borough thence easterly through Falls Township via Slickville to a point in Falls Township about 1.7 miles east of Slickville thence northwesterly to a point at the southern terminus of State-aid Application 5610 near Station 125 in Falls Township in Bucks County a distance of about 6.4 miles

Route 09016 Beginning at a point on the northwestern boundary line of Perkasie Borough thence northwesterly through East Rockhill Township to a point on a road known as the Three Mile Run Road about 0.4 of a mile northeast of Route 156 in East Rockhill Township in Bucks County a distance of about 0.6 of a mile

Route 09017 Beginning at Oxford Valley at intersection of Route 281 and Route 09022 in Falls Township and extending in a southeasterly direction to the northern end of State-aid Application 48 in Bucks County a distance of about 0.75 mile

Route 09018 Beginning at the north end of State-aid Application 48 in Middletown Township and extending in a northerly direction through Middletown and Falls Township to a point on Route 281 near Fallsington in Bucks County a distance of about 3.0 miles

Route 09019 Beginning at a point of road intersection at the Applebachsville School in Haycock Township thence easterly through Haycock Township to a point of road intersection about 0.2 of a mile west of Kimple's Creek near Dorothy Yodi's property in Bucks County a distance of about 1.0 mile

Route 09020 Beginning at a point on Route 252-Spur near Station 2430 at Woodside in Lower Makefield Township thence easterly through Lower Makefield Township crossing State-aid Application 104 near Station 139 to a point on Route 252 near Station 1150 in Lower Makefield Township about 1.3 miles northwest of the north borough line of Morrisville Borough in Bucks County a distance of about 4.1 miles

Route 09021 Beginning at a point on Route 281 near Station 548 about 0.2 of a mile west of Fallsington in Falls Township thence northwesterly through Falls and Lower Makefield Townships to a point on Route 252 Spur near Station 2435 at Woodside in Lower Makefield Township in Bucks County a distance of about 3.9 miles

Route 09022 Beginning at a point at Oxford Valley on Route 281 near Station 405 and on the Middletown-Falls Township line thence northerly on the township line aforementioned to a point thence northeasterly through Middletown Falls and Lower Makefield Townships via Eight Square School House to a point on a road known as Woodside Road near Stackhouse Farm about 1.1 miles west of State-aid Application 104 in Bucks County a distance of about 4.3 miles

Route 09023 Beginning at a point on a road about one mile west of State-aid Application 104 in Lower Makefield Township opposite Stackhouse Farm thence northerly through Lower Makefield Township to a point on the southwest borough line of Yardley Borough in Lower Makefield Township in Bucks County a distance of about .75 of a mile

Route 09024 Beginning at a point on Route 252-Spur near Station 2416 about .3 of a mile east of Woodside in Lower Makefield Township thence northerly through Lower Makefield Township to a point on Route 252 near Station 941 about 1.3 miles west of the west borough line of Yardley Borough in Bucks County a distance of about 0.7 of a mile

Route 09025 Beginning at a point on Route 500 near Station 149 at Dolington in Upper Makefield Township thence easterly through Upper Makefield Township to a point on the Upper Makefield-Lower Makefield Township line thence on the township line aforementioned to a point on the township line at Makefield Friends Meeting House thence southeasterly through Lower Makefield Township to a point on the north borough line of Yardley Borough in Bucks County a distance of about 3.7 miles

Route 09026 Beginning at a point the intersection of Route 252 with the Lower Makefield Township line thence northerly on the township line aforementioned to a point thence through Lower Makefield and Upper Makefield Townships to a point on Route 500 near Station 150 at Dolington in Upper Makefield Township in Bucks County a distance of about 2.5 miles

Route 09027 Beginning at a point in Middletown Township about .1 of a mile north of Woodbourne the said point being the northern terminus of State-aid Application 210 at Station 0+00 thence northerly through Middletown Township via Maple Point crossing Route 252-Spur near Station 2539 to a point on the Newtown-Middletown Township line thence westerly on the township line aforementioned to a point on Route 152 near Station 804 about .2 of a mile south of the southern borough line of Newtown Borough in Bucks County a distance of about 3.5 miles

Route 09028 Beginning at a point on Route 252 near Station 2805 and on the Northampton-Lower Southampton Township line thence easterly on the township line aforementioned to a point thence easterly through Northampton and Middletown Townships crossing Route 152 at Bridgetown near Station 904 to a point on Route 252-Spur near Station 2566 at Bucktoe in Middletown Township in Bucks County a distance of about 4.3 miles

Route 09029 Beginning at a point the intersection of Route 281 and the western borough line of South Langhorne Borough thence northerly through Middletown Township to a point on Route 252-Spur near Station 2690 about .2 of a mile west of the western borough line of Langhorne Borough in Bucks County a distance of about 1.3 miles

Route 09030 Beginning at a point in Middletown Township on Route 281-Spur near Station 167 about 1.1 miles northeast of Oakford thence easterly through Middletown Township to a point on the southwestern borough line of Langhorne Manor Borough in Bucks County a distance of about 1.7 miles

Route 09031 Beginning at a point in Bristol Township .6 of a mile southeast of the Pennsylvania Railroad Station at Croydon the said point being the intersection of Cedar and State Roads thence northwestwardly on Cedar Road passing the railroad station aforesaid to a point on Route 150 near Station 236 in Bucks County a distance of about .6 of a mile

Route 09032 Beginning at a point of intersection on the Oxford Valley Road at the Joseph Kish Farm in Lower Makefield Township thence northerly through Lower Makefield Township to a point of road intersection opposite the property of Joseph Heacock Company florists about .3 of a mile southeast of Woodside in Bucks County a distance of about .7 of a mile

Route 09033 Beginning at Somerton at a point the intersection of Route 326 with the Philadelphia-Bucks County line thence northerly along the aforesaid county line and the Montgomery-Bucks County line and bordering on Lower Southampton Upper Southampton Warminster Warrington and New Britain Townships to a point at Line Lexington the intersection of the Montgomery-Bucks County line the New Britain-Hilltown Township line and Route 153 near Station 773 in Bucks County a distance of about 18.7 miles

Route 09034 Beginning at Churchville at a point the intersection of the Upper Southampton-Northampton Township line and the county road thence northerly on a road known as the Bristol Road forming a part of the boundaries of Upper Southampton Northampton and Warminster Townships Ivyland Borough Warwick and Warrington Townships and crossing Route 155 at Hartsville to a point the intersection of said Bristol Road with the Warrington-Warwick Township line thence through Warrington Township crossing Route 151 at Warrington to a point the intersection of the said Bristol Road with the Warrington-Doylestown Township line thence along the said line and road northwesterly to a point the intersection of the said Bristol Road and township line with the New Britain Township line thence northwesterly through New Britain Township to the southeastern borough line of Chalfont Borough in Bucks County a distance of about 13.3 miles

Route 09035 Beginning at a point on Route 362 near Station 401 at Southampton in Upper Southampton Tonship thence easterly through Upper Southampton and Northampton Townships crossing Route 252 near Station 1902 to a point on a county road at Churchville Station in Northampton Township in Bucks County a distance of about 2.2 miles

Route 09036 Beginning at a point on Route 252 near Station 1833 at Davisville in Upper Southampton Township thence easterly through Upper Southampton to a point on Route 362 near Station 456 about .8 of a mile northeast of Southampton in Upper Southampton Township in Bucks County a distance of about 1.4 miles

Route 09037 Beginning at a point on Route 156 near Station 811 at Revere in Nockamixon and Bridgeton Townships via St Joseph's Mairenstein Church to a point on Route 326 near Station 2326 at Bridgeton in Bucks County a distance of about 6.2 miles

Route 09038 Beginning at a point on Route 252 near Station 1710 about .4 of a mile southeast of Warminster in Warminster Township thence northeasterly through Warminster and Warwick Townships to a point on the Warwick-Northampton Township line thence northeasterly on the township line aforementioned via Traymore Station of Philadelphia and Reading Railroad to a point on a road at the Warwick-Northmpton Township line about .8 of a mile northwest of Jacksonville in Bucks County a distance of about 3.2 miles

Route 09039 Beginning at Bucksville in Nockamixon Township at a point on State-aid Application 4583 near Station 78 thence northeasterly through Nockamixon and Bridgeton Townships crossing Route 156 at Ferndale near Station 896 to a point on Route 326 near Station 2416 at Narrowsville in Bucks County a distance of about 6.0 miles

Route 09040 Beginning at a point on Route 151 near Station 642 at the terminus of Route 252 near Station 550 at Neshaminy in Warrington Township thence northwesterly through Warrington Township to a point of road intersection about one mile northeast of Eureka in Warrington Township in Bucks County a distance of about 3.0 miles

Route 09041 Beginning at a point on a road at the Bucks-Montgomery County line at Eureka in Warrington Township thence northeasterly through Warrington and Doylestown Townships via Tradesville to a point on the southwestern borough line of Doylestown Borough in Bucks County a distance of about 5.6 miles

Route 09042 Beginning at a point on the eastern borough line of Ivyland Borough thence northeasterly on a road through Warminster Northampton Newtown Townships via Jacksonville Richboro crossing Route 326 near Station 400 and on the western borough line of Newtown Borough in Bucks County a distance of about 8.6 miles

Route 09043 Beginning at a point on Route 326 near Station 139 at Holland in Northampton Township thence northerly through Northampton Township to a point on a road about two miles east of Richboro in Northampton Township in Bucks Cunty a distance of about 3.5 miles

Route 09044 Beginning at a point on Route 326 near Station 119 about one mile northeast of Feasterville in Lower Southampton Township thence northerly through Lower Southampton and Upper Southampton Townships to a point on the Upper Southampton-Northampton Township line thence northwesterly on said township line at its intersection with the county road at Churchville thence northeasterly through Northampton Township to a point on a road about one mile north of Holland in Northampton Township in Bucks County a distance of about 3.1 miles

Route 09045 Beginning at a point on a road about one mile northwest of Richboro in Northampton Township thence northeasterly through Northampton Township to a point on Route 362 near Station 680 about 1.6 miles north of Richboro in Northampton Township in Bucks County a distance of about 1.8 miles

Route 09046 Beginning at a point on a road at Jacksonville in Northampton Township thence northwesterly through Northampton Warwick and Doylestown Townships via Jamison crossing Route 155 near Station 414 to a point on Route 151 near Station 800 near the County Poor House in Doylestown Township in Bucks County a distance of about 5.8 miles

Route 09047 Beginning at a point at the intersection of Poorhouse and Rushland Roads about 1.4 miles southeast of Jamison in Warwick Township thence easterly through Warwick Wrightstown and Newtown Townships via Rushland crossing Route 362 near Station 743 to a point on Route 326 near Station 406 and on the western borough line of Newtown Borough in Bucks County a distance of about 9.2 miles

Route 09048 Beginning at a point on Route 362 near Station 676 about 1.5 miles north of Richboro in Northampton Township thence northwesterly through Northampton Wrightstown Buckingham Townships via Rushland to a point on a road at Furlong in Buckingham Township in Bucks County a distance of about 6.6 miles

Route 09049 Beginning at a point on the southeast borough line of Doylestown Borough thence southeasterly through Doylestown Township to a point on the Doylestown-Buckingham Township line thence easterly on the township line aforementioned to a point on Route 155 near Station 569 at Furlong thence easterly through Buckingham Township to a point on the Buckingham-Wrightstown Township line at Wycombe thence northeasterly on the township line aforementioned to a point on Route 152 near Station 426 at Pineville thence northeasterly through Buckingham and Solebury Townships to a point on the western borough line of New Hope Borough in Bucks County a distance of about 14.4 miles

Route 09050 Beginning at a point on a road 3. of a mile east of Rushland in Wrightstown Township thence northeasterly through Wrightstown Township to a point on the Wrightstown-Buckingham Township line at Wycombe in Bucks County a distance of about 2.0 miles

Route 09051 Beginning at a point on Route 362 near Station 810 about .3 of a mile northeast of Penns Park in Wrightstown Township thence northwesterly through Wrightstown Township to a point on a road about .2 of a mile southwest of Wycombe in Wrightstown Township in Bucks County a distance of about 1.5 miles

Route 09052 Beginning at a point on a road about 1.2 miles southwest of Wrightstown in Wrightstown Township thence northeasterly and easterly through Wrightstown and Upper Makefield Townships crossing Route 152 near Station 559 at Wrightstown to a point in Route 500 near Station 40 about .3 of a mile east of Taylorsville in Upper Makefield Township in Bucks County a distance of about 7.3 miles

Route 09053 Beginning at a point the intersection of Route 152 near Station 588 and the Wrightstown-Newtown Township line thence northeasterly on the township line aforementioned to a point thence easterly through Newtown Township to a point on the Upper Makefield-Newtown Township line thence easterly on the township line aforementioned to a point its intersection with the Upper Makefield-Lower Makefield Township line thence easterly on the township line last above mentioned to a point on Route 500 near Station 178 about .4 of a mile west of Dolington in Bucks County a distance of about 3.7 miles

Route 09054 Beginning at a point on Route 362 near Station 487 about 1.1 miles south of Pineville in Wrightstown Township thence northeasterly through Wrightstown Township to a point on Route 659 near Station 260 about .7 of a mile east of Pineville in Wrightstown Township thence easterly through Wrightstown and Upper Makefield Townships to a point on Route 326 near Station 1060 about .8 of a mile southeast of Brownsburg in Upper Makefield Township in Bucks County a distance of about 6.5 miles

Route 09055 Beginning at a point on a road at Shuppe's Corner in Newtown Township thence northeasterly through Newtown and Upper Makefield Townships to a point on a road about .35 of a mile northeast of Woodhill in Upper Makefield Township in Bucks County a distance of about 2.5 miles

Route 09056 Beginning at a point on a road about .5 of a mile northeast of Pineville in Buckingham Township thence northeasterly through Buckingham Township to a point on the Buckingham-Solebury Township line thence southeasterly on the said township line to its intersection with the Upper Makefield Township line thence easterly through Upper Makefield Township via Buckmanville crossing Route 659 near Station 178 to a point on Route 326 near Station 1162 about .8 of a mile northwest of Brownsburg in Solebury Township in Bucks County a distance of about 5.7 miles

Route 09057 Beginning at a point on State-aid Application 4284 near Station 62 and about .3 of a mile north of Franklin School in Springfield Township thence northeasterly through Springfield and Durham Townships to a point on Route 156 near Station 1061 at Monroe in Bucks County a distance of about 4.2 miles

Route 09058 Beginning at a point on Route 152 near Station 105 about .75 of a mile west of Mechanics Valley in Buckingham Township thence easterly through Buckingham and Solebury Townships crossing Route 656 at Mechanicsville via Peters Corners crossing Route 657 near Station 155 at Solebury to a point on Route 326 near Station 1385 at Dr. Marshall's property about .15 of a mile north of Saint Philip's Chapel in Bucks County a distance of about 10.3 miles

Route 09059 Beginning at a point on Route 657 near Station 55 about .75 of a mile northeast of Lahaska in Solebury Township thence northerly through Solebury Township to a point on Route 326 near Station 1625 about .5 of a mile southeast of Lumberville in Solebury Township in Bucks County a distance of about 3.5 miles

Route 09060 Beginning at a point on a road known as the Aquatong Road about .2 of a mile southeast of the tracks of the Philadelphia and Reading Railroad in Solebury Township thence northwesterly through Solebury Plymstead Bedminster Townships via Aquatong Peters Corner Carversville Wismer crossing Route 155 near Station 890 crossing Route 657 near Station 75 to a point on Route 156 near Station 445 at Pipersville in Bedminster Township in Bucks County a distance of about 11.0 miles

Route 09061 Beginning at a point of road intersection at the property of H. Slifer about .9 of a mile northwest of Keller's Church in Haycock Township thence northerly through Haycock Springfield Nockamixon and Durham Townships via Dunlaps School and crossing State-aid Application 4284 near Station 175 and near Gallows Hill crossing Route 386 near Station 746 and near Durham thence via Durham Union Church to a point of road on the Bucks-Northampton County line at the M. J. Leidich Farm and about .75 of a mile north of Durham Union Church in Bucks County a distance of about 12.3 miles

Route 09062 Beginning at a point on Route 155 near Station 590 about .4 of a mile north of Furlong in Buckingham Township thence northerly through Buckingham Township to a point on Route 152 near Station 148 at Mechanics Valley in Buckingham Township in Bucks County a distance of about 1.4 miles

Route 09063 Beginning at a point on Route 155 near Station 590 about .4 of a mile north of Furlong in Buckingham Township thence northerly through Buckingham Township to a point on Route 152 near Station 148 at Mechanics Valley in Buckingham Township in Bucks County a distance of about 1.4 miles

Route 09064 Beginning at a point the intersection of Route 155 and the Buckingham-Doylestown Township line about .3 of a mile north of Furlong thence northwesterly on said line crossing Route 152 near Station 77 and Route 156 near Station 57 to a point the intersection of the Buckingham Doylestown and Plumstead Township lines thence by the Doylestown-Plumstead Township line northwesterly to a point on Route 270 near Station 115 at Harmony Hill Farm about .4 of a mile southeast of Fountainville in Bucks County a distance of about 4.6 miles

Route 09065 Beginning at a point on a road on the Doylestown Buckingham Township line about .3 of a mile southeast of Route 156 in Buckingham Township thence northeasterly through Buckingham Township to a point on Route 656 near Buckingham Fur Farm about 1.25 miles north of Mechanicsville in Bucks County a distance of about 3.4 miles

Route 09066 Beginning at a point on Route 656 about 1.1 miles southeast of Gardenville thence northeasterly through Buckingham and Solebury Township via Cottageville Carversville to a point on Route 326 near Station 1663 at Lumberville in Solebury Township in Bucks County a distance of about 4.8 miles

Route 09067 Beginning at a point on Route 151 near Station 838 at Edison in Doylestown Township thence easterly through Doylestown Township to a point on a road at Buckingham-Doylestown Township line about one mile west of Furlong in Bucks County a distance of about 1.7 miles

Route 09068 Beginning at a point the northern terminus of Route 656-Spur near Station 244 at Weisel said point being also on the East Rockhill-Bedminster Township line thence northerly on a road known as the Philadelphia and Bethlehem Road through Bedminster Haycock and Springfield Townships via Strawntown and Applebachsville to a point on Route 386 near Station 403 at Pleasant Valley in Springfield Township in Bucks County a distance of about 8.0 miles

Route 09069 Beginning at a point in the northeastern borough line of New Britain thence northeasterly southeasterly and northeasterly through Doylestown Township to a corner at Fred Horn's Woodside Farm thence southeasterly to a point on the northwest borough line of Doylestown Borough in Doylestown Township in Bucks County a distance of about 2.8 miles

Route 09070 Beginning at a point on a road at Fred Horn's Woodside Farm in Doylestown Township thence northwesterly and northeasterly through Doylestown Township to a point on Route 270 near Station 83 Pine Run Corner in Doylestown Township in Bucks County a distance of about 1.4 miles

Route 09071 Beginning at a point on Route 368 near Station 487 and about .5 of a mile southwest of West Springtown School in Springfield Township thence northerly through Springfield Township to a point on Route 427 near Station 24 and about .5 of a mile south of Northampton-Bucks County line in Bucks County a distance of about .5 of a mile

Route 09072 Beginning at a point of road on the Lehigh-Bucks County line and near the John Toeth property in Springfield Township thence southeasterly through Springfield Township to a point on a road known as the Leithsville and Richlandtown Road said point being about 1.3 miles north of Passer in Bucks County a distance of about .4 of a mile

Route 09073 Beginning a ta point on the Hilltown-New Britain Township line at Line Lexington about .2 of a mile northeast of Bucks-Montgomery County line thence easterly through New Britain Township to a point on the West Borough line of Chalfont in New Britain Township in Bucks County a distance of about 2.7 miles

Route 09074 Beginning at a point on a road at Doyle's Corner thence northeasterly through New Britain Township crossing Route 658 near Station 247 at Newville and via New Galena to a point on the Plumstead-New Britain Township line and on Route 270 near Station 186 about 1.1 miles northwest of Fountainville in Bucks County a distance of about 6.2 miles

Route 09075 Beginning at a point on Route 270 near Station 180 and on the New Britain-Plumstead Township line about .9 of a mile northwest of Fountainville thence northeasterly through Plumstead Township crossing Route 156 near Station 231 to a point on Route 656 opposite the Farm of E L Davis in Bucks County a distance of about 4.3 miles

Route 09076 Beginning at a point on a road known as Ferry Road at the northeastern borough line of Chalfont Borough thence easterly through New Britain Township to a point on the Doylestown-New Britain Township line thence northeasterly on the township line aforementioned to a point on Route 270 near Station 132 at Fountainville the said point being the intersection of Plumstead New Britain and Doylestown Township lines thence northeasterly through Plumstead Township to a point on Route 156 near Station 165 at Danboro in Plumstead Township in Bucks County a distance of about 6.5 miles

Route 09077 Beginning at a point on Route 270 near Station 239 intersection of Plumstead-New Britain-Hilltown Township lines at Grier's Corners thence northeasterly through Plumstead Township crossing Route 156 near Station 293 at Plumsteadville crossing Route 656 at Hinkletown thence via Wismer and near Smith's Corner to a point on Route 326 near Station 1751 at Point Pleasant in Plumstead Township in Bucks County a distance of about 9.2 miles

Route 09078 Beginning at a point of road intersection near John Dickinson's Farm in New Britain Township and about one mile northeast of the northeastern boundary line of Chalfont Borough thence northerly and northwesterly through New Britain and Hilltown Townships crossing Route 270 near Station 521 to a point on Route 154 near Station 126 in Hilltown Township in Bucks County a distance of about 6.7 miles

Route 09079 Beginning at a point of road on the Lehigh-Bucks County line and near the Harvey Moore property said point being about 1.1 miles southeast of Coopersburg thence southeasterly through Springfield Township to a point on Route 386 near Station 364 and near the Pleasant Valley School in Bucks County a distance of about 4.3 miles

Route 09080 Beginning at a point on the northern boundary line of Richlandtown Borough thence northerly via Passer over a road known as the Leithsville and Richlandtown Road to a point about 1.4 miles north of Passer on the Bucks-Northampton County line passing through Richland and Springfield Townships in Bucks County a distance of about 4.7 miles

Route 09081 Beginning at a point on Route 153 near Station 903 near Hill Crest in Hilltown Township thence northeasterly through Hilltown Township via Fairhill to a point on Route 658 near Station 429 about .7 of a mile southeast of the southeastern boundary line of Silverdale Borough in Bucks County a distance of about 3.5 miles

Route 09082 Beginning at a point on Route 656 near Station 63 and about .8 of a mile southeast of the eastern boundary of Quakertown Borough thence northeasterly through Richland and Haycock Townships via Mt Airy School and Thatcher's Store to a point on a road known as the Philadelphia and Bethlehem Road at the David Allen property and about .8 of a mile south of Strawntown in Haycock Township in Bucks County a distance of about 3.7 miles

Route 09083 Beginning at a point on Route 153 near Station 1310 and about .25 of a mile north of Rich Hill thence northeasterly through Richland Township via Paletown School to a point on Route 656 near Station 73 and about .6 of a mile northwest of Richland Center said point being near the corner of the property of Frank Ache in Bucks County a distance of about 2.6 miles

Route 09084 Beginning at a point at Johnson's Corner on Route 153 near Station 1661 and about one mile south of Quakertown thence northeasterly through Richland Township over a road known as Station Road to a point on the southern boundary of Quakertown Borough in Bucks County a distance of about 1.0 mile

Route 09085 Beginning at a point of road intersection at Loux's Corner about .6 of a mile southwest of Mt. Airy School and near the corner of the property of James Rude thence northerly through Haycock and Richland Townships to a point on the southeastern boundary of Richlandtown Borough in Bucks County a distance of about 1.5 miles

Route 09086 Beginning at a point the intersection of the northern boundary of Quakertown Borough with the road known as the California Road thence northerly through Richland Township to a point of road intersection at California in Bucks County a distance of about 2.5 miles

Route 09087 Beginning at a point in Hilltown Township the southern terminus of State-aid Application 771 near Station 102 thence northeasterly through Hilltown Township to a point on the southwestern boundary line of Dublin Borough in Bucks County a distance of about 1.9 miles

Route 09088 Beginning at a point on State-aid Application 771 near Station 51 about one mile southeast of Blooming Glen in Hilltown Township thence northerly through Hilltown Township over a road known as the Philadelphia and Bethlehem Road crossing Route 270 near Station 434 to a point on Route 656 near Station 364 and on the Hilltown-Bedminster Township line about 1.4 miles northwest of Klup's Corner in Bucks County a distance of about 2.6 miles

Route 09089 Beginning at Shelly at a point on Route 153 near Station 1584 thence easterly through Richland Township via California to a point on the western boundary of Richlandtown Borough in Bucks County a distance of about 3.3 miles

Route 09090 Beginning at a point in the northern boundary of Dublin Borough thence northerly through Bedminster Township via Irish Meeting House crossing Route 386 near Station 1246 at Elephant to a point on Route 656-Spur near Station 244 and also on the Bedminster-East Rockhill Township line at Weisel thence northwesterly through East Rockhill Township over the abandoned section of old Route 656 to a point on Route 656 near Station 124 at Charles Kemmer's property about .7 of a mile southeast of Richland Center in Bucks County a distance of about 7.8 miles

Route 09091 Beginning at a point on a road at Irish Meeting House in Bedminster Township thence easterly through Bedminster Township to a point on a road at Deep Run School House in Bedminster Township in Bucks County a distance of about 2.4 miles

Route 09092 Beginning at a point in the northeastern boundary of Dublin Borough thence northeasterly through Bedminster Township about 1.5 miles to a point of road intersection thence northwesterly about .4 of a mile to another point of road intersection thence northeasterly through Bedminster Township to a point on a road at Deep Run and Plumstead Mennonite Church in Bedminster Township in Bucks County a distance of about 3.0 miles

Route 09093 Beginning at a point on Route 156 near Station 297 at Plumsteadville in Plumstead Township thence northwesterly through Plumstead Bedminster and Haycock Townships via Bedminsterville and Kellers Church crossing Route 386 near Station 1124 to a point of road intersection at the Sarah Straub property about .7 of a mile northwest of Kellers Church in Haycock Township in Bucks County a distance of about 8.2 miles

Route 09094 Beginning at a point on Route 153-Spur near Station 1618 and at Rosedale about .8 of a mile south of Zionhill thence easterly through Milford and Richland Townships to a point on Route 153 near Station 1573 and about .3 of a mile south of Shelly in Bucks County a distance of about 1.0 mile

Route 09095 Beginning at a point of road on the Lehigh-Bucks County line about .5 of a mile north of Steinsburg thence southeasterly through Milford Township to a point the northern treminus of a county road known as the Allentown Road thence northeasterly on a continuation of Allentown Road in Milford Township to a point on the Lehigh-Bucks County line at the property of Eugene Miller in Bucks County a distance of about 1.4 miles

Route 09096 Beginning at a point on a road at Francis Fretz Farm about .5 of a mile southeast of Bedminsterville in Bedminster Township thence easterly through Bedminster Township to a point on Route 156 near Station 432 at Dew Drop Inn about .3 of a mile southwest of Pipersville in Bedminster Township in Bucks County a distance of about 2.0 miles

Route 09097 Beginning at a point of county road intersection at Spinnerstown thence northeasterly and easterly through Milford Township via Steinsburg to a point at Rosedale on Route 153 near Station 1601 in Bucks County a distance of about 4.3 miles

Route 09098 Beginning at a point on Route 156 near Station 602 about .5 of a mile south of Ottsville in Tinicum Township thence easterly in Tinicum Township via Ridge Valley School House Sundale and Erwinna School House to a point on Route 326 near Station 2045 about .35 of a mile east of Erwinna in Tinicum Township in Bucks County a distance of about 6.75 miles

Route 09099 Beginning at a point on a road at William Fretz Farm about .25 of a mile east of Pipersville in Bedminster Township thence northeasterly through Bedminster and Tinicum Townships via Wormansville and the Lower Tinicum Reformed Church over the Dark Hollow Road to a point on Route 326 near Station 1974 at Lower Tinicum Village in Tinicum Township in Bucks County a distance of about 6.3 miles

Route 09100 Beginning at a point at Frickstown on the county road known as the Hilltown and Lexington Turnpike thence northwesterly through Hilltown and West Rockhill Townships over road known as Sellersville Road crossing Route 270 near Station 608 to a point on the southeastern boundary of Sellersville Borough in Bucks County a distance of about 4.2 miles

Route 09101 Beginning at a point on the northeastern boundary of Perkasie Borough thence northeasterly through East Rockhill Township crossing Route 656 near Station 270 to a point on Route 656-Spur near Station 321 at Hagersville and on the East Rockhill-Bedminster Township line in Bucks County a distance of about 2.2 miles

Route 09102 Beginning at a point on Route 153 near Station 1181 and on the West Rockhill-East Rockhill Township line about .2 of a mile south of Three Mile Run thence northeasterly through East Rockhill Township crossing Route 658 near Station 217 to a point about .1 of a mile northwest of Route 656-Spur near Station 244 at Weisel in Bucks County a distance of about 5.0 miles

Route 09103 Beginning at a point at Rocky Ridge on Route 153 near Station 1244 and on the West Rockhill-East Rockhill Township line thence northeasterly through East Rockhill Township to a point of road intersection about .25 of a mile southwest of Rockhill Station of the Philadelphia and Reading Railroad thence southeasterly through East Rockhill Township to a point of road intersection near the property of A A Leister about .1 of a mile southeast of Three Mile Run Creek in East Rockhill Township in Bucks County a distance of about 2.8 miles

Route 09104 Beginning at a point on Bucks-Montgomery County line about one mile north of the northwestern boundary of West Telford Borough thence northeasterly through East Rockhill Township and crossing the Northeast Branch of the Perkiomen Creek at a point on the southwestern boundary of Sellersville Borough in Bucks County a distance of about 2.6 miles

Route 09105 Beginning at a point of road intersection near the corner of the property of Nelson R Miller and about .6 of a mile east of Reader's School on the Trumbauersville-Mumbauersville Road thence northerly through Milford Township to a point on a county road known as the Quakertown and Spinnerstown Turnpike about .6 of a mile south of Spinnerstown in Bucks County a distance of about 1.3 miles

Route 09106 Beginning at a point on the northwestern boundary of Sellersville Borough thence northwesterly through West Rockhill and Milford Township via Almont Ridge Valley Church and Finland crossing Route 386 near Station 1601 at Almont thence via Ridge Valley Church and Finland to a point on the Bucks-Montgomery County line about .4 of a mile northwest of Finland in Milford Township in Bucks County a distance of about 6.9 miles

Route 09107 Beginning at a point on the northern boundary of Trumbauersville Borough on road known as Allentown Road thence northerly through Milford Township to a point at the southern terminus of a county road said point being about .1 of a mile south of Milford Square in Bucks County a distance of about 1.7 miles

Route 09108 Beginning at a point on a road known as the Allentown Road at its intersection with the Montgomery-Bucks County line about .7 of a mile northwest of Naceville thence northerly through West Rockhill and Milford Townships to a point on the southern boundary of Trumbauersville Borough in Bucks County a distance of about 4.0 miles

Route 09109 Beginning at a point on a county road about .8 of a mile east of Geryville thence southeasterly through Milford Township via Mumbauersville and Reader's School to a point on the northwest boundary of Trumbauersville in Bucks County a distance of about 4.3 miles

Route 09110 Beginning at a point the intersection of a northeastern boundary of Trumbauersville Borough with a county road leading to Quakertown thence easterly through Milford and Richland Townships to a point on Route 153 near Station 1348 and near Hellman Tollgate about one mile north of Rich Hill in Bucks County a distance of about 2.0 miles

Route 09111 Beginning at a point of road intersection opposite the store of Preston Kline at Finland in Milford Township thence northwesterly and northeasterly through Milford Township to a point on the western boundary of Trumbauersville Borough in Bucks County a distance of about 4.0 miles

Route 09112 Beginning at a point on Route 153 near Station 852 and on the Montgomery-Bucks County line at Unionville about 1.5 miles northwest of Line Lexington in Hilltown Township thence northeasterly and easterly through Hilltown Township to a point on the Hilltown and Lexington Turnpike at Saint Peters Church in Hilltown Township in Bucks County a distance of about 2.3 miles

Route 09113 Beginning at a point on State-aid Application 276 about three hundred feet north of its intersection with Route 150 at Bristol Cemetery in Bristol Township and extending northerly through Bristol Township to a point on Route 152 about 1.2 miles east of Newportville in Bristol Township in Bucks County a distance of about 1.9 miles

Route 09114 Beginning at a point near Rocky Ridge School on the Paletown Road in Richland Township and extending in a southerly direction to a point near the Reading Railway tracks thence easterly through Richland Township to a point of road intersection thence northeasterly through Richland Township to a point on the Richland-East Rockhill Township line thence northerly along the above mentioned township line to a point on Route 656 at Richland Center in Bucks County a distance of about 2.1 miles

Section 11 The township roads to be taken over under the provisions of this act in the County of Butler are those situate and described as follows

Route 10001 Beginning at a point on the Butler-Beaver County Line approximately .5 mile north of the Allegheny County Line easterly in Cranberry Township crossing the Perry Highway at Crider's Corners and continuing in an easterly direction through Hendersonville to a point on the Cranberry-Adams Township Line thence easterly in Adams

Township through Theilman Crossroads to a point on the west borough line of Mars in Butler County a distance of about 7.2 miles

Route 10002 Beginning at a point on the Beaver-Butler County Line approximately 1.5 miles north of the Allegheny County Line easterly in Cranberry Township on what is known as the Rochester Road to a point on the Perry Highway at Ogle in Butler County a distance of about 2.6 miles

Route 10003 Beginning at a point on the Beaver-Butler County Line approximately 1.5 miles south of the Cranberry-Jackson Township Line easterly in Cranberry Township on the Glen Eden Road to a point on the Perry Highway just beyond Glen Eden Park in Butler County a distance of about 2.7 miles

Route 10004 Beginning at a point on the Beaver-Butler County Line approximately .5 mile north of the Cranberry-Jackson Township Line in an easterly direction in Cranberry Township to a point on Route 246 the Perry Highway about 2.5 miles south of the Zelienople Borough Line in Butler County a distance of about 2.4 miles

Route 10005 Beginning at a point on the Butler-Allegheny County Line northerly in Cranberry Township to Hendersonville in Butler County a distance of about 1.3 miles

Route 10006 Beginning at a point on the Allegheny-Butler County Line in a general northeasterly direction in Adams Township to the southwest borough line of Mars on what is known as the Wexford Road in Butler County a distance of about 1.7 miles

Route 10007 Beginning at a point on the Crider's Corners-Mars Road at Theilman Crossroads north and northeasterly in Adams Township to Route 309 at Myoma in Butler County a distance of about 3 miles

Route 10008 Beginning at a point on State Route 246 Perry Highway approximately .25 of a mile north of Ogle east and northeasterly in Cranberry Township past Rowan Station thence in a generally north direction past Franklin Road Station to a point on the Cranberry-Jackson Township Line thence northerly in Jackson Township to a point on the south borough line of Evans City in Butler County a distance of about 5.4 miles

Route 10009 Beginning at a point on State Route 246 the Perry Highway approximately .75 of a mile north of the Cranberry-Jackson Township Line in a generally northeasterly direction in Jackson Township to a point on State Route 78 about .25 of a mile northwest of the west borough line of Evans City in Butler County a distance of about 3.2 miles

Route 10010 Beginning at a point on State Route 309 adjacent to the south line of Mars borough and extending in an easterly direction in Adams Township across State-aid Application 1068 to a point on the Adams-Middlesex Township Line thence in a general easterly direction in Middlesex Township to a point on State Route 72 approximately 1.25 miles south of Cooperstown in Butler County a distance of about 4.5 miles

Route 10011 Beginning at end of State-aid Application 1068 in Adams Township and running generally northerly past Humes Station to a point on the Adams-Forward Township line thence northeasterly in Forward Township to a point on the Forward-Penn Township line approximately .25 of a mile southwest of Brownsdale thence northerly in Penn Township through Brownsdale to Crowes Corners thence northeasterly to a point on the Penn-Butler Township line thence in a generally northerly direction in Butler Township on what is known as the old Three Degree Road to Vogel School thence easterly to a point on Route 72 at John Adelman's in Butler Township in Butler County a distance of about 11.5 miles

Route 10012 Beginning at a point on State Route 309 at Myoma in a generally northeast direction in Adams Township past Union Church to an intersection with the Brownsdale Road approximately .25 of a mile south of the Adams-Forward Township line in Butler County a distance of about 2.3 miles

Route 10013 Beginning at a point on the Brownsdale Road approximately .5 of a mile north of the Adams-Forward Township line southeasterly in Forward Township to a point on the Forward-Adams Township line and continuing southeasterly through Adams Township to a point on the Adams-Middlesex Township line thence easterly and southeasterly in Middlesex Township to a point on Route 72 approximately .3 of a mile north of Glade Mills in Butler County a distance of about 4.1 miles

Route 10014 Beginning at a point on Route 78 about one mile northeast of Evans City Boro line in a generally easterly direction in Forward Township past Stamm's school to Zeno and continuing in an easterly direction crossing the Brownsdale-Ribold road and continuing east and southeasterly to a point on the Forward-Penn Township line thence southeasterly in Penn Township through Brownsdale and continuing southeasterly to Route 72 at a point adjacent to the intersection of the Middlesex-Penn Township line and Route 72 in Butler County a distance of about 8.4 miles

Route 10015 Beginning at a point at the Brownsdale-Ribold road crossing on the Zeno-Brownsdale road north and east in Forward Township to a point on the Forward-Penn Township line thence east in Penn Township to Crowe's Corners thence in a northerly direction through Renfrew to a point on the Penn-Butler Township line thence north in Butler Township crossing Route 78 at White Church and continuing north crossing Route 79 at Ben Brook thence northerly to a point on the Butler-Center Township line thence northeasterly and north in Center Township past Brewster's school to a point on Route 73 approximately .75 of a mile south of Unionville in Butler County a distance of about 12 miles

Route 10016 Beginning at the Allegheny County line northeast in Middlesex Township through the crossroads near Nelson Fulton's continuing in a northerly direction to Albert Jack's crossroads at or near the Middlesex-Clinton Township line in Butler County a distance of about 2 miles

Route 10017 Beginning at a point on Route 72 about 1.25 miles north of the Allegheny County line in a generally easterly direction in Middlesex Township to Albert Jack's crossroads at the Middlesex-Clinton Township line thence east and northeast in Clinton Township to a point on State-aid Application 4046 at Bartley in Butler County a distance of about 5.7 miles

Route 10018 Beginning at a point on State Route 72 at Glade Mills easterly in Middlesex Township to a point on the Middlesex-Clinton Township Line thence easterly in Clinton Township through the cross roads at Clinton Church to a point on the Saxonburg Road approximately 1.25 miles north of Bartley in Butler County a distance of about 5 miles

Route 10019 Beginning at a point near State-aid Application 4046 northward in Clinton Township past the Clinton Church Road to a point on the Clinton-Jefferson Township Line thence in a northeasterly direction in Jefferson Township through West Stromberg to a point on the west borough line of Saxonburg in Butler County a distance of about 4.7 miles

Route 10020 Beginning at a point on Route 72 eastward in Penn Township past Albert Logan Heirs property on the Saxonburg Road to a point on the Penn-Jefferson Township Line thence northeasterly and east in Jefferson Township to a point at the beginning of State Route 387 in Jefferson Center in Butler County a distance of about 5.9 miles

Route 10021 Beginning at a point on the Saxonburg Road at Albert Logan Heirs property northeasterly in Penn Township through Rockdale to a point on the Penn-Jefferson Township Line thence in a generally northerly direction in Jefferson Township past Shiloh Church to James Patterson Crossroads in Butler County a distance of about 4 miles

Route 10022 Beginning at a point on Route 72 approximately one mile north of McBride easterly in Penn Township to a point on the Penn-Jefferson Township Line thence easterly in Jefferson Township through James Patterson Crossroads to a point on the Butler-Saxonburg Road at Rebecca Critchlow's in Butler County a distance of about 3.6 miles

Route 10023 Beginning at a point on the Allegheny-Butler County Line northerly in Clinton Township through Lardintown and continuing in a generally northeasterly direction to a point on the Clinton Mineral Springs road at William Grumpy's thence east to a point of intersection with Route 10024 in Butler County a distance of about 4.7 miles

Route 10024 Beginning at a point on the Allegheny-Butler County Line and running northwest in Buffalo Township through Ekastown to a point on the dividing line between Buffalo and Clinton Townships thence west in Clinton Township approximately .75 of a mile thence north to a point on dividing line between Clinton and Jefferson Townships thence north in Jefferson Township to a point on the south boundary line of Saxonburg Borough in Butler County a distance of about 7.2 miles

Route 10025 Beginning at a point from the crossroads at Ekastown east and northeasterly in Buffalo Township to Route 387 at Sarversville in Butler County a distance of about 1.4 miles

Route 10026 Beginning at a point on the Butler-Allegheny County line approximately one mile west of the Armstrong County Line thence northerly in Buffalo Township to an intersection with Route 387 at Nolf Corners in Butler County a distance of about 1.7 miles

Route 10027 Beginning at a point on Route 387 at Silverville at James Bartley's in a general northerly direction in Buffalo Township through Winfield Junction to Route 739 at a point approximately 1.25 miles west of Leasureville at Bricker crossroads in Butler County a distance of about 3.6 miles

Route 10028 Beginning at a point on State Route 739 at Sarver northward in Buffalo Township to a point on the beginning of State-aid Application 3875 at the Buffalo-Winfield Township Line in Butler County a distance of about .8 mile

Route 10029 Beginning at a point on State Route 739 at Leasureville in a generally northwesterly direction in Winfield Township through Friehling Crossroads to a point on State-aid Application 3875 at W H Fox's in Butler County a distance of about 2.8 miles

Route 10030 Beginning at a point at or near the intersection of State Route 387 and State-aid Application 3875 thence northwesterly in Winfield Township to a point on the Winfield-Jefferson Township Line thence northwesterly in Jefferson Township through Hannastown to a point on the Jefferson-Summit Township Line and continuing northwesterly in Summit Township to the end of concrete road the entire road being known as the old Freeport Pike in Butler County a distance of about 7.5 miles

Route 10031 Beginning at a point on State Route 387 approximately .25 of a mile northeast of Saxonburg thence northeasterly in Jefferson Township to a point on the Jefferson-Winfield Township line thence in a generally northeasterly direction in Winfield Township through Marwood to Double Sale thence easterly to an intersection with Route 10034 at Denny's Mills in Butler County a distance of about 4.8 miles

Route 10032 Beginning at a point at the beginning of State Route 387 in Jefferson Center easterly in Jefferson Township to a point on the old Freeport Pike adjacent to Hannastown in Butler County a distance of about 2.3 miles

Route 10033 Beginning at a point on the old Freeport Pike at the intersection of the Great Belt-Jefferson Road thence northeasterly in Jefferson Township to the crossroads approximately .25 of a mile southwest of Great Belt thence northwesterly to a point on the Jefferson-Summit Township Line and continuing northwesterly in Summit Township to an intersection on the concrete road approximately .5 mile west of Herman thence in a general northerly direction crossing State Route 71 to the forks adjacent to Bonnie Brook at Robert Bartley's thence in a generally northeasterly direction to a point on the Summit-Oakland Township Line thence northerly in Oakland Township to a point on State Route 214 at Woodbine in Butler County a distance of about 9 miles

Route 10034 Beginning at an intersection on slag road in Clearfield Township at Greens thence southerly via Clearfield Church and George Criley's to the Fennelton property and running southeast in Clearfield Township to a point on the dividing line between Clearfield-Winfield Township Line and continuing in Winfield Township via Denny's Mills to a point of intersection with State-aid Application 4544 at West Winfield in Butler County a distance of about 6.1 miles

Route 10035 Beginning at a point at the end of concrete on the Butler-Herman Road thence easterly in Summit Township to a point on the Summit-Clearfield Township Line and continuing easterly in Clearfield Township to an intersection with the road at George Criley's in Butler County a distance of about 2.3 miles

Route 10036 Beginning at a point on State-aid Application 4544 at West Winfield in a northerly direction in Winfield Township to a point on the Winfield-Clearfield Township Line thence northwesterly in Clearfield Township past the forks at Ed Swartzlander's thence in a generally northerly direction crossing State Route 71 at Coyleville Crossroads continuing northerly through the crossroads at Fenelton to a point on the Clearfield-Donegal Township Line thence in a generally northerly direction in Donegal Township on what is known as the Fenelton Road to an intersection with the Chicora-Craigsville Road adjacent to the south borough line of Chicora Millerstown Borough in Butler County a distance of about 11.7 miles

Route 10037 Beginning at an intersection on the road approximately .75 of a mile north of West Winfield thence northeasterly in Winfield Township to a point on the Butler-Armstrong County Line in Butler County a distance of about .6 miles

Route 10038 Beginning at a point on Route 10036 in Donegal Township approximately two miles south of Millerstown Borough Chicora southeasterly to the crossroads at Rattigan thence in a generally northerly direction to an intersection with the Chicora-Craigsville Road at Mrs Katherine Korker's in Butler County a distance of about 4.2 miles

Route 10039 Beginning at a point at the south line of Chicora at the intersection with the Chicora-Fenelton Road thence in a generally southeasterly direction in Donegal Township on the Chicora-Craigsville Road past Mrs Katherine Korker's to a point on the Butler-Armstrong County Line in Butler County a distance of about 4 miles

Route 10040 Beginning at a point on the Butler-Lawrence County Line approximately .5 of a mile south of the Muddy Creek-Lancaster Township Line thence in a generally northeasterly direction in Lancaster Township to a point on Route 246 Perry Highway approximately .25 of a mile south of the Lancaster-Muddy Creek Township Line in Butler County a distance of about .8 of a mile

Route 10041 Beginning at a point on Route 246 Perry Highway just north of Harmony Boro thence northeasterly and northerly in Jackson Township to a point on the Jackson-Lancaster Township Line thence in a general northerly direction in Lancaster Township to a point on the Lancaster-Muddy Creek Township Line thence in a general northeasterly direction to a point on Route 79 approximately .5 of a mile west of the Prospect Boro Line in Butler County a distance of about 9.5 miles

Route 10042 Beginning at a point on Route 78 near Harmony Junction thence northeasterly and easterly in Jackson Township to a point on the Jackson-Forward Township Line and continuing in a general easterly direction to an intersection approximately .5 of a mile north of Wahlville in Butler County a distance of about 3.6 miles

Route 10043 Beginning at a point on the north boro line of Evans City thence northerly and northeasterly in Jackson Township to a point on the Jackson-Forward Township Line thence in a general northerly direction in Forward Township through Wahlville to a point on the Forward-Connoquenessing Township Line thence northerly in Connoquenessing Township through Whitestown to a point on the south boro line of Prospect the entire road being known as the old Pittsburgh-Franklin road in Butler County a distance of about 9.2 miles

Route 10044 Beginning at a point on the west boro line of Connoquenessing Boro on Harmony Street thence westerly in Forward Township on what is known as the Harmony road to the crossroads on the Franklin road at or near the Forward-Connoquenessing Township line in Butler County a distance of about .9 mile

Route 10045 Beginning at a point on Route 78 approximately .75 of a mile north of Connoquenessing Boro thence in a generally northerly direction in Connoquenessing Township to a point on the Connoquenessing-Franklin Township line thence northerly in Franklin Township to an intersection with Route 79 at a point one mile east of Prospect Boro line in Butler County a distance of about 5.4 miles

Route 10046 Beginning at a point on Route 78 at or near the Connoquenessing-Butler Township line thence easterly in Butler Township through the crossroads just south of White Church and continuing easterly through crossroads about .5 of a mile north of Duffy Station to a point on the southwest city line of Butler in Butler County a distance of about 3.6 miles

Route 10047 Beginning at a point on Route 72 at Graham Terrace northeasterly via McQuiston school to State-aid Application 405 at a point about 100 feet south of the Butler city line in Butler County a distance of about 1 mile

Route 10048 Beginning at a point on Route 246 Perry Highway north of Portersville Boro thence in a generally northerly direction in Muddy Creek Township on the Portersville Station road to a point on the Muddy Creek-Worth Township line and continuing in a northerly direction in Worth Township past Worth Grange Hall and Billsburg school through Jacksville to a point on State Route 233 at Moore's Corners thence northerly towards the Plaingrove-Liberty Road to a point on the Lawrence-Butler County line in Butler County a distance of about 9.5 miles

Route 10049 Beginning at a point on the Lawrence-Butler County Line thence easterly in Worth Township to an intersection with the Jacksville-Portersville Station Road at Worth Grange Hall in Butler County a distance of about 2.4 miles

Route 10050 Beginning at a point on State Route 79 east of Portersville Boro thence northeasterly on the Pleasant Valley Road in Muddy Creek Township to the crossroads at Pleasant Valley Schoolhouse thence northerly to a point on the Muddy Creek-Worth Township line thence northerly in Worth Township to the crossroads on the West Liberty-Boro-Portersville Station Road at John Murphy's thence northeasterly to an intersection at O T Murphy's thence northerly to an intersection at A G Badger's thence westerly to an intersection with the Jacksville-Portersville Station Road at Billsburg School in Butler County a distance of about 9.6 miles

Route 10051 Beginning at a point on the North Boro Line of Prospect thence in a general northerly direction in Franklin township through Isle to a point on the Franklin-Brady Township line thence northeasterly through Brady Township crossing State Route 73 at Stone House and continuing in a northerly direction to a point on the Brady-Slippery Rock Township line thence northerly in Slippery Rock Township to a point on State Route 73 at Adams' Corners the entire road being known as the Old Pittsburgh-Franklin Pike in Butler County a distance of about 14.2 miles

Route 10052 Beginning at the crossroads on the Franklin Road at Isle thence east and southeasterly in Franklin Township on what is known as the Swamp Road to a point on the Franklin-Center Township Line thence easterly in Center Township to a point on State Route 73 approximately .25 of a mile north of Unionville in Butler County a distance of about 5 miles

Route 10053 Beginning at a point on State Route 79 adjacent to the east boro line of Prospect thence northeasterly in Franklin Township past Elmer Krantz to a point on the Franklin-Center Township line thence northeasterly in Center Township crossing State Route 73 at Unionville and continuing in a general northeasterly direction to a point on the Center-Clay Township line thence in Clay Township northeasterly past the intersection adjacent to Smithville to an intersection on the Butler-West Sunbury Road near Mahood Station approximately .5 mile east of Miller School in Butler County a distance of about 9.4 miles

Route 10054 Beginning at a point on State Route 75 approximately .75 of a mile west of Sandy Point northerly in Allegheny Township to a point on the Butler-Venango County line in Butler County a distance of about .3 miles

Route 10055 Beginning at an intersection approximately .25 mile northeast of Unionville easterly in Center Township through Jamiesonville to an intersection with the West Sunbury-Butler Road at J B Dick's in Butler County a distance of about 3.1 miles

Route 10056 Beginning at a point on State Route 73 at L B Kinter's in a general northerly direction in Center Township to a point on the Center-Clay Township Line and continuing northward in Clay Township past Mahood Station to a point on Route 724 immediately south of West Sunbury Borough the entire road being known as the Butler-West Sunbury road in Butler County a distance of about 8 miles

Route 10057 Beginning at an intersection near Mahood Station approximately .5 of a mile west of Miller school thence easterly in Clay Township to a point on the Clay-Concord Township line thence in a generally southerly direction past Springdale church to Five Points at or near the Concord-Oakland Township line thence southeasterly in Oakland Township across Route 75 at Boydstown to an intersection at Harvey Moser's in Butler County a distance of about 6.2 miles

Route 10058 Beginning near southeast corner of W Liberty Borough and running easterly in Brady Township to an intersection with Route 10051 and continuing easterly to Route 73 at Elora in Butler County a distance of about 3 miles

Route 10059 Beginning at a point from the forks at Robert Bartley's near Bonnie Brook on Route 71 thence northwesterly in Summit Township past East Butler to a point on the Summit-Oakland Township line thence northerly in Oakland Township across Route 214 at J Connly's thence northeasterly past Harvey Moser's to a point on the Oakland-Concord Township line thence northeasterly in Concord Township through McGinley's crossroads to a point on the Concord-Fairview Township line thence easterly and southeasterly in Fairview Township to a point on the north borough line of Chicora Millerstown Boro in Butler County a distance of about 11.6 miles

Route 10060 Beginning at a point on Route 214 at North Oakland north in Oakland Township to a point on the Oakland-Concord Township line thence in a general northwesterly direction through McGinley's Crossroads and continuing through Byers' Corners to an intersection on the Karns City-West Sunbury Road at John Leasure's in Butler County a distance of about 5.5 miles

Route 10061 Beginning at a point on the southwest boro line of West Sunbury easterly in Clay Township to a point on the Clay-Concord Township line continuing easterly in Concord Township past Gilbert thence easterly across State Route 75 at Hooker thence easterly and southeasterly to an intersection at John Leasure's thence in a general easterly direction to a point on the Concord-Fairview Township line and continuing easterly in Fairview Township through Haysville to a point on the west boro line of Karns City in Butler County a distance of about 9.8 miles

Route 10062 Beginning at an intersection approximately .5 mile north of Stone House on the Franklin Road easterly in Brady Township through Hallston to a point on the Brady-Clay Township line thence in a general easterly direction in Clay Township to a point on the west boro line of West Sunbury in Butler County a distance of about 6 miles

Route 10063 Beginning at a point on the north boro line of West Sunbury thence northerly in Clay Township to a point on the Clay-Cherry Township line thence in a general northerly direction in Cherry Township through Five Points Manitau and Annandale to a point on the Cherry-Marion Township line thence northerly in Marion Township past Annandale Station and crossing the Mercer-Lawrenceburg Pike at Murrinsville thence in a general northeasterly direction to a point on the Marion-Venango Township line thence northeasterly in Venango Township on the Clintonville Road to a point on the Butler-Venango County Line in Butler County a distance of about 12.5 miles

Route 10064 Beginning at a point on the old Franklin Road near Kiester easterly in Slippery Rock Township to a point on the Slippery Rock-Cherry Township Line thence in a general easterly direction in Cherry Township through Coaltown to an intersection with the Murrinsville-West Sunbury Road at Five Points in Butler County a distance of about 5.6 miles

Route 10065 Beginning at intersection with Route 10050 at A C Badger place and running easterly in Worth Township to point on the Worth Township-West Liberty Borough in Butler County a distance of about 1 mile

Route 10066 Beginning at a point on the northwest boro line of Slippery Rock northwesterly in Slippery Rock Township past Christley's Mills to a point on the Butler-Mercer County Line in Butler County a distance of about 1.5 miles

Route 10067 Beginning at a point on Route 73 at the Slippery Rock boro line northerly in Slippery Rock Township on the Slippery Rock-Grove City Road through Armstrong to a point on the Slippery Rock-Mercer Township line thence northerly in Mercer Township to a point on the Butler-Mercer County line in Butler County a distance of about 3.3 miles

Route 10068 Beginning at a point on Route 73 at Slippery Rock Cemetery easterly in Slippery Rock Township past Hartzell's and continuing easterly across the Franklin Road through Branchton to a point on the Slippery Rock-Cherry Township line thence easterly in Cherry Township to Bovard thence southeasterly to an intersection at Bryan's Corners thence in a general northeasterly direction past Rye Bread School and crossing the West Sunbury-Murrinsville Road at Annandale to a point on the Cherry-Washington Township Line thence in a general easterly direction in Washington

Township through Whiskerville to an intersection near Hilliards thence southeasterly to an intersection with State Route 75 approximately one mile north of North Washington in Butler County a distance of about 15.6 miles

Route 10069 Beginning at the intersection of the Annandale-Washington Road at Hilliards north and northeasterly in Washington Township through Argentine to Martin Clifford's Crossroads thence easterly to State Route 75 on a road not yet constructed in Butler County a distance of about 3.5 miles

Route 10070 Beginning at a point on the Slippery Rock-Grove City Road at the Courtney's Mills Road easterly in Mercer Township crossing State Route 73 at Forestville thence easterly to a point on the Mercer-Marion Township Line thence in a general easterly direction through O D Allison's Crossroads in Marion Township crossing the Murrinsville-West Sunbury Road at Boyers and continuing easterly to a point on the Marion-Venango Township Line thence in a general northeasterly direction in Venango Township past Cochran School to a point on State Route 75 adjacent to the south borough line of Eau Claire in Butler County a distance of about 15.6 miles

Route 10071 Beginning at a point on the Butler-Mercer County line on the Courtney's Mills Road east and northeasterly in Mercer Township through the crossroads just north of Carter to a point on State Route 73 adjacent to the south borough line at Harrisville in Butler County a distance of about 2.3 miles

Route 10072 Beginning at a point on the east borough line at Harrisville easterly in Mercer Township to a point on the Mercer-Marion Township Line thence in a general easterly direction in Marion Township through Murrinsville to a point on the Marion-Venango Township Line thence easterly in Venango Township to a point on the west borough line of Eau Claire the entire road being known as the Mercer-Lawrenceburg Pike in Butler County a distance of about 10.8 miles

Route 10073 Beginning at a point on the Mercer-Lawrenceburg Pike at Edward Black's in a general northeasterly direction in Marion Township past Van Dyke School to an intersection with the Georgetown Road at the crossroads adjacent to Kimes School in Butler County a distance of about 4.4 miles

Route 10074 Beginning at an intersection with the Murrinsville-Clintonville Road at George Cromley's approximately .75 of a mile north of Murrinsville thence in a general northwesterly direction on the Georgetown Road through the crossroads at Kimes School to a point on the Butler-Venango County Line in Butler County a distance of about 2 miles

Route 10075 Beginning at a point on State Route 75 at the junction of Routes 75 and 724 in North Washington thence southeasterly past Emery Schoolhouse to a point on the Washington-Parker Township line thence southeasterly in Parker Township to a point on the Parker-Fairview Township line thence southeasterly in Fairview Township to the west borough line of Fairview in Butler County a distance of about 4.7 miles

Route 10076 Beginning at the east borough line of Fairview easterly in Fairview Township to the west borough line of Petrolia on what is known as the Fairview-Petrolia Road in Butler County a distance of about 1.1 miles

Route 10077 Beginning at a point on Route 251 south of the Petrolia Borough line easterly to John Jameson's thence in a general northeasterly direction in Fairview Township on the Petrolia-Queenstown Road to a point on the Butler-Armstrong County line in Butler County a distance of about 1.5 miles

Route 10078 Beginning at the intersection at John Jameson's southeasterly in Fairview Township towards Kaylor to a point on the Butler-Armstrong County line in Butler County a distance of about 1.5 miles

Route 10079 Beginning at a point from Emery School Crossroads southeast of North Washington thence easterly in Washington Township to a point on the Washington-Parker Township line thence in a general northeasterly direction in Parker Township past Walley's Mill to a point on the west borough line of Bruin in Butler County a distance of about 3.7 miles

Route 10080 Beginning at a point on the southeast borough line of Bruin southeasterly in Parker Township on the Bruin-Queenstown Road to a point on the Butler-Armstrong County line in Butler County a distance of about 1.5 miles

Route 10081 Beginning at a point on Route 75 at Annisville thence easterly in Washington Township to a point on the Washington-Parker line thence in a general easterly direction in Parker Township to the crossroads at Glenora thence south and southeast to a point on Route 251 adjacent to the Bruin borough line in Butler County a distance of about 5.3 miles

Route 10082 Beginning at a point on State Route 75 at Lou Wray and running east in Venango Township to a point on the Venango-Allegheny Township line thence northeasterly in Allegheny Township to the Eau Claire Road at Six Points thence in a generally northwesterly direction to a point on State Route 75 approximately one mile west of Byron Center in Butler County a distance of about 5.8 miles

Route 10083 Beginning at a point on the east borough line of Eau Claire on the Eau Claire-Parker Road easterly in Allegheny Township through Six Points to an intersection at Daugherty's Corners thence southeast through the crossroads at Bonus to a point on the Allegheny-Parker Township line at the end of State-aid Application 3876 in Butler County a distance of about 5.9 miles

Route 10084 Beginning at the intersection approximately .75 of a mile east of Six Points at Daugherty's Corners on the Eau Claire-Parker Road thence in a general easterly direction in Allegheny Township towards the Parkers Landing-Foxburg State Route to a point on the Butler-Armstrong County line in Butler County a distance of about 3.1 miles

Route 10085 Beginning at a point on Route 10038 at Rattigan in Donegal Township thence southeast meeting road in Armstrong County near intersection of Donegal-Clearfield Township line in Butler County a distance of about 1.6 miles

Route 10086 Beginning at a point on Wm Cypher's Farm near Double Sale on Route 10031 in Winfield Township thence south to the intersection of State-aid Applications 3875 and 4544 in Butler County a distance of about 1.2 miles

Route 10087 Beginning at the west end of the concrete pavement on Authorization 438 in Penn Township and extending northerly to an intersection with Route 10011 in Butler County a distance of about 1.2 miles

Section 12 The township roads to be taken over under the provisions of this act in the County of Cambria are those situate and described as follows

Route 11001 Beginning at a point on the western borough line of Scalp Level in Richland Township thence northwesterly to a road intersection approximately 1.25 miles east of the village of Walsall thence northeasterly to a point at a church on Route 22 approximately one mile south of Geistown Borough in Cambria County a distance of about 2.6 miles

Route 11002 Beginning at a point on State-aid Application 7010 approximately .75 of a mile north of the Cambria-Somerset County line in Richland Township thence northerly through Richland Township to a point on the Richland-Adams Township line thence northeasterly through Adams Township to the village of Elton in Cambria County a distance of about 2.7 miles

Route 11003 Beginning at a road intersection approximately .25 of a mile west of Kring Railroad Station in Richland Township thence northerly through Richland Township to a point on State-aid Application 1591-B approximately .25 of a mile south of the borough line of Geistown in Cambria County a distance of about 1.8 miles

Route 11004 Beginning at a point on State-aid Application 1590 approximately .5 mile east of the Richland-Stonycreek Township line in Richland Township thence southeasterly through Richland Township to a point on Route 222 approximately .5 mile southeast of the borough line of Geistown in Cambria County a distance of about 1.9 miles

Route 11005 Beginning at a point on Route 222 approximately .5 of a mile south of Geistown Borough in Richland Township thence easterly through Richland Township to a road intersection approximately .5 of a mile southeast of the eastern borough line of Geistown in Cambria County a distance of about .9 mile

Route 11006 Beginning at a point on the Cambria-Somerset County line approximately 1/8 mile east of Alwine Run in Upper Yoder Township thence northeasterly through

Upper Yoder Township to a point on the west borough line of Westmont in Cambria County a distance of about 4.1 miles

Route 11007 Beginning at a point on the west borough line of Ferndale approximately .25 of a mile south of the city line of Johnstown in Upper Yoder Township thence northwesterly through Upper Yoder Township to a point on State-aid Application 5802 on the Southmont Borough and Upper Yoder Township line in Cambria County a distance of about 1.9 miles

Route 11008 Beginning at a road intersection in the village of Sautertown Krayn Post Office in Adams Township thence northerly through Adams Township to a road intersection in the village of Dunlo in Cambria County a distance of about 2.4 miles

Route 11009 Beginning at a point on the east borough line of Geistown in Richland Township thence southeasterly through Richland Township to a point on the Richland-Adams Township line thence easterly through Adams Township to the village of Elton thence northeasterly to the village of Dunlo thence northeasterly to a point on the Adams-Summerhill Township line thence northerly through Summerhill Township to a point on Route 748 in the village of Lloydell thence northerly to the village of Beaverdale thence northeasterly to a road intersection approximately one mile east of the village of Grange Hall in Cambria County a distance of about 14.9 miles

Route 11010 Beginning at a road intersection approximately two miles northeast of the village of Elton in Adams Township thence northerly through Adams Township to the village of Salix thence northeasterly to a road intersection approximately .25 of a mile west of the village of Lovett Sidman Post Office thence northwesterly to a point on Route 276 approximately 1/8 mile south of the Adams-Croyle Township line in Cambria County a distance of about 6.8 miles

Route 11011 Beginning at a point on State-aid Application 5802 on the Southmont Borough-Upper Yoder Township line in Southmont Borough and Upper Yoder Township thence northerly through Upper Yoder Township to a point on the South line of Westmont Boro in Cambria County a distance of about .8 mile

Route 11012 Beginning at a point on the east city line of Johnstown approximately 1/8 of a mile south of Solomon Run in Stony Creek Township thence easterly through Stonycreek Township to a point on the Stonycreek-Richland Township line thence easterly through Richland Township to a point approximately .5 mile west of the Richland-Adams Township line in Richland Township thence northerly through Richland Township to a point on Route 276 approximately at the Richland-Adams Township line in Cambria County a distance of about 6.6 miles

Route 11013 Beginning at a point on Route 276 approximately .5 of a mile east of the village of Parkstown in Conemaugh Township thence northwesterly through Conemaugh Township to a point on the eastern borough line of Franklin approximately at Peggy's Run in Cambria County a distance of about 1.7 miles

Route 11014 Beginning at Lovett thence easterly through Croyle Township on road following Laurel Run in Cambria County a distance of about 2.3 miles

Route 11015 Beginning at a point on the Johnstown City-Middle Taylor Township line approximately one-eighth mile north of the Conemaugh River in Middle Taylor Township Cambria County thence northwesterly through Middle Taylor Township to a point approximately one-sixteenth mile east of the Middle Taylor-West Taylor Township line thence northerly through Middle Taylor Township to a point on the Middle Taylor-Jackson Township line thence northeasterly through Jackson Township to a point on Route 52 approximately one mile north of Vinco in Cambria County a distance of about 8.8 miles

Route 11016 Beginning at a point on the east borough line of Franklin at Clapboard Run in Coneamugh Township Cambria County thence easterly through Conemaugh Township to a point on the Conemaugh-Richland Township line thence southeasterly through Richland Township to a point on Route 276 approximately one-eighth mile west of the Richland-Adams Township line in Cambria County a distance of about 4.3 miles

Route 11017 Beginning at a road intersection approximately one-half mile west of Grange Hall in Summerhill Township Cambria County thence northerly through Summerhill Township to the south borough line of Wilmore in Cambria County a distance of about 1.4 miles

Route 11018 Beginning at a road intersection at a church approximately .5 of a mile west of the Conemaugh-Richland Township line in Conemaugh Township Cambria County thence northerly through Conemaugh Township to a road intersection in the village of Mineral Point in Cambria County a distance of about 3.2 miles

Route 11019 Beginning at a point on Route 276 in the village of Soukesburg in Croyle Township Cambria County thence easterly through Croyle Township to a point on the Croyle-Summerhill Township line thence easterly through Summerhill Township to the village of Grange Hall thence easterly to a point on the Summerhill-Portage Township line thence easterly through Portage Township to intersection with road from Blue Knob thence north to a road intersection approximately .25 of a mile south of Portage Borough in Cambria County a distance of about 10.7 miles

Route 11020 Beginning at a point on Route 223 approximately one-eighth mile east of Laurel Run in West Taylor Township Cambria County thence northerly through West Taylor Township to a point on the West Taylor-Jackson Township line thence northerly through Jackson Township to a point on Route 314 approximately 1.75 miles west of the village of Chicory in Cambria County a distance of about 6.2 miles

Route 11021 Beginning at a point on Route 52 approximately one-eighth mile south of the village of Westley Chapel in East Taylor Township Cambria County thence easterly through East Taylor Township to a road intersection in the village of Mineral Point thence easterly to a point on the East Taylor-Croyle Township line thence easterly through Croyle Township to a point on the north borough line of Summerhill approximately .25 of a mile west of Laurel Run in Cambria County a distance of about 6.5 miles

Route 11022 Beginning at a point on the east borough line of Summerhill in Croyle Township Cambria County thence southeasterly through Croyle Township to a road intersection approximately two miles northwest of the village of Grange Hall in Cambria County a distance of about 1.2 miles.

Route 11023 Beginning at a road intersection approximately one-half mile northwest of Summerhill Borough in Croyle Township Cambria County thence northwesterly through Croyle Township to a point on the Croyle-Jackson Township line thence northwesterly through Jackson Township to a point on Route 52 approximately .75 of a mile east of the village of Mundys Corner in Cambria County a distance of about 7 miles

Route 11024 Beginning at a point on the Blair-Cambria County line in Portage Township Cambria County thence northwesterly through Portage Township to the village of Martinsdale thence northwesterly along Trout Run to a road intersection on the south borough line of Portage in Cambria County a distance of about 5.9 miles

Route 11025 Beginning at a point on the north borough line of Summerhill approximately one-eighth mile west of Laurel Run in Croyle Township Cambria County thence northerly through Croyle Township to the village of New Germany thence northerly to a point on the Croyle-Cambria Township line thence northerly through Cambria Township to a point on Route 52 approximately 1.25 miles southwest of Ebensburg Borough in Cambria County a distance of about 6.8 miles

Route 11026 Beginning at a road intersection in the village of New Germany in Croyle Township Cambria County thence southeasterly through Croyle Township to a point on the Croyle-Summerhill Township line thence southeasterly through Summerhill Township to a road intersection approximately at the north borough line of Wilmore thence northwesterly to a point on the Summerhill-Cambria Township line thence northerly through Cambria Township to a point on the south borough line of Ebensburg in Cambria County a distance of about 10.8 miles

Route 11027 Beginning at a point on the north borough line of Cassandra approximately .25 of a mile east of the Washington-Portage Township line in Washington Township Cambria County thence northeasterly through Washington Township to a road intersection at a school three-eighth mile north of the borough line of Lilly thence southerly to a point on the north and west borough line of Lilly in Cambria County a distance of about 2.5 miles

Route 11028 Beginning at a point on Route 276 approximately .5 of a mile north of Lilly Borough in Washington Township Cambria County thence easterly through Washington Township to a point on the Washington-Cresson Township line thence northeasterly through Cresson Township to the village of Dysertown thence northeasterly to a point on Route 53 to the village of Summit thence northeasterly to a point on the Cresson-Gallitzin Township line thence northerly through Gallitzin Township to a point on the southern borough line of Gallitzin and Tunnelhill in Cambria County a distance of about 5.5 miles

Route 11029 Beginning at a point on Route 314 in the village of Chickory in Jackson Township Cambria County thence northwesterly through Jackson Township to a point on the southeast borough line of Vintondale in Cambria County a distance of about 3 miles

Route 11030 Beginning at a point on Route 52 in the village of Mundys Corner in Jackson Township Cambria County thence northerly through Jackson Township to a point on the southern borough line of Nanty-Glo approximately .5 of a mile west of Stewart Run in Cambria County a distance of about 1.4 miles

Route 11031 Beginning at a road intersection in the village of Munster in Munster Township Cambria County thence northeasterly through Munster Township to a point on the Munster-Allegheny Township line at the village of Kaylor thence northerly through Allegheny Township to a point on Route 53 in the village of Loretto Road in Cambria County a distance of about 3.4 miles

Route 11032 Beginning at the north borough line of Nanty-Glo in Blacklick Township thence northerly through Blacklick Township to the village of Cardiff thence northeasterly to a point on Route 54-Spure in the village of Pindleton in Cambria County a distance of about 2.7 miles

Route 11033 Beginning at a point on the northern borough line of Ebensburg approximately .25 of a mile east of Route 62 in Cambria Township thence northerly through Cambria Township to a point at the Fair Grounds thence northeasterly to a road intersection approximately .5 of a mile north of the borough line of Ebensburg in Cambria County a distance of 2 miles

Route 11034 Beginning at a point on the northern borough line of Ebensburg approximately 3/8 of a mile east of Route 62 in Cambria Township thence northerly through Cambria Township to a point on the Cambria-East Carroll Township line thence northerly through East Carroll Township to a point on Route 62 approximately .5 of a mile south of the village of Tunnel in Cambria County a distance of about 6.7 miles

Route 11035 Beginning at a point on the north borough line of Tunnelhill at the Cambria-Blair County line in Gallitzin Township thence northerly through Gallitzin Township to the village of Coupon thence northerly to a point on Route 221 approximately .25 miles west of the village of Buckhorn in Cambria County a distance of about 6.5 miles

Route 11036 Beginning at a point on Route 747 approximately .75 of a mile north of the village of Belsano in Blacklick Township thence northeasterly through Blacklick Township to a point on the Black-Barr Township line thence northeasterly through Barr Township to the village of Priesser thence easterly to a point on the Barr-Cambria Township line thence southeasterly through Cambria Township to the village of Colver thence easterly to a point on Route 62 approximately one mile south of the Cambria-East Carroll Township line thence southeasterly through Cambria Township to the village of Colver thence easterly to a point on Route 62 approximately one mile south of the Cambria-East Carroll Township line in Cambria County a distance of about 8.5 miles

Route 11037 Beginning at a point on the north borough line of Loretto in Allegheny Township Cambria County thence northerly through Allegheny Township to a point on Route 406 at a school approximately two miles south of the borough of Chest Springs in Cambria County a distance of about 2.8 miles

Route 11038 Beginning at a road intersection approximately 2.5 miles north of the borough of Loretto in Allegheny Township Cambria County thence northwesterly through Allegheny Township to a point on the Allegheny-East Carroll Township line approximately 1.5 miles northeast of Bradley Junction thence northwesterly through East Carroll Township to a point on Route 62 at the south borough line of Carrolltown in Cambria County a distance of about 6.5 miles

Route 11039 Beginning at a point on Route 221 approximately .25 of a mile east of the village of Buckhorn in Gallitzin Township Cambria County thence northerly through Gallitzin Township to a point on the Gallitzin-Dean Township line thence northwesterly through Dean Township to a point on Route 234 in the village of Dysart thence northerly to a point on the Dean-Clearfield Township line thence westerly through Clearfield Township to a point on Route 221 approximately .75 of a mile north of the borough of Chest Spring in Cambria County a distance of about 8.6 miles

Route 11040 Beginning at a point on Route 221 approximately .25 of a mile west of Ashville Borough in Clearfield Township Cambria County thence northwesterly through Clearfield Township to a road intersection approximately 1.75 miles south of the village of St Augustine in Cambria County a distance of about 2.7 miles

Route 11041 Beginning at a point on the southwestern borough line of Chest Springs in Allegheny and Clearfield Townships thence northwesterly through Allegheny and Clearfield Townships to a point on Chest Creek at the Allegheny-Clearfield-East Carroll Township line thence westerly through East Carroll Township to the village of Eckenrode Mill thence northwesterly to a road intersection approximately 1.75 miles east of the borough of Carrolltown in Cambria County a distance of about 4.5 miles

Route 11042 Beginning at a point on Route 747 on the north fork of Blacklick Creek in Barr Township thence northerly through Barr Township to a road intersection in the village of Nicktown in Cambria County a distance of about 2.1 miles

Route 11043 Beginning at a road intersection on the north fork of Blacklick Creek approximately .125 of a mile east of the West Carroll-Barr Township line in West Carroll Township thence easterly through West Carroll Township to a point on the West Carroll-East Carroll Township line thence easterly through East Carroll Township to a point on Route 62 approximately .25 of a mile west of the village of Tunnel in Cambria County a distance of about 3.4 miles

Route 11044 Beginning at a road intersection approximately 2.5 miles northwest of Ashville Borough in Clearfield Township thence northerly through Clearfield Township to a point on Route 406 in the village of St Augustine in Cambria County a distance of about 1.8 miles

Route 11045 Beginning at a point on the Cambria-Indiana County line approximately one-sixteenth of a mile south of Dutch Run in Barr Township thence southeasterly through Barr Township to the village of Nicktown thence southeasterly to a point on the Barr-West Carroll Townhsip line thence northeasterly through West Carroll Township to a point on the western borough line of Carrolltown in Cambria County a distance of about 9.1 miles

Route 11046 Beginning at a road intersection approximately .5 of a mile east of the village of Nicktown in Barr Township thence north through Barr Township to a point on the southern borough line of Spangler approximately .5 of a mile west of the Susquehanna River in Cambria County a distance of about 2.7 miles

Route 11047 Beginning at a point on the southern borough line of Spangler approximately .125 of a mile east of the Susquehanna River in Barr Township thence southeasterly through Barr Township to a point on the Barr-West Carroll Township line thence southeasterly through West Carroll Township to a road intersection approximately .5 of a mile northwest of the village of Bakerton Elmora Post Office thence northeasterly to a point on Route 62 in the village of Foxburg in Cambria County a distance of about 5.1 miles

Route 11048 Beginning at a point on the east borough line of Carrolltown approximately .5 of a mile south of Little Chest Cheek in East Carroll Township thence northeasterly through East Carroll Township to a point on the southern borough line of Patton approximately .25 of a mile west of Chest Creek in Cambria County a distance of about 3.4 miles

Route 11049 Beginning at a point on Route 62 at the north borough line of Carrolltown in East Carroll Township thence northeasterly to a point on the East Carroll-West Carroll

Township line thence northerly through West Carroll Township to a point on the West Carroll-Elder Township line thence northwesterly through Elder Township to a point on the Elder-Susquehanna Township line thence northwesterly through Susquehanna Township to a road intersection approximately .25 of a mile west of the borough line of Hastings thence westerly to a point on the east borough line of Barnesboro in Cambria County a distance of about 7.2 miles

Route 11050 Beginning at a point on Route 221 approximately .25 of a mile southeast of the borough line of Patton in Clearfield Township thence easterly through Clearfield Township to a road intersection approximately 1.75 miles north of the Village of St Augustine thence southeasterly to a point on Route 406 approximately one mile northeast of the Village of St Augustine in Cambria County a distance of about 6.3 mines

Route 11051 Beginning at a point on Route 62 approximately .25 of a mile east of Spangler Borough in Susquehanna Township thence northeasterly through Susquehanna Township to a point on the western borough line of Hastings approximately .25 of a mile northwest of Brubaker Run in Cambria County a distance of about 3.1 miles

Route 11052 Beginning at a road intersection approximately two miles north of the Village of St Augustine in Clearfield Township thence northerly through Clearfield Township to a point on the Clearfied-Chest Township Line thence northerly through Chest Township to a point on the Chest-White Township Line at Killbuck Run thence northeasterly through White Township to the Village of Glendale thence northerly to a road intersection in the Village of Beaver Valley in Cambria County a distance of about 6.3 miles

Route 11053 Beginning at a point on Route 406 approximately 1.75 miles northeast of the Village of St Augustine in Clearfield Township thence northwesterly through Clearfield Township to a road intersection approximately .5 of a mile north of Killbuck Run in Cambria County a distance of about 3.2 miles

Route 11054 Beginning at a point on the northern borough line of Patton approximately one-eighth mile east of Chest Creek in Chest Township Cambria County thence northerly through Chest Township to the village of St Lawrence thence northerly to a point on the Cambria-Clearfield County line approximately .5 of a mile east of Rogues Harbor Run in Cambria County a distance of about 6.6 miles

Route 11055 Beginning at a road intersection approximately one-eighth mile south of Killbuck Run in White Township Cambria County thence easterly through White Township to a point on Route 406 approximately 1.5 miles south of the village of Fiske thence easterly to a point on the White-Reade Township line on Clearfield Creek thence easterly through Reade Township to a point on Route 234 in the village of Frugality in Cambria County a distance of about 3.8 miles

Route 11056 Beginning at a point on Route 221 approximately .25 of a mile south of the village at St Boniface in Elder Township Cambria County thence easterly through Elder Township to a point on the Elder-Chest Township line in the village of Thomas Mill thence easterly to a road intersection approximately 1.75 miles north of the borough line of Patton in Cambria County a distance of about 2.1 miles

Route 11057 Beginning at a point on Route 11062 approximately .75 of a mile west of Plattsville in Susquehanna Township thence northerly via Shazen to a point on the Cambria-Clearfield County line approximately 2.25 miles east of the eastern Cherry Tree Borough line in Cambria County a distance of about 2.4 miles

Route 11058 Beginning at a road intersection approximately one mile west of the borough line of Hastings in Susquehanna Township Cambria County thence northerly through Susquehanna Township to a road intersection in the village of Plattsville in Cambria County a distance of about 2.3 miles

Route 11059 Beginning at a point on Route 221 in the village of St Boniface in Elder Township Cambria County thence northerly through Elder Township to a point on Route 221 at Brubaker Run in Elder Township in Cambria County a distance of about 3 miles

Route 11060 Beginning at a point on Route 276-Spur approximately one mile west of the village of Blandburg in Reade Township Cambria County thence northerly through Reade Township to the village of Mountaindale thence northerly to a point on Route 276 in the village of Glasgow in Cambria County a distance of about 1.9 miles

Route 11061 Beginning at a point on the Cambria-Indiana County line approximately one mile north of the village of Grip in Susquehanna Township thence northeasterly through Susquehanna Township to a point on Route 62 in the village of Greenwich Emmons Post Office in Cambria County a distance of about 2.6 miles

Route 11062 Beginning at a point on Route 62 approximately one mile south of the southern borough line of Cherry Tree in Susquehanna Township thence easterly through Susquehanna Township intersecting Route 11057 to the village of Plattsville in Cambria County a distance of about 3.3 miles

Route 11063 Beginning at a road intersection in the village of St Lawrence in Chest Township thence northeasterly through Chest Township to a point on the Chest-White Township line thence easterly through White Township to the village of Beaver Valley thence northeasterly to a point on the White-Reade Township line on Clearfield Creek thence easterly through Reade Township to a point on Route 234 in the village of Flinton thence easterly to a point on Route 276 at a school approximately .5 of a mile north of the village of Glasgow thence northerly to a point on the Cambria-Clearfield County line approximately one mile west of the Maplewood Railroad Station in Cambria County a distance of about 12.8 miles

Route 11064 Beginning at a road intersection approximately two miles west of the village of Beaver Valley in White Township Cambria County thence northerly through White Township to a point on the Cambria-Clearfield County line approximately .75 of a mile east of the White-Chest Township line in Cambria County a distance of about .5 of a mile

Route 11065 Beginning at West Edge at Westmont Borough thence northwesterly through Upper Yoder Township to Lower Yoder Township line thence northerly through Lower Yoder Township along St Clairs Run 2.4 miles to Morrellville in Cambria County a distance of about 2.9 miles

Route 11066 Beginning at a road intersection approximately .25 of a mile north of the Cambria-Summerhill Township line in Cambria Township thence northwesterly through Cambria Township to a road intersection at a school approximately .25 of a mile north of Roaring Run in Cambria County a distance of about 1.2 miles

Route 11067 Beginning at a point on Route 11049 approximately one mile northeast of the northern borough line of Carrolton in East Carroll Township thence northeasterly through East Carroll and Elder Townships to a point on Route 221 approximately .25 of a mile north of the East Carroll-Elder Township line in Cambria County a distance of about 1.5 miles

Section 13 The township roads to be taken over under the provisions of this act in the County of Cameron are those situate and described as follows

Route 12001 Beginning at a point on Route 411 near Driftwood thence in a southwesterly course in Gibson Township in the direction of Karthaus to the Cameron-Clearfield County Line in Cameron County a distance of about 9.75 miles

Route 12002 Beginning at Route 105 at a point about .25 of a mile east of Firstfork Bridge thence northerly and northwesterly in Grove township to township road running along east side of the Firstfork of Sinnemahoning Creek in Cameron County a distance of about .25 of a mile

Route 12003 Beginning at a point on Route 277 near Lockwood thence northwest in Shippen Township along Elk Creek via Rich Valley in Cameron County a distance of about 5.80 miles

Route 12004 Beginning at a point on Route 105 near Sterling Run thence in a northwesterly and westerly direction through Lumber Township to the Tannery School in Cameron County a distance of about 1.75 miles

Route 12005 Beginning at a point on Route 99 near Truman thence in a northwesterly direction through Shippen Township to a point on the Elk-Cameron County Line in Cameron County a distance of about 3.3 miles

Route 12006 Beginning at a point on Route 100 near Sizerville thence in a northeasterly direction through Portage Township to the Cameron-Potter County line in Cameron County a distance of about 1.35 miles

Section 14 The township roads to be taken over under the provisions of this act in the County of Carbon are those situate and described as follows

Route 13001 Beginning at a point on the division line between Carbon and Schuylkill Counties approximately two miles northwest of Lehigh County Line thence northeasterly through East Penn Township intersecting Route 13003 thence to Ashfield intersecting Route 13004 thence northeasterly to the westerly borough line of Bowmanstown in Carbon County a distance of about 5.95 miles

Route 13002 Beginning at a point on the division line between Carbon and Schuylkill Counties approximately 2.75 miles northwest of Lehigh County Line thence northeasterly through East Penn Township intersecting Route 13003 thence northeasterly through East Penn and Mahoning Townships intersecting Route 13004 thence to the southerly boundary line of Lehighton Borough in Carbon County a distance of about 7.65 miles

Route 13003 Beginning at a point on Route 13001 East Penn Township approximately 3.25 miles along Route 13001 from the East Schuylkill County Line thence northwesterly through East Penn Township to a point where it intersects Route 13002 approximately three miles along Route 13002 from the East Schuylkill County Line in Carbon County a distance of about 1.1 miles

Route 13004 Beginning at a point on Route 13001 at Ashfield East Penn Township thence northerly through East Penn and Mahoning Townships to a point where it intersects Route 13002 approximately 1.25 miles south of Lehighton Borough in Carbon County a distance of about 2 miles

Route 13005 Beginning at a point on the division line between Carbon and Schuylkill Counties approximately 1.5 miles from East Penn Township Line thence northeasterly through Mahoning Township to a point where it intersects Route 13006 at Normal thence northeasterly through Mahoning Township intersecting Route 13007 thence to the southerly boundary line of Lehighton Borough in Carbon County a distance of about 7.2 miles

Route 13006 Beginning at a point on Route 13005 at Normal-Mahoning Township thence northwesterly to a point where it intersects the junction of State Highway Route 510 and Route 13008 at New Mahoning in Carbon County a distance of about .95 of a mile

Route 13007 Beginning at a point on Route 13005 Mahoning Township approximately two miles northeast of Normal thence northwesterly through Mahoning Township to a point where it intersects Route 13008 at Pleasant Corners in Carbon County a distance of about .9 of a mile

Route 13008 Beginning at a point at the present southerly end of State Highway Route 510 at New Mahoning thence northeasterly through Mahoning Township intersecting Route 13007 at Pleasant Corners thence northeasterly through Mahoning Township to the westerly boundary line of Lehighton Borough in Carbon County a distance of about 4.9 miles

Route 13009 Beginning at a point on a secondary township road approximately 2.8 miles west of Packerton in Mahoning Township thence northeasterly to a point where it intersects State Highway Route 163 at Packerton in Carbon County a distance of about 2.8 miles

Route 13010 Beginning at a point on State Highway Route 164 thence northerly through Franklin Township thence northeasterly through Franklin Township to where it intersects Route 13011 at Waltzville in Carbon County a distance of about 5.5 miles

Route 13011 Beginning at a point on Route 13010 at Weissport in Franklin Township thence northeasterly through Franklin Township thence northerly through Franklin Township to a point where it intersects Route 13010 at Waltzville in Franklin Township in Carbon County a distance of about 4.2 miles

Route 13012 Beginning at a point on State Highway Route 164 approximately three miles west of the Monroe County line and extending in a northwesterly and northeasterly direction through Towamensing Township via Hatchery to a point in Penn Forest Township approximately one mile west of the Monroe County line thence westwardly and northwestwardly to a point on State Highway Route 550 at Christmans in Carbon County a distance of about 13 miles

Route 13013 Beginning at a point on the present southerly end of State-aid Application 1461 Lower Towamensing Township approximately .25 of a mile south of Aquashicola thence northeasterly through Lower Towamensing Township intersecting Route 13014 at Little Gap thence northeasterly through Lower Towamensing Township to a point on the division line between Monroe and Carbon Counties approximately 1.25 miles southeast of Towamensing Township line in Carbon County a distance of about 6.27 miles

Route 13014 Beginning at a point on the northeast borough line of Bowmanstown thence northeasterly through Lower Towamensing crossing State-aid Application 1461 at Aquashicola thence northeasterly through Lower Towamensing Township intersecting Route 13015 thence to a point where it intersects Route 13013 at Little Gap in Carbon County a distance of about 8.2 miles

Route 13015 Beginning at a point on Route 13014 .75 of a mile northwest of Little Gap in Lower Towamensing Township then northerly through Lower Towamensing and Towamensing Township to Jonesville thence northerly thence northeasterly intersecting Route 13017 and crossing State Highway Route 164 at Carbon thence northwesterly and easterly through Towamensing Township to a point on the Monroe-Carbon County Line in Carbon County a distance of about 6.2 miles

Route 13016 Beginning at a point at the present northerly end of State-aid Application 1461 in Towamensing Township approximately .5 of a mile south of Forest Inn thence northerly through Towamensing Township to a point where it intersects State Highway Route 164 at Forest Inn in Towamensing Township in Carbon County a distance of about .45 of a mile

Route 13017 Beginning at a point on a secondary township road in Towamensing Township approximately .6 of a mile southeast of Carbon thence northwesterly through Towamensing Township to a point where it intersects Route 13015 at Carbon in Towamensing Township in Carbon County a distance of about .6 of a mile

Route 13018 Beginning at a point on the southerly borough line of East Side Borough approximately .125 of a mile east of the Lehigh River thence southerly through Kidder Township to Bridgeport thence southeasterly through Kidder Township to Lehigh Tannery thence southeasterly through Kidder Township to Hickory Run thence southeasterly through Kidder Township thence easterly through Kidder Township to Albrightsville thence easterly crossing State Highway Route 550 thence southeasterly through Penn Forest Township to Meckesville thence southeasterly to a point on the division line between Monroe and Carbon Counties approximately .9 of a mile northwest of Jonas Monroe County in Carbon County a distance of about 18 miles

Route 13019 Beginning at a point on State Highway Route 550 near Christmans Penn Forest Township thence northwesterly through Penn Forest Township to a point where it connects a secondary township road approximately three miles northwest of Christmans in Carbon County a distance of about 3 miles

Route 13020 Beginning at a point on the division line between Schuylkill and Carbon Counties approximately .25 of a mile southeast of Summit Hill Borough Line thence northeasterly through Mauch Chunk Township crossing State Highway Route 510 to the present westerly end of State-aid Application 6805 in Carbon County a distance of about 1.6 miles

Route 13021 Beginning at a point on the division line between Schuylkill and Carbon Counties approximately .25 of a mile south of Packer Township line thence northeasterly through Hauto in Mauch Chunk Township thence easterly through Mauch Chunk Township to a point where it intersects State Highway Route 162 at Nesquehoning in Mauch Chunk Township in Carbon County a distance of about 5.65 miles

Route 13022 Beginning at a point on State-aid Application 1012 Raynocks Corners in Lehigh Township thence easterly through Rockport thence easterly through Lehigh Township to Rockport Station in Carbon County a distance of about 1.1 miles

Route 13023 Beginning at a point on the northerly boundary line of Weatherly Borough thence northerly through Lehigh Township thence northerly through Lausanne Township thence northeasterly through Lausanne Township to a point where it intersects Route 13024 at Buck Mountain thence northeasterly through Lausanne and Lehigh Townships crossing State-aid Application 1012 thence to a point where it intersects a secondary township road approximately 1.75 miles east of Lehigh and Lausanne Township Line and .75 of a mile south of Luzerne County Line in Carbon County a distance of about 7.25 miles

Route 13024 Beginning at a point on the division line between Luzerne and Carbon Counties approximately .25 of a mile west of Buck Mountain thence easterly through Lausanne Township to a point where it intersects Route 13022 at Buck Mountain in Lausanne Township in Carbon County a distance of about .45 of a mile

Route 13025 Beginning at a point on the division line between Schuylkill and Carbon Counties approximately .3 of a mile west of Stewarts in Packer Township thence northeasterly through Packer Township intersecting Route 13029 thence northeasterly through Packer Township to a point where it intersects State Highway Route 170 at Hudsondale in Carbon County a distance of about 6.65 miles

Route 13026 Beginning at a point on State Highway Route 162 Spur approximately .4 of a mile northwest of Hudsondale in Packer Township thence northeasterly through Packer Township to the westerly borough line of Weatherly approximately .25 of a mile southeast of Packer-Banks Township Line in Carbon County a distance of about 1.7 miles

Route 13027 Beginning at a point on the division line between Luzerne and Carbon Counties approximately .5 of a mile north of Tresckow thence southerly through Banks Township intersecting Route 13028 at Tresckow in Banks Township thence northeasterly through Banks Township to a point on the westerly borough line of Beaver Meadow in Carbon County a distance of about 3.55 miles

Route 13028 Beginning at a point on the division line between Schuylkill and Carbon Counties Bank Township approximately .5 of a mile northwest of Packer Township thence northeasterly through Banks Township to a point where it intersects Route 13027 at Tresckow in Carbon County a distance of about 1.55 miles

Route 13029 Beginning at a point on Route 13025 approximately 3.4 miles west of Hudsondale in Packer Township thence northerly through Packer and Banks Townships to a point where it intersects State Highway Route 162 Spur approximately .3 of a mile southeast of Beaver Meadow Borough Line in Carbon County a distance of about 2.25 miles

Section 15 The township roads to be taken over under the provisions of this act in the County of Centre are those situate and described as follows

Route 14001 Beginning at a point on Route 57 south of Osceola Mills near the Pennsylvania Railroad Station thence in a northeasterly direction to a point on Route 523 in Centre County a distance of about 2.7 miles

Route 14002 Beginning at a point on Route 666 about one mile north of Moshannon thence in a northerly and northeasterly direction through Snow Shoe and Burnside Townships to a point on the Centre-Clinton County line in Centre County a distance of about 13 miles

Route 14003 Beginning at the west end of State-aid Application 19 at Clarence and extending in a northwesterly direction through Snow Shoe Township to connect with Route 14002 at a point near the Burnside-Snow Shoe Township line in Centre County a distance of about 2 miles

Route 14004 Beginning at a point on Route 306 near Livonia thence in a northwesterly direction in Miles Township to a point on the Centre-Carbon County line in Centre County a distance of about 2 miles

Route 14005 Beginning at a point on Route 245 about one mile southwest of Hannah thence northwest to a point on the Moutain Road thence northeast to a point on the Sparrow Run Road thence southeast all in Taylor Township to a point on Route 245 near Hannah in Centre County a distance of about 7.75 miles

Route 14006 Beginning at a point on Route 245 about 1.3 miles southwest of Port Matilda thence northwest through Worth Township to a point on Route 107 in Centre County a distance of about 3.85 miles

Route 14007 Beginning at a point on Route 107 about .75 of a mile east of Martha thence northwest to a point on the Mountain Road thence east to a point near the headwaters of Mud Lick Run thence southeast along Mud Lick Run all in Huston Township to a point on Route 107 about two miles west of Julian in Centre County a distance of about 7.45 miles

Route 14008 Beginning at a point on the Laurel Run Road about 2.10 miles northwest of Julian thence northeast and southeast through Huston and Union Townships to a point on Route 107 about 1.2 miles southwest of Unionville Borough in Centre County a distance of about 5.65 miles

Route 14009 Beginning at a point on Route 107 about one mile east of Unionville thence northwest northeast and southeast through Union Boggs Curtin and Liberty Townships via Yarnell and Romola to a point on Rout 219 near Blanchard in Centre County a distance of about 23.95 miles

Route 14010 Beginning at a point on Route 107 near Central City thence northeast and south through Boggs Township to a point on Route 219 south of Curtin in Centre County a distance of about 4.35 miles

Route 14011 Beginning at a point on Route 14010 in Central City thence northwest in Boggs Township along Moose Run to a point on Route 14009 in Centre County a distance of about 4.3 miles

Route 14012 Beginning at the Howard Borough line thence north in Howard Township across Bald Eagle Creek thence east near Bald Eagle Creek in Howard Township a distance of about .75 of a mile thence north through Howard and Curtin Townships to a point on Route 14009 near Romola in Centre County a distance of about 3.85 miles

Route 14013 Beginning at a point on Route 346 near Centennial thence southeast through Halfmoon and Ferguson Townships to a point on the Centre-Huntingdon County line near Pennsylvania Furance in Centre County a distance of about 5.4 miles

Route 14014 Beginning at a point on Route 56 near the Huntingdon-Centre County line thence in a northwesterly and northeasterly direction through Ferguson Township to a point on Route 56 about 1.25 miles south of Pine Hall in Centre County a distance of about 6.95 miles

Route 14015 Beginning at a point on Route 346 near Waddle thence in a southwesterly direction in Patton Township to a point on Route 404 in Centre County a distance of about .95 mile

Route 14016 Beginning at a point on Route 346 about .75 of a mile northeast of Briarly thence in a southeasterly direction in Paton Township in Centre County a distance of about 1.2 miles

Route 14017 Beginning at a point in Benner Township on Route 346 about one mile northeast of Fillmore thence in a northwesterly northeasterly and southern direction through Benner and Spring Townships to Bellefonte Borough via Valley View and Coalville in Centre County a distance of about 6.75 miles

Route 14018 Beginning at a point on Route 56 about 1.5 miles northeast of Pine Grove Mills thence in a northeasterly direction through Ferguson Harris and Potter Townships via Shingletown and Boalsburg to a point on Route 29 near Old Fort in Centre County a distance of about 11.85 miles

Route 14019 Beginning at a point on Route 14018 near the Harris-Ferguson Township line thence in a northeasterly direction through Harris and College Townships to a point on Route 56 near Lemont in Centre County a distance of about 4 miles

Route 14020 Beginning at a point on county road near Oak Hall thence in an easterly direction through College and Harris Townships to a point on Route 14018 about .5 of a mile southeast of Linden Hall in Centre County a distance of about 2.85 miles

Route 14021 Beginning at a point on Route 14020 near Lindent Hall thence in a northerly and northeasterly direction through Harris and Potter Townships to Centre Hall Borough in Centre County a distance of about 5.30 miles

Route 14022 Beginning at a point on Route 14018 about 1.5 miles southwest of Old Fort thence in a southeasterly direction through Potter Township to a point on Route 307 near Tusseyville in Centre County a distance of about 1.95 miles

Route 14023 Beginning at a point on Route 14022 about .25 of a mile northwest of Tusseyville thence in a northeasterly direction through Potter Township to a point on Route 27 near Penns Cave Station in Centre County a distance of about 4.6 miles

Route 14024 Beginning at a point on Route 27 near Noel's Store in Pleasant Gap thence in a northwesterly direction through Spring Township to a point on Route 14025 about .75 of a mile east of Pleasant Gap in Centre County a distance of about .75 of a mile

Route 14025 Beginning at a point at the intersection of Routes 27 and 56 near Pleasant Gap thence in a northeasterly direction through Spring and Walker Townships to a point on Route 58 near Zion in Centre County a distance of about 4.95 miles

Route 14026 Beginning at a point on Route 14025 about three miles northeast of Pleasant Gap thence in a northwesterly direction through Spring Township to a point on Route 58 near Bellefonte Borough in Centre County a distance of about 3.25 miles

Route 14027 Beginning at a point on Route 5 near Hecla Park thence in a southerly direction by Hecla Park in Centre County a distance of about .7 of a mile

Route 14028 Beginning at Bellefonte Borough thence in a northeasterly direction through Spring and Marion Townships via Jacksonville to a point on the Centre-Clinton County line about .75 of a mile northwest of the Walker-Marion Township line in Centre County a distance of about 13.35 miles

Route 14029 Beginning at a point on Route 58 near Zion thence in a northwesterly direction through Walker and Marion Townships to a point on Route 14028 near the Spring-Marion Township line in Centre County a distance of about 3.05 miles

Route 14030 Beginning at a point on Route 29 about .5 of a mile north of Potters Mills thence in a northeasterly direction through Potter and Gregg Townships to a point on Route 14031 about one mile south of Spring Mills in Cetnre County a distance of about 4.9 miles

Route 14031 Beginning at a point on Route 306 about one mile northeast of Penns Cave thence in a southeasterly and easterly direction through Gregg and Penn Townships via Spring Mills to a point on county road near Coburn in Centre County a distance of about 11.5 miles

Route 14032 Beginning at the county road about .5 of a mile east of Coburn thence northeast through Penn and Haines Townships to intersect Route 27 near Woodward in Centre County a distance of about 6.10 miles

Route 14033 Beginning at a point on Route 27 about .5 of a mile northeast of Penn Hall thence in a northerly direction in Gregg Township to a point on Route 306 about one and one-half miles west of the Greggs-Miles Township line in Centre County a distance of about 3.3 miles

Route 14034 Beginning at a point on Route 14031 about two miles southwest of Coburn thence in a northerly direction through Penn Townsihp to a point on Route 27 about .75 of a mile southwest of Milheim Borough in Centre County a distance of about 2.4 miles

Route 14035 Beginning at a point on the county road about .6 of a mile northeast of Route 667 thence in a northeast and northerly direction via Smullton and Rebersburg to a point on the Centre-Clinton County line in Centre County a distance of about 4.35 miles

Section 16 The township roads to be taken over under the provisions of this act in the County of Chester are those situate and described as follows

Route 15001 Beginning at a point at the eastern end of the intercounty Bridge No. 2 known as Lee's Bridge over the Octoraro Creek and about one mile west of Birmingham School in West Nottingham Township thence northeasterly through West Nottingham Township via Fremont and Sand Hill School to a point of road intersection on State-aid Application 1430 about .75 of a mile southeast of Glen Roy in Chester County a distance of about 4 miles

Route 15002 Beginning at a point on Route 134 .25 of a mile northeast of Lenape in East Bradford Township thence northwesterly through East Bradford Township paralleling Brandywine Creek on the east side to a point on State-aid Application 30 at Shaws Bridge in Chester County a distance of about 1 mile

Route 15003 Beginning at a point on the Pennsylvania-Maryland State line about .6 of a mile southwest of Buchanan's Corner in West Nottingham Township thence northerly through West Nottingham Township to a point of road intersection in Fremont in Chester County a distance of about 1.9 miles

Route 15004 Beginning at a point of road intersection at Buchanan's Corner about one mile southeast of Fremont in West Nottingham Township thence easterly through said Township to a point on Route 131 near Station 2110 and about .5 of a mile north of Sylmar in Chester County a distance of about 1.9 miles

Route 15005 Beginning at a point of road intersection on State-aid Application 1430 at Glen Roy in West Nottingham Township thence northeasterly through West Nottingham and East Nottingham Townships via Hopewell to a point on the southwestern boundary line of Oxford Borough in Chester County a distance of about 3.8 miles

Route 15006 Beginning at a point on Route 131 near Station 2005 and in East Nottingham Township about .5 of a mile northeast of Nottngham thence northwesterly through East Nottingham and Lower Oxford Townships via Fairview School to a point on the end of the inter-county bridge over the Octoraro Creek said point being in Lower Oxford Township and about one mile southwest of Twedale in Chester County a distance of about 3.2 miles

Route 15007 Beginning at Nottingham in West Nottingham Township at a point the intersection of Route 131 with State-aid Application 1430 at its southeastern terminus thence southeasterly through West Nottingham East Nottingham and Elk Townships via Chrome to a point of road intersection about 2.25 miles southwest of Peacedale and about .3 of a mile north of the Pennsylvania-Maryland State line in Chester County a distance of about 5.3 miles

Route 15008 Beginning at a point on the Pennsylvania-Maryland State line and near Barrett's property in Elk Township and about 3.3 miles west of Lewisville thence northeasterly through Elk New London and Penn Townships via Peacedale crossing State-aid Application 90 at New London to a point of road intersection in New London Township about one mile northeast of New London village thence northwesterly crossing State-aid Application 150 at Kelton to a point of intersection on State-aid Application 296 about .3 of a mile north of Elkview Station in Penn Township in Chester County a distance of about 9.4 miles

Route 15009 Beginning at a point on Route 270 near Station 2198 at Chester Springs in West Pikeland Towsnhip thence southerly easterly and southerly through West Pikeland and Charlestown Townships to a point of road intersection about 1.7 miles southwest of Devault and about .6 of a mile northwest of the Charlestown-East Whiteland Township line thence northeasterly through Charlestown Township to a point on Route 202 near Station 2260 and near Aldham Station in Chester County a distance of about 6 miles

Route 15010 Beginning at a point on the Pennsylvania-Maryland State line and near Barrett's property in Elk Township and about 3.3 miles west of Lewisville thence northwesterly through Elk and East Nottingham Townships via the Media School to a point on the southern boundary line of Oxford Borough in Chester County a distance of 4.8 miles

Route 15011 Beginning at a point on Route 201 near Station 970 in Schuylkill Township at Faust Corner thence easterly through Schuylkill Township to a point on the west end of inter-county brdge over Schuylkill River at Perkiomen Junction in Chester County a distance of about .9 of a mile

Route 15012 Beginning at a point on Route 605 about .25 of a mile east of the eastern boundary of Oxford Borough thence easterly through East Nottingham Township and New London Township via Elkdale to a point on State-aid Application 90 near Station 40 and about .5 of a mile northwest of New London in Chester County a distance of about 4.8 miles

Route 15013 Beginning at a point on the Chester-Berks County line thence easterly through West Nantmeal Township over a road known as the Conestoga Road to a point on Route 328 near Station 357 and about .3 of a mile southwest of the southwestern corner of Elverson Borough in Chester County a distance of about .4 of a mile

Route 15014 Beginning at a point on the Pennsylvania-Maryland State line in Lewisville thence northwesterly through Elk Township to a point of road intersection about .7 of a mile southeast of Peacedale thence northwesterly via Buena Vista School and Peacedale to a point in Hickory Hill the terminus of Route 605 in Chester County a distance of about 3.7 miles

Route 15015 Beginning at a point in Lewisville on the Pennsylvania Maryland State line thence northerly through Elk and New London Townships via Glenlawn to a point of road intersection about 1.2 miles south of New London thence northwesterly to a point of road intersection about .5 of a mile southeast of New London in Chester County a distance of about 4.5 miles

Route 15016 Beginning at a point of road intersection in Lewisville in Elk Township thence easterly through Elk Franklin and London Britain Townships via Lewisville School crossing State-aid Application 650 at Strickersville thence northeasterly to a point the intersection of the Pennsylvania-

Delaware State line with the New Garden-London Britain Township line in Chester County a distance of about 8.8 miles

Route 15017 Beginning at a point of road intersection in New London Township and about .75 of a mile northeast of Glenlawn thence northeasterly through New London Franklin London Britian and New Garden Townships crossing State-aid Application 557 near Station 60 thence via Chesterville and Landenburg to a point on Route 215 near Station 1800 and near the Sunnydale School in Chester County a distance of about 10.1 miles

Route 15018 Beginning at a point on Route 328 near Station 876 at Lyndell in East Brandywine Township thence northeasterly through East Brandywine and Upper Umchlan Townships via Milford Mills to a point of road intersection near Eagle in Chester County a distance of about 3.5 miles

Route 15019 Beginning at a point State-aid Application 557 near Station 145 in Franklin Township thence northeasterly through Franklin London Britain and New Garden Townships to a point of road intersection at Landenburg in Chester County a distance of about 3.8 miles

Route 15020 Beginning at a point of road intersection on the Pennsylvania-Maryland State line near Flint Hill Church in Franklin Township thence northerly through Franklin Township to a point on State-aid Application 557 about .25 of a mile southeast of Kemblesville in Chester County a distance of about 2.1 miles

Route 15021 Beginning at a point in Tredyffrin Township on Route 144 near Station 661 thence easterly through Tredyffrin Township to a point on the Chester-Delaware County line about .7 of a mile southwest of its intersection with the Montgomery County line in Chester County a distance of about 1 mile

Route 15022 Beginning at a point of road intersection in Chesterville in Franklin Township thence northerly through Franklin and London Grove Townships to a point on the southern boundary line of West Grove Borough in Chester County a distance of about 3 miles

Route 15023 Beginning at a point in East Whiteland Township on Route 202 near Station 2495 and near the Planebrook Railroad Station thence easterly through East Whiteland Township to a point on Route 642 near Station 35 in Chester County a distance of about 2.1 miles

Route 15024 Beginning at a point of road intersection in Lower Oxford Township and about .1 of a mile east of intercounty bridge over Octoraro Creek and also about one mile southwest of Twedale thence northeasterly through Oxford Township via Twedale and Union School to a point on Route 274 near Station 2320 in Hayesville in Chester County a distance of about 5.1 miles

Route 15025 Beginning at a point on the northern boundary line of Oxford Borough thence northwesterly through Lower Oxford Township to a point of road intersection at the inter-county bridge over the Octoraro Creek about one mile west of Cream thence easterly through Lower Oxford Township to a point of road intersection in Cream thence northwesterly through Lower Oxford and Upper Oxford Townships to a point about .5 of a mile northwest of Cream thence northeasterly through Upper Oxford and West Fallowfield Townships via the Oak Grove School crossing Route 613 at Homeville to a point on Route 274 near Station 2035 in the village of Cochranville in Chester County a distance of about 12.1 miles

Route 15026 Beginning at a point on Route 131 near Station 1745 in Lower Oxford Township thence northwesterly through Lower Oxford Township to a point on Route 274 near Station 2335 in Hayesville in Chester County a distance of about 1.5 miles

Route 15027 Beginning at a point on Route 131 near Station 1655 and opposite the Lincoln University in Lower Oxford Township thence northerly through Lower Oxford and Upper Oxford Townships to a point of road intersection about one mile southeast of Russellville in Chester County a distance of about 1.6 miles

Route 15028 Beginning at a point on the Pennsylvania Railroad tracks near Lincoln University Station in Lower Oxford Township thence northerly through Lower Oxford and Upper Oxford Township to a point on Route 131 near Station 1655 in Chester County a distance of about .9 miles

Route 15029 Beginning at a point the intersection of the Upper Oxford-Penn Township line with the northwestern terminus of State-aid Application 296 near Station 0+00 thence northwesterly through Upper Oxford Township crossing Route 131 near Station 1610 at Forestville to a point on Route 274 near Station 2226 in Russellville in Chester County a distance of about 3.3 miles

Route 15030 Beginning at a point of road intersection at Williams Corner in Schuylkill Township thence southeasterly and easterly through Schuylkill Township to a point on Route 201 near Station 886 and near Valley Forge in Chester County a distance of about 2.4 miles

Route 15031 Beginning at a point on Route 613 near station 130 in Upper Oxford Township thence easterly through Upper Oxford Township to Edenton thence southeasterly through Upper Oxford Londonderry and Penn Townships to a point on State-aid Application 150 near Station 145 about .7 of a mile northwest of Jennersville in Chester County a distance of about 5.9 miles

Route 15032 Beginning at a point on Route 274 near Station 2200 in Upper Oxford Township thence northeasterly through Upper Oxford and Londonderry Townships via Faggs Manor and Daleville crossing Route 215 to a point the intersection of Londonderry London Grove and West Marlboro Townships thence easterly along the township line of West Marlboro and London Grove and through West Marlboro Township to a point of road intersection near the London Grove Meeting House in London Grove in Chester County a distance of about 9.6 miles

Route 15033 Beginning at a point of intersection of the Penn-Londonderry Township line with the northern terminus of State-aid Application 150 near Station 0+00 thence northerly through Londonderry Township to a point of road intersection northeast of Daleville in Chester County a distance of about 1.4 miles

Route 15034 Beginning at a point of road intersection in Charlestown Township and about .75 of a mile southeast of the intersection of West Pikeland-East Pikeland-Charlestown Township lines thence northeasterly and easterly via Charlestown village to a point on Route 202 near Station 2220 near a dam on Pickering Creek in Chester County a distance of about 2.3 miles

Route 15035 Beginning at a point of road intersection at the north end of the bridge at Williams Corner in Schuylkill Township thence northwesterly through Schuylkill and East Pikeland Townships crossing Route 202 .4 of a mile southeast of the southeastern boundary line of Phoenixville Borough to a point on Route 270 in East Pikeland Township and about .6 of a mile west of the western boundary line of Phoenixville Borough in Chester County a distance of about 2.5 miles

Route 15036 Beginning at a point of road intersection about 1.5 miles northeast of Landenburg in New Garden Township thence northerly through New Garden and West Marlboro Townships via New Garden crossing Route 215 and Route 131 at Toughkenamon thence via London Grove and Upland to , point on Route 360 near Station 375 in Chester County a distance of about 8.7 miles

Route 15037 Beginning at a point on the Pennsylvania-Delaware State line about .3 of a mile southwest of the New New Garden-Kennett Township line thence northerly through New Garden Township to a point on Route 215 near Station 1835 at Kaolin thence easterly through New Garden and Kennett Townships to a point on State-aid Application 245 near Station 120 in Chester County a distance of about 3.7 miles

Route 15038 Beginning at a point of road intersection in Kennett Township near the west branch of Red Clay Creek and about 1.5 miles northeast of Kaolin thence northerly through Kennett Township to a point on the southern boundary line of Kennett Square Borough in Chester County a distance of about 2 miles

Route 15039 Beginning at a point on the Pennsylvania-Delaware State line about 1.75 miles southeast of its intersection with Route 134 thence northwesterly through Kennett Township crossing State-aid Application 245 at Clifton Mill to a point of road intersection at Five Points about .3 of a mile south of the Kennett Square Borough line in Chester County a distance of about 3 miles

Route 15040 Beginning at a point on the Pennsylvania-Delaware State line about .3 of a mile southwest of its intersection with the Pennsbury-Kennett Township line thence northwesterly about .9 of a mile to a road intersection thence northwesterly through Kennett and Pennsbury Townships to a point on Route 134 near Station 558 at Fairville in Chester County a distance of about 1.9 miles

Route 15041 Beginning at a point of road intersection about .5 of a mile west of the Pennsylvania-Delaware State line and .5 of a mile northwest of its intersection with the Pennsbury-Kennett Township line thence westerly through Kennett Township about .3 of a mile to a point of road intersection northerly through Kennett Township to a point of road intersection at Rosedale Station thence northeasterly through Kennett Township to a point on Route 134 near Station 490 in Chester County a distance of about 3.2 miles

Route 15042 Beginning at a point on the eastern boundary line of Kennett Square Borough thence easterly through Kennett Township to a point of road intersection at Rosedale Station in Chester County a distance of about 2.1 miles

Route 15043 Beginning at a point of road intersection in Charlestown Township and about .75 of a mile southwest of Harveysville Station thence northwesterly through Charlestown and East Pikeland Townships to a point on Route 270 near Station 1997 about .1 of a mile northwest of Kimberton in Chester County a distance of about 2.1 miles

Route 10544 Beginning at a point on Route 134 near Station 545 and near Fairville in Pennsbury Township thence easterly through Pennsbury Township to a point about .3 of a mile northeast of Fairville thence northeasterly through Pennsbury Township to a point on Route 131 near Station 633 at Chadds Ford Junction in Chester County a distance of about 3.2 miles

Route 15045 Beginning at a point on the northern boundary line of West Grove Borough thence northerly through London Grove Township to a point of road intersection about .2 of a mile west of Chatham thence easterly to a point on Route 215 in the village of Chatham thence northerly through London Grove and West Marlboro Townships via Green Lawn and Springdell to a point of road intersection near Buck Run thence westerly .6 of a mile through West Marlboro and East Fallowfield Townships to a point on Route 541 near Station 80 at Buck Run in Chester County a distance of about 8.8 miles

Route 15046 Beginning at a point of road intersection in Charlestown Township and about .75 of a mile east of West Pikeland Village thence northeasterly and northerly through Charlestown and East Pikeland Townships to a point of road intersection about .7 of a mile southeast of Kimberton in Chester County a distance of about 3.5 miles

Route 15047 Beginning at a point on the northern boundary line of Avondale Borough Townships to a point of road intersection about one mile south of London Grove in West Marlboro Township in Chester County a distance of about 1.8 miles

Route 15048 Beginning at a point in East Marlboro Township the eastern terminus of State-aid Application 102 near Red Lion thence northerly and northeasterly through East Marlboro and Pocopson Townships to a point on Route 413 near Station 90 at about one mile southeast of Northbrook in Chester County a distance of about 2.7 miles

Route 15049 Beginning at a point of road intersection in Charlestown Township and about .5 of a mile northwest of Devault Station thence northwesterly to a point of road intersection about 1.6 miles southwest of Harveysville thence northeasterly through Charlestown and Schuylkill Townships to a point on the western boundary line of Phoenixville Borough in Chester County a distance of about 3.9 miles

Route 15050 Beginning at a point on Route 270 near Station 2140 in West Pikeland Township thence southeasterly through West Pikeland Township to a point on the West Pikeland-East Pikeland Township line thence southeasterly along said township line to a point the intersection of the West Pikeland-East Pikeland-Charlestown Township lines thence southeasterly and easterly through Charlestown East Whiteland and Tredyffrin Townships crossing Rout 202 at Devault to a point on Route 142 Spur "A" about .1 of a mile south of the Chester-Montgomery County line and about .1 of a mile east of Valley Creek in Chester County a distance of about 9.7 miles

Route 15051 Beginning at a point on Route 273 near Station 705 in East Marlborough Township thence easterly through East Marlborough Township to a point on Route 131 near Station 847 in Longwood in Chester County a distance of about 2.8 miles

Route 15052 Beginning at a point on Route 15148 at Fairview Prebyterian Church in Wallace Township thence southeasterly to a point of road interstction about .7 of a mile northeast of Cornog Station thence easterly and southeasterly to the Wallace-Upper Uwchlan Township line thence through Upper Uwchlan Township in a southeasterly direction to a point on Route 147 near Station 559 at Eagle in Chester County a distance of about 4.7 miles

Route 15053 Beginning at a point of road intersection about .8 of a mile east of Faggs Manor in Londonderry Township thence northeasterly through Londonderry Township crossing Route 215 to a point of road intersection about .1 of a mile south of Doe Run Friends Meeting House thence northwesterly through Londonderry Township about .3 of a mile to a point of road intersection thence northeasterly and northwesterly through Londonderry and Highland Townships to a point on Route 541 near Station 245 about 1.75 miles northeast of Cochranville in Chester County a distance of about 4.4 miles

Route 15054 Beginning at a point of road intersection in Charlestown Township on a road known as Conestoga Road and about .1 of a mile northwest of its intersection with the Charlestown-East Whiteland Township line thence northeasterly through Charlestown Township to a point of road intersection about 1.3 miles south of the intersection of the West Pikeland-East Pikeland-Charlestown Township lines in Chester County a distance of about 1.9 miles

Route 15055 Beginning at a point of road intersection at Doe Run Friends Meeting House in Londonderry Township thence easterly through Londonderry and West Marlboro Townships to a point of road intersection near Green Lawn Station in Chester County a distance of about 1.8 miles

Route 15056 Beginning at a point of road intersection about .75 of a mile southeast of Green Lawn Station in West Marlboro Township thence northeasterly and easterly through West Marlboro Township via Upland to a point on West Marlboro-East Marboro Township line thence easterly about .6 of a mile on said township line to a point thence easterly and northeasterly through East Marlboro Township to a point on Route 360 near Station 500 at Unionville in Chester County a distance of about 5.8 miles.

Route 15057 Beginning at a point of road intersection in East Marlboro Township about one mile east of Upland thence northerly through East Marlboro and Newlin Townships about two miles crossing Route 360 near Station 440 to a point of road intersection thence northeasterly and northerly through Newlin Township to a point of road intersection on the south bank of Brandywine Creek thence westerly through Newlin Township along the Brandywine Creek to a point of road intersection about .25 of am ile west of Laurel thence northwesterly through Newlin and East Fallowfield Townships following the Brandywine Creek to a point on the eastern boundary line of Modena Borough in Chester County a distance of about 8 miles

Route 15058 Beginning at a point of road intersection in Steelville in West Fallowfield Township thence easterly and southeasterly through West Fallowfield Township to a point on Route 215 near Station 1163 and about .6 of a mile northwest of Cochranville in Chester County a distance of about 4.2 miles

Route 15059 Beginning at a point on Route 270 at Smileys Store in Kimberton in East Pikeland Township thence northeasterly through East Pikeland Township crossing Route 372 to a point on Route 201 near Station 1216 in Chester County a distance of about 2.2 miles

Route 15060 Beginning at a point of road intersection in West Fallowfield Township about 1.5 miles east of Steelville thence northeasterly through West Fallowfield Highland and Sadsbury Townships crossing Route 215 and 274 to a point on State-aid Application 3001 near Station 48 and near Stottsville in Chester County a distance of about 6.4 miles

Route 15061 Beginning at a point on Route 215 near Station 1120 in West Fallowfield Township thence easterly through West Fallowfield and Highland Townships via the Fairview School to a point on Route 541 near Station 160 at Gum Tree in Chester County a distance of about 4 miles

Route 15062 Beginning at a point on the eastern boundary line of Atglen Borough thence easterly through West Sadsbury Township on the south side of the Pennsylvania Railroad and on a road known as the Lower Valley Road to a point on the western boundary line of Parkesburg Borough in Chester County a distance of about 2.3 miles

Route 15063 Beginning at a point on the eastern boundary line of Atglen Borough thence easterly through West Sadsbury

Township on the north side of the Pennsylvania Railroad on the road known as the Valley Road to a point on the western borough line of Parkesburg Borough in Chester County a distance of about 2.5 miles

Route 1564 Beginning at a point on the Lancaster-Chester County line and about 1.25 miles southwest of its intersection with Route 142 thence easterly through West Sadsbury Township to a point at the northwest corner of the boundary line of Porkesburg Borough in Chester County a distance of about 3.2 miles

Route 15065 Beginning at a point on the northern boundary line of Atglen Borough thence northerly through West Sadsbury Township to a point on Route 142 near Station 1145 in Chester Couny a distance of about 2.7 miles

Route 15066 Beginning at a point on State-aid Application 3001 near Station 25 at Pomeroy in Sadsbury Township thence northerly through Sadsbury and West Caln Townships crossing Route 142 at Sadsburyville to a point of road intersection about one mile east of Compass in Chester County a distance of about 5.3 miles

Route 15067 Beginning at a point on State-aid Application 3001 near Station 36 at Stottsville in Sadsbury Township thence easterly through Sadsbury and East Fallowfield Townships crossing Route 360 north of Ercildoun to a point the eastern terminus of Route 604 in McWilliams town in Chester County a distance of about 4.7 miles

Route 15068 Beginning at a point on Route 360 near Station 205 in West Marlboro Township thence northerly through West Marlboro and East Fallowfield Townships via McWilliamstown to a point on the southwestern boundary line of Modena Borough in Chester County a distance of about 3 miles

Route 15069 Beginning at a point on Route 360 near Station 325 in West Marlboro Township thence easterly through West Marlboro and Newlin Townships to a point of road intersection about .25 of a mile northeast of the intersection of the West Marlboro East Marlboro and Newlin Township lines in Chester County a distance of about 1.9 miles

Route 15070 Beginning at a point on Route 273 at Burned School House in Newlin Township thence northwesterly along the west bank of Brandywine Creek to a point on Route 15037 at Goss Mill in Chester County a distance of about 1.5 miles

Route 15071 Beginning at a point on Route 270 near Station 2010 and on the East Pikeland-West Vincent Township line thence northwesterly through West Vincent East Vincent and South Coventry Townships via Wilsons Corner and Sheeder crossing Route 147 in Pughtown to a point on Route 372 near Station 770 and about .75 of a mile east of Coventryville in Chester County a distance of about 6.5 miles

Route 15072 Beginning at a point on Route 273 near Station 388 at Harlan's Corner in Newlin Township thence northwesterly through Newlin and West Bradford Townships to a point of road intersection at Romansville Road thence southwesterly through West Bradford Newlin and East Fallowfield Townships to a point on a road known as the Strassburg Road to a point the eastern terminus of Route 604 at Mortonville in Chester County a distance of about 3.7 miles

Route 15073 Beginning at a point on the eastern boundary of South Coatesville Borough and about .1 of a mile south of the intersection of the city of Coatesville-South Coatesville Borough-Caln Township-East Fallowfield Township lines thence easterly through East Fallowfield and West Bradford Townships to a point of road intersection about one mile south of Thorndale in Chester County a distance of about 2.8 miles

Route 15074 Beginning at a point in West Bradford Township about one mile northeast of North Brook Station thence northeasterly along Broad Run through West Bradford Township to a point on the West Bradford-Caln Township line thence still northwesterly along said township line and through Caln Township to a point on Route 142 near Station 1780 at Thorndale in Chester County a distance of about 7.2 miles

Route 15075 Beginning at a point of road intersection at Romansville in West Bradford Township thence northeasterly through West Bradford Township for about 1.25 miles to a point of road intersection thence northerly and northeasterly through West Bradford Township to a point on the southwestern line of Downingtown Borough in Chester County a distance of about 4.6 miles

Route 15076 Beginning at a point of road intersection about 1.25 miles northeast of Romansville in West Bradford Township thence northeasterly through West Bradford Township via the Shadyside School to a point on Route 137 near Station 260 at about two miles south of the southern boundary line of Downingtown Borough in Chester County a distance of about 2.8 miles

Route 15077 Beginning at a point on Route 413 near Station 100 about .3 of a mile southeast of Northbrook Station in Pocopson Township thence northerly through Pocopson Township passing Northbrook Station and West Bradford Township to a point on Route 273 near Station 225 at Marshallton in Chester County a distance of about 3 miles

Route 15078 Beginning at a point on Route 273 near Station 220 in Marshallton thence northerly through West Bradford Township to a point on Route 137 near Station 215 in Chester County a distance of about 1.4 miles

Route 15079 Beginning at a point of road intersection at Saint Matthew's Reformed Church in West Vincent Township thence northeasterly through West Vincent Township to a point of road intersection about one mile northwest of Kimberton and near the Chestnut Grove School in Chester County a distance of about 5 miles

Route 15080 Beginning at a point of road intersection on the north side of the Brandywine Creek in West Bradford Township and about .3 of a mile north of Northbrook Station thence northwesterly through West Brandford and Newlin Townships to a point on Route 273 near Station 350 said point being on the Newlin-West Bradford Township line opposite the Chester County Home in Chester County a distance of about 2.5 miles

Route 15081 Beginning at a point in East Marlboro Township at the eastern terminus of State-aid Application 102 thence northeasterly through East Marlboro and Pennsbury Townships via Parkesville to a point on the Pennsbury-Pocopson Township line thence northeasterly in Pocopson Township .1 of a mile to a point of road intersection thence easterly through Pocopson and Pennsbury Townships to a point of road intersection on the Pennsbury-Pocopson Township line thence northeasterly on said line passing Pocopson Station to a point in the center of Brandywine Creek thence still northeasterly through Birmingham Township to a point on Route 282 near Station 280 about .2 of a mile east of Pocopson Station in Chester County a total distance of about 4.3 miles

Route 15082 Beginning at a point on Route 131 near Station 772 in Pennsbury Township thence northerly through Pennsbury Township to a point of road intersection at Parkersville in Chester County a distance of about 1.2 miles

Route 15083 Beginning at a point of road intersection at Savery's Mills about .5 of a mile south of Parkersville in Pennsbury Township thence northeasterly through Pennsbury Township to a point about .3 of a mile southeast of Pocopson Station thence northwesterly through Pennsbury and Pocopson Townships via Pocopson and crossing Route 134 at Lenape to a point on Route 413 at the west end of the bridge over Brandywine Creek at Wawaset in Chester County a distance of about 5 miles

Route 15084 Beginning at a point on Route 273 about .7 of a mile southeast of its intersection with Route 413 at Unionville thence easterly through East Marlboro and Pocopson Townships to a point on Route 134 about 1.9 miles southwest of Lenape Station thence northerly through Pocopson Township to a point of road intersection about .25 of a mile east of Wawaset Station in Chester County a distance of about 6.2 miles

Route 15085 Beginning at a point on Route 147 near Station 704 in West Vincent Township near Ludwig's Corner thence northeasterly through West Vincent Township for a distance of about .5 of a mile to a point of road intersection thence southeasterly for a distance of about .6 of a mile to a point of road intersection thence northeasterly for a distance of about 1.7 miles to a point of road intersection thence easterly still through West Vicent Township to a point of road intersection at Birchrunville thence southeasterly easterly and southeasterly to a point of road intersection at Knerr's Corner in West Vincent Township in Chester County a distance of about 5.1 miles

Route 15086 Beginning at a point on Route 282 near Station 285 and in Birmingham Township about .5 of a mile east of Pocopson Station thence northeasterly over a road known as Street Road through Birmingham Township to a point on the Birmingham-Westtown Township line thence still by Street Road northeasterly on the said township line to a point the intersection of the Birmingham Westtown and Thornbury Township lines thence still by Street Road northeasterly on the Westtown Thornbury Township line to the intersection with Route 135 near Station 167 at Darlington's Corner in Chester County a distance of about 2.8 miles

Route 15087 Beginning at a point the intersection of Route 135 with the Chester-Deyaware County line thence westerly through Birmingham Township to a point of road intersection about .5 of a mile west of Dilworthtown thence northwesterly through Birmingham Township to a point of road intersection about .6 of a mile northwest of Dilworthown thence westerly through Birmingham Township to a point on the Birmingham-Thornbury Township line thence westerly and northwesterly through Birmingham and East Bradford Townships crossing Route 134 ant Strode's Mill to a point of road intersection opposite the Sconnelltown School thence northeasterly through East Bradford Township to a point opposite the Darlington Seminary thence northwesterly through East Bradford Township to a point on State-aid Application 1557 near Station 15 at the Darlington Seminary thence easterly to the intersection of Bradford Avenue and Price Street at the West Chester Borough Line in Chester County a distance of about 6.1 miles

Route 15088 Beginning at a point on Route 201 near Station 1295 thence northeasterly through East Vincent Township to a point on the western boundary line of Spring City Borough in Chester County a distance of about .3 of a mile

Route 15089 Beginning at a point on Route 125 near Station 93 in Westtown Township thence northeasterly through Westtown Township to a point of road intersection about .3 of a mile west of Oakbourne Station in Chester County a distance of about 1 mile

Route 15090 Beginning at a point on the Chester-Delaware County line about one mile east of Westtown Station thence southwesterly through Thornbury Township about .2 of a mile to a point of road intersection thence northwestrely to a point on the Westtown-Thornbury Township line being the terminus of Route 626 thence northerly through Westtown Township to a point of road intersection at the Westtown School thence northwesterly to a point on the Westtown-West Goshen Township line being the southwestern terminus of State-aid Application 4691 thence northwesterly southwesterly and northwesterly through West Goshen Township to a point the intersection of Routes 143 and 133 about .25 of a mile northeast of the eastern boundary line of West Chester Borough in Chester County a distance of about 5.5 miles

Route 15091 Beginning at a point on the Westtown-Thornbury Township line and on a road known as the Street Road the said point being the northeastern terminous of Route 626 thence northeasterly along said Street Road and said Township line to a point on the Chester-Delaware County line thence still by Street Road northeasterly along said County Line to a point on Route 727 about .4 of a mile west of Route 179 at Tanguy in Chester County a distance of about 1.5 miles

Route 15092 Beginning at a point on Route 147 near Station 62 in West Goshen Township at about .25 of a mile north of the West Chester Borough line thence southwesterly through West Goshen and East Bradford Townships to a point on Route 137 thence northwesterly and southwesterly a distance o fabout .6 of a mile to a point of road intersection opposite Copeland School thence northwesterly through East Bradford Township a distance of about .4 of a mile to a point of road intersection thence southwesterly and northwesterly to a point of road intersection near Valley Creek at about one mile north of its intersection with Route 137 in Chester County a distance of about 3.3 miles

Route 15093 Beginning at a point on Route 137 at its intersection with a road known as the Valley Creek Road in East Bradford Township thence northerly through East Bradford and East Caln Township via Grubb's Mill to a point on Route 142 near Station 2013 about one mile east of the eastern boundary line of Downingtown Borough in Chester County a distance of about 4.2 miles

Route 15094 Beginning at a point on Route 147 near Station 100 in West Goshen Township at about one mile northwest of the West Chester Borough line thence north westerly through West Goshen West Whiteland and Uwchlan Townships passing through Grove and crossing Route 142 at Whitford Post Office to a point the intersection of Routes 270 and 147 at Lionville in Chester County in Uwchlan Township a distance of about 5.9 miles

Route 15095 Beginning at a point the intersection of Route 137 with the southern boundray line of Downingtown Borough thence easterly along said boundary line through East Caln East Bradford West Whiteland and East Whiteland Townships via Bradford Hills Station and Grove crossing Route 147 at a village known as Indian King thence northeasterly via Morstein and passing the Villa Maria Convent to a point the intersection of State-aid Application 1023 near Station 122 with the East Whiteland-East Goshen Township line thence northeasterly on said township line to a point the intersection of the East Whiteland-East Goshen-Willistown Township line to a point of road intersection thence easterly to a point on the western boundary line of Malvern Borough in Chester County a distance of about 10.6 miles

Route 15096 Beginning at a point of road intersection in West Goshen Township about .5 of a mile southwest of Ludwick's Store thence northeasterly on a road known as the Green Hill Road through West Goshen and East Goshen Townships crossing Route 147 at Ludwick's Store and crossing Route 202 about .5 of a mile east of Green Hill Station to a point on State-aid Application 1023 near Station 80 about 1.5 miles north of Goshenville in Chester County a distance of about 4.8 miles

Route 15097 Beginning at a point on Route 179 near Station 580 in East Goshen Township about one mile northwest of Rockhill thence northwesterly through East Goshen West Goshen and West Whiteland Townships crossing Route 143 at General Greene crossing Route 202 at a point about .6 of a mile east of Kirkland Station to a point on Route 147 near Station 195 at Indian King in West Whiteland Township in Chester County a distance of about 4.6 miles

Route 15098 Beginning at point on Route 133 near Station 920 in West Goshen Township at the Goshen Baptist Church thence easterly on a road known as the Strassburg Road through West Goshen East Goshen and Willistown Townships crossing Route 179 at Rockyhill and via Whitehorse to a point on the inter-county bridge over Crum Creek at the Chester-Delaware County line said point being about 1.7 miles east of Whitehorse in Chester County a distance of about 7.5 miles

Route 15099 Beginning at a point on Route 202 near Station 2752 near Fernhill Station in West Goshen Township thence easterly through West Goshen Township over a road known as the Fernhill Road to a point on Route 143 near Station 110 about 1.5 miles east of the eastern boundary line of West Chester Borough in Chester County a distance of about 1 mile

Route 15100 Beginning at a point the intersection of Route 147 with the northern boundary line of West Chester Borough thence northeasterly along said boundaryline and passing through West Goshen Township to a point on Route 202 about .5 of a mile southwest of Fernhill Station in Chester County a distance of about .8 of a mile

Route 15101 Beginning at a point on Route 201 near Station 1265 at about .5 of a mile southwest of the southwestern boundary line of the borough of Spring City thence northwesterly through East Vincent and East Coventry Townships crossing State-aid Application 96 about one mile northeast of its southwestern terminus on Route 372 to a point of road intersection in East Coventry Township about 1.5 miles southwest of Parkerford Station thence northerly through East Coventry Township to a point of road intersection about one mile west of Parkerford Station thence northeasterly through East Coventry Township to a point on Route 201 near Station 1458 and about .7 of a mile northwest of Parkerford Station in Chester County a distance of about 4.5 miles

Route 15102 Beginning at a point of road intersection on the Chester-Delaware County line and about one mile northeast of the intersection of said county line with Route 144 thence northwesterly through Tredyffrin Township to a point on the Chester-Montgomery County line about one mile northeast of the intersection of the last above-mentioned county line with Route 144 in Chester County a distance of about .5 of a mile

Route 15103 Beginning at a point on State-aid Application 30 near Station 119 in East Bradford Township and about 1.25 miles southwest of the southwestern boundary line of West Chester Borough thence northwesterly through East Bradford Township along the east branch of Brandywine Creek to a point on Route 273 near Station 130 and about .25 of a mile east of Cope's Bridge in Chester County a distance of about 1.7 miles

Route 15104 Beginning at a point on Route 372 near Station 940 in East Coventry Township near Slonaker thence northeasterly through East Coventry Township to a point on Route 201 near Station 1412 and near Parkerford Post Office in Chester County a distance of about 2.7 miles

Route 15105 Beginning at a point on the Chester-Delaware County line about .1 of a mile southeast of Route 133 and about .7 of a mile southwest of the intersection of Route 133 with said county line thence northwesterly through Willistown Township crossing Route 133 near Station 665 to a point of road intersection about 1.25 miles south west of Whitehorse in Chester County a distance of about 1.6 miles

Route 15106 Beginning at a point of road intersection about .75 of a mile east of the East Goshen-Willistown Township line and about 1.25 miles north of Route 133 in Willistown Township thence northwesterly through Willistown Township via Sugartown and crossing Route 143 about one mile northeast of its intersection with in East Goshen-Willistown Township line to a point on the southwestern boundary line of Malvern Borough thence by said boundary line northwest to a point of road intersection about .2 of a mile southeast of the intersection of the Malvern Borough line with the East Whiteland and Willistown Township line in Chester County a distance of about 4.1 miles

Route 15107 Beginning at a point on the Chester-Delaware County line about .6 of a mile northeast of its intersection with Route 133 thence northwesterly through Willistown Township via Whitehorse to a point of road intersection about .2 of a mile southeast of Sugartown in Chester County a distance of about 3.7 miles

Route 15108 Beginning at a point of road intersection about .25 of a mile east of Whitehorse in Willistown Township thence northerly and northwesterly through Willistown Township to a point of road intersection about 1.5 miles southwest of Leopard thence northerly through Willistown Township about .3 of a mile to a point of road intersection about 1.3 miles west of Leopard thence northwesterly through Willistown and Tredyffrin Townships crossing Route 142 opposite the Paoli Station to a point about .4 of a mile north of Howellville Station in Tredyffrin Township thence easterly about .1 of a mile to a point of road intersection thence northwesterly and northerly to a point the intersection of the Charlestown-Tredyffrin-Schuylkill Township line thence northerly and northeasterly in Schuylkill Township crossing Route 201 about .7 of a mile southwest of Perkiomen Junction to a point of road intersection about .25 of a mile west of Perkiomen Junction in Chester County a distance of about 10.6 miles

Route 15109 Beginning at a point on Route 143 in Willistown Township and about .25 of a mile northeast of the southeastern corner of Malvern Borough thence northeasterly through Willistown Township to a point on the Tredyffrin-Willistown Township line thence still northeasterly by the said Township line to a point the intersection of the Willistown-Tredyffrin-Easttown Township line thence still northeasterly on the Tredyffrin-Easttown Township line to a point of road intersection about .6 of amile south of Paoli Station in Chester County a distance of about 1.5 miles

Route 15110 Beginning at a point on Route 541 at Gum Tree Store in Highland Township thence in a northerly direction via the properties of William Coates Albert Reynolds and Joseph Donnelly to a point on township road at Charles Ash farm thence westerly via the property of Charles Ash thence northeasterly via Harmony School and continuing to Marvin Irwin farm thence northerly to Highland road at George Scott's property thence northerly through Highland East Fallowfield and Sadsbury Townships along Highland Road via Russell's Mill to a point on State-aid Application 3001 in Sadsbury Township in the village of Stottsville in Chester County being a distance of about 3 miles

Route 15111 Beginning at a point on the Chester-Delaware County line thence northwesterly through Easttown Township via Leopard and through Tredyffrin Township to a point on Route 142 near Station 2592 and about .4 of a mile east of Paoli Station in Chester County a distance of about 3.7 miles

Route 15112 Beginning at a point on Route 142 near Station 2576 at Paoli in Tredyffrin Township thence southeasterly through Tredyffrin and Easttown Townships to a point the intersection of the Easttown-Tredyffrin Township line and the Chester-Delaware County line about .8 of a mile southwest of Strafford Station in Chester County a distance of about 4.3 miles

Route 15113 Beginning at a point on the Chester-Delaware County line and about 2 miles east of its intersection with the Willistown-Easttown Township line thence northwesterly through Easttown Township to a point of road intersection about one mile southeast of Berwyn in Chester County a distance of about 1.5 miles

Route 15114 Beginning at a point of road intersection in Easttown Township and about one mile southeast of Berwyn thence northerly and northwesterly through Easttown Township to a point on Route 142 near Station 2692 in Berwyn in Chester County a distance of about 1.1 miles

Route 15115 Beginning at a point of road intersection opposite Leopard Store in Easttown Township thence northerly through Easttown Township to a point on the Sugartown Road about .8 of a mile southwest of Berwyn in Chester County a distance of about .9 of a mile

Route 15116 Beginning at a point of road intersection on Sugartown Road and about .8 of a mile southwest of Berwyn in Easttown Township thence northerly and northeasterly through Easttown Township to a point on Route 142 at Berwyn in Chester County a distance of about .8 of a mile

Route 15117 Beginning at a point of road intersection in Easttown Township about .5 of a mile northwest of the Chester-Delaware County line and about 1.5 miles east of Leopard thence northeasterly northerly and northwesterly through Easttown Township to a point on Route 142 near Station 2752 in Devon in Chester County a distance of about 2.3 miles

Route 15118 Beginning at a point of road intersection in Easttown Township and about one mile southeast of Berwyn thence southeasterly through Easttown Township to a point on the Chester-Delaware County line said point being about .3 of a mile southwest of the intersection of Easttown Township line with the Radnor-Newtown Township lines in Delaware County in Chester County a distance of about 1.6 miles

Route 15119 Beginning at a point on Route 274 near Station 1500 at Compass in West Caln Township thence easterly through West Caln Township via Wagontown to a point on a bridge over the west branch of Brandywine Creek said point being on the intersection of the West Caln-West Brandywine-Valley Township lines thence easterly by the West Brandywine-Valley Township line crossing Route 372 to a point at the intersection of the West Brandywine-Valley-Caln Township lines thence easterly through Caln Township to a point on State-aid Application 1431 near Station 80 in Chester County a distance of about 11.3 miles

Route 15120 Beginning at a point on Route 273 at Copes Bridge in East Bradford Township thence northwesterly through East Bradford Township paralleling Brandywine Creek on the east side via Ingram's Mill to a point on Route 137 at Alton Station in Chester County a distance of about 1 mile

Route 15121 Beginning at a point on Route 142 near Station 1672 at Caln in Caln Township thence northerly to a point on the West Brandywine-Caln Township line thence by said township line and through West Brandywine Township northerly to a point of road intersection about .25 of a mile west of Reeceville thence westerly and northwesterly through West Brandywine and West Caln Townships via Cedar Knoll to a point of road intersection at Martin's Corner thence south and southeasterly through West Caln Township to a point of road intersection about one mile northwest of Wagontown thence southwesterly through West Caln Township about .3 of a mile to a point of road intersection about one mile northwest of Wagontown thence southeasterly and southerly through West Coln Township via Wagontown to a point on State-aid Application 15 near Station 77 and near the Valley Township line in Chester County a distance of about 10.6 miles

Route 15122 Beginning at a point on the northeastern boundary line of the City of Coatesville thence northeasterly through Valley and Caln Townships to a point of road intersection about one mile north of Route 142 and about .7 of a mile southwest of the intersection of the Caln-West Brandywine-East Brandywine Township lines in Chester County a distance of about 1.1 miles

Route 15123 Beginning at a point of road intersection in West Caln Township near the railroad station at Wagontown thence northeasterly and northerly through West Caln and

West Brandywine Townships via Cedar Knoll to a point at the intersection of Route 372 with the southern terminus of Route 502 near Brandywine Manor in Chester County a distance of about 3.9 miles

Route 15124 Beginning at a point in East Brandywine Township said point being the northern terminus of State-aid Application 4117 near Station 36 at Bondsville thence northerly through East Brandywine Township to a point on Route 137 in Guthriesville thence easterly through East Brandywine Township via Corner Ketch to a point of road intersection about .3 of a mile west of Hopewell Church thence northerly through East Brandywine Township to a point on a bridge over the east branch of the Brandywine Creek near Reed's Road Station said point being on the East Brandywine-Upper Uwchlan Township line junction with Rout 328 in Chester County a distance of about 3.85 miles

Route 15125 Beginning at a point of road intersection at Sheeder Post Office in East Vincent Township thence northerly through East Vincent and East Coventry Townships crossing Route 372 about .3 of a mile northwest of its intersection with the southwestern terminus of State-aid Application 96 thence still northwesterly through East Vilncent and East Coventry Townships to a point of road intersectio naobut .6 of a mile northweste of the East Vincent-East Coventry Township line thence northerly through East Coventry Township to a point on Route 201 near Station 1532 in Chester County a distance of about 5.6 miles

Route 15126 Beginning at a point in Caln Township on State-aid Application 1431 near Station 57 and about one mile north of Thorndale thence easterly through Caln Township to a point on Route 137 near Station 480 said being about .75 of a mile northwest of the northwestern boundary line of Downingtown Borough in Chester County a distance of about .8 of a mile

Route 15127 Beginning at a point on Route 137 near Station 559 about .75 of a mile southeast of Guthriesville in East Brandywin Township thence northerly through East Brandywine Township via Corner Ketch to a point the intersection of Routes 328 and 612 at Lyndell in Chester County a distance of about 2.3 miles

Route 15128 Beginning at a point of road intersection about .25 of a mile west of Route 147 and about 1.5 mile north of Cedarville in North Coventry Township via Cedarville to a point on Route 147 near Station 1250 in Chester County a distance of about 1.5 miles

Route 15129 Beginning at a point of road intersection about 1.25 miles north of Warwick in Warwick Township thence easterly through Warwick Township to a point of road intersection about .75 of a mile west of Harmonyville in Chester County a distance of about 3.2 miles

Route 15130 Beginning at a point of road interscetion in Warwick Township and about .4 of a mile north of St. Peters Station thence northerly through Warwick Township to a point of road intersection about .6 of a mile west of Harmonyville thence easterly for a distance of about .1 of a mile to a point of road intersection about .5 of a mile west of Harmonyville thence northerly and northeasterly through Warwick and North Coventry Townships to a point of road intersection about .5 of a mile southeast of Schenkel in North Coventry Township thence easterly through North Coventry Township to a point of road intersection about 1.3 miles southwest of Cedarville thence northerly through North Coventry Township to a point of road intersection in Cedarville in Chester County a distance of about 6.8 miles

Route 15131 Beginning at a point on Route 372 near Station 630 at Knauertown in Warwick Township thence northerly through Warwick Township to a point of road intersection about .4 of a mile north of St Peters Station thence northeasterly through Warwick Township via Harmonyville to a point of road intersection about .5 of a mile east of Harmonyville thence northerly through Warwick Township to a point of road intersection about .5 of a mile east of Harmonyville thence easterly and northeasterly through Warwick South Coventry and North Coventry Townships to a point on Route 147 near Station 1117 in Chester County a distance of about 6.3 miles

Route 15132 Beginning at a point on Route 142 near Station 2408 in East Whiteland Township at about .75 of a mile southwest of Valley Store Station thence [illegible]erly through East Whiteland and Tredyffrin Townships via Valley Store to a point on Route 143 near Station 566 at about one mile north of Daylesford Station in Chester County a distance of about 4.7 miles

Route 15133 Beginning at a point on Route 372 near Station 466 in Warwick Township thence northerly through Warwick Township thence northerly through Warwick Township to a point of road intersection about 1.4 miles north of Warwick thence easterly for a distance of about .1 of a mile to a point of road intersection thence northerly still through Warwick Township to a point on the Berks-Chester County line about 1.7 miles southwest of its intersection with the Warwick-North Coventry Township line in Chester County a distance of about 2.8 miles

Route 15134 Beginning at a point on Route 142 near Station 2451 about .3 of a mile north of the northern boundary line of Malvern Borough thence northerly through East Whiteland Charlestown and Schuylkill Townships via Williams Corner to a point on Route 201 at the crossroads called Corner Stores in Schuylkill Townships in Chester County a distance of about 5 miles

Route 15135 Beginning at a point on Route 142 near Station 2687 in Berwyn thence northwesterly through Easttown and Tredyffrin Townships to a point on Route 143 near Station 601 at about 1.25 miles west of Garden Railroad Station in Chester County a distance of about 1.6 miles

Route 15136 Beginning at a point on Route 142 in Tredyffrin Township at the Daylesford Railroad Station thence easterly through Tredyffrin Easttown crossing 142 Spur and Tredyffrin Townships to a point on Route 142 near Station 2797 at Strafford in Chester County a distance of about 3.4 miles

Route 15137 Beginning at a point of road intersection in Tredyffrin Township at about .5 of a mile northeast of Devon Station thence easterly through Tredyffrin Township to a point on Route 144 near Station 656 in Chester County a distance of about 1.4 miles

Route 15138 Beginning at a point on Route 541 at George Maules in Highland Township thence in a southeasterly direction to the Highland-West Marlboro Township line thence easterly through West Marlboro Township to a point on Route 15045 at Cross Roads near Doe Run Station in Chester County a distance of about 1 mile

Route 15139 Beginning at a point on Route 328 .3 mile southwest of the borough of Elverson thence southeasterly through West Nantmeal East Nantmeal West Vincent Upper Uwchlan East Vincent West Pikeland Charlestown and East Whiteland Townships crossing Route 147 at Ludwigs Corner crossing Route 270 about .5 of a mile southeast of Anselma Station to a point the intersection of Route 202 with the western terminus of Route 642 in East Whiteland Township in Chester County a distance of about 18 miles

Route 15140 Beginning at a point on Route 143 near Station 634 in Tredyffrin Township at about .5 of a mile due west of the New Centreville Station thence northwesterly through Tredyffrin Township to a point of road intersection about .2 of a mile southwest of a bridge over Valley Creek near the Chester-Montgomery County line in Chester County a distance of about 1.3 miles

Route 15141 Begining at a point on Route 328 about .1 of a mile west of Dowlin Station in East Brandywine Township thence easterly through East Brandywine and Uwchlan Townships about .1 of a mile to a ploint of road intersection thence northerly through Uwchlan Township about .3 of a mile to a point of road intersection thence easterly northeasterly and northerly through Uwchlan Township to a point of road intersection at about .25 of a mile south of the Uwchlan-Upper Uwchlan Township line thence easterly through Uwchlan Township to a point on Route 147 near Station 2390 at Lionville in Chester County a distance of about 4.2 miles

Route 15142 Beginning at a point on Route 147 near Station 555 at Eagle in Upper Uwchlan Township thence easterly through Upper Uwchlan Township to a point on the Upper Uwchlan-Uwchlan Township line thence easterly by said township line and through West Pikeland Township to a point of road intersection at Lionville Station thence northeasterly through West Pikeland Township to a point of road intersection on the Conestoga Road about .5 of a mile northwest of Anselma Station in Chester County a distance of about 2.5 miles

Route 15143 Beginning at a point on the Chester-Lancaster County line in Cambridge thence easterly through Honeybrook Township crossing Route 274 about .9 of a mile south of the southwestern boundary line of Honeybrook Borough to a point on Route 137 near Station 1012 at about .8 of a mile southeast of the southeastern boundary line of Honeybrook Borough in Chester County a distance of about 2.8 miles

Route 15144 Beginning at a point on Route 328 at Loag's Corner in West Nantmeal Township thence northeasterly through West Nantmeal and East Nantmeal Township to a point of road intersection about 1.5 miles southwest of Warwick thence northerly through East Nantmeal and Warwick Townships to a point on Route 372 near Station 445 and about .3 of a mile southwest of Warwick in Chester County a distance of about 3 miles

Route 15145 Beginning at a point on Route 137 near Station 852 said point being on the intersection of the Honeybrook West Nantmeal and West Bradywine Township lines thence northwesterly and northerly on the Honeybrook-West Nantmeal Township line via Cupola and Church Hill to a point of road intersection on said Township line about .7 of a mile northwest of Isabella Station thence northeasterly through West Nantmeal Township to a point on Route 328 near Station 415 about .5 of a mile southeast of Conestoga Station in Chester County a distance of about 5.4 miles

Route 15146 Begining at a point on the eastern boundary line of Honeybrook Borough near its intersection with Route 137 thence easterly through Honeybrook Township to a point of road intersection about .4 of a mile south of Buchanan's Station thence southeasterly through Honeybrook Township for a distance of about .1 of a mile to a point of road intersection about .5 of a mile south of Buchanan's Station thence northeasterly and easterly through Honeybrook Township via Suplee and Dampman to a point of road intersection on the Honeybrook-West Nantmeal Township line at about .5 of a mile northwest of Cupola Station in Chester County a distance of about 3.5 miles

Route 15147 Beginning at a point on the northeastern boundary line of Honeybrook Borough thence northeasterly through Honeybrook Township to a point of road intersection about .5 of a mile northwest of Buchanan's Station thence northerly through Honeybrook Township a distance of about .6 of a mile to a point of road intersection thence easterly through Honeybrook Township to a point of road intersection about .5 of a mile north of Dampman thence northerly a distance of about .3 of a mile to a point of road intersection thence northeasterly still through Honeybrook Township and via Fontaine Station to a point on the West Nantmeal-Honeybrook Township line thence southeasterly on said township line to a point of road intersection about .7 of a mile northwest of Isabella Station in Chester County a distance of about 4.3 miles

Route 15148 Beginning at a point of road intersection about .25 of a mile northwest of Cupola Station on the Honeybrook-West Nantmeal Township line thence northeasterly through West Nantmeal Township to a point of road intersection opposite Lewis Mills Station thence southeasterly and easterly through West Nantmeal Township crossing Route 502 about .7 of a mile south of Barneston thence easterly through West Nantmeal and Wallace Townships crossing Route 328 at Glenmore to a point of road intersection at the Fairview Presbyterian Church in Wallace Township thence northerly through Wallace Township to a point of road intersection about .1 of a mile west of the Wallace-East Nantmeal Township line thence easterly through Wallace and East Nantmeal Townships via Nantmeal Village to a point on Route 147 near Station 821 at about 1.2 miles northeast of Nantmeal Village in Chester County a distance of about 12.1 miles

Route 15149 Beginning at a point of road intersection opposite Lewis Mills Station in West Nantmeal Township thence northeasterly and easterly following the east branch of the Brandywine Creek via Wyebrooke to a point the intersection of Route 328 with the northern terminus of Route 502 in Chester County a distance of about 1.8 miles

Route 15150 Beginning at a point on Route 328 near Station 680 at Glenmoore in Wallace Township thence northeasterly through Wallace Township to a point of road intersection about .2 of a mile east of Glenmoore in Chester County a distance of about .2 of a mile

Route 15151 Beginning at a point of road intersection at Fontaine Station in Honeybrook Township thence southeasterly through Honeybrook Township to a point of road intersection at Church Hill thence easterly through Honeybrook and West Nantmeal Townships to a point of road intersection about .3 of a mile north of Wyebrook Station in Chester County a distance of about 2.7 miles

Route 15152 Beginning at a point on Route 328 near Station 795 near Cornog Station in Wallace Township thence northeasterly through Wallace Township to a point of road intersection about .5 of a mile west of the Upper Uwchlan-Wallace Township line in Chester County a distance of about .7 of a mile

Route 15153 Beginning at a point on State-aid Application 30 at Seeds Bridge in East Bradford Township thence northwesterly along the east bank of Brandywine Creek to the East Bradford-West Bradford Township line thence northerly and westerly through West Bradford Township to a point on Route 15077 in Chester County about 1.7 miles southwest of the Village of Marshalltown in West Bradford Township

Route 15154 Beginning at a point on Route 328 at Bartol's Gate in Wallace Township thence westerlay through Wallace Township via the property of Howard Abel thence southerly to the Wallace-West Brandwine Township line thence southerly to the Wallace-West Brandywine Township line thence continuing through West Brandywine Township in a southerly direction to a point on Route 137 the western terminus of Route 612 at Little Washington in West Brandywine Township in Chester County a distance of about 2.25 miles

Route 15155 Beginning at a point at London Tract Baptist Church in London Britain Township thence northeasterly via the Leon Garrett B. J. Owen Nevin Hoopes and N. E. Sharpels properties to a point on the New Garden-London Britain Township line at Buttonwood in Chester County a distance of about 1.5 miles

Route 15156 Beginning at a point on Route 15025 about one mile southwest of Homeville in Upper Oxford Township thence southwesterly to Bell Bank on the Octoraro Creek in Chester County a distance of about 2 miles

Route 15157 Beginning at a point on the Delaware-Chester County line about one mile southeast of Westtown Station on the P R R thence northwesterly along the boundary line of Chester and Delaware Counties for a distance of .25 of a mile thence northerly through Thornbury Township to a point near the Chester-Delaware County line thence northwesterly through Thornbury Township to a point on State Highway Route 626 on the boundary line between Thornbury and Westtown Townships about .1 of a mile northeast of Westtown Station on the P R R in Chester County a distance of about 1.2 miles

Section 17 The township roads to be taken over under the provisions of this act in the County of Clarion are those situate and described as follows

Route 16001 Beginning at the Pennsylvania Railroad crossing in Phillipston thence northeast in Brady Township to a point on State Route 214 in Clarion County being a distance of about 1.6 miles

Route 16002 Beginning at the Lawsonham Church west of Lawsonham and running in a westerly direction through Madison Township across State Route 214 thence via Kissinger's Mills to a point on the dividing line between Madison and Toby Townships and continuing in a northerly direction in Toby Township via Snyder's Corner and Say Corners to a point on the dividing line between Toby and Perry Townships and continuing through Perry Township to a point on State Route 311 approximately one half mile east of West Freedom in Clarion County being a distance of about 14.3 miles

Route 16003 Beginning at the Armstrong-Clarion County Line at the county bridge in Lawsonham through Lawsonham and thence running in a northerly direction to a point on the dividing line between Madison and Toby Townships thence northwest in Toby Township to a point on the dividing line between Rimersburg Borough and Toby Township in Clarion County being a distance of about 3.4 miles

Route 16004 Beginning at the southwest corner of Rimersburg Borough and running in a westerly direction in Toby Township via Cemetery Corners Summerville Corners Boyd Corners Rankin's Corners G. G. Stewarts Corners Steel Corners to point of intersection with Public Road at O. Stewarts Corners in Clarion County being a distance of about 4.3 miles

Route 16005 Beginning at the intersection of road approximately one half mile southeast of Rimersburg known as Pleasant Hill Corners and running in a southeasterly and easterly direction through Madison Township via Wildcat to a point on the dividing line between Madison and Porter Townships thence east via McDonald's Corners through Smithland and

Carr's Furnace to the west end of State Route 553 at Goheen's Crossroad in Clarion County being a distance of about 8.7 miles

Route 16006 Beginning at Route 16005 at the Wall Farm in Porter Township and running north past the Oak Grove Church to Squirrel Hill thence east to Rockville to a point of intersection with Route 16008 in Clarion County being a distance of about 3.5 miles

Route 16007 Beginning at Carr's Furnace Bridge and running north in Porter Township via Leatherwood Rockville Piollet and Wild's Corners to a point on the dividing line between Porter and Monroe Townships thence northerly through Monroe Township via Keystone Corners to the point of intersection with the Churchville Road about one tenth of a mile east of Curllsville in Clarion County being a distance of about 7.3 miles

Route 16008 Beginning at State Route 553 at Cottage Hill and running north via McCauley and Jack's School Corners and via Weeter's Corners in Porter Township to a point on the dividing line between Porter and Monroe Townships thence northward through Monroe Township via Shiry Corners to State Highway Route 214 at Reidersburg in Clarion County being a distance of about 11.3 miles

Route 16009 Beginning at McCauley Corners and running northeast through Porter Township via Gourley's Corners through Sloan's Gap to a point on the dividing line between porter and Limestone Townships and continuing northeast through Limestone Township across State Route 66 through Frogtown thence in an easterly direction via Orr's Corners through Kingsville and thence northeasterly through Limestone Township via Monrean Corners to Holden Station thence north to a point on the dividing line between Limestone and Clarion Townships thence north in Clarion Township to a point on State Route 64 approximately one mile west of the Jefferson County Line in Clarion County being a distance of about 12.4 miles

Route 16010 Beginning at a point just north of Weeter's Corners on the New Bethlehem-Reidsburg Road and extending northeasterly in Porter Township through Brinkerton to a point of intersection on the Brinkerton-Frogtown Road at Gourley's Corners in Clarion County being a distance of about 1.7 miles

Route 16011 Beginning at a point on the Armstrong-Clarion County Line on the bridge across Red Bank Creek at Oak Ridge and extending in a northerly direction in Red Bank Township to a point on State Route 237 at the Pennsylvania Railroad Overhead in Clarion County being a distance of about 0.1 mile

Route 16012 Beginning at State Route 237 at Reed's Corners and running north through Redbank Township on the Town Run Road via Truittsburg and continuing north to a point on the dividing line between Red Bank and Limestone Townships thence in a west and northwesterly direction through Limestone Township to Frogtown in Clarion County being a distance of about 8.6 miles

Route 16013 Beginning at a point on the dividing line between Hawthorne Borough and Red Bank Township and extending northwesterly and north on the Hawthorne-Truittsburg Road in Red Bank Township to point of intersection with the Town Run Road in Clarion County being a distance of about 1.6 miles

Route 16014 Beginning at State Route 237 at Shannondale and running northwesterly through Red Bank Township to a point on the dividing line between Red Bank and Limestone Townships thence northwesterly through Limestone Township via Crates and Orr's Corners to a point on State Route 66 about one mile south of Mechanicsville in Clarion County being a distance of about 7.5 miles

Route 16015 Beginning at West Monterey and running in a northerly direction in Perry Township via Stewart's Corners through Dutch Hill and Kribel's Corners to State Route 311 at West Freedom in Clarion County being a distance of about 5.8 miles

Route 16016 Beginning at State Route 311 at Perryville and running in a northeasterly direction in Perry Township to McIlwain Corners thence east of the G .B. Logue Corners thence southeast to State Route 311 at the village of West Freedom in Clarion County being a distance of about 4.0 miles

Route 16017 Beginning at Stewart's Corners about three quarters mile south of Dutch Hill and running south and southeast through Perry Township along Black Fox Run to a point on the dividing line between Perry and Toby Townships thence in an easterly direction through Toby Township to Snyder Corners in Clarion County being a distance of about 4.9 miles

Route 16018 Beginning at the M. S. Stewart Corners and running in an easterly direction in Perry Township via Concord Church and the D. N. McCall Corners to a point on the dividing line between Perry and Toby Townships thence southeast in Toby Township to intersecting road at the J F Cooper Corners in Clarion County being a distance of about 2.4 miles

Route 16019 Beginning at the westerly boundary line of Rimersburg Borough on the Cherry Run Road thence in a generally northwest direction through Toby Township via Cyick Corners and Cherry Run Camp Grounds and Grant's Corners to a point on the dividing line between Toby and Licking Townships thence north through Licking Township to a point on State Route 311 about one half mile west of Callansburg Borough in Clarion County being a distance of about 7.4 miles

Route 16020 Beginning at Say Corners near the Perry Township Line and running easterly through Toby Township to Grant Corners in Clarion County being a distance of about 2.1 miles

Route 16021 Beginning at intersecting roads at the Cherry Run Camp Ground and running easterly through Toby Township via Cherry Run Station to a point on State Highway Route 214 at Cherry Springs in Clarion County being a ditsance of about 2.5 miles.

Route 16022 Beginning at State Route 214 approximately 0.1 mile south of Sligo Borough and running east through Piney Township to a point on the dividing line of Piney Township and Curllsville Borough in Clarion County being a distance of about 2.1 miles

Route 16023 Beginning at Hillis Corners on State Route 214 and running northeasterly through Toby Township to a point on the dividing line between Toby and Piney Townships thence through Piney Township to a point on the dividing line between Piney Township and Curllsville Borough in Clarion County being a distance of about 2.7 miles

Route 16024 Beginning on the east boundary line of Curllsville Borough and running in an easterly direction through Monroe Township via Churchville to intersecting roads at Shiry Corners in Clarion County being a distance of about 2.7 miles

Route 16025 Beginning at State Route 214 at Reidsburg and running in an easterly direction through Monroe Township on the south side of Piney Creek to a point on the dividing line between Monroe and Limestone Townships thence east and southeast through Limestone Township via Zagst Corners to a point on State Route 66 about one fourth mile north of Limestone in Clarion County being a distance of about 5.5 miles

Route 16026 Beginning at a point on State Route 311 known as Whitmer's Blacksmith Shop about one fourth mile east of Callensburg thence in a northwesterly direction through through Licking Township via Bachman Furnace Corners and Turniphole to a point on the dividing line between Licking and Richland Townships thence through Richland Township in a northwesterly direction via Alum Rock Heeber's Corners Jones' Corners and Buttertown to a point on State Route 75 in Clarion County being a distance of about 9.8 miles

Route 16027 Beginning at Dehner's Corners about three-quarters mile east of Alum Rock and running northeasterly through Richland Township to a point on the dividing line between Richland and Licking Townships thence in a northeasterly direction through Licking Township to a point on the dividing line between Licking and Beaver Townships thence northeasterly through Beaver Township via Ritt's Station to a point of intersectio nwith the concrete road at Blair's Cornners in Clarion County being a distance of about 2.9 miles

Route 16028 Beginning at Bachman Furnace Corners about one half mile north of Callensburg Borough and running in a northerly direction via Davis' Corners through Licking Township to a point on the dividing line between Licking and Beaver Townships thence north through Beaver Township to a point on the concrete road east of Blair's Corners in Clarion County being a distance of about 3.9 miles

Route 16029 Beginning at intersecting roads at Henry's Corners and running north through Licking Township to a point on the dividing line between Licking and Beaver Townships thence north through Beaver Township via Canoe Ripple to Whitehill Corners thence west in Beaver Township via Patten's Corners to the point of intersection with the township road at Burntmill in Clarion County being a distance of about 5.9 miles

Route 16030 Beginning at State Route 311 one-half mile east of Callensburg Borough thence northeasterly through Easton Village in Licking Township to a point on the dividing line between Licking and Piney Townships thence north on the township line thence easterly in Piney Township via Shamburg to Varners Corners thence north across Piney Creek to Madison Furnace thence east and southeast via Magee Farm to a point on the Piney-Monroe Township Line thence generally eastward in Monroe Township past the Joe Schierberl Farm to State Route 214 at Williamsburg in Clarion County being a distance of about 10.7 miles

Route 16031 Beginning at the north borough line of Sligo Borough and running in a northerly direction in Piney Township to intersecting road at Deese's Corners in Clarion County being a distance of about 2.2 miles.

Route 16032 Beginning at the junction of Routes 214 and 551 at the Clarion Poor Farm and running north through Piney Township via Myers Corners to Shamburg thence north through Piney to a point on the dividing line between Piney and Beaver Townships thence northward through Beaver Township via Shaul's Corners and McCadden Corners to a point of intersection wtih concrete road at Elk City in Clarion County being a distance of about 10.5 miles

Route 16033 Beginning at a concrete road at Wentling's Corners and running eastand southeast in BeaverTownship to Shaul's Corners in Clarion County being a distance of about 4.0 miles

Route 16034 Beginning at Piney Corners and running northeasterly through Beaver Township to a point on the dividing line between Beaver and Elk Townships continuing northeasterly through Elk Township to a point on the dividing line between Elk and Paint Townships thence northeasterly through Paint Township via Manor Corners to point of intersection with State Route 65 at Brenneman's Corners in Clarion County being a distance of about 5.9 miles

Route 16035 Beginning at Winkler's Corners and running east through Beaver Township to a point on the dividing line between Beaver and Point Townships thence northeast throug hPaint Township past Wagner's Corners to point of intersection with Route 65 at top of Clarion Hill in Clarion County being a distance of about 3.0 miles

Route 16036 Beginning at Wagner's Corners and extending northwesterly in Paint Township to Manor Corners in Clarion County being a distance of about 0.8 miles

Route 16037 Beginning at State Route 214 just north of Reidsburg and running through Monroe Township on the north side of Piney Creek to a point on the dividing line of Claron and Limestone Townships thence east in Limestone Township to a point on the dividing line between Limestone and Clarion Townships thence east through Clarion Township to point of intersection with State Route 66 just south of Mechanicsville in Clarion County being a distance of about 4.0 miles

Route 16038 Beginning at Gillinger's Corners on State Route 66 and running east in Clarion Township past Rehobeth Church thence north to the south line of Stratonville Borough in Clarion County being a distance of about 2.3 miles

Route 16039 Beginning at State Route 66 at Mechanicsville and running east through Clarion Township via Waterson to State Route 552 in Clarion County being a distance of about 3.5 miles

Route 16040 Beginning at intersecting roads in Kingsville and running northward in Limestone Township to the south end of State Route 552 in Clarion County being a distance of about 2.3 miles

Route 16041 Beginning at a point on the dividing line between Jefferson and Clarion Counties and running north in Limestone Township via Sutton Station and Stalman's Holden Station in Clarion County being a distance of about 2.1 miles

Route 16042 Beginning at a point of intersection with a concrete road 1.0 mile north of Turkey City and running north through Richland Township to point on the dividing line be-between Richland and Salem Townships thence northerly through Salem Township via Latchaw Corners to point of intersection with State Route 218 at New Salem in Clarion County being a distance of about 2.5 miles

Route 16043 Beginning at point of intersection with concrete road one half mile west of Monroe and running north in Beaver Township to a point on the dividing line between Beaver and Salem Township thence north in Salem Township to Kopps' Corners thence northwest across State Route 218 to the Crossroads Church thence east in Salem Township to a point on the dividing line between Salem and Ashland Townships thence east in Ashland Township via Ninevah to Altman's Corners in Clarion County being a distance of about 7.3 miles

Route 16044 Beginning at intersecting road at the Oliver Culbertson Farm one-quarter mile north of Edenburg and running north in Beaver Township to a point on the dividing line between Beaver and Ashland Townships thence north in Ashlad Township via James Lamb Farm to a point of intersection with State Route 65 at the Berlin Farm in Clarion County being a distance of about 1.9 miles

Route 16045 Beginning at the corners at the Crossroads Church and running northwest in Salem Township to a point on the dividing line between Clarion and Venango Counties in Clarion County being a distance of about 0.7 miles

Route 16046 Beginning at the north boundary line of Edenburg Borough and running northwest in Beaver Township to a point on the dividing line between Beaver and Ashland Townships thence northwest in Ashland Township to Altman's Corners thence north in Ashland Township across State Route 65 at Kossuth and continuing north in Ashland Township to Ashland Church Corners thence west to Boock's Corners thence north to a point on the dividing line between Clarion and Venango Counties in Clarion County being a distance of about 8.8 miles

Route 16047 Beginning at State Route 65 just west of Elmo Station and running north in Ashland Township to an intersecting road at Fern Post Office in Clarion County being a distance of about 1.6 miles

Route 16048 Beginning at Hanel's Corners and running east in Ashland Township through Fern Post Office to a point on the dividing line between Ashland and Elk Townships thence east in Elk Township through Haynie to a point on State Route 92 at Millerstown in Clarion County being a distance of about 6.5 miles

Route 1649 Beginning at State Route 218 at or near the Beaver-Elk Township Line and extending northerly in Beaver Township to a point on the Beaver-Elk Township Line and continuing north in Elk Township across State Route 65 at Oak Grove through Haynie to Lewis School Cross Roads thence east of Swatzfager's Corners thence north to a point on the dividing line between Clarion and Venango Counties in Clarion County being a distance of about 7.6 miles

Route 16050 Beginning at a point on State Route 409 in the south end of Lucinda and running west in Knox Township to Hueffner thence northwest to a point on the dividing line between Knox and Washington Townships thence northwest in Washington Township to a point on State Route 92 in the east end of Fryburg in Clarion County being a distance of about 5.6 miles

Route 16051 Beginning at the intersection roads in Hueffner and running westerly in Knox Township to a point on the dividing line between Knox and Elk Townships thence northwest in Elk Township to a point on State Route 92 in Clarion County being a distance of about 4.6 miles

Route 16052 Beginning at State Route 409 in the north end of Lucinda and running easterly in Knox Township to a point on the dividing line between Knox and Farmington Townships thence east in Farmington Township to a point on the dividing line between Farmington and Highland Townships thence east through Highland Township to a point on the dividing line between Highland and Farmington Townships thence east in Farmington Township to Glasser's Corners in Clarion County being a distance of about 3.5 miles

Route 16053 Beginning at the intersecting road about one mile northeast of Helen Furnace and running north in Highland Township to a point on the dividing line between Highland and Farmington Townships thence north in Farmington Township to Gabler's Corners thence west to State Route 409 abot two miles southwest of Leeper in Clarion County being a distance of about 5.1 miles

Route 16054 Beginning at the end of State Route 554 in Highland Township and running northeast through Highland Township via Miola and Helen Furnace to a point on the dividing line between Highland and Farmington Townships thence northeast in Farmington Township to Scotch Hill thence northeast to a point on State Route 758 at Cook's Corners in Clarion County being a distance of about 9.4 miles

Route 16055 Beginning at the north boundary line of Strattonville Borough and running northeast and north in Clarion Township to a point on the dividing line between Clarion and Millcreek Townships thence northeast in Millcreek Township to Fisher thence north in Millcreek Township to a point on the dividing line between Millcreek and Farmington Townships thence northwest in Farmington Township via Gravel Lick to a point on State Route 758 about one-fourth of a mile east of Cook's Corners in Clarion County being a distance of about 12.6 miles

Route 16056 Beginning at Fisher and running northeasterly in Millcreek Township via Hugh's Crossroads to a point on the dividing line between Clarion and Jefferson Counties in Clarion County being a distance of about 2.5 miles

Route 16057 Beginning at a point on the dividing line between Forest and Clarion Counties and running east in Washington Township to Johnlowen thence south past the farms of John Alexander John Frill and John Harmon to point of intersection with State Route 92 about one mile east of Lickingville in Clarion County being a distance of about 3.5 miles

Route 16058 Beginning at the end of State Highway Spur Route 92 in Lickingville and running east in Washington Township to a point on the dividing line between Washington and Farmington Townships thence in a generally easterly direction in Farmington Township across State Route 248 at Tylersburg to a point on State Route 409 about 1.5 miles northeast of Leeper in Clarion County being a distance of about 5.2 miles

Route 16059 Beginning at State Route 758 aabout one quarter of a mile north of Cooksburg and running north through Farmington Township via North Pinegrove to State Route 409 at Vowinckel in Clarion County being a distance of about 6.1 miles

Route 16060 Beginning at Wilkinson's Corners one-half mile south of North Pinegrove and running east in Farmington Township to a point on the dividing line between Clarion and Forest Counties in Clarion County being a distance of about 0.6 miles

Section 18 The township roads to be taken over under the provisions of this act in the County of Clearfield are those situate and described as follows

Route 17001 Beginning at a point on Route 62-B about .3 of a mile northeast of Stifflertown thence eastward through Burnside Township to intersect Route 17002 near Sylvis in Clearfield County a distance of about 4.08 miles

Route 17002 Beginning at a point on the Clearfield-Cambria County line on the Ridge Road thence north through Burnside and Bell Townships to Mahaffey Borough in Clearfield County a distance of about 11.35 miles

Route 17003 Beginning at a point on Route 17002 about 2.65 miles north of the Cambria-Clearfield County line thence east through Burnside Township to Westover Borough thence east from Westover Borough through Chest Township to intersect Route 17018 at a point about one mile north of the Cambria-Clearfield County line in Clearfield County a distance of about 3.05 miles

Route 17004 Beginning at a point on Route 62-B near Patchinville thence in an easterly direction in Burnside Township to a point on Route 17002 thence from Route 17002 in an easterly direction in Burnside and Chest Townships to a point on Route 221 near Waukesha thence from Waukesha southeasterly in Chest Township to a point on Route 17018 near McPherron thence from Route 17018 northeasterly in Chest and Jordan Townships to a point on Route 17022 near Comfort Run in Clearfield County a distance of about 12.25 miles

Route 17005 Beginning at Burnside Borough thence eastward in Burnside Township to a point on Route 17002 near New Washington Borough in Clearfield County a distance of about 3.3 miles

Route 17006 Beginning at a point on Route 262 near Cush Creek Junction thence westward through Burnside Township to a point on the Indiana-Clearfield County line in Clearfield County a distance of about .75 miles

Route 17007 Beginning at a point on Route 62-B about 2.1 miles south of McGees Mills thence in a northwesterly direction through Bell Township to a point on the Clearfield-Indiana County line in Clearfield County a distance of about 2.3 miles

Route 17008 Beginning at a point on Route 62-B about .6 of a mile east of McGees Mills thence in a northerly direction through Bell and Brady Townships via Newtonburg to a point on Route 189 near the southwest corner of Troutville Borough in Clearfield County a distance of about 13.3 miles

Route 17009 Beginning at a point at Troutville Borough thence in a northwesterly direction through Brady Township to a point on the Jefferson-Clearfield County line in Clearfield County a distance fo about .65 miles

Route 17010 Beginning at a point on Route 189 about .5 of a mile northeast of Troutville Borough thence northwesterly through Brady Township via Helvetia to a point at the eastern end of Route 338-Spur near Stanley in Clearfield County a distance of about 2.7 miles

Route 17011 Beginning at a point on Route 189 east of Troutville thence south and southeasterly about 1.55 miles thence northeasterly in Brady Township to a point on Route 59 in Luthersburg in Clearfield County a distance of about 4.4 miles

Route 17012 Beginning at a point on Route 17010 near Helvetia thence east through Brady Township to a point on Route 59 in Luthersburg in Clearfield County a distance of about 2.85 miles

Route 17013 Beginning at a point on the north line of DuBois City thence northeast and north along Clear Run in Sandy Township in Clearfield County a distance of about 1.25 miles

Route 17014 Beginning at a point on Route 59 south of the City of DuBois thence along Dixon Avenue to the city line of DuBois thence west and northwesterly in Sandy Township to a point on the Clearfield-Jefferson County line in Clearfield County a distance of about 2.1 miles

Route 17015 Beginning at a point on Route 60 north of the intersection with Routes 338 thence in a northerly direction through Sandy Township to intersect Route 17014 near the city line of DuBois in Clearfield County a distance of about 1.1 miles

Route 17016 Beginning on Route 59 near Salem thence in a northerly direction through Brady and Sandy Townships to a point on Route 402 near Oklahoma in Clearfield County a distance of about 3.25 miles

Route 17017 Beginning on Route 402 at Shaffers Station thence in a northwesterly direction to the city of DuBois in Clearfield County a distance of about .75 mile

Route 17018 Beginning at a point on the Clearfield-Cambria County line thence north through Chest and Ferguson Townships by way of McPherron to a point on Route 17025 near the Newburg Borough line in Clearfield County a distance of about 10.10 miles

Route 17019 Beginning at a point on the Cambria-Clearfield County line about two miles west of Route 234 thence in a northeasterly direction in Beccaria Township to Irvona Borough in Clearfield County a distance of about 2.8 miles

Route 17020 Beginning at a point on Route 17019 about .7 of a mile north of the Cambria-Clearfield County line thence in a northeast direction through Beccaria Township to a point on Route 234 south of Coalport in Clearfield County a distance of about 1.85 miles

Route 17021 Beginning at a point on Route 17018 about one and three-quarter miles north of McPherron thence northeast through Chest Jordon and Knox Townships by way of Berwindale and Ansonville to a point on Route 17037 about .8 of a mile northwest of Carnwath in Clearfield County a distance of about 8 miles

Route 17022 Beginning at Irvona Borough thence northwesterly through Jordan Township to a point on Route 17021 in Berwindale in Clearfield County a distance of about 3.5 miles

Route 17023 Beginning on Route 234 at the north line of Irvona Borough thence north through Beccaria and Jordan Townships to the county road in Clearfield County a distance of about 2.4 miles

Route 17024 Beginning at a point on Route 17021 about one mile south of Ansonville thence in a southeastwardly direction through Jordan Township to a point on Route 17036 near McCartney in Clearfield County a distance of about 3.8 miles

Route 17025 Beginning at the east line of Newburg Borough thence in a northeasterly direction through Ferguson Township to a point on the county road about three-quarters of a mile southwest of Kerrmoor in Clearfield County a distance of about 6.55 miles

Route 17026 Beginning at a point on Route 17025 about one-half mile west of Marron thence in a northwesterly direction through Ferguson and Greenwood Townships to a point on Route 62-A near Bells Landing in Clearfield County a distance of about 5.15 miles

Route 17027 Beginning at a point on the county road south of Grampain thence northeast through Penn and Pike Townships to Curwensville Borough in Clearfield County a distance of about 5.2 miles

Route 17028 Beginning at a point on Route 59 near the west borough line of Grampian thence northwest and north through Penn Bloom and Brady Townships by way of Walltown and Irishtown to a point on Route 59 near Little Anderson Run in Clearfield County a distance of about 7.65 miles

Route 17029 Beginning at a point on State Highway Route 59 about one mile east of Little Anderson Run thence north through Bloom and Union Townships to a point on the county road about .4 of a mile southwest of Rockton in Clearfield County a distance of about 3.75 miles

Route 17030 Beginning at the county road in Rockton and thence east and north in Union Township by way of Home Camp thence west through Union and Sandy Townships to a point on Route 402 near Oklahoma in Clearfield County a distance of about 8.18 miles

Route 17031 Beginning at a point on Route 402 about one mile northeast of Sabula thence in a northerly direction in Sandy Township in Clearfield County a distance of about 2.75 miles

Route 17032 Beginning at a point on Route 234 about .45 of a mile north of the Cambria-Clearfield County line thence southeast through Beccaria Township to a point on the Clearfield-Cambria County line in Clearfield County a distance of about 1 mile

Route 17033 Beginning at a point on Route 234 near the south line of Coalport Borough thence east through Beccaria Township to Utahville thence north in Beccaria Township to county road at Hagarty Crossroads in Clearfield County a distance of about 6.90 miles

Route 17034 Beginning at a point on the Cambria-Clearfield County line about 3.25 miles east of Route 234 thence in a northerly and northwesterly direction to a point on Route 17033 at Utahville in Clearfield County a distance of about 1.3 miles

Route 17035 Beginning at a point on the county road in Beccaria thence in a northeasterly direction through Beccaria Township to State-aid Application near Smoke Run in Clearfield County a distance of about 1.85 miles

Route 17036 Beginning at a point on Route 234 about .6 of a mile northeast of Glen Hope thence in a northwesterly direction through Bigler and Jordan Townships to McCartney and thence in a northeasterly direction through Jordan and Knox Townships to a point on Route 17046 near Boardman in Clearfield County a distance of about 6.8 miles

Route 17037 Beginning on Route 17036 about 1.9 miles northeast of McCartney thence northwest through Knox Ferguson Pike and Lawrence Townships by way of Carnwath and New Millport to a point on Route 17038 at Glen Ritchey in Clearfield County a distance of about 9.75 miles

Route 17038 Beginning at a point on the county road at Kerrmoor thence east through Ferguson and Knox Townships to New Millport thence east and northeast through Knox and Lawrence Townships by way of Glen Ritchey to a point at the south end of State-aid Application 415 thence southeast through Lawrence and Boggs Townships to a point on the county road about one mile east of Dimeling in Clearfield County a distance of about 19.7 miles

Route 17039 Beginning at Curwensville Borough thence northwest and north in Pike Township to a point near the Chestnut Bridge School House thence east through Pike Township to a point near Little Hartshorn Run thence south through Pike Township to Curwensville Borough in Clearfield County a distance of about 5.3 miles

Route 17040 Beginning at a point on Route 59 near Baileys Crossing thence north and west and northwest in Lawrence and Pike Townships to a point .75 of a mile west of the Lawrence-Pike Township line thence northeast in Lawrence and Pike Townships to Montgomery Run thence east through Lawrence Township to Clearfield Borough in Clearfield County a distance of about 5.85 miles

Route 17041 Beginning at the north end of State-aid Application 720 thence northwest through Lawrence Pine and Huston Townships via Penfield to a point on the Elk-Clearfield County line in Clearfield County a distance of about 19.6 miles

Route 17042 Beginning at the county road about 1.3 miles east of Dimeling thence in a northerly direction through Boggs and Bradford Townships to a point on Route 57 near Mineral Spring in Clearfield County a distance of about 2.85 miles

Route 17043 Beginning at a point on Route 276 near Allemans thence in a northwesterly direction through Gulich Township to a point on the county road about .8 of a mile west of Janesville in Clearfield County a distance of about 2.9 miles

Route 17044 Beginning at a point on Route 669 near Ginter thence northwest through Gulich Township to Ramey Borough in Clearfield County a distance of about 1.75 miles

Route 17045 Beginning at a point on Route 234 about .3 of a mile west of Houtzdale Borough thence southwest in Woodward Township to a point on Route 401 near Kendrick in Clearfield County a distance of about 1.4 miles

Route 17046 Beginning on Route 234 near Madera thence north and northwest through Bigler Knox and Pike Townships by way of Olanta to the southern end of State-aid Application at Olanta in Clearfield County a distance of about 9.6 miles

Route 17047 Beginning at a point on Route 234 near Amesville thence in a northeasterly and northern direction through Bigler Woodward Recatur and Boggs Township via Henderson and Jeffries to a point on the county road east of Dimeling in Clearfield County a distance of about 9.15 miles

Route 17048 Beginning at Brisbin Borough thence northeast through Decatur Township to a point on Route 17049 near Coal Run in Clearfield County a distance of about 2.5 miles

Route 17049 Beginning at a point on Route 234 near Coal Run Junction thence northwest to Coal Run in Decatur Township thence north and northeast through Decatur and Boggs Townships to a point on Route 57 in West Decatur in Clearfield County a distance of about 9.65 miles

Route 17050 Beginning at a point on Route 17047 north of Jeffries thence in an easterly direction to a point on Route 17049 about one mile south of Burly in Clearfield County a distance of about 2.05 miles

Route 17051 Beginning at Clearfield Borough thence north and east in Lawrence and Goshen Townships via Goshen Church to a point on Route 403 near Shawville in Clearfield County a distance of about 8 miles

Route 17052 Beginning on Route 17051 north of the Clearfield Borough line thence east along the west branch of the Susquehanna River through Lawrence Goshen Girard and Covington Townships via Shawville and Frenchville to a point on county road west of Keewaydin in Clearfield County a distance of about 20.65 miles

Route 17053 Beginning at a point on Route 57 near Barrett thence in a northeasterly direction through Bradford Township to a point on Route 57-Spur near Needful in Clearfield County a distance of about 3.1 miles

Route 17054 Beginning at a point on Route 57-Spur about 1.50 miles northeast of Woodland thence in a northeasterly and easterly direction through Bradford Township to a point on Route 17055 about 2.1 miles north of Route 668 in Clearfield County a distance of about 2.4 miles

Route 17055 Beginning at a point on Route 668 about .7 of a mile east of Bigler thence north through Bradford Township to Shiloh Church in Clearfield County a distance of about 5 miles

Route 17056 Beginning at Osceola Mills Borough thence northwest and north through Decatur Boggs and Bradford Townships to a point on Route 57 about .5 of a mile south of Bigler in Clearfield County a distance of about 10.95 miles

Route 17057 Beginning at a point on Route 17056 about .75 of a mile north of Osceola Mills Borough thence north and northeast through Decatur Township via Drane to a point on Route 57 about .7 of a mile west of the Clearfield-Centre County line in Clearfield County a distance of about 4.4 miles

Route 17058 Beginning at a point on Route 17057 thence east through Decatur Township via Gearhartville to a point on Route 57 in Clearfield County a distance of about .95 mile

Route 17059 Beginning at a point on Route 17056 thence east through Boggs Township to a point on Route 57 near Wallaceton in Clearfield County a distance of about 1 mile

Route 17060 Beginning at Wallaceton Borough thence in an easterly direction through Boggs and Morris Townships to a point on Route 313 in Morrisdale in Clearfield County a distance of about 3.4 miles

Route 17061 Beginning at a point on Route 313 near Hawk Run thence east and north through Morris Graham and Girard Townships via Hawk Run and Morrisdale to a point on Route 17052 near LeContes Mills in Clearfield County a distance of about 14.4 miles

Route 17062 Beginning at a point on Route 17061 about 2.55 miles north of Route 668 thence east and southeast through Graham and Cooper Townships to a point on Route 313 near Kylertown in Clearfield County a distance of about 5 miles

Route 17063 Beginning at a point on Route 17061 near Hawk Run thence northeast through Morris and Cooper Townships via Munson to a point on State-aid Application 121 in Winburne in Clearfield County a distance of about 4.35 miles

Route 17064 Beginning at a point at the north end of State-aid Application 121 in Winburne thence northwest through Cooper Township to a point on Route 219 near Kylertown in Clearfield County a distance of about 1.45 miles

Route 17065 Beginning at a point on State-aid Application 121 in Winburne thence east and north through Cooper Township via Lanse to a point on Route 219 near Cooper Township High School in Clearfield County a distance of about 2.1 miles

Route 17066 Beginning at a point on Route 17065 about .5 of a mile northwest of Lanse thence east and north through Cooper Township to Grassflat thence northwest to a point on Route 17067 about 1.75 miles north of Kylertown in Clearfield County a distance of about 5.6 miles

Route 17067 Beginning at a point on Route 219 near Kylertown thence north through Cooper and Covington Townships via Rolling Stone to a point on county road west of Keewaydin in Clearfield Cunty a distance of about 9.25 miles

Route 17068 Beginning at a point on Route 666 in Karthaus thence north and northeast through Karthaus Township via Potterdale to the Clearfield-Clinton County line in Clearfield County a distance of about 8.2 miles

Route 17069 Beginning at a point on Route 17068 about 2.5 miles north of Karthaus thence in a northerly direction toward Driftwood to a point on the Cameron-Clearfield County line in Clearfield County a distance of about 6 miles

Route 17070 Beginning at a point on Route 17002 west of New Washington Borough thence east through Burnside Township to the New Washington Borough Line in Clearfield County a distance of about .6 mile

Route 17071 Beginning at a point on the Clearfield-Cambria County line in Burnside Township about 2.75 miles east of the Indiana-Clearfield County line thence in a northerly direction intersecting Route 17001 about 1.75 miles east of Stifflertown in Clearfield County a distance of about .75 of a mile

Route 17072 Beginning at a point on Route 59 about .5 of a mile southeast of C & M Junction at Goodlander Farm in Brady Township thence northerly in Brady Township to a point on the Brady-Sandy Township line thence northerly in Sandy Township to a point about .3 of a mile north of the Sandy-Brady Township line at the property of Dave Resinger thence westerly to the property of Clarence Keel thence northerly to Tozier Avenue thence westerly on Tozier Avenue to the intersection of Route 59 near the city line of the City of DuBois in Clearfield County a distance of about 3 miles

Route 17073 Beginning at a point on the county road at the western end of the Village of Rockton in Union Township thence northwesterly parallel to Lick Creek to the intersection of Route 17030 at Smith Mills in Clearfield County a distance of about 2.1 miles

Section 19 The township roads to be taken over under the provisions of this act in the County of Clinton are those situate and described as follows

Route 18001 Beginning at a point on the Karthaus-Keating road about seven miles northeast of the Clearfield-Clinton County line thence northeast through West Keating and East Keating Townships to intersect Route 105 near Keating in Clinton County a distance of about 7.25 miles

Route 18002 Beginning at the north line of Mill Hall Borough thence in a northeasterly direction in Bald Eagle Township to connect with Route 58 between Mill Hall and Felmington in Clinton County a distance of about .75 of a mile

Route 18003 Beginning at the bridge over Beaver Dam Run thence north and northeast along Kettle Creek through Liedy Township to intersect Route 545 in Clinton County a distance of about 5.1 miles

Route 18004 Beginning at a point on Route 105 at Renovo thence in a south west and southwesterly direction through Noyes and Beech Creek Townships via Halls Run to connect with a point on the Clinton-Centre County line at the northeast terminus of the road leading to Moshannon in Clinton County a distance of about 11.9 miles

Route 18005 Beginning at a point on Route 105 near Hyner thence southeast through Chapman and Grugan Townships to a point near Ritchie in Clinton County a distance of about 3.25 miles

Route 18006 Beginning at a point on Route 58 near the Clinton-Centre ounty line thence in a southeasterly and southwesterly direction through Porter and Logan Townships via Tylersville to a point on the Centre-Clinton County line connectiny with a road to Rebersburg in Clinton County a distance of about 10.5 miles

Route 18007 Beginning at a point on Route 58 near Lamar thence in a northeasterly and northwesterly direction through Porter and Lamar Townships via Clintondale and Mackeyville to a point on Route 58 near Cedar Springs in Clinton County a distance of about 7.25 miles

Route 18008 Beginning at a point on the Centre-Clinton County line about 1.5 miles south of the Beech Creek-Porter Township line thence northeast through Porter and Lamar Townships to a point on Route 58 south of the Bald Eagle-Lamar Township line in Clinton County a distance of about 6.45 miles

Route 18009 Beginning at a point on Route 359 about one mile northwest of the Beech Creek Borough line thence east through Beech Creek Bald Eagle and Allison Townships to the Lock Haven City line in Clinton County a distance of about 9.5 miles

Route 18010 Beginning at a point on Route 219 near the Bald Eagle Creek Bridge thence northeasterly through Bald Eagle and Allison Townships to a point on the city line of Lock Haven near the State Normal School in Clinton County a distance of about 3.6 miles

Route 18011 Beginning at a point on Route 359 near Lock Port thence in a northwesterly direction through Woodward and Colebrook Townships to a point near Farrandsville Station in Clinton County a distance of about 4.9 miles

Route 18012 Beginning at a point at north end of Route 359 near Swissdale thence in a northerly direction through Woodward and Gallagher Townships to a point on Route 266 on the Lycoming-Clinton County line in Clinton County a distance of about 14.0 miles

Route 18013 Beginning at a point on the Lock Haven City-Castanea Township line northwest of Castanea thence in a southerly and northeasterly direction through Castanea and Wayne Townships via Castanea and Youngdale to connect with the forestry road near Pine in Clinton County a distance of about 7.05 miles

Route 18014 Beginning at a point near the north end of Route 359 near Swissdale thence east and southeast through Woodward and Dunnstable Townships to a point on State-aid Application 98 and 183 in Clinton County a distance of about 4.35 miles

Route 18015 Beginning at a point on the end of State-aid Application 98 in Woolrich thence in an easterly direction in Pine Creek Township to the north end of State-aid Application 847 in Clinton County a distance of about 4.85 miles

Route 18016 Beginning at a point on Route 23 west of Pine Creek thence southerly and northeasterly to a point on the Lycoming-Clinton County line about 1.25 miles southeast of Route 23 in Clinton County a distance of about 2.1 miles

Route 18017 Beginning at a point on the Centre-Clinton County line at the northern terminus of a road from Livonia thence north northeast and north in Greene Township to

Route 359 at Loganton in Clinton County a distance of about 3.15 miles

Route 18018 Beginning at a point on Route 359 near Carroll thence in an easterly direction through Green Township to a point on the Union-Clinton County line in Clinton County a distance of about 3.85 miles

Route 18019 Beginning at a point on the Clinton-Lycoming County line east of Rauchtown thence west and northwest through Crawford Township by way of Rauchtown to the end of the Forestry road leading to Pine in Clinton County a distance of about 2.8 miles

Route 18020 Beginning at the north end of State-aid Application 5551 near Gleaston thence north through Chapman Township to connect with the Forestry road in Clinton County a distance of about 1.5 miles

Route 18021 Beginning at a point on Route 18014 about .15 of a mile west of State-aid Applications 98 and 183 thence north through Dunnstable and Gallagher Townships to intersect with Route 18012 in Clinton County a distance of about 4.4 miles

Route 18022 Beginning at a point on Route 18019 approximately 1.25 miles northwest of Rauchtown in Crawford Township thence in an easterly direction to a point on Route 503 approximately .5 of a mile south of the Lycoming-Clinton County line in Clinton County a distance of about .8 of a mile

Section 20 The township roads to be taken over under the provisions of this act in the County of Columbia are those situate and described as follows

Route 19001 Beginning at a point on State Highway Route 183 at Aristes thence easterly through Conyngham and Roaring Creek Townships to the Schuylkill County line about 0.25 of a mile north of the Roaring Creek-Conyngham Township line in Columbia County a distance of about 2.5 miles

Route 19002 Beginning at a point on the Northumberland-Columbia County line approximately 1.0 mile northeast of Bear Gap thence northeasterly through Cleveland and Locust Townships to a point on State Highway Route 183 about 0.25 of a mile south of Numidia in Columbia County a distance of about 6.2 miles

Route 19003 Beginning at a point on Route 19002 about 1.25 miles east of Bear Gap thence easterly through Cleveland Township to the end of Route 19073 about 2.2 miles west of its intersection with State Highway Route 183 in Columbia County a distance of about 3.0 miles

Route 19004 Beginning at a point on Route 19002 at Kreischer's store thence northwesterly through Cleveland and Franklin Townships to its intersection with State Highway Route 283 about 2.5 miles southwest of Catawissa in Columbia County a distance of about 5.0 miles

Route 19005 Beginning at the end of State-aid Application 5769-A near Slabtown thence easterly through Locust and Roaring Creek Townships to the Reading road thence southeasterly through Roaring Creek Township on the Reading Road to the Columbia-Schuylkill County line in Columbia County a distance of about 8.4 miles

Route 19006 Beginning at a point on State Highway Route 183 at Numidia thence easterly through Locust Township to Newlin thence southeasterly through Locust and Roaring Creek Townships to a point on Route 19005 approximately 2.5 miles northwest of the Schuylkill County line in Columbia County a distance of about 4.1 miles

Route 19007 Beginning at a point on State Highway Route 183 approximately 2.5 miles south of Numidia thence northeasterly through Locust Township to a point on Route 19006 approximately 0.75 of a mile south of Mill Grove in Columbia County a distance of about 2.5 miles

Route 19008 Beginning at a point on Route 19006 approximately 1.0 mile southeast of Newlin thence easterly through Locust Township to Mill Grove thence easterly through Locust Township to Mill Grove thence easterly through Roaring Creek Township to a point on Route 19005 approximately 0.75 of a mile east of Mill Grove in Columbia County a distance of about 1.5 miles

Route 19009 Beginning at a point on Route 19008 at Mill Grove thence northwesterly through Roaring Creek and Locust Townships along Roaring Creek to a point on Route 19005 about 1.0 mile east of Slabtown in Columbia County a distance of about 3.3 miles

Route 19010 Beginning at a point on Route 19005 at Houck's School thence northwesterly through Roaring Creek Locust and Catawissa Townships to a point on State Highway Route 183 about 2.5 miles southeast of Catawissa in Columbia County a distance of about 3.8 miles

Route 19011 Beginning at a point on the Montour-Columbia County line just south of the North Branch of the Susquehanna River thence northeasterly along the south bank of the Susquehanna River through Franklin Township to the Catawissa Borough line in Columbia County a distance of about 3.3 miles

Route 19012 Beginning at a point on Route 19011 approximately 0.75 of a mile east of the Montour County line thence southeasterly through Franklin Township to the intersection with State Highway Route 283 approximately 2.5 miles southwest of Catawissa Borough in Columbia County a distance of about 2.2 miles

Route 19013 Beginning at a point on Route 19012 in Franklin Township about 1.5 miles southeast of the intersection of Routes 19011 and 19012 thence northeasterly through Franklin and Catawissa Townships to the intersection with State Highway Route 283 near the southern boundary of Catawissa Borough in Columbia County a distance of about 2.5 miles

Route 19014 Beginning at a point on the eastern boundary of Catawissa Borough thence northeasterly through Catawissa and Main Townships along Catawissa Creek to the intersection with State Highway Route 415 about 1.5 miles northwest of Mainville in Columbia County a distance of about 4.1 miles

Route 19015 Beginning at a point on State Highway Route 415 approximately 1.5 miles southeast of Mainville thence easterly on the Scotch Valley Road through Main and Beaver Townships to Mifflin Crossroads thence easterly on the Scotch Valley Road to the Columbia-Luzerne County line in Columbia County a distance of about 7.7 miles

Route 19016 Beginning at a point on Route 19015 in Beaver Township about 1.0 mile southwest of Mifflin Crossroads thence easterly on the Dogtown road to a point on the Luzerne County line in Columbia County a distance of about 6.3 miles.

Route 19017 Beginning at a point on State Highway Route 415 at the Mountain Grove Scholhouse thence northeasterly through Beaver Township on the road to Cherry Lane to the intersection with Route 19016 at Schleicher's Schoolhouse in Columbia County a distance of about 2.7 miles

Route 19018 Beginning at a point on the Northumberland Columbia County line about 0.5 of a mile east of the eastern boundary of Mt. Carmel Borough at the end of Route 49073 thence southeasterly through Conyngham Township to the Schuylkill County line at the northern boundary of Ashland Borough in Columbia County a distance of about 1.8 miles

Route 19019 Beginning at a point on the Catawissa Borough line thence northeasterly through Catawissa Township to the intersection with State Highway Route 415 at East Bloomsburg in Columbia County a distance of about 3.2 miles

Route 19020 Beginning at a point on Route 19019 in Catawissa Township approximately 1.0 mile south of East Bloomsburg thence easterly through Catawissa and Main Townships to its crossing of State Highway Route 415 thence easterly along the ridge south of the North Branch of the Susquehanna River through Main and Mifflin Townships to Mifflinville thence easterly along the north branch of the Susquehanna River through Mifflin Township to the Luzerne County line in Columbia County a distance of about 11.6 miles

Route 19021 Beginning at a point on State Highway Route 415 at Mainville thence northeasterly through Main and Mifflin Townships to the intersection with Route 19020 near the bridge over Ten mile Run in Columbia County a distance of about 4.8 miles

Route 19022 Beginning at a point on Route 19020 in Mifflin Township near the Main Township line thence southeasterly to the intersection with Route 19021 about 2.0 miles southwest of its intersection with Route 19020 in Columbia County a distance of about 1.7 miles

Route 19023 Beginning at a point at the end of the river bridge in Mifflinville thence southeasterly through Mifflin Township to Hetlerville thence southeasterly through Mifflin Township to the Luzerne County line about 1.0 mile north of Beaver Township line in Columbia County a distance of about 5.1 miles

Route 19024 Beginning at a point on Route 19023 at Hetlerville thence northerly through Mifflin Township to the intersection with Route 19020 about 2.0 miles west of the Luzerne County line in Columbia County a distance of about 1.8 miles

Route 19025 Beginning at a point on the Montour County line on the north bank of the north branch of the Susque-

[illegible] River thence easterly along the north bank of the river in Montour Township to the intersection with State Highway Route 183 thence northwesterly through Montour Township to the intersection with State Highway Route 3 at the Montrose County line in Columbia County a distance of about 5.7 miles

Route 19026 Beginning at a point on the Montour County line in Hemlock Township approximately 1.0 mile northwest of the Montour Township line thence northeasterly through Hemlock Township to the crossing of State Highway Route 609 at Buckhorn thence easterly through Hemlock and Mount Pleasant Townships to the crossing of State Highway Route 239 at Buckhorn Station thence easterly through Mount Pleasant Township and Scott Township to the intersection with State Highway Route 16 at Light Street in Columbia County a distance of about 8.9 miles

Route 19027 Beginning at a point on Route 19026 about 1.0 mile southwest of Buckhorn thence southeasterly through Hemlock Township to the intersection with State Highway Route 609 approximately 1.0 mile northwest of Bloomsburg in Columbia County a distance of about 1.1 miles

Route 19028 Beginning at a point on the Montour County line in Hemlock Township about 0.5 of a mile south of the Madison Township line thence southeasterly along the west branch of Hemlock Creek to the intersection with State Highway Route 609 about 0.5 of a mile northwest of Buckhorn in Columbia County a distance of about 3.0 miles

Route 19029 Beginning at a point on Route 19026 about 0.5 of a mile east of Buckhorn Station in Mount Pleasant Township thence northerly through Mount Pleasant and Greenwood Townships to the intersection with State Highway Route 249 approximately 2.4 miles east of Millville Borough in Columbia County a distance of about 7.0 miles

Route 19030 Beginning at a point on Route 19029 in Mount Pleasant Township about 2.0 miles south of the Greenwood Township line thence southeasterly through Mount Pleasant Township to the Orange Township line thence northeasterly through Orange Township to the intersection with State Highway Route 16 about 1.0 mile north of Orangeville Borough in Columbia County a distance of about 4.4 miles

Route 19031 Beginning at a point on State Highway Route 16 about 1.5 miles southwest of Orangeville thence northerly through Orange Township to the county bridge thence easterly to the Orangeville Borough line in Columbia County a distance of about 1.8 miles

Route 19032 Beginning at a point on State Highway Route 16 in Orange Township about 0.5 of a mile northeast of Orangeville Borough thence northwesterly through Orange Township to the intersection with Route 19030 about 0.75 of a mile west of its intersection with State Highway Route 16 in Columbia County a distance of about 0.3 of a mile

Route 19033 Beginning at a point on State Highway Route 16 near the mouth of Stony Brook in Orange Township thence northeasterly through Orange Township to the intersection with State Highway Route 16 approximately 0.5 of a mile south of Orangeville Borough in Columbia County a distance of about 1.4 miles

Route 19034 Beginning at a point on State Highway Route 16 at Light Street thence easterly through Scott and North Centre Townships to the intersection with State Highway Route 673 approximately 1.5 miles west of the Briar Creek Township line in Columbia County a distance of about 4.9 miles

Route 19035 Beginning at a point on Route 19034 approximately 0.5 of a mile east of State Highway Route 16 thence northeasterly through Scott and Orange Townships to the Orangeville Borough line in Columbia County a distance of about 3.1 miles

Route 19036 Beginning at a point on State Highway Route 4 at Espy thence northerly through Scott Township to the intersection with State Highway Route 16 at Light Street in Columbia County a distance of about 1.9 miles

Route 19037 Beginning at a point on Route 19034 in North Centre Township approximately 1.0 mile west of its intersection with State Highway Route 673 thence southerly through North Centre Township to the South Centre Township line thence westerly along the township line approximately 0.6 of a mile thence southerly through South Centre Township to the intersection with State Highway Route 4 at Lime Ridge in Columbia County a distance of about 2.8 miles

Route 19038 Beginning at a point on Route 19034 in North Centre Township approximately 0.75 of a mile west of its intersection with State Highway Route 673 thence northerly through North Centre Township to the intersection with State Highway Route 673 about 3.0 miles east of Orangeville Borough in Columbia County a distance of about 1.3 miles

Route 19039 Beginning at a point on State Highway Route 4 in South Centre Township about 0.5 of a mile west of the Briar Creek Township line thence northwesterly through South Centre and North Centre Townships to the intersection with State Highway Route 673 approximately 0.5 of a mile east of the intersection of that route with Route 19034 in Columbia County a distance of about 1.7 miles

Route 19040 Beginning at a point on the Berwick Borough line at the end of State-aid Application 5190 thence northerly through Briar Creek Township on the Jonestown road to a point on the Fishing Creek Township line at the end of a county road to Jonestown in Columbia County a distance of about 5.2 miles

Route 19041 Beginning at a point on State Highway Route 673 in North Centre Township opposite the intersection of Route 19038 with State Highway Route 673 thence northerly in North Centre Township about 0.5 of a mile thence easterly through North Centre and Briar Creek Townships to the intersection with Route 19040 approximately 1.5 miles south of the Fishing Creek Township line in Columbia County a distance of about 5.5 miles

Route 19042 Beginning at a point on Route 19041 in Briar Creek Township at the Knob Mountain School thence southerly through Creek Township to Evansville thence southeasterly through Briar Creek Township to the Berwick Borough line in Columbia County a distance of about 4.6 miles

Route 19043 Beginning at a point on State Highway Route 673 in Briar Creek Township at the stone church thence northeasterly through Briar Creek Township to the intersection with Route 19042 approximately 0.5 of a mile south of Evansville in Columbia County a distance of about 0.9 of a mile

Route 19044 Beginning at a point on Route 19042 approximately 1.0 mile west of the north boundary of Berwick Borough thence northerly through Briar Creek Township to the intersection with Route 19040 and Route 19041 in Columbia County a distance of about 2.2 miles

Route 19045 Beginning at a point on the northern boundary of Berwick Borough in Briar Creek Township thence northerly through Briar Creek Township to the intersection with Route 19042 approximately 1 mile northwest of its intersection with Route 19040 at the Berwick Borough line in Columbia County a distance of 0.5 of a mile

Route 19046 Beginning at a point on Route 19040 approximately 0.75 of a mile northeast of the end of State-aid Application 5190 thence northeasterly through Briar Creek Township to the Luzerne County line on the road to Salem in Columbia County a distance of about 0.6 of a mile

Route 19047 Beginning at a point on the Montour County line in Madison Township approximately 1.0 mile east of State Highway Route 505 thence northeasterly through Madison Township to the intersection with State Highway Route 609 about 1.0 mile southeast of its intersection with State Highway Route 505 in Columbia County a distance of about 0.9 of a mile

Route 19048 Beginnin gat a point on the Montour County line about 1.0 mile south of Route 19047 thence northerly through Madison Township to its intersection with Route 19047 about 0.75 of a mile south of the intersection with State Highway Route 609 in Columbia County a distance of about 1.2 miles

Route 19049 Beginning at a point on the Montour County line in Madiso nTownship approximately 1.0 mile south of State Highway Route 249 thence northeasterly through Madison Township to the intersection with State Highway Route 249 thence northerly through Madison Township along Chillisquaque Creek to the Lycoming County line approximately 1.5 miles east of the corner between Lycoming Montour and Columbia Counties in Columbia County a distance of about 4.1 miles

Route 19050 Beginning at a point on Route 1949 approximately 1.0 mile south of the Lycoming County line thence to State Highway Route 249 thence southeasterly through Madison Township and Greenwood Township to the intersection southeasterly through Madison Township along Spruce Run with State Highway Route 239 at Eyers Grove in Columbia County a distance of about 7.0 miles

19051 Beginning at a point on State Highway Route [illegible] 2.0 miles north of the Hemlock Township line thence [illegible] through Madison Township about 0.75 of a mile thence easterly through Madison Township to State Highway Route 239 about 1.0 mile north of Mordansville in Columbia County a distance of about 2.6 miles

Route 19052 Beginning at a point on State Highway Route 505 approximately 0.5 of a mile south of Jerseytown thence northeasterly through Madison Township to the intersection with Route 19050 about 1.0 mile south of its intersection with State Highway Route 294 in Columbia County a distance of about 2.2 miles

Route 19053 Beginning at a point on Route 19050 approximately 1.0 mile north of its intersection with State Highway Route 249 thence northerly through Madison and Pine townships to the intersection with State Highway Route 303 about 1.4 mile northwest of its intersection with State Highway Route 239 in Columbia County a distance of about 2.8 miles

Route 19054 Beginning at a point on Route 19053 in Pine Township approximately 1.0 mile north of the Madison Township line thence easterly through Pine and Greenwood Townships to the intersection with State Highway Route 239 at Iola in Columbia County a distance of about 0.3 of a mile

Route 19055 Beginning at a point on State Highway Route 183 at Aristes thence westerly through Conyngham Township to a point on the Northumberland County line about 1.5 miles northeast of Mount Carmel Borough in Columbia County a distance of about 3.3 miles

Route 19056 Beginning at a point on State Highway Route 303 at Pine Summit in Pine Township thence northerly through Pine Township to a point on the Lycoming County line in Columbia County a distance of about 0.6 of a mile

Route 19057 Beginning at a point on the Lycoming-Columbia County line about 1.0 mile north of Pine Summit thence easterly through Pine Township approximately 1.0 mile to Shingle Run thence southerly along Shingle Run through Pine Township to the intersection of State Highway Route 303 approximately 1.5 miles northwest of its intersection with State Highway Route 239 in Columbia County a distance of about 3.3 miles.

Route 19058 Beginning at a point on State Highway Route 239 at Mordansville thence northeasterly through Mount Pleasant Township to the intersection with Route 19029 approximately 1.5 miles south of the Greenwood Township line in Columbia County a distance of about 2.2 miles

Route 19059 Beginning at a point on the Millville Borough line near its intersection with State Highway Route 239 thence southeasterly through Greenwood and Mount Pleasant Townships to the intersection with Route 19029 approximately 0.75 of a mile south of the Greenwood Township line in Columbia County a distance of about 3.0 miles

Route 19060 Beginning at a point on State Highway Route 249 approximately 2.5 miles north of Rohrsburg in Greenwood Township thence northerly through Greenwood and Jackson Township to Waller thence northerly through Jackson Township to the intersection with State Highway Route 321 at Divide in Columbia County a distance of about 7.0 miles

Route 19061 Beginning at a point on State Highway Route 239 at Sereno thence northerly along Little Fishing Creek near the boundary line between Pine and Greenwood Townships and Pine and Jackson Townships to a point on the Jackson Township line about 1.5 miles west of Waller thence easterly through Jackson Township to the intersection with Route 19060 at Waller in Columbia County a distance of about 8.3 miles

Route 19062 Beginning at a point on State Highway Route 249 in Greenwood Township about 0.5 of a mile west of Rohrsburg thence northwesterly in Greenwood Township along Little Green Creek to the Jackson Township line thence northwesterly through Jackson Township to the intersection with Route 19061 in Columbia County a distance of about 4.8 miles

Route 19063 Beginning at a point on Route 19030 approximately 1.0 mile west of Orangeville Borough thence northerly through Orange and Greenwood Townships to the crossing of State Highway Route 249 about 2.5 miles west of Rohrsburg thence northerly through Greenwood Township to the Jackson Township line thence northerly in Jackson Township about 0.75 of a mile thence easterly in Jackson Township to the intersection with Route 19060 about 0.5 of a mile north of the Greenwood Township line in Columbia County a distance of about 10.4 miles

Route 19064 Beginning at a point on State Highway Route 239 about 0.75 of a mile south of Sereno thence northeasterly through Greenwood Township to its intersection with Route 19063 about 2.0 miles south of the Jackson Township line in Columbia County a distance of about 3.2 miles

Route 19065 Bginning at a point on Route 19061 about 1.0 mile northeast of Sereno thence northerly along Wolfhouse Run in Pine Township to the Lycoming County line then easterly in Pine Township approximately 0.75 of a mile thence northerly to the Lycoming County line thence easterly through Pine Township to the intersection of Route 19061 about 2.5 miles southwest of Waller in Columbia County a distance of about 8.1 miles

Route 19066 Beginning at a point on the Lycoming-Columbia County line approximately 1.0 mile southwest of the corner between Lycoming Sullivan and Columbia Counties thence easterly through Jackson Township to the intersection with State Highway Route 321 about 1.0 mile north of Divide thence northeasterly through Jackson and Sugarloaf Townships to the intersection with State Highway Route 16 about 2.0 miles north of Laubachs in Columbia County a distance of about 5.3 miles

Route 19067 Beginning at a point on Route 19030 about 0.5 of a mile west of its intersection with State Highway Route 16 thence northerly through Orange and Greenwood Townships to the intersection with State Highway Route 249 at Rohrsburg thence easterly through Greenwood and Fishing Creek Townships to the crossing of State Highway Route 16 at Zaners thence northeasterly through Fishing Creek Township to the Luzerne County line at the Benton Township line in Columbia County a distance of about 10.4 miles

Route 19068 Beginning at a point on State Highway Route 16 at Forks thence northeasterly through Fishing Creek Township to Jonestown thence easterly through Fishing Creek Township along Huntingdon Creek to the Luzerne County line in Columbia County a distance of about 5.0 miles

Route 19069 Beginning at Route 19068 in Jonestown in Fishing Creek Township thence northerly through Fishing Creek and Benton Townships through Bendertown to the intersection with State Highway Route 235 at the Luzerne County line in Columbia County a distance of about 5.0 miles

Route 19070 Beginning at a point on the borough line of Stillwater Borough thence northeasterly through Fishing Creek and Benton Townships along Raven Creek to the intersection with State Highway Route 235 about 2.5 miles west of the Luzerne County line in Columbia County a distance of about 2.7 miles

Route 19071 Beginning at a point on State Highway Route 16 in Sugarloaf Township about 0.25 of a mile south of the intersection of State Highway Routes 16 and 504 thence easterly through Sugarloaf Township to the Luzerne County line about 1.0 mile north of the Benton Township line in Columbia County a distance of about 2.7 miles

Route 19072 Beginning at a point on State Highway Route 235 in Benton Township about 1.5 miles east of Benton Borough thence northerly through Benton and Sugarloaf Townships to the intersection with Route 19071 about 1.5 miles west of the Luzerne County line in Columbia County a distance of about 2.7 miles

Route 19073 Beginning at the end of Route 19003 in Cleveland Township about 3.0 miles east of its intersection with Route 19002 thence easterly through Cleveland Township to the intersection with State Highway Route 183 about 2.0 miles south of Numidia in Columbia County a distance of about 2.2 miles

Route 19074 Beginning at a point on State Highway Route 16 at Laubachs thence northerly through Sugarloaf Township about 0.5 of a mile thence southeasterly through Sugarloaf Township to the intersection with State Highway Route 504 about 2.0 miles north of its intersection with State Highway Route 16 in Columbia County a distance of about 2.5 miles

Route 19075 Beginning at a point on State Highway Route 16 about 2.0 miles north of Laubachs thence easterly through Sugarloaf Township to the intersection with State Highway Route 504 about 0.5 of a mile west of the Luzerne County line in Columbia County a distance of about 3.1 miles

Route 19076 Beginning at a point on Route 19060 in Jackson Township about 0.25 of a mile north of the Greenwood Township line thence northeasterly through Jackson Township to the Benton Township line at the end of State-aid Application 272 in Columbia County a distance of about 1.4 miles

Route 19077 Beginning at a point on Route 19060 at Waller in Jackson Township thence southeasterly through Jackson and Benton Townships to the intersection with State Highway Route 16 about 0.5 of a mile north of Benton Borough in Columbia County a distance of about 3.1 miles

Route 19078 Beginning at a point on Route 19069 at Bendertown thence easterly through Fishing Creek Township to the Luzerne County line near the southern boundary of New Columbus Borough in Columbia County a distance of about 1.5 miles

Route 19079 Beginning at a point on State Highway Route 183 near the northern end of the undergrade crossing of the Reading railroad thence southeasterly in Montour Township through the village of Rupert to the intersection with State Highway Route 183 at the southern end of the village in Columbia County a distance of about 0.5 of a mile

Section 21 The township roads to be taken over under the provisions of this act in the County of Crawford are those situate and described as follows

Route 20001 Beginning at a point on the Crawford-Mercer County Line at Floch Corners thence north in West Shenango Township to McLelland Corners in Crawford County a distance of about .5 of a mile

Route 20002 Beginning at a point on the Pennsylvania-Ohio State Line about .5 of a mile north of the southwest corner of West Shenango Township .4 of a mile to McLelland Corners thence northeasterly in West Shenango Township via Turner Station and Turnersville to a point on the west line of South Shenango Township at the Shenango River bridge thence northeasterly in South Shenango Township via McLain's Corners to a point on Route 238 at Ferr's Corners in Crawford County a distance of about 5 miles

Route 20003 Beginning at McLain's Corners thence northerly in South Shenango Township through Wagner's Corners to a point in North Shenango Township Line thence northerly in North Shenango Township to Elliott's Corners thence northeasterly through North Shenango Township to Bennett's Corners in Crawford County a distance of about 7.6 miles

Route 20004 Beginning at a point on Route 238 at Reaugh's Corners thence northerly in South Shenango Township through McQuiston's Corners and Dickey's Corners to a point on the south line of North Shenango Township thence northerly in North Shenango Township to a point on the Linesville-Hartstown Road at Kuban's Corners in Crawford County a distance of about 5 miles

Route 20005 Beginning at the village of Espyville thence southerly in North Shenango Township via Campbell Corners to a point in the north line of South Shenango Township about one mile east of the Pennsylvania-Ohio State Line thence southerly in South Shenango Township to Espy Corners thence easterly in South Shenango Township via Westford Station Wagner's Corners and McQuiston's Corners to a point on the west line of West Fallowfield Township thence easterly in West Fallowfield Township to a point on the Linesville-Hartstown Road at Creamery Corners in Crawford County a distance of about 10.1 miles

Route 20006 Beginning at a point at the junction of Routes 82 and 238 at Hartstown thence northwesterly in West Fallowfield Township through Creamery Corners to the east line of North Shenango Townshi pthence northwesterly in North Shenango Township via McElhaney's Corners Kugan Corners Stewartsville Corners and Bennett's Corners to a point on the south line of Pine Township at the Shenango River bridge thence northeasterly in Pine Township through the Bullis Road Corners to the south line of the Borough of Linesville at a point .3 of a mile east of the southwest corner of Linesville in Crawford County a distance of about 8.8 miles

Route 20007 Beginning at a point on the Pennsylvania-Ohio State Line one mile west of Fenkel's Corners thence east in North Shenango Township via Fenkel's Corners Espyville and Elliott Corners to a point on the Linesville-Hartstown Road at Stewartsville Corners in Crawford County a distance of about 4.9 miles

Route 20008 Beginning at a point on the Linesville-Hartstown Road at Stewartsville Corners thence northeasterly in North Shenango Township to Steele's Corners thence easterly in North Shenango Township through Blair Corners to the west line of Sadsbury Township thence easterly in Sadsbury Township through Graham's Corners and Carless Corners to a point on Route 83 near the west line of Conneaut Lake Borough in Crawford County a distance of about 6.5 miles

Route 20009 Beginning at a point on Route 82 about .5 of a mile northeast of the West Fallowfield-East Fallowfield Township Line and extending north in East Fallowfield Township to a point on the East Fallowfield-Sadsbury Township Line and continuing northerly in Sadsbury Township past Graham's Corners to a point on Route 83 at Shermansville in Crawford County a distance of about 4.4 miles

Route 20010 Beginning at a point on Route 82 at Benedict's Corners thence north in Sadsbury Township through Carless Corners to a point on Route 83 at Mellon's Corners in Crawford County a distance of about 2.0 miles

Route 20011 Beginning at a point on the east line of Jamestown Borough thence northeasterly and easterly in South Shenango Township to Snodgrass Corners thence northeasterly in South Shenango Township to the west line of West Fallowfield Township at Campbell's Corners thence northeasterly in West Fallowfield Township across Route 82 at Adamsville thence continuing northeasterly in West Fallowfield Township via Station Corners to a point on the west line of East Fallowfield Township at the bridge over Crooked Creek thence northeasterly in East Fallowfield Township to Kellogg'c Corners thence easterly through McAdoo's Corners to the west line of Greenwood Township thence easterly in Greenwood Township through Page Corners and Kazbee's Corners to a point on Route 213 at Campbell's Corners thence easterly in Greenwood Township to the west line of Fairfield Township near Randell Corners thence easterly in Fairfield Township through Randell Corners Neilson's Corners Calvin's Corners and Calvin School Corners to a point on the west bank of Frenck Creek thence southeasterly approximately parallel with French Creek via Bonanza School to a point on Route 294 at Braymer Corners in Crawford County a distance of about 21.6 miles

Route 20012 Beginning at the Crawford-Mercer County Line at Pfaff's Corner thence north in East Fallowfield Township through Atlantic and McAdoo Corners to south line of Sadsbury Township at Mushrush Corners thence north in Sadsbury Township to Route 82 at Calvin Corners in Crawford County a distance of about 6.8 miles

Route 20013 Beginning at the Crawford-Mercer County Line at a point on the County Line Road 1.75 miles east of Pfaff's Corners thence north in East Fallowfield Township to a point on the Atlantic-Porter's Corners Road 1.75 miles east of Atlantic in Crawford County a distance of about 1.9 miles

Route 20014 Beginning at a point on the Adamsville-Cochranton Road at Station Corners near Adamsville thence south in West Fallowfield Township to Railroad Corners thence east in West Fallowfield Township to the west line of East Fallowfield Township at Crooked Creek thence east in East Fallowfield Township via Atlantic and Fosnot Corners to the west line of Greenwood Township thence east in Greenwood Township via Porter's Church to Porter's Corners in Crawford County a distance of about 6.5 miles

Route 20015 Beginning at Crawford-Mercer County Line at William's Corners thence north in Greenwood Township to Porter's Church Corners in Crawford County a distance of about 1.5 miles

Route 20016 Beginning at the Crawford-Mercer County Line at Dick's Corners thence northwesterly in Greenwood Township via Borton's Corners Burgess Corners Porter's Corners Page Corners and Mellon's Corners to the east line of East Fallowfield Township at McMichael's Corners thence northwesterly through the northeast corner of East Fallowfield Township via See's Corners to the south line of Sadsbury Township at Adsit Corners thence northwesterly in Sadsbury Township to Evan's Corners thence northerly in Sadsbury Township to the south line of Conneaut Lake Borough in Crawford County a distance of about 11.0 miles

Route 20017 Beginning at See's Corners thence easterly in East Fallowfield Township to the west line of Greenwood Township at a point about .1 of a mile south of the northeast corner of East Fallowfield Township thence easterly in Greenwood Township to the west line of Geneva Borough in Crawford County a distance of about 2.8 miles

Route 20018 Beginning at the east line of Geneva Borough near Sutton's Corners thence in a general southeasterly direction in Greenwood Township through Smock's Corners to a [illegible] State Route 213 at Custards in Crawford County a distance of about 4.1 miles

Route 20019 Beginning at a point on State Route 213 at Custards and extending southeasterly in Greenwood Township to a point on the Greenwood-Fairfield Township Line thence southeasterly in Fairfield Township to Nelson's Corners in Crawford County a distance of about 1.1 miles

Route 20020 Beginning at the north line of Geneva Borough near Geneva Station thence northerly in Greenwood Township to the south line of Union Township at Outlet Creek thence northeastrely in Union Township to Scowden Corners thence easterly in Union Township to Houser's Corners thence northerly in Union Township to a point in the south line of Vernon Township near Kebart's Corners thence northeasterly in Vernon Township to Reamore Corners thence easterly in Vernon Township to the Geneva Road Corners on State Route 213 in Crawford County a distance of about 4.9 miles

Route 20021 Beginning at Scowden Corners in the western part of Union Township thence northerly in Uunion Township to the south line of Vernon Township thence northerly in Vernon Township to Watson Run Station thence westerly in Vernon Township to Collum Corners thence northerly in Union Township to Watson Run Church Corners thence northewesterly and northerly to a point on State Route 82 about .25 of a mile east of Watson Run and known as Brown's Corners in Crawford County a distance of about 3.9 miles

Route 20022 Beginning at Nelson's Corners thence northerly in Fairfield Township via Nelson's School to Calvin's Corners in Crawford County a distance of about 3 miles

Route 20023 Beginning at State Route 213 at Wynnian's Corners thence easterly in Greenwood Township to the west line of Fairfield Township thence easterly in Fairfield Township via Peterson's Corners to Nelson's Corners in Crawford County a distance of about 3.4 miles

Route 20024 Beginning at the Nelson School Corners thence in a general northeasterly direction in Fairfield Township via Laird School and Steim Hill to Bonanza School Corners in Crawford County a distance of about 3.2 miles

Route 20025 Beginning at Calvin School Corners thence northerly and northeasterly in Fairfield Township to the south line of Union Township at Outlet Creek thence northeasterly in Union Township to Aqueduct Road Corners thence northeasterly in Union Township to the west line of East Fairfield Township at the French Creek Bridge thence northeasterly in East Fairfield Township across State Route 207 at Schillen's Corners and continuing northeasterly in East Fairfield Township to the Meadville-Franklin Pike at Campbell's Corners in Crawford County a distance of about 3.5 miles

Route 20026 Beginning at a point on State Route 213 at Center Road Corners thence southeasterly in Union Township to Aqueduct Road Corners near the French Creek Bridge in Crawford County a distance of about 3.7 miles

Route 20027 Beginning at State Route 213 at Wilson Shute Road Corners thence northeasterly in Union Township to the west line of Mead Township at the French Creek Bridge thence northeasterly in West Mead Township to State Route 207 at Wilson Shute Corners in Crawford County a distance of about 1.2 miles

Route 20028 Beginning at State Route 294 at Smith's Mill Corners thence southeast in Wayne Township through Stockton Corners on a point on the north line of Venango County at Frank Bean's Corners in Crawford County a distance of about 2.7 miles

Route 20029 Beginning at a point on Route 207 at the Franklin Pike Corner thence southeast in West Mead Township via Byham School to the north line of East Fairfield Township thence southeast in East Fairfield Township via Smith Corners Campbell's Corners and Rosedale School to the west line of Wayne Township thence southeast in Wayne Township to a point on Route 294 at Smith's Mill Corners in Crawford County a distance of about 8.8 miles.

Route 20030 Beginning at a point on Route 207 at Murdocks Corners thence north in East Fairfield Township across the Franklin Pike at Rosedale School and continuing in a general northwesterly direction in East Fairfield Township via Pettis Corners to the south line of East Mead Township thence generally northwest in East Mead Township via Story's Corners to McNamara's Corners thence northwest in East Mead Township to the east line of West Mead Township at Bok's Corners thence northwest in West Mead Township to the southeast end of Stateaid Application 445 at Ponce de Leon Spring in Crawford County a distance of about 8.4 miles

Route 20031 Beginning at Nicholson's Corners on Route 20083 and running east in Bloomfield Township to a point of intersection with Route 20084 in Crawford County a distance of about .4 of a mile

Route 20032 Beginning at the Franklin Pike at Smith's Corners thence easterly in East Fairfield Township via Byhams Corners Peeis' Corners and Campagne Corners to the west line of Wayne Township near Maillard Corners thence easterly in Wayne Township through Maillard orners and Brown School Corners to a point on State Route 294 at Campbell's Corners thence southeasterly in Wayne Township via Oak's Corners to the north line of Venango County near Wilson's Mill Corners in Crawford County a distance of about 10.7 miles

Route 20033 Beginning at Campagne Corners thence northeasterly in East Fairfield Township to the south line of East Mead Township thence northeasterly in East Mead Township to Boson's Corners thence westerly in East Mead Township to Warner Corners thence northerly in East Mead Township to Ewing Corners thence northwesterly in East Mead Township to State Route 89 at Wayland Corners in Crawford County a distance of about 4.8 miles

Route 20034 Beginning at the Brown School Corners thence in a general northerly direction in Wayne Township to the South line of Randolph Township at Brunot Corners thence northwesterly through the southwest corner of Randolph Township to the east line of East Mead Township thence northerly along the Township Line Road between East Mead and Randolph Townships to Brawley's Corners thence in a general northwesterly direction in East Mead Township to a point on Route 89 about .75 of a mile south of Richard School Corners in Crawford County a distance of about 3.5 milse

Route 20035 Beginning at a point on Route 294 at Kastor's Corners thence easterly in Wayne Township to Houtz Corners thence southeasterly in Wayne Township to Deckard's Corners thence easterly in Wayne Township to the north line of Venango County at Peter's Corners thence south about .1 of a mile to a point on the Crawford-Venango County Line in Crawford County a distance of about 3.4 miles

Route 20036 Beginning at intersecting road Lucas Corners on State Route 272 approximately one mile southwest of Crossingville and running northwest in Cussewago Township along what is known as the Pont-Crossingville Road to a point on the dividing line between Cussewago and Spring Township and running northwest in Spring Township passing the intersection of road leading south from Swaney Corners to a point on the dividing line between Crawford and Erie Counties in Crawford County a distance of about 3.5 miles

Route 20037 Beginning at Penn Line on State Route 83 and running north in Conneaut Township to the south Steamburg Corners in Crawford County a distance of about 3.2 miles

Route 20038 Beginning at Route 83 at the Penn Line Corners thence east in Conneaut Township via Grayham's Corners Conneaut Center Summit Station Potter Corners to Buehler's Corners thence northeasterly to the Township Line Road between Conneaut and Summerhill Township thence northerly along the Township Line Road between Conneaut and Summerhill Townships to Turkey Track Corners thence northeasterly in Summerhill Township to the South line of Conneautville Borough at a point about .125 of a mile east of the southwest corner of Conneautville Borough in Crawford County a distance of about 9.3 miles

Route 20039 Beginning at State Route 83 at Finley's Bridge Corners thence northeasterly in Conneaut Township to Grayham's Corners thence northerly in Conneaut Township via Steamburg Corners and Rudley Corners to the south line of Beaver Township thence nort hin Beaver Township through Reed's Corners Hague's Corners Beaver Corner Whiteford Corners to the south line of Erie County in Crawford County a distance of about 11.5 miles

Route 20040 Beginning at a point on the Pennsylvania Ohio State Line at Shipman's Corners thence east in Beaver Township through Lawrence Corners Reed Corners Palmer Corners and Shample Corners to the west line of Spring Township thence east in Spring Township via Conneautville Station and Hyde Corners to the west line of Conneautville Borough at a point about .4 of a mile north of the southwest corner of

Conneautville Borough in Crawford County a distance of about 8.6 miles

Route 20041 Beginning at Beaver Center thence east in Beaver Township to the east line of Spring Township at Green's Corners thence east in Spring Township via Springboro Station and Warden Corners to the west line of Springboro Borough in Crawford County a distance of about 4.5 miles

Route 20042 Beginning at Buehler Corners thence east in Conneaut Township to the east line of Summerhill Township at Shaw's Corners thence east in Summerhill Township to Offensend Corners thence south in Summerhill Township to North Corners thence east in Summerhill Township through Dicksonburg to Route 295 at Hertsog thence continuing east in Summerhill Township through Smith's Corners to the west line of Hayfield Township at Town Line Corners in Crawford County a distance of about 8.5 miles

Route 20043 Beginning at the northeast corner of the Borough of Linesville thence north in Pine Township to the south line of Conneaut Township thence north in Conneaut Township through Ladner Corners and Gillette Corners to Potter's Corners in Crawford County a distance of about 3.7 miles

Route 20044 Beginning at a point on the Meadville-Harmonsburg-Linesville Road at Dennison Corners thence continuing north in Summit Township to the south line of Summerhill Township to North Corners in Crawford County a distance of about 3.1 miles

Route 20045 Beginning at a point on Route 83 at McNutt's Corners thence east in Pine Township to the west line of Summit Township at Green's Corners thence east in Summit Township at Green's Corners thence east in Summit Township via Jackson Corners Close Corners and Yoke's Corners to a point on Route 447 at Mauer Corners in Crawford County a distance of about 4.6 miles

Route 20046 Beginning at Route 83 at Fitch Corners thence east and northeast in Pine Township to the west line of Summit Township at Cooley's Corners thence easterly in Summit Township via Dennison's Corners and Harmonsburg Station to Route 295 at the Village of Harmonsburg thence continuing easterly in Summit Township to the west line of Vernon Township thence easterly in Vernon Township via Beatty Corners and Pyle's Corners to Route 85 at Harmonsburg Road Corners in Crawford County a distance of about 11.3 miles

Route 20047 Beginning at Route 82 at West Brown Corners thence northerly in Vernon Township to Harper's Corners thence easterly in Vernon Township to Diehl Corners thence in a general north and northwesterly direction in Vernon Township through Beatty Corners to the south line of Hayfield Township thence northwesterly through the southwest corner of Hayfield Township via Johnson Corners to the line between Hayfield and Summit Townships thence north along the township line road between Summit and Hayfield Townships through Hershelman Corners and Cole's Corners to the southeast corner of Summerhill Township thence north along the township line road between Summerhill and Hayfield Townships via Town Line Corners to Route 85 at Norrisville Corners thence continuing north along the township line road through Lewis' Corners to the southeast corner of Spring Township thence north along the township line road between Spring and Cussewago Townships through Smith Corners to Tabor Corners thence easterly in Cussewago Township to a point on Route 272 at Carr's Corners in Crawford County a distance of about 12.6 miles

Route 20048 Beginning at a point on Route 85 at South Montgomery Corners thence north in Summerhill Township to North Montgomery Corners thence east in Summerhill Township to the west line of Hayfield Township at Lewis' Corners in Crawford County a distance of about 3.2 miles

Route 20049 Beginning at a point on State Route 85 at Carrs Corners thence northeast in Summerhill to a point on the dividing line between Summerhill and Spring Townships thence northeast and east in Spring Township via Rundells Corners to intersection with Township road at Johnson Corners in Crawford County a distance of about 2.8 miles

Route 20050 Beginning at the East Borough Line of Conneautville Borough and running in a northeasterly direction in Spring Township via Egolson Corners to a point of intersection with Route 20051 at Thatcher's Corners in Crawford County a distance of about 3.7 miles

Route 20051 Beginning at Tabor Corners on the Spring-Cussewago Township Line thence southwesterly in Spring Township to Johnson Corners thence west and northwest in Spring Township via Thatcher's Corners to Hickernell's Corners at the east en dof State-aid Application 64 thence north in Spring Township via Owen's Corners Cole's Corner Shelito Corners and Swaney Corners to the Crawford-Erie County Line in Crawford County a distance of 7.1 miles

Route 20052 Beginning at the end of State-aid Application 64 at Hickernell's Corners thence east in Spring Township to Crane's Corners thence southeast in Spring Township to the west line of Cussewago Township thence southeast in Cussewago Township to Route 272 at Thomas' Corners in Crawford County a distance of about 3 miles

Route 20053 Beginning at the northwest city line of Meadville and extending west and north on Application 5658 thence northwesterly in Vernon Township to the south line of Hayfield Township thence northwesterly in Hayfield Township via Bemistown Corners and Black Corners to Coon's Corners thence northerly in Hayfield Township through Stebbin's Corners to the south line of Cussewago Township thence northerly in Cussewago Township to Stebbin's Corners near Mosiertown in Crawford County a distance of about 9.7 miles

Route 20054 Beginning at the junction of Route 85 with Route 272 at Little's Corners thence east in Hayfield Township through Coon's Corners to Osborn's Corners thence northeast in Hayfield Township to Mason's Corners thence east in Hayfield Township through Brookhouser Corners to the west line of Saegertown Boro at the Upper French Creek Bridge in Crawford County a distance of about 4.6 miles

Route 20055 Beginning at Route 272 at Bennett's Corners thence east in Cussewago Township to Patter Corners thence southeast and east in Cussewago Township to Mosiertown thence southeasterly in Cussewago Township via Stebbins Corners and German Reformed Church Corners to north line of Hayfield Township thence southeast in Hayfield Township to Grange Center thence southwardly in Hayfield Township to Brookhouser's Corners in Crawford County a distance of about 6.8 miles

Route 20056 Beginning at the northwest Borough line of Cambridge Springs Borough thence westerly in Cambridge Township to a point on the Venango-Cambridge Township line thence westerly through Venango Township to a point on the Venango-Cussewago Township line thence westerly in Cussewago Township to the intersection of Route 20058 about .75 of a mile north of the village of Blystone in Crawford County a distance of about 4.3 miles

Route 20057 Beginning at German Reformed Church Corners thence northeasterly in Cussewago Township to Gospel Hill Church thence east in Cussewago Township to west line of Venango Township thence easterly in Venango Township via Himebaugh Corners and Boles' Corners to west line of Venango Borough in Crawford County a distance of about 4.2 miles

Route 20058 Beginning at the Gospel Hill Church thence north in Cussewago Township through Blystone Corners thence northerly crossing Route 20056 to a point about one mile south of the Erie County line thence westerly to a point intersecting Route 272 about .5 of a mile east of Crossingville in Crawford County a distance of about 7 miles

Route 20059 Beginning at State Route 200 near the west line of Spartansburg Borough at Thompson's Corners thence northerly in Sparta Township to Stranahan's Corners thence northeasterly in Sparta Township to the Crawford-Erie County Line in Crawford County a distance of about 2.2 miles

Route 20060 Beginning at the north line of Venango Borough thence northerly in Venango Township along west bank of French Creek to the Siverling Farm thence northwesterly to intersect with State Route 258 in Crawford County a distance of about 3.8 miles

Route 20061 Beginning at the southern line of the Borough of Spartansburg thence southerly and southeasterly in Oil Creek Township to Garrey's Corners thence easterly and southeasterly via Hay's Corners to State Lot Corners thence southerly and southeasterly to Patchon's Corners thence easterly to the Crawford-Warren County Line at Hayestown Corners in Crawford County a distance of about 5 miles

Route 20062 Beginning at the northern line of the City of Meadville thence northeasterly in West Mead Township through Carrol Corners to the southern line of Woodcock Township thence northeasterly in Woodcock Township via Fountain House Town House Corners and Wilson Corners to the southern line of Woodcock Borough in Crawford County a distance of about 7.1 miles

Route 20063 Beginning at Route 200 at Oak's Corners thence northeasterly in West Mead Township to the southern line of Woodcock Township thence northeasterly in Woodcock Township through Cook's Hill Corners to Schutz Corners thence northerly in Woodcock Township to Stull's Bridge Corner in Crawford County a distance of about 4.2 miles

Route 20064 Beginning at Route 89 at Plank Road Corners thence northerly in East Mead Township to Route 200 at Breed Corners thence northwesterly in East Mead Township to the southern line of Woodcock Township thence northwesterly in Woodcock Township to Cook's Hill Corners in Crawford County a distance of about 3.3 miles

Route 20065 Beginning at Fountain House Corners thence easterly in Woodcock Township to Stull's Bridge Corners thence southeasterly in Woodcock Township through Long Stand Corners and Dickson Corners to the north line of Blooming Valley Borough in Crawford County a distance of about 3.7 miles

Route 20066 Beginning at the southeast corner of Saegertown Borough thence southeasterly in Woodcock Township to Fountain House in Crawford County a distance of about .8 of a mile

Route 20067 Beginning at the eastern line of Saegertown Borough thence easterly in Woodcock Township to Town House Corners in Crawford County a distance of about 1.1 miles

Route 20068 Beginning at Dickson's Corners thence northerly in Woodcock Township to Chipman's Corners thence easterly and northerly in Woodcock Township to the Gravel Run Road at Rable's Corners in Crawford County a distance of about 3.7 miles

Route 20069 Beginning at the east line of Venango Borough at French Creek Bridge thence southerly through the southwest corner of Cambridge Township to the north line of Woodcock Township thence southerly in Woodcock Township to Zonn's Mill Corners thence easterly in Woodcock Township to the west line of Woodcock Borough in Crawford County a distance of about 1.8 miles

Route 20070 Beginning at the east line of Woodcock Borough thence southeasterly in Woodcock Township to Griffith Corners thence easterly in Woodcock Township through Thomas Corners to Townley Corners thence southeasterly in Woodcock Township through Falkenburg Corners and Rable Corners to the west line of Richmond Township to Pinney's Corners thence south and southeast in Richmond Township to Route 200 at Woodcock Bridge Corners in Crawford County a distance of about 6 miles

Route 20071 Beginning at a point on Route 84 at Pendleton Corners thence southeasterly in Cambridge Township to Burchard's Corners thence easterly in Cambridge Township through Roots' Corners to western line of Rockdale Township thence east in Rockdale Township to Burchard's Corners in Crawford County a distance of about 4.8 miles

Route 20072 Beginning at the northern line of Woodcock Borough thence northerly in Cambridge Township to Baugher Corner thence northeasterly in Cambridge Township through Burchard's Corners to the southern line of Cambridge Springs Borough in Crawford County a distance of about 2.7 miles

Route 20073 Beginning at Route 200 at Oregon Corner thence northerly in Richmond Township to Trainer Corner thence westerly in Richmond Township to Herrick Corner thence northerly in Richmond Township to the southern line of Rockdale Township at Jewel Corner thence northerly in Rockdale Township through Burchard Corner to a point on Route 697 about one mile southeast of Anderson Corners in Crawford County a distance of about 5.9 miles

Route 20074 Beginning at Route 258 at Gillet Corners thence northerly in Cambridge Township through Kreitz Corners to the Crawford-Erie County Line in Crawford County a distance of about 2.9 miles

Route 20075 Beginning at Route 84 at Isherwood Corners thence southeasterly in Cambridge Township to the western line of Rockdale Township thence southeasterly in Rockdale Township to Zillhaver Corners thence southwesterly and southerly in Rockdale Township to Millers Hill Corners in Crawford County a distance of about 3 miles

Route 20076 Beginning at Rute 84 at Grey's Corners thence easterly in Cambridge Township to the western line of Rockdale Township thence easterly in Rockdale Township through Millers Hill Corners to Pine Corner thence southeasterly in Rockdale Township to Finney Corners in Crawford County a distance of about 4.3 miles

Route 20077 Beginning at Route 697 at Anderson Corners thence easterly in Rockdale Township via Finney Corners to Greene Corners thence southeasterly in Rockdale Township through Ferris Corner to Kelly Corner thence easterly in Rockdale Township through Brown Hill Corner to the west line of Bloomfield Township at Smith Corner thence east in Bloomfield Township through Brown's Corner and Frough's Corner to an intersection with State-aid Application 6852 at the Village of Lincolnville in Crawford County a distance of about 10.5 miles

Route 20078 Beginning at Route 697 at Jarvis thence northeasterly in Rockdale Township via Ferris Corners and Thomas Corners to Mackey Hill Corners thence north and northwest in Rockdale Township to the Crawford-Erie County Line in Crawford County a distance of about 5.8 miles

Route 20079 Beginning at Bertrom Corner thence north in Richmond Township to the south line of Rockdale Township thence northerly in Rockdale Township to Kellogg Corner thence northwesterly in Rockdale Township to Kelly Corner in Crawford County a distance of about 2.6 miles

Route 20080 Beginning at Route 697 about .25 of a mile southwest of Teepleville thence northeasterly in Richmond Township to Teepleville thence northerly and easterly in Richmond Township to Bertrom Corner thence southeasterly in Richmond Township to the west line of Athens Township thence easterly in Athens Township to Bidley Corner in Crawford County a distance of about 2.9 miles

Route 20081 Beginning at State Route 200 at Little Cooley Corners and running northerly in Athens Township via Bidley Corners and George Smith Corner to the east line of Rockdale Township at Crab Corner thence northerly on the Rockdale-Bloomfield Township line via Smith Corner and Sturgis to a point on the Crawford-Erie County Line in Crawford County a distance of about 7.7 miles

Route 20082 Beginning at State Route 200 about .5 of a mile east of Little Cooley thence northerly via Dobbs School in Athens Township to a point on the dividing line between Athens and Bloomfield Township thence northeasterly in Bloomfield Township via Bootville and Smalls Corner and Kelly's Corner to State-aid Application 6862 in Lincolnville in Crawford County a distance of about 4 miles

Route 20083 Beginning at Lincolnville at the northwest end of State-aid Application 6862 thence northwesterly and northerly in Bloomfield Township to King Corner thence northwesterly in Bloomfield Township through Shreve Ridge Corner to the Crawford-Erie County Line in Crawford County a distance of about 4.6 miles

Route 20084 Beginning at Lincolnville at an intersection with State-aid Application 6862 thence northerly in Bloomfield Township to McLean's Corner thence northerly northeasterly and easterly in Bloomfield Township to Route 271 at Page Corner in Crawford County a distance of about 2.7 miles

Route 20085 Beginning at Route 89 at Richard School Corner thence easterly in East Mead Township to the west line of Randolph Township thence easterly in Randolph Township to Schenenburg Corner thence easterly and northeasterly in Randolph Township to the point of intersection with South Street at Guy's Mills thence northerly along South Street and North Street in the Village of Guy's Mills to the point of intersection of East Randolph Street thence easterly and northeasterly along East Randolph Street in Randolph Township to Hunter Corner thence continuing northeasterly through Basil Corner to the southwest corner of Richmond Township at Stewart Corner thence northeasterly in Steuben Township through Gillet Corner to the west line of Townsville Borough in Crawford County a distance of about 8.7 miles

Route 20086 Beginning at Route 89 at Brawley Stand Corner thence northerly in Randolph Township to the point of intersection with West Street in Guy's Hills in Crawford County a distance of about 2 miles

Route 20087 Beginning at Guy's Hills on Route 20085 at the intersection of North and East Randolph Streets and running northerly in Randolph Township through Carpenter Corner to McCartney Corner thence westerly via Johnson's Corners to a point on the dividing line between Randolph and

East Meade Townships thence easterly in East Meade Township to Braymer's Corners then northerly and northwesterly to the Borough Line of Blooming Valley Borough in Crawford County a distance of about 5.2 miles

Route 20088 Beginning on Route 200 at Delemater Corner thence southerly in Richmond Township to Baugher Corner thence easterly in Richmond Township via Lyona Corner to Route 448 at South Richmond Corner in Crawford County a disetance of about 3.7 miles

Route 20089 Beginning in Guy's Mills at the point of intersection of East Street with North Street thence easterly along East Street in Randolph Township to Gilbert Corner in Crawford County a distance of about 1.8 miles

Route 20090 Beginning at Route 89 at Cane Stand Corner thence northerly in Randolph Township to Gilbert Corner thence northeasterly in Randolph Township to Turkey Track Corner thence northerly and northwesterly in Randolph Township to Basil Corner thence northerly in Randolph Township to the south line of Richmond Township thence northerly in Richmond Township through Merritt Corner to Route 448 at South Richmond Corner in Crawford County a distance of about 7.5 miles

Route 20091 Beginning at Route 89 at Armstrong's Corners thence northerly in Troy Township through Crowther's Corners Fauncetown Boyle's Corners to Route 448 at Altenburg Corners in Crawford County a distance of about 5.4 miles

Route 20092 Beginning at the Crawford-Venango County Line at a point about one mile south of Luces' Corners thence northerly in Troy Township to Luces' Corners thence northerly in Troy Township to Richey Spring Corners thence northeasterly in Troy Township to Hayer Corners thence northerly in Troy Township through Troy Center Corners to Route 448 at Smith Corners in Crawford County a distance of about 4.6 miles

Route 20093 Beginning at Route 271 at Tillotston orner and running easterly in Bloomfield Township past the Mt Pleasant Community House and Cemetery to the Earnest Blakesly Corner thence southeasterly to the Bloomfield-Sparta Township line thence easterly in Sparta Township to the intersection of Route 200 about .25 of a mile west of the Spartansburg Borough line in Crawford County a distance of about 6.75 miles

Route 20094 Beginning at the Crawford-Venango County Line about .75 of a mile south of Hawthorne Corners thence northerly in Troy Township through Hawthorne Corners to Markley Corners thence northwesterly in Troy Township to Troy Center Corners in Cawford County a distance of about 2.1 miles

Route 20095 Beginning at Hawthorne Corners thence easterly in Troy Township to Lonetot Corners thence northerly in Troy Township to Route 448 at Moss Grove Corners in Crawford County a distance of about 2.5 miles

Route 20096 Beginning at Route 20092 at the intersecting road .3 of a mile north of Luces' Corner and running north in Troy Township through Yocum Corners crossing State Route 448 at Morehead Corners to a point on the dividing line between Troy and Steuben Townships and running northerly and northwesterly in Steuben Township through Steuben Corners to a point on Route 20098 at Koochogey Corners in Crawford County a distance of about 6 miles

Route 20097 Beginning at the east line of Townville Borough thence easterly in Steuben Township through Duffey Corners to Steuben Corners thence northeasterly in Steuben Township through Clappville to Wade Corners thence easterly in Steuben Township via Tryonville Corners and Tryonville Station to Route 271 at the west line of Rome Township at Five Points thence easterly in Rome Township to Helfast Corners thence northwesterly in Rome Township to Rach's Corners thence northeasterly in Rome Township to McGee Corners thence northerly in Rome Township through McGeetown to Brannon's Corners in Crawford County a distance of about 10.4 miles

Route 20098 Beginning near the north line of Townville Borough near Buckley's Corners thence northeasterly in Steuben Township through Wheelock Corners and Koochogey Corners to the south line of Athens Township thence northeasterly in Athens Township to Whitman's Corners thence northerly in Athens Township to McGinnett's Corners thence easterly in Athens Township to Smith Corners thence easterly and northeasterly in Athens Township through Pine Tree Corners .5 of a mile west of Riceville Borough Line in Crawford County a distance of about 6.8 miles

Route 20099 Beginning at Wheelock's Corners thence northerly in Steuben Township to the south line of Athens Township thence northerly in Athens Township through Jones' Corners and Drake's Corners to Route 200 at Bancroft Corners in Crawford County a distance of about 4.1 miles

Route 20100 Beginning at State Route 200 approximately one mile east of Little Cooley and running in a southeasterly and easterly direction in Athens Township crossing Route 20099 at Drake Corners and continuing east in Athens Township via Van Dyke Corners Shanberger Corners Scott Corners and Greer Corners to the west line of Centerville Borough in Crawford County a distance of about 5.6 miles

Route 20101 Beginning at a point on the Crawford-Venango County Line about 1.25 miles east of the southwest corner of Oil Creek Township thence north in Oil Creek Township to Route 89 at a point about .125 of a mile west of Gresham in Crawford County a distance of about .4 of a mile

Route 20102 Beginning at a point on Route 89 at East Titusville Corners thence in a general northeasterly direction in Oil Creek Township via the Horace Duncan Farm and Langdon Corners to the Crawford-Warren County Line at a point about .75 of a mile north of the southeast corner of Oil Creek Township in Crawford County a distance of about 2 miles

Route 20103 Beginning at the north line of the City of Titusville thence northeasterly in Oil Creek Township to Weed's Corners thence northerly in Oil Creek Township to Alcorn's Corners thence northeasterly in Oil Creek Township through Sloan's Corners and Sanford's Corners to the south line of Rome Township at Hummer's Corners thence northeasterly through the southeast corner of Rome Township through Excelsior Corners to the Crawford-Warren County Line in Crawford County a distance of about 5.6 miles

Route 20104 Beginning at the north line of the City of Titusville thence northeasterly and northerly in Oil Creek Township on the Church Run Road via Church Run Corners and Shelmadine Springs to the south line of Rome Township thence northerly in Rome Township through Cloverdale Corners Morris Corners and the J. Stewart Corners to Buell Corner thence northwesterly in Rome Township through Fairview Corner and Fish Corner to the south line of Sparta Township thence northwesterly in Sparta Township through Rodgers Corners and West Fish Flat Corners to East Fish Flat Corners thence westerly in Sparta Township to Clark's Corners thence northwesterly in Sparta Township to Route 200 at Sutton's Corners in Crawford County a distance of about 12.8 miles

Route 20105 Beginning at the northeast line of the Borough of Hydetown thence northeasterly via Kerr's Corners Henderson's Corners and Thompson's Mill to Shelmadine Springs in Crawford County a distance of about 3.3 miles

Route 20106 Beginning at the east line of Centerville Borough thence northeasterly in Rome Township through Brannon's Corners Buell Corners Red Oak Corners and Hick's Corners to the Crawford-Warren County Line in Crawford County a distance of about 6.9 miles

Route 20107 Beginning at a point on the Pennsylvania-Ohio State line thence east in Conneaut Township to South Phelp's Corners thence about .25 of a mile to North Phelp's Corners thence east in Conneaut Township to Route 83 at Thompson's Corners in Crawford County a distance of about 1.8 miles

Route 20108 Beginning at a point on Route 272 in Cussewago Township at Crossignville thence northwesterly in Cussewago Township to a point on the Crawford-Erie County line in Crawford County a distance of about 1.75 miles

Route 20109 Beginning at a point on Route 85 in Vernon Township about .5 of a mile west of the Meadville City line running northerly intersecting State-aid Application 5658 in Crawford County a distance of about .4 of a mile

Section 22 The township roads to be taken over under the provisions of this act in the County of Cumberland are those situate and described as follows

Route 21001 Beginning at a point in Hopewell Township on the boundary line between Cumberland and Franklin Counties about three miles north of the point of intersection between Route 234 and the Cumberland-Franklin County line thence in an easterly direction through Hopewell and Upper Mifflin Townships via Heberlig and Washington to a point in Lower Mifflin Township intersecting Route 191 at McCrea thence from a point intersecting Route 191 about one-half mile south of McCrea through Lower Mifflin Upper Frankford Lower Frankford and North Middletown Townships via Bloserville intersecting State-aid Application 5749 to a point in Middlesex Township intersecting Route 40 about one-half mile south of Carlisle Springs thence from a point in Middlesex Township intersecting Route 40 in Carlisle Springs through Middlesex and Silver Spring Townships via Donnellytown and Wertzville intersecting Route 569 thence southerly through Silver Spring Township via Huston's Mills to a point intersecting Route 34 at Hogestown in Cumberland County a distance of about 39.9 miles

Route 21002 Beginning at a point in Southampton Township intersecting the Carlisle-Shippensburg County Road about one-half mile east of the Shippensburg Township line thence northeasterly through Southampton and North Newtown Townships to a point on the western boundary line of Newville Borough in Cumberland County a distance of about 8.0 miles

Route 21003 Beginning at a point in Upper Mifflin Township intersecting Route 21001 at Heberlig thence through Upper Mifflin and North Newton Townships to a point on the western boundary line of Newville Borough thence from a point on the eastern boundary line of Newville Borough through West Pennsboro Township to a point intersecting the Carlisle-Shippensburg County Road near Mount Rock in Cumberland County a distance of about 9.8 miles

Route 21004 Beginning at a point in Cooke Township intersecting Route 21005 at Pine Grove Furnace thence northerly through Cooke and Penn Townships to a point intersecting Routes 35 and 191 at a point one-half mile east of Dickinson Post Office thence from a point in Penn Township intersecting Route 35 at Cumminsville through Penn and West Pennsboro Townships via Mount Rock and Alterton to a point intersecting the Carlisle-Newville County Road one-half mile west of West Hill thence from a point intersecting the Carlisle-Newville County Road one-half mile west of West Hill thence from a point intersecting the Carlisle-Newville County Road at West Hill through West Pennsboro and Lower Frankford Townships via Kreider's Bridge to a point intersecting Route 21001 about one-half mile east of the Lower Frankford-Upper Frankford Township line in Cumberland County a distance of about 16.10 miles

Route 21005 Beginning at a point in Cooke Township intersecting Route 21004 at Pine Grove Furnace thence easterly through Cooke and Dickinson Townships to a point intersecting Route 41 near Hunter's Run thence from a point in Dickinson Township intersecting Route 41 about one mile south of Hunter's Run through Dickinson and South Middleton Townships to a point intersecting Route 342 about one-quarter mile north of the Cumberland-Adams County line in Cumberland County a distance of about 9.6 miles

Route 21006 Beginning at a point in Southampton Township about two miles south of the Shippensburg-Southampton Township line near the Franklin County line thence through Southampton Township via Cleversburg and Lees Cross Roads intersecting Route 35 and the Carlisle-Shippensburg County Road to a point in Southampton Township intersecting Route 21046 about one mile west of the Southampton-North Newton Township line in Cumberland County a distance of about 10.5 miles

Route 21007 Beginning at a point in South Newton Township intersecting Route 35 about one-quarter mile east of the South Newton-Southampton Township line thence southeasterly and northerly to a point again intersecting Route 35 about one-half mile west of Walnut Bottom thence from a point intersecting Route 35 through South Newton and North Newton Townships via Oakville to a point intersecting State-aid Application 7168 about one mile west of Green Spring in Cumberland County a distance of about 7.8 miles

Route 21008 Beginning at a point in Penn Township intersecting Route 35 about one-eighth mile east of the Penn-South Newton Township line thence through Penn Dickinson and South Middleton Townships via Hays Grove Huntsdale Montsera and Barnitz to a point intersecting Route 41 about one-half mile north of Mount Holly Springs Borough boundary line thence from a point on the northern boundary line of Mount Holly Springs Borough through South Middleton Township via Mount Zion to a point intersecting Route 507 in the village of Boiling Springs in Cumberland County a distance of about 17.1 miles

Route 21009 Beginning at a point in Dickinson Township Route 21008 at Montsera thence northerly to a point intersecting Route 35 at Moordale thence easterly following the old York Road through Dickinson and South Middleton Townships via Craighead intersecting Route 41 to a point intersecting Route 507 in the village of Boiling Springs in Cumberland County a distance of about 10.4 miles

Route 21010 Beginning at a point in Penn Township intersecting Route 21008 at Huntsdale thence northerly through Penn Township to a point intersecting Route 35 at Cumminsville in Cumberland County a distance of about 1.8 miles

Route 21011 Beginning at a point in South Middleton and Middlesex Townships via Hickorytown and Middlesex intersecting Route 305 and 34 to a point in Middlesex Township intersecting Route 21001 in Cumberland County a distance of about 7.3 miles

Route 21012 Beginning at a point in Monroe Township on the boundary line between Cumberland and York Counties near the D and M Junction thence north through Monroe Silver Spring and Middlesex Townships via Locust Point and New Kingston intersecting Routes 507 305 and 34 to a point in Middlesex Township intersecting Route 21001 about one mile west of Donnellytown in Cumberland County a distance of about 10.6 miles

Route 21013 Beginning at a point in South Middleton Township intersecting Route 21011 about .5 of a mile south of Route 305 thence in a southeasterly direction through South Middleton Monroe and Upper Allen Townships intersecting Routes 507 and 123 to a point in Upper Allen Township intersecting Route 416 at Bowmansdale thence from a point intersecting Route 416 at the Reading Railroad Underpass northerly through Upper Allen Township to a point intersecting Route 123 at Winding Hill in Cumberland County a distance of about 10.66 miles

Route 21014 Beginning at a point in Lower Allen Township intersecting Route 416 about .5 of a mile west of Lisburn thence through Lower Allen Township to a point intersecting Route 21023 about .5 of a mile south of Eberly's Mill in Cumberland County a distance of about 5 miles

Route 21015 Beginning at a point in East Pennsboro Township on the northern boundary line of Camp Hill Borough thence northerly via Oysters Mill to a point intersecting Route 569 at Lantz's Schoolhouse in Cumberland County a distance of about 3.7 miles

Route 21016 Beginning at a point in Hampden Township intersecting Route 507 about two miles east of Mechanicsburg thence northerly through Hampden Township via Brenneman's Mills and Good Hope Mills intersecting Route 34 to a point in Hampden Township intersecting Route 569 about one-half mile west of Mount Zion thence from a point in Hampden Township intersecting Route 569 about one-quarter mile east of Mount Zion through Hampden and East Pennsboro Townships via Summerdale to a point intersecting Route 30 at Summerdale in Cumberland County a distance of about 7.8 miles

Route 21017 Beginning at a point in Monroe Township intersecting Route 125 about one-quarter mile north of Brandtsville thence easterly through Monroe Township via Williams Grove to a point intersecting Route 21027 thence from a point at Williams Grove Station northwardly through Monroe and Upper Allen Townships to a point on the southern boundary line of Mechanicsburg Borough thence from a point in Silver Spring Township intersecting Route 507 at Trindle Springs through Silver Spring Township to a point intersecting Route 21018 in Cumberland County a distance of about 7.65 miles

Route 21018 Beginning at a point in Silver Spring Township intersecting Route 21012 about one mile north of Locust Point thence easterly through Silver Spring Township to a point intersecting Route 416 about two miles south of Hogestown in Cumberland County a distance of about 2.6 miles

Route 21019 Beginning at a point in Silver Spring Township intersecting Route 34 about one mile west of Hogestown thence northwesterly through Silver Spring Township intersecting Route 21012 about two miles north of New Kingston in Cumberland County a distance of about 3.0 miles

Route 21020 Beginning at a point in South Middleton Township intersecting the County Road from Carlisle to Boiling Springs at Springville thence northerly and northeasterly through South Middleton Township intersecting Route 125 to a point in South Middleton Township intersecting Route 21013 about one-eighth mile west of the South-Middleton-Monroe

Township line in Cumberland County a distance of about 3.15 miles

Route 21021 Beginning at a point in East Pennsboro Township on the northern boundary line of Camp Hill Borough thence northerly and easterly to a point in East Pennsboro Township on the western boundary line of Wormlesburg Borough in Cumberland County a distance of about 2.4 miles

Route 21022 Beginning at a point on Route 123 in Lower Allen Township about one mile east of Eichelberger's Corner thence easterly to a point on the western boundary line of New Cumberland Borough in Cumberland County a distance of about 1.6 miles

Route 21023 Beginning at a point on the boundary line between Cumberland and York Counties in Lower Allen Township about one mile south of Eberly's Mills thence through Lower Allen Township by way of Eberly's Mills to a point intersecting Route 123 at White Hill Station in Cumberland County a distance of about 1.9 miles

Route 21024 Beginning at a point in Lower Allen Township intersecting Route 21014 about one-half mile northeast of Rossmoyne thence through Lower Allen Township intersecting Route 123 to a point on the Southern boundary line of Shiremanstown Borough in Cumberland County a distance of about 1.8 miles

Route 21025 Beginning at a point in Upper Allen Township intersecting Route 416 to a point intersecting Route 123 at Winding Hill in Cumberland County a distance of about 2.0 miles

Route 21026 Beginning at a point in Monroe Townhsip intersecting Route 21017 about one-eighth mile west of the Monroe-Upper Allen Township line thence southeasterly to a point in Upper Allen Township intersecting Route 123 about one-half mile southwest of Shepherdstown in Cumberland County a distance of about 2.0 miles

Route 21027 Beginning at a point on the boundary line of Cumberland and York Counties about one-half mile southwest of Williams Grove thence by way of Williams Grove and Grantham through Monroe and Upper Allen Townships intersecting Route 123 to a point intersecting Route 21013 about one mile west of Bowmansdale in Cumberland County a distance of about 3.3 miles

Route 21028 Beginning at a point in Monroe Township intersecting Route 21029 about one mile south of Churchtown thence through Monroe Township by way of Churchtown intersecting Route 125 and 507 to a point intersecting Route 305 about one and one-half miles west of Locust Point in Cumberland County a distance of about 3.2 miles

Route 21029 Beginning at a point in Monroe Township intersecting Route 507 about one and one-half miles southwest of Churchtown thence easterly through Monroe Township to a point intersecting 125 about one mile south of Churchtown in Cumberland County a distance of about 1.2 miles

Route 21030 Beginning at a point in Dickinson Township on the boundary line between Cumberland and Adams County about one-half mile southwest of Starners thence through Dickinson and South Middleton Townships via Goodyear Myerstown and Uriah intersecting Route 41 to a point on the boundary line between Cumberland and Adams County about one-half mile east of Uriah in Cumberland County a distance of about 3.5 miles

Route 21031 Beginning at a point in North Middletown Township intersecting Route 40 about two miles north of Carlisle thence northerly to a point intersecting Route 21001 about one mile west of the North Middletown-Middlesex Township line in Cumberland County a distance of about 2.3 miles

Route 21032 Beginning at a point in North Middletown township on the northern boundary line of Carlisle Borough thence through North Middletown Township via Caprivi to a point intersecting Route 21001 about one-half mile east of the North Middletown-Lower Frankford Township line in Cumberland County a distance of about 5.5 miles

Route 21033 Beginning at a point in North Middletown Township intersecting the Carlisle-Newville County Road about one-half mile west of Carlisle Borough thence northwest through North Middletown and Lower Frankford Townships to a point intersecting Route 21001 about one mile west of the Lower Frankford-North Middletown Township line in Cumberland County a distance of about 5.2 miles

Route 21034 Beginning at a point in Dickinson Township intersecting Route 21008 near Barnitz Station thence northwesterly through Dickinson and West Pennsboro Townships intersecting Route 35 to a point intersecting the Carlisle-Newville County Road near Plainfield in Cumberland County a distance of about 7.5 miles

Route 21035 Beginning at a point in West Pennsboro Township intersecting the Carlisle-Newville County Road about one and one-half miles west of West Hill thence northerly through West Pennsboro Township to a point on the line between Upper Frankford and West Pennsboro Townships at the southern extremity of State-aid Application 5749 in Cumberland County a distance of about 1.2 miles

Route 21036 Beginning at a point in Lower Mifflin Township intersecting Route 21001 about one mile northeast of the Upper Mifflin-Lower Mifflin Township line thence southeasterly to a point intersecting the western limits of State-aid Application 1406 thence from a point intersecting Route 191 and State-aid Application 1406 easterly through Lower Mifflin and Upper Frankford Townships to a point intersecting State-aid Application 5749 about one-quarter mile north of the Upper Frankford-West Pennsboro Township line in Cumberland County a distance of about 7.7 miles

Route 21037 Beginning at a point in Penn Township intersecting Route 21008 about one-half mile south of Longsdorf Station thence via Longsdorf to a point intersecting Route 35 at Centerville in Cumberland County a distance of about 1.3 miles

Route 21038 Beginning at a point in South Newton Township intersecting Route 35 about one-quarter mile west of Walnut Bottom thence northerly through South Newton Township to a point intersecting the Carlisle-Shippensburg County Road at Stoughstown in Cumberland County a distance of about 2.0 miles

Route 21039 Beginning at a point in East Pennsboro Township intersecting Route 21015 about one-eighth mile north of the northern Borough line of Camp Hill Borough thence easterly through East Pennsboro Township to a point intersecting Route 21021 about one-eighth mile north of the northern Borough line of Camp Hill Borough thence easterly through East Pennsboro Township to a point intersecting Route 21021 about one-eighth mile north of the northern Borough line of Camp Hill Borough in Cumberland County a distance of about .6 of a mile

Route 21040 Beginning at a point in Upper Mifflin Township intersecting Route 21003 about one and one-half miles west of the Upper Mifflin-Lower Mifflin Township line thence via Washington to a point in Upper Mifflin Township intersecting a township road about one and one-half miles northwest of Washington in Cumberland County a distance of about 3.6 miles

Route 21041 Beginning at a point in Upper Mifflin Township intersecting Route 21001 about one mile northwest of Heberlig thence to a point in Upper Mifflin Township intersecting the township road about two miles northwest of Heberlig in Cumberland County a distance of about 1.1 miles

Route 21042 Beginning at a point in North Newton Township intersecting State-aid Application 7168 about one-half mile east of the North Newton-Hopewell Township line thence through North Newton and Upper Mifflin Townships intersecting Route 21001 to a point in Upper Mifflin Township about one mile north of the intersection with Route 21001 in Cumberland County a distance of about 4.2 miles

Route 21043 Beginning at a point in Hopewell Township on the northern boundary line of Newburg Borough thence northerly to a point in Hopewell Township intersecting Route 21001 in Cumberland County a distance of about 2.5 miles

Route 21044 Beginning at a point in Hopewell Township on the northern boundary line of Newburg Borough thence northwesterly to a point in Hopewell Township intersecting Route 21001 about one mile east of the Cumberland-Franklin County line in Cumberland County a distance of about 2.0 miles

Route 21045 Beginning at a point in Hopewell Township on the eastern boundary line of Newburg Borough thence easterly to a point in Hopewell Township intersecting State-aid Application 7168 in Cumberland County a distance of about 1.8 miles

Route 21046 Beginning at a point on the boundary line between Southampton and Hopewell Townships intersecting Route 264 thence easterly following the boundary line between Hopewell and Southampton Townships and through North Newton Township to a point intersecting State-aid Application 7168 at Green Spring in Cumberland County a distance of about 5.8 miles

Route 21047 Beginning at a point in Southampton Township intersecting Route 264 about one mile south of the Southampton-Hopewell Township line thence northeasterly to a point on the dividing line between Cumberland and Franklin Counties in Cumberland County a distance of about .4 mile

Route 21048 Beginning at a point in Southampton Township on the Adams-Cumberland County line on the old Baltimore Pike thence westerly and northerly through Southampton and Shippensburg Townships to a point on the southern boundary line of Shippensburg Borough thence from a point on the northern boundary line of Shippensburg Borough through Shippensburg and Southampton Townships to a point intersecting Route 21046 about two miles west of the Southampton-North Newton Township line in Cumberland County a distance of about 11.8 miles

Route 21049 Beginning at a point in Southampton Township on the boundary line between Cumberland and Franklin Counties about one-quarter mile south of the Southampton-Shippensburg Township line thence northerly through Southampton and Shippensburg Townships to a point on the southern boundary of Shippensburg Borough thence from a point on the northern boundary line of Shippensburg Borough through Shippensburg Township to a point intersecting Route 21048 at the Shippensburg Borough line in Cumberland County a distance of about 1.1 miles

Route 21050 Beginning at a point in Southampton Township intersecting Route 21006 at Cleversburg thence northerly through Southampton Township via Cleversburg Junction to a point intersecting Route 35 about one-half mile east of Shippensburg Borough in Cumberland County a distance of about 2.7 miles

Route 21051 Beginning at a point on the northern boundary line of Mechanicsburg Borough at a point of intersection between Silver Spring and Hampden Townships thence northerly through Silver Spring and Hampden Townships to a point in Silver Spring Township intersecting Route 34 about one and on-ehalf miles east of Hogestown in Cumberland County a distance of about 2.2 miles

Route 21052 Beginning at a point in East Pennsboro Township intersecting State-aid Application 231 at Zion Lutheran Church corner thence northerly through East Pennsboro Township to a point intersecting Route 21016 in Cumberland County a distance of about 0.7 mile

Route 21053 Beginning at a point in Silver Spring Township intersecting Route 21019 about one and one-half miles east of the Silver Spring-Middlesex Township line thence northerly through Silver Spring Township to a point intersecting Route 21001 in Cumberland County a distance of about 1.7 miles

Route 21054 Beginning at a point in North Newton Township intersecting State-aid Application 5750 about two and one-half miles west of Newville Borough thence northerly through North Newton Township to a point intersecting Route 21003 in Cumberland County a distance of about 0.7 mile

Route 21055 Beginning at a point in Upper Frankford Township intersecting Route 21036 about one and one-half miles east of the Upper Frankford-Lower Frankford Township line thence northerly to a point intersecting Route 21001 about one mile east of the Upper Frankford-Lower Mifflin Township line in Cumberland County a distance of about 2.1 miles

Route 21056 Beginning at a point in South Middleton Township intersecting Route 35 about one-quarter mile east of the Dickinson-South Middleton Township line thence northerly through South and North Middleton Townships intersecting the Carlisle-Shippensburg County Road to a point intersecting the Carlisle-Newville County Road one-quarter mile east of the West Pennsboro-North Middleton Township line in Cumberland County a distance of about 2.2 miles

Route 21057 Beginning at a point in Lower Allen Township intersecting Route 21014 about one-half mile north of Route 416 thence easterly through Lower Allen Township to a point on the York-Cumberland County line in Cumberland County a distance of about 0.05 mile

Route 21058 Beginning at a point in Shippensburg Township on the Cumberland-Franklin County line and extending eastward through Shippensburg Township to a point on Route 21049 about 0.01 mile south of the Cumberland-Franklin County line in Cumberland County a distance of about 0.09 mile

Route 21059 Beginning at a point in Upper Frankford Township intersecting Route 21001 1.25 miles northeast of Bloserville thence in a northeasterly direction to Enterville in Cumberland County a distance of about .8 mile

Route 21060 Beginning at a point in Shippensburg Township intersecting Route 264 at the Hershey Chocolate Company Creamery thence northwesterly through Shippensburg Township via Funk's Mill to a point intersecting Route 264 at or near the property of Charles Kelley in Cumberland County a distance of about .25 mile

Section 23 The township roads to be taken over under the provisions of this act in the County of Dauphin are those situate and described as follows

Route 22001 Beginning at a point in Upper Paxton Township on Route 1 near the northern boundary line of Millersburg Borough thence in a northerly and eastwardly direction through Upper Paxton and Mifflin Townships intersecting Route 336 about one-half of a mile north of Berrysburg Borough thence from a point on Route 336 about one-half of a mile south of Uniontown Borough eastwardly through Mifflin and Lykens Townships to a point on the boundary line between Dauphin and Schuylkill Counties about one mile southeast of the Dauphin-Northumberland County line in Dauphin County a distance of about 17.71 miles

Route 22002 Beginning at a point in Halifax Township on the eastern boundary line of Halifax Borough thence northeasterly through Halifax and Jackson Townships to a point at the start of State-aid Application 6600-A thence from the end of State-aid Application 6600 at the Jackson-Washington Township line to a point on the southern borough line of Elizabethville Borough thence from a point on the northern line of Elizabethville Borough northerly through Washington and Mifflin Townships to a point on the southern line of Berrysburg Borough in Dauphin County a distance of about 8.32 miles

Route 22003 Beginning at a point on Route 1 in Halifax Township one and one-half miles north of Matamoras thence easterly through Halifax Wayne and Jefferson Townships via Waynesville Enterline Carsonville to a point in Jefferson Township at the intersection of two township roads approximately three and one-half miles east of Jefferson-Wayne Township line in Dauphin County a distance of about 12.66 miles

Route 22004 Beginning at a point on the northern boundary line of Dauphin Borough and leading northward through Middle Paxton and Halifax Townships via Powells Valley and Matamoras to a point intersecting Route 1 about two miles south of Halifax Borough in Dauphin County a distance of about 7.44 miles

Route 22005 Beginning at a point in Middle Paxton Township intersecting Route 1 about one mile north of Rockville thence easterly through Middle Paxton West Hanover and East Hanover Townships to a point intersecting the boundary line between Dauphin and Lebanon Counties about three miles south of the East Hanover-Rush Township line in Dauphin County a distance of about 16.70 miles

Route 22006 Beginning at a point in Susquehanna Township intersecting Route 1 about one mile south of Rockville thence easterly through Susquehanna Township to a point in Lower Paxton Township intersecting Route 140 Spur at Linglestown thence from a point in West Hanover Township again intersecting Route 140 Spur easterly to a point in West Hanover Township intersecting Route 140 near Manada Hill thence southerly from a point intersecting Route 140 in West Hanover Township via Hanoverdale to a point connecting State-aid Application 306 about three miles north of Union Deposit in Dauphin County a distance of about 12.15 miles

Route 22007 Beginning at a point in Conewago Township at the Dauphin-Lancaster County boundary line about two miles west of the Dauphin-Lebanon County line thence northerly through Conewago Derry and East Hanover Townships vio Deodate Hershey and Sand Beach intersecting Routes 624 501 and 139 to a point in East Hanover Township intersecting Route 140 at Shellsville thence from a point in East Hanover Township intersecting Route 140 about one-half mile west of Shellsville thence northerly through East Hanover Township to a point intersecting Route 22005 about one mile east of the East Hanover-West Hanover Township line in Dauphin County a distance of about 18.68 miles

Route 22008 Beginning at a point in Susquehanna Township on the east boundary line of Penbrook Borough thence easterly through Susquehanna and Lower Paxton Townships via Union Deposit to a point in South Hanover Township intersecting Route 22007 at Sand Beach in Dauphin County a distance of about 12.07 miles

Route 22009 Beginning at a point in Londonderry Township on the boundary line between Dauphin and Lancaster Counties about one and one-half miles west of the Londonderry-Conewago Township line thence northeasterly through Londonderry and Conewago Townships to a point on Route 624 about one-quarter mile west of Deodate thence from a point in Conewago Township intersecting Route 22007 about one-half mile north of Deodate northeastwardly via Bachmanville to a point on the boundary line of Dauphin and Lebanon Counties about three-quarter mile south of the Conewago-Derry Township line in Dauphin County a distance of about 7.39 miles

Route 22010 Beginning at a point in Conewago Township on the Dauphin-Lancaster County boundary line about one-quarter mile west of the Dauphin-Lebanon County boundary line thence northerly through Conewago Township to a point intersecting Route 624 about one-half mile west of the Dauphin-Lebanon County boundary line in Dauphin County a distance of about 2.31 miles

Route 22011 Beginning at a point in Conewago Township on the Dauphin-Lebanon County boundary line about one mile south of the Conewago-Derry Township line thence northwesterly through Conewago and Derry Townships to a point intersecting Route 22007 about one mile southeast of Hockersville thence from a point on Route 22007 about one-half mile southeast of Hockersville through Derry Township to a point in South Hanover Township intersecting State-aid Application 306 in Dauphin County a distance of about 6.66 miles

Route 22012 Beginning at a point in Upper Paxton Township intersecting Route 199 about one mile west of the Upper Paxton-Washington Township line thence in a northerly direction to a point intersecting Route 336 about one mile west of the Upper Paxton-Mifflin Township line in Dauphin County a distance of about 2.61 miles

Route 22013 Beginning at a point in Derry Township intersecting Route 501 one-half mile east of Hummelstown Borough thence northerly to a point intersecting Route 139 one-half mile east of Hummelstown Borough thence from a point on Route 139 one-half mile east of Hummelstown Borough easterly through Derry Township to a point on Route 22011 about three-quarter mile south of Union Deposit thence from a point on Route 22011 about one mile south of Union Deposit to a point on Route 159 near the Dauphin-Lebanon County line thence from a point on Route 22014 about one-half mile south of the Derry-East Hanover Township line eastwardly to the Dauphin-Lebanon County line in Dauphin County a distance of about 5.98 miles

Route 22014 Beginning at a point in Derry Township intersecting Route 22013 about one and one-half miles west of the Dauphin-Lebanon County line thence northerly through Derry and East Hanover Townships to a point intersecting State-aid Application 692 in Dauphin County a distance of about 4.51 miles

Route 22015 Beginning at a point in Londonderry Township intersecting Route 407 about two miles south of Royalton Borough thence northeasterly through Londonderry Township to a point intersecting Route 129 thence from a point in Londonderry Township intersecting Route 624 about one mile east of the Londonderry Lower Swatara Township line thence northerly through Londonderry and Derry Townships via Waltonville to a point on the southern boundary line of Hummelstown Borough thence from a point on the northern boundary line of Hummelstown Borough northerly through South Hanover and West Hanover Townships to a point in West Hanover Township intersecting Route 140 about one and one-half miles west of the West Hanover-Lower Paxton Township line in Dauphin County a distance of about 14.08 miles

Route 22016 Beginning at a point in Lower Swatara Township on the northern boundary line of Middletown Borough thence northerly through Lower Swatara Township to a point in Londonderry Township intersecting Route 22017 about one-quarter mile east of the Londonderry-Lower Swatara Township line in Dauphin County a distance of about 1.78 miles

Route 22017 Beginning at a point in Lower Swatara Township intersecting Route 22019 about one mile north of Highspire Borough thence easterly and northerly through Lower Swatara and Derry Townships intersecting Route 618 to a point on the southern boundary line of Hummelstown Borough in Borough in Dauphin County a distance of about 6.95 miles

Route 22018 Beginning at a point in Swatara Township intersecting Route 618 about one mile northwest of Oberlin thence easterly through Swatara Township to a point intersecting Route 139 about one mile west of Hummelstown Borough thence from a point intersecting Route 139 about one and one-quarter miles west of Hummelstown Borough northerly through Swatara South Hanover and Lower Paxton Townships to a point intersecting Route 140 about one mile west of the Lower Paxton-West Hanover Township line in Dauphin County a distance of about 10.13 miles

Route 22019 Beginning at a point in Lower Swatara Township on the northern boundary line of Highspire Borough thence northerly through Lower Swatara and Swatara Townships to a point intersecting Route 618 about one mile east of Oberlin in Dauphin County a distance of about 2.54 miles

Route 22020 Beginning at a point in Swatara Township on the northern boundary line of Steelton Borough thence northerly through Swatara Township via Oberlin intersecting Route 22018 thence from a point intersecting Route 22018 northerly to a point intersecting Route 139 at Boyds Station in Dauphin County a distance of about 2.50 miles

Route 22021 Beginning at a point in Swatara Township about one-half mile east of Rutherford Station thence northerly through Swatara and Lower Paxton Townships to a point intersecting Route 22008 thence from a point in Lower Paxton Township intersecting Route 22008 northerly to a point intersecting Route 140 about one mile east of Lower Paxton-Susquehanna Township line thence from a point intersecting Route 140 about one-half mile east of the Lower Paxton-Susquehanna Township line northerly through Lower Paxton Township to a point intersecting Route 22006 about one mile east of Lower Paxton-Susquehanna Township line in Dauphin County a distance of about 6.65 miles

Route 22022 Beginning at a point in Susquehanna Township intersecting Route 140 about one-half mile east of Penbrook Borough thence northerly through Susquehanna Township to a point intersecting Route 22006 about one mile west of the Susquehanna-Lower Paxton Township line in Dauphin County a distance of about 3.78 miles

Route 22023 Beginning at a point in Susquehanna Township on the eastern boundary line of the City of Harrisburg thence northerly through Susquehanna Township to a point intersecting Route 22006 about one and one-half miles west of the Susquehanna-Lower Paxton Township line in Dauphin County a distance of about 3.74 miles

Route 22024 Beginning at a point in East Hanover Township intersecting Route 22007 about three miles north of Shellsville thence easterly through East Hanover Township to a point on the Dauphin-Lebanon County boundary line about two miles north of Grantville in Dauphin County a distance of about 3.36 miles

Route 22025 Beginning at a point in West Hanover Township intersecting Route 22006 about one-quarter mile east of the West Hanover-Lower Paxton Township line thence northerly through West Hanover Township to a point intersecting Route 22005 about two miles west of the West Hanover-East Hanover Township line in Dauphin County a distance of about 4.52 miles

Route 22026 Beginning at a point in Middle Paxton Township intersecting Route 1 about one-half mile northwest of Speeceville thence easterly through Middle Paxton Township to a point intersecting Route 22004 about two miles north of Dauphin Borough thence from a point intersecting Route 22004 about one mile north of Dauphin Borough easterly through Middle Paxton Township for a distance of 1.54 miles from the last named intersection in Dauphin County a distance of about 5.18 miles

Route 22027 Beginning at a point in Reed Township on Route 1 about one-third mile north of Inglenook and leading eastward in Dauphin County a distance of about 0.75 miles

Route 22028 Beginning at a point in Wayne Township intersecting Route 22003 at Enterline thence northerly through Wayne Township and Jackson Township via Enders to a point intersecting State-aid Application 6600-A about two miles north of Enders in Dauphin County a distance of about 4.82 miles

Route 22029 Beginning at a point in Halifax Township on Route 1 about two miles north of Halifax Borough thence easterly through Halifax Township via Fisherville to a point in Jackson Township intersecting Route 22028 at Enders thence from a point in Jackson Township intersecting Route 22028 about one-half mile east of Enders to a point in Jackson Township intersecting Route 22030 about one mile north of the Jackson-Wayne Township line in Dauphin County a distance of about 10.21 miles

Route 22030 Beginning at a point in Wayne Township intersecting Route 22003 about one-quarter mile west of the Wayne-Jefferson Township line thence northerly through Wayne and Jackson Townships to a point in Jackson Township intersecting State-aid Application 6600 at Deitrich in Dauphin County a distance of about 5.27 miles

Route 22031 Beginning at a point in Wiconisco Township intersecting Route 199 about one-half mile west of Lykens Borough thence easterly through Wiconisco Township to a point again intersecting Route 199 about one-half miles north of Lykens Borough in Dauphin County a distance of about 2.21 miles

Route 22032 Beginning at a point in Williams Township intersecting Route 199 about one-quarter mile east of the Williams-Wiconisco Township line thence easterly through Williams Township to the western boundary line of Williamstown Borough in Dauphin County a distance of about 2.15 miles

Route 22033 Beginning at a point in Lykens Township intersecting Route 339 about one-half mile west of the Dauphin-Schuylkill County line thence northerly to a point on the Dauphin-Schuylkill County line about two miles northwest of the Lykens-Williams Township line in Dauphin County a distance of about 1.75 miles

Route 22034 Beginning at a point in Lykens Township intersecting Route 22035 about one-quarter mile north of the Lykens-Washington Township line thence northeasterly through Lykens Township to a point on the western boundary line of Gratz Borough thence from a point on the northern boundary line of Gratz Borough northeasterly through Lykens Township to a point intersecting Route 22001 thence from a point intersecting Route 22001 easterly to a point on the Dauphin-Schuylkill County line about two miles southeast of the Dauphin-Northumberland County line in Dauphin County a distance of about 5.56 miles

Route 22035 Beginning at a point in Washington Township intersecting Route 22002 about one-half mile south of the Washington-Mifflin Township line thence southeasterly to a point intersecting Route 1999 about one mile west of Loyalton thence from a point in Washington Township intersecting Route 199 at Loyalton northerly through Washington and Lykens Townships intersecting Route 339 to a point intersecting Route 22001 about one-half mile east of the Lykens-Mifflin Township line in Dauphin County a distance of about 7.84 miles

Route 22036 Beginning at a point in Lykens Township intersecting Route 22001 about one mile east of the Lykens-Mifflin Township line thence southeasterly through Lykens Township to a point on the northern boundary line of Gratz Borough in Dauphin County a distance of about 3.50 miles

Route 22037 Beginning at a point in Washington Township about one-half mile west of Elizabethville Borough intersecting Route 199 thence northeasterly through Washington and Mifflin Townships to a point in Mifflin Township intersecting Route 339 at Curtin in Dauphin County a distance of about 3.75 miles

Route 22038 Beginning at a point in Upper Paxton Township intersecting Route 336 about one and one-quarter miles southwest of Killinger thence easterly to a point in Upper Paxton Township intersecting Route 22012 thence from a point intersecting Route 22012 easterly through Upper Paxton and Washington Townships to a point intersecting Route 22037 in Dauphin County a distance of about 5.08 miles

Route 22039 Beginning at a point in Mifflin Township intersecting Route 22002 about one-half mile north of the Mifflin-Washington Township line thence westerly to a church in Dauphin County a distance of about 0.21 miles

Route 22040 Beginning at a point on Route 22010 in Conewago Township and leading eastward to the Dauphin-Lebanon County line in Dauphin County a distance of about 0.34 mile

Route 22041 Beginning at a point in Rush Township on the boundary line of Dauphin-Schuylkill Counties thence in a westerly direction through Rush Township in Dauphin County a distance of about 4.06 miles

Route 22042 Beginning at a point in Upper Paxton Township on Route 1 about one-fourth of a mile south of Millersburg Borough thence in an easterly direction in Upper Paxton Township through the village of Lenkerville in Dauphin County a distance of about .3 of a mile

Section 24 The township roads to be taken over under the provisions of this act in the County of Delaware are those situate and described as follows

Route 23001 Beginning at a point on the boundary line between the States of Delaware and Pennsylvania about two hundred feet northeast of Brandywine Creek and extending in a northeasterly direction through Birmingham Township to a point on the boundary line between Birmingham and Concord Townships thence continuing northeastwardly along said boundary line between Birmingham and Concord Townships to a second point on said line about one and two-thirds miles from the State Line thence continuing northeastwardly through Concord Township intersecting with Route 135 and 131 Spur "A" to a point on the boundary line between Concord and Aston Townships thence continuing northeastwardly through Aston Township to a point about 200 feet south of the Chester Heights Station on the Pennsylvania Railroad in Delaware County a distance of about 6.75 miles

Route 23002 Beginning at a point on the boundary line between the States of Delaware and Pennsylvania about one hundred feet south of the Smith's Bridge Road and extending in a northeasterly direction through Birmingham Township to a point on Route 135 about Station 397 in Delaware County a distance of about 2.85 miles

Route 23003 Beginning at a point in Birmingham Township on the boundary line between the States of Delaware and Pennsylvania and extending in an easterly direction through Birmingham Township to a point on the boundary line between Birmingham and Concord Townships thence continuing eastwardly through Concord Township to a point on Route 135 at Johnson's Corner about Station 461 in Delaware County a distance of about 1.4 miles

Route 23004 Beginning at a point on a township road in Birmingham Township and extending in a northerly direction through Birmingham Township to a point on Route 131 about Station 580 in Delaware County a distance of about 1.35 miles

Route 23005 Beginning at a point on Route 131 about Station 552 in Birmingham Township and extending in a northeasterly direction through Birmingham Township to a point on Route 135 about Station 297 in Delaware County a distance of about 1.35 miles

Route 23006 Beginning at a point at Bridgewater in Chester Township thence northwesterly through Chester and Middletown Townships to a point of road intersection at Knowltown Station on the Pennsylvania Railroad in Delaware County a distance of about 1.45 miles

Route 23007 Beginning at a point on State Highway Route 576 about .7 of a mile northwest of the Village of Thornton in Thornbury Township thence northerly through Thornbury to a point on the Delaware-Chester County line about 1.3 miles northwest of the Village of Thornton in Thornbury Township in Delaware County a distance of about .5 of a mile

Route 23008 Beginning at a point on Route 131 Spur "A" about Station 10 in the village of Concordville in Concord Township and extending in a northerly direction through Concord Township intersecting with Route 131 to a point on the boundary line between Concor and Thornbury Townships thence continuing northwardly through Thornbury Township to a point on Route 576 about Station 125 in the Village of Thornton in Delaware County a distance of about 1.65 miles

Route 23009 Beginning at a point on Smith's Bridge Road in Concord Township and extending in a northerly direction through Concord Township to a point on Route 131 Spur "A" about Station 35 at Concordville Station on the Pennsylvania Railroad in Delaware County a distance of about 1 mile

Route 23010 Beginning at a point on Route 599 about Station 138 at the Boothwyn Station on the Baltimore and Ohio Railroad in Upper Chichester Township and extending in a northwesterly direction through Upper Chichester Township to a point on the boundary line between Upper Chichester and Bethel Townships thence continuing northwestwardly through Bethel Township to a point on the boundary line between Bethel and Concord Townships thence along said boundary line in a southwesterly direction for about 800 feet thence northwestwardly through Concord Township to a point on Smith's Bridge Road about .75 of a mile west of Route 131 Spur "A" in Delaware County a distance of about 4.65 miles

Route 23011 Beginning at a point on Route 135 about Station 662 in Upper Chichester Township and extending in a northeasterly direction through Upper Chichester Township to a point at the intersection of Route 599 thence continuing through Upper Chichester Township in an easterly direction intersecting with Route 418 to a point on the boundary line between the City of Chester and the Townships of Chester and Upper Chichester thence continuing eastwardly along the boundary line between Chester City and Chester Township to a point on the boundary line between Chester City and Chester Township thence continuing eastwardly through Chester Township to a point on Route 180 about Station 523 thence southwardly through Chester Township to a point on the boundary line between Chester City and Chester Township in Delaware County a distance of about 5.05 miles

Route 23012 Beginning at a point on Route 418 about Station 15 on the boundary line between Upper Chichester and Lower Chichester Townships and extending along the said boundary line in a northeasterly direction to a point on the boundary line between the Borough of Trainer Upper Chichester Township and Lower Chichester Township thence continuing northeastwardly along the boundary line between Upper Chichester Township and Trainer Borough to a point on the boundary line between the City of Chester the Borough of Trainer and Upper Chichester Township thence continuing in a northerly direction along the boundary line between Upper Chichester Township and Chester City to a point on the boundary line between the Townships of Upper Chichester and Chester and the city of Chester in Delaware County a distance of about 1.75 miles

Route 23013 Beginning at a point on the northwestern boundary line between the Borough of Upland and the Township of Chester and extending in a northerly direction through Chester Township to a point at the intersection of the Bridgewater Road thence in a northeasterly direction over Bridgewater Road intersecting with Route 132 to a point on the boundary line between Chester and Nether Providence Townships thence continuing northeastwardly through Nether Providence Township to a point on the boundary line between Nether Providence Township and Rose Valley Borough thence continuing northeastwardly along said boundary line to the northeastern corner of Rose Valley Borough thence continuing northeastwardly through Nether Providence Township intersecting with Route 421 to a point on Route 130 about Station 359 in Delaware County a distance of about 4.3 miles

Route 23014 Beginning at a point on the boundary line between Upland Borough and Chester Township and extending in a northerly direction through Chester Township to a point on the boundary line between Parkside Borough and Chester Township thence continuing northwardly along said boundary line to a point on Route 132 about Station 334 in Delaware County a distance of about .5 of a mile

Route 23015 Beginning at a point on the intersection of Routes 180 and 418 in the Village Green in Aston Township and extending in a northeasterly direction to a point on the boundary line between Aston and Middletown Townships thence continuing northeastwardly through Middletown Township to a point on Route 132 about Station 240 in Delaware County a distance of about 2.1 miles

Route 23016 Beginning at a point at the end of State-aid Application 6254 at Chester Heights in Aston Township and extending in a northwesterly direction through Aston Township to a point on Route 131 about Station 284 in Delaware County a distance of about .95 miles

Route 23017 Beginning at a point at bridge over the West Branch of Chester Creek at Aston Mills in Aston Township thence southeasterly to a point on Route 180 at Fisher's Corner in Delaware County a distance of about .4 of a mile

Route 23018 Beginning at a point on Route 130 on the boundary line between Media Borough and Nether Providence Township thence northeasterly through Nether Providence and Springfield Townships to a point on Route 225 at its intersection with the northwest terminus of Route 731 in Springfield Township in Delaware County a distance of about 2.25 miles

Route 23019 Beginning at a point on State-aid Application 6254 about .5 of a mile east of Chester Heights Station Pennsylvania Railroad in Aston Township extending in a north easterly direction through Aston and Middletown Townships to a point on Route 418 about Station 300 in Middletown Township in Delaware County a distance of about 1.45 miles

Route 23020 Beginning at a point on a township road in Middletown Township and extending in an easterly direction through Middletown Township intersecting with Route 418 at Glen Riddle to a point on Route 132 about Station 154 in Delaware County a distance of about 1.75 miles

Route 23021 Beginning at a point on Route 132 about Station 152 in Middletown Township and extending in a northeasterly direction through Middletown Township to a point on Route 131 about Station 47 in Delaware County a distance of about 1 mile

Route 23022 Beginning at a point on Route 131 about Station 263 in the Township of Aston and extending through Aston Township in a northeasterly direction to a point on the boundary line between Aston and Middletown Townships thence continuing in a northeasterly direction through Middletown Township to a point about .5 of a mile northeast of Darlington Station on the Pennsylvania Railroad thence continuing through Middletown Township in a northerly direction to a point on the Ashbridge Road about .5 of a mile south of the Glen Mills Training School for Girls thence in a northwesterly direction to a point on the boundary line between Middletown and Edgmont Townships thence continuing northwestwardly through Edgmont Township intersecting with Route 728 to a point on Route 179 about Station 329 in Delaware County a distance of about 3.65 miles

Route 23023 Beginning at a point on Route 131 about Station 300 on the boundary line between Concord and Aston Townships and extending in a northwesterly direction along said boundary line to a point on the boundary line between Concord Aston and Thornbury Townships thence continuing northwestwardly along the boundary line between Concord and Thornbury Townships to a point on said boundary line thence continuing through Thornbury Township in a northerly direction to a point on Route 728 about 399 feet west of the Glen Mills Station on the Pennsylvania Railroad in Delaware County a distance of about 1.85 miles

Route 23024 Beginning at a point on Route 728 about Station 116 about 200 feet east of Glen Mills Station of the Pennsylvania Railroad in Thornbury Township and extending in an easterly direction through Thornbury Township to a point on the boundary line between Thornbury and Edgmont Townships thence continuing eastwardly through Edgmont Township to a point on the Ashbridge Road about .25 of a mile north of the Glen Mills Training School for Girls in Delaware County a distance of about 1.15 miles

Route 23025 Beginning at a point on Route 728 about Station 95 in Thornbury Township and extending in a northwesterly direction through Thornbury Township to a point on State-aid Application 981 about Station 52 in Delaware County a distance of about 1.65 miles

Route 23026 Beginning at a point at the intersection of Routes 131 Spur "A" and 180 at the Village of Chelsea in Bethel Township and extending in a northerly direction through Bethel Township to a point on the boundary line between Bethel Township and Concord Townships thence continuing northwardly through Concord Township to a point on the boundary line between Concord and Aston Townships thence continuing northwardly through Aston Township to a point at the end of State-aid Application 6254 near Chester Heights in Delaware County a distance of about 1.3 miles

Route 23027 Beginning at a point on Route 179 about Station 292 at Gradyville in Edgmont Township and extending in a northerly direction through Edgmont Township to a point on the boundary line between Delaware and Chester Counties at Ridley Creek in Delaware County a distance of about 1.75 miles

Route 23028 Beginning at a point on Route 179 about Station 157 at Lima in the Township of Middletown and extending in a northeasterly direction through Middletown Township about .4 of a mile thence in a southerly direction to a point on Route 179 about Station 139 in Delaware County a distance of about .65 of a mile

Route 23029 Beginning at a point on Route 144 about Station 100 in Upper Providence Township and extending in a northwesterly direction through Upper Providence Township to a point on the boundary line between Upper Providence and Edgmont Townships thence continuing northewestwardly through Edgmont Township intersecting with Route 133 at Edgmont to a point on the boundary line between Delaware and Chester Counties in Delaware County a distance of about 4.1 miles

Route 23030 Beginning at a point on Route 179 about Station 130 in Middleton Township and extending in a northeastrly direction through Middletown Township to a point on the boundary line between Middletown and Upper Providence Townships thence continuing northeastwardly through Upper Providence Township to a point on Route 144 about Station 82 thence continuing through Upper Providence Township in an easterly direction to a point on State road about 300 feet west of Crum Creek in Delaware County a distance of about 3.7 miles

Route 23031 Beginning at a point on the northeast boundary line between the Borough of Media and Upper Providence Township to a point on the boundary line between Upper Providence and Marple Townships thence continuing eastwardly through Marple Township to a point on the boundary line between Marple and Springfield Townships thence continuing eastwardly through Springfield Township intersecting with Route 225 to the county bridge over Darby Creek on the boundary line between Springfield and Upper Darby Townships in Delaware County a distance of about 3.4 miles

Route 23032 Beginning at the eastern end of State-aid Application 983 in Upper Darby Township and extending in an easterly direction through Upper Darby Township intersecting with Route 133 about 1.25 miles west of the Philadelphia City line to a point on the boundary line between the Township of Upper Darby and the city of Philadelphia in Delaware County a distance of about 2.1 miles

Station 23033 Beginning at a point on Route 144 about Station 245 in Marple Township at Battle's Corner and extending in an easterly direction through Marple Township to a point on the boundary line between Marple and Newtown Townships thence continuing eastwardly along said boundary line to a point on Route 133 about Station 380 in Delaware County a distance of about 1.55 miles

Route 23034 Beginning at a point on the boundary line between Delaware and Chester Counties at the covered bridge over Crum Creek and extending through Nwtown Township in an easterly direction intersecting with Route 144 to a point on the boundary line between Newtown and Radnor Townships thence continuing in an easterly direction through Radnor Township to a point on the Darby Road about 100 feet east of Darby Creek in Delaware County a distance of about 3.8 miles

Route 23035 Beginning at a point on Route 133 about Station 419 in Newtown Township and extending in a northeasterly direction through Newtown Township to a point on the boundary line between Newtown and Radnor Townships thence continuing in a northeasterly direction through Radnor Township intersecting with Route 225 to a point on Route 516 about Station 204 on the boundary line between Montgomery and Delaware Counties in Delaware County a distance of about 4.5 miles

Route 23036 Beginning at a point on College Avenue in Haverford Township and extending in a northerly direction through Haverford Township to a point on the boundary line between Haverford and Radnor Townships thence continuing northwardly along said boundary line for a distance of about .1 of a mile thence continuing eastwardly anlong said boundary line between Radnor and Haverford Townships to a point on Route 516 about Station 200 on the boundary line between Radnor and Haverford Townships Delaware County and Lower Merion Township Montgomery County thence continuing eastwardly along the county line for a distance of about .25 of a mile thence continuing eastwardly through Haverford Township to a point on Route 142 about Station 2029 in Delaware County a distance of about 1.4 miles

Route 23037 Beginning at a point on Route 144 about Station 410 in Newtown Township and extending in a northwesterly direction through Newtown Township to a point on the boundary line between Chester and Delaware Counties in Delaware County a distance of about .6 of a mile

Route 23038 Beginning at a point on Route 144 about Station 412 in Newtown Township and extending in a northerly direction through Newtown Township to a point on the boundary line between Chester and Delaware Counties in Delaware County a distance of about .45 of a mile

Route 23039 Beginning at a point on the boundary line between Chester and Delaware Counties and extending in an easterly direction through Newtown Township to a point on the boundary line between Newtown and Radnor Townships thence continuing in an easterly direction through Radnor Township to a point on Route 144 about Station 489 in Delaware County a distance of about .45 of a mile

Route 23040 Beginning at a point on Bryn Mawr Avenue in the vicinity of the Radnor Hunt Club in Radnor Township and extending in a northwesterly direction through Radnor Township to a point on Route 144 about Station 498 in Delaware County a distance of about 2.2 miles

Route 23041 Beginning at a point on Darby Road in Radnor Township and extending in an easterly direction through Radnor Township to the village of Ithan thence continuing through Radnor Township in a northerly direction intersecting with Routes 577 and 142 to a point on the boundary line between Delaware and Chester Counties in Delaware County a distance of about 3.9 miles

Route 23042 Beginning at a point on King of Prussia Road at Radnor Station on the Pennsylvania Railroad in Radnor Township and extending in a northeasterly direction through Radnor Township to a point on the boundary line between Delaware and Montgomery Counties in Delaware County a distance of about .8 of a mile

Route 23043 Beginning at a point on the boundary line between Chester and Delaware Counties and extending in an easterly direction along said boundary line to a second point on said line thence continuing eastwardly through Radnor Township to a point on Route 142 about Station 2807 in Delaware County a distance of about .65 of a mile

Route 23044 Beginning at a point on Route 142 about Station 2817 in Radnor Township and extending in an easterly direction through Radnor Township intersecting with Route 144 to a point on the King of Prussia Road in Delaware County a distance of about 2.05 miles

Route 23045 Beginning at a point of road intersection on Barren Road about .4 of a mile northeast of Lima in Middleton Township thence northeasterly through Middletown Upper Providence and Newtown Townships via Sycamore Mills to a point at the intersection of Bishop's Hollow and Gradyville Roads in Newtown Township in Delaware County a distance of about 3.8 miles

Route 23046 Beginning at a point on the Darby and Coopertown Road in Haverford Township and extending in an easterly direction through Haverford Township intersecting with Route 516 to a point on the boundary line between Delaware and Montgomery Counties in Delaware County a distance of about 1.6 miles

Route 23047 Beginning at a point on the boundary line between Lansdowne Borough and Upper Darby Township and extending in a northwesterly direction through Upper Darby Township to a point on the boundary line between Haverford and Upper Darby Townships thence continuing northwestwardly through Haverford Township intersecting with Routes 133 and 719 through the villages of Llanerch and Oakmont to a point on Route 225 about Station 578 in Delaware County a distance of about 6.2 miles

Route 23048 Beginning at a point on Darby or Coopertown Road in Haverford Township and extending in an easterly direction through Haverford Township intersecting with Route 516 to a point on the boundary line between Delaware and Montgomery Counties in Delaware County a distance of about 1.4 miles

Route 23049 Beginning at a point on township line road on the boundary line between Haverford and Upper Darby Townships and extending in a northerly direction through Haverford Township intersecting with Route 133 at Manoa to a point at the intersection of the Eagle and Lawrence Roads thence continuing through Haverford Township in a northeasterly direction through the Village of Oakmont intersecting with Route 516 to a point on county line road on the boundary line between Delaware and Montgomery Counties in Delaware County a distance of about 3.3 miles

Route 23050 Beginning at a point on Route 133 about 150 feet east of the bridge over Darby Creek in Haverford Township and extending in a northerly direction through Haverford Township to a point at the intersection of the Lawrence and Darby Creek Roads thence continuing through Haverford Township in a northeasterly direction to a point at the intersection of the Lawrence and Eagle Roads in Delaware County a distance of about 1.15 miles

Route 23051 Beginning at a point on Burmont Avenue at the boundary line between Haverford and Upper Darby Townships and extending in a northeasterly direction along said boundary line intersecting with Route 133 to a point at the southwestern end of State-aid Application 10 in Delaware County a distance of about 1.8 miles

Route 23052 Beginning at a point on Eagle Road at its intersection with Manoa Road in Haverford Township and extending through Haverford Township over Manoa Road to a point on Route 133 about Station 191 in Delaware County a distance of about .4 of a mile

Route 23053 Beginning at a point on Route 225 about Station 793 on the boundary line between Springfield and Marple Townships and extending in a northeasterly direction along said boundary line to a point on the boundary line between Marple Springfield Haverford and Upper Darby Townships thence continuing in a northeasterly direction through Haverford Township to a point at the intersection of the road leading to Eagle in Delaware County a distance of about 2.2 miles

Route 23054 Beginning at a point on State-aid Application 10 about Station 20 in Haverford Township and extending in a northerly direction through Haverford Township to a point at the intersection of Earlington and Mill Roads thence easterly along said Mill Road to its point of intersection with Route 516 in Haverford Township in Delaware County a distance of 1.25 miles

Route 23055 Beginning at a point on Route 133 about Station 101 in Upper Darby Township about two miles west of the Philadelphia City line and extending in a northerly direction to a point on State-aid Application 10 about Station 18 in Delaware County a distance of about .45 mles

Route 23056 Beginning at a point on Route 130 about 500 feet east of Crum Creek in Springfield Township and extending in a northerly direction along the above mentioned Crum Creek to a point of road intersection with Beatty Road near the Springfield Water Company's Pumping Station in Springfield Township in Delaware County a distance of about 1 mile

Route 23057 Beginning at a point near Station 54 on Route 131 Spur about .35 of a mile southeast of Concordville Station Pennsylvania Railroad in Concord Township crossing Pennsylvania Railroad at Markham Station to a point near Station 360 on Route 131 the southern terminus of Route 131 Spur about .1 of a mile north of above mentioned Markham Railroad Station in Concord Township in Delaware County a distance of about 1.05 miles

Route 23058 Beginning at a point at the intersection of Route 225 and Route 225-Spur B at the Marple Presbyterian Church in the Village of Broomall in Marple Township and extending easterly through Marple and Haverford Townships to its point of intersection with the Coopertown Townships to its point of intersection with the Coopertown Road at Coopertown in Haverford Township in Delaware County a distance of about 2 miles

Route 23059 Beginning at a point on the western boundary line between Lansdowne Borough and Upper Darby Township and extending over Burmont Avenue through Upper Darby Township in a northwesterly direction through the villages of Garrettford and Drexel Hill intersecting with State-aid Application 983 to a point on township line road on the boundary line between Upper Darby and Haverford Townships thence continuing in a westerly direction through Haverford Township to a point on the intersection of Eagle and Burmont Roads in Delaware County a distance of about 2.95 miles

Route 23060 Beginning at a point on Providence Road in Upper Darby Township and extending in a northerly direction through Upper Darby Township to a point on the boundary line between Upper Darby and Springfield Townships thence continuing northwardly along said boundary line intersecting with Route 130 to a second point on the boundary line at the county bridge over Darby Creek thence continuing northeastwardly through Upper Darby Township through the village of Garrettford to a point on Route 133 about Station 39 in Delaware County a distance of about 4.8 miles

Route 23061 Beginning at a point on Route 133 about Station 42 in Upper Darby Township about .8 of a mile west of the Philadelphia City Line and extending in a northerly direction through Upper Darby Township to the bridge over Cobbs Creek on the boundary between Upper Darby Township and the City of Philadelphia in Delaware County a distance of about .25 of a mile

Route 23062 Beginning at a point at the intersection of Burmont Road and Marshall Road in Upper Darby Township and extending in a northeasterly direction through Darby Township to a point on the boundary line between Lansdowne Borough and Upper Darby Township thence continuing northeastwardly along said boundary line to the eastern boundary between the Borough of Lansdowne and Upper Darby Township thence continuing northeastwardly through Upper Darby Township to a point on the boundary line between the City of Philadelphia and the Township of Upper Darby in Delaware County a distance of about 2.65 miles

Route 23063 Beginning at a point on the northwest boundary line at Marcus Hook Borough near the intersection of Blue Ball Road with Route 132 near Station 675 in Lower Chichester Township thence northwesterly along Blue Ball Road through Lower and Upper Chichester Townships crossing State-aid Application 2436 to a point near Station 65 on State-aid Application 1136 in Upper Chichester Township in Delaware County a distance of about 1.25 miles

Route 23064 Beginning at a point on the approach to the bridge over the Pennsylvania Railroad on Church Lane in Upper Darby Township and extending in a northerly direction through Upper Darby Township intersecting with Route 130 to a point on the boundary line between East Lansdowne Borough and Upper Darby Township thence continuing northerly along said boundary line to a point about 300 feet north of Route 130 thence continuing along said boundary line in a northwesterly direction to the northern limits of East Lansdowne Borough thence continuing northwesterly through Upper Darby Township to a point at the intersection of Long Lane and Garrett Road in Delaware County a distance of about 1.5 miles

Route 23065 Beginning at a point on the boundary line between the Borough of Clifton Heights and the Township of Upper Darby and extending in a northwesterly direction through Upper Darby and Springfield Township thence continuing northwesterly through Springfield Township to a point on Route 225 about Station 803 in Delaware County a distance of about 2.6 miles

Route 23066 Beginning at a point on Route 731 about Station 206 in Springfield Township and extending in a northeasterly direction through Springfield Township to a point on Springfield road in Delaware County a distance of about .85 of a mile

Route 23067 Beginning at a point on Route 130 about Station 237 in Springfield Township and extending in a northerly direction through Springfield Township to a point on Springfield Road in Delaware County a distance of about 1.1 miles

Route 23068 Beginning at a point on Route 130 Spur A about Station 168 in the Township of Ridley and extending in an easterly direction through Ridley Township to a point on the boundary line between Ridley Township and Upper Darby Township in a northerly direction to a point near Secane Station on the Pennsylvania Railroad thence continuing through Upper Darby Township in an easterly direction to a point on Route 420 about Station 172 in Delaware County a distance of about 1.85 miles

Route 23069 Beginning at a point on Turner road near its intersection with the Pennsylvania Railroad in Nether Providence Township and extending in a northeasterly direction through Nether Providence Township to a point on the boundary line between Nether Providence and Springfield Township thence continuing northeasterly through Springfield Township to a point on Route 130 about Station 325 in Delaware County a distance of about 1.05 miles

Route 23070 Beginning at a point on Nether Providence Township at the bridge over Crum Creek at the west borough line of Swarthmore thence northwesterly through Nether Prvidence Township to a point on Turner road about 300 feet south of its intersection with the Pennsylvania Railroad in Nether Providence Township in Delaware County a distance of about .7 of a mile

Route 23071 Beginning at a point on Route 180 about Station 330 in Ridley Township and extending in a northerly direction through Ridley Township intersecting with Route 72 to a point on the boundary line between Ridley and Springfield Townships and Swarthmore Borough thence continuing northerly along the boundary line between Springfield Township and Swarthmore Borough to a point on Route 225 about Station 999 in Delaware County a distance of about 1.9 miles

Route 23072 Beginning at a point on Route 420 about Station 35 in Darby Township and extending in a northwesterly direction through Darby Township to a point on the boundary line between Darby Township and Sharon Hill Borough in Delaware County a distance of about .35 of a mile

Route 23073 Beginning at a point on Route 420 about Station 23 in Darby Township and extending in a northerly direction through Darby Township to a point on the boundary line between Darby Township and Sharon Hill Borough in Delaware County a distance of about .25 of a mile

Route 23074 Beginning at a point on the boundary line between Lansdowne Borough and Upper Darby Township and extending in an easterly direction through Upper Darby Township over Pembroke Avenue to a point on the boundary line between Upper Darby Township and East Lansdowne Borough in Delaware County a distance of about .1 of a mile

Route 23075 Beginning at a point in the village of Worrell in Marple Township and extending in an easterly direction through Marple Township to a point on Route 225 about Station 720 in Delaware County a distance of about 2.2 miles

Route 23076 Beginning at a point on the boundary line between Rose Valley Borough and Nether Providence and Upper Providence Townships and extending in a northerly direction along the boundary line between Nether Providence and Upper Providence Townships to a point on the boundary line between Media Borough Nether Providence and Upper Providence Townships in Delaware County a distance of about .65 of a mile

Route 23077 Beginning at a point on Route 421 about Station 98 in Nether Providence Township and extending in an easterly direction through Nether Providence Township by way of Wallingford Station on the Pennsylvania Railroad to a point on Turner Road about 50 feet south of its intersection with the Pennsylvania Railroad in Delaware County a distance of about .35 of a mile

Route 23078 Beginning at a point on Route 421 about Station 102 in Nether Providence Township and extending in a northwesterly direction through Nether Providence Township to a point at the intersection of Wallingford and Manchester Avenue in Delaware County a distance of about .7 of a mile

Route 23079 Beginning at a point on Route 131 about Station 40 in Upper Providence Township and extending in a northerly direction through Upper Providence Township to a point of road intersection at Sycamore Mills in Upper Providence Township Delaware County a distance of about 2.4 miles

Route 23080 Beginning at a point in Nether Providence Township at the bridge over Ridley Creek on the boundary line between Nether Providence Township and the City of Chester and extending in a northwestern direction through Nether Providence Township to a point on the Brookhaven or Bridgewater Road in Delaware County a distance of about 1 mile

Route 23081 Beginning at a point on the boundary line between the States of Delaware and Pennsylvania and extending in an easterly direction through Upper Chichester Township to a point on Route 135 about Station 716 at the Village of Ogden in Delaware County a distance of about .6 of a mile

Route 23082 Beginning at a point on State-aid Application 1136 about Station 68 in Upper Chichester Township and extending in an easterly direction through Upper Chichester Township to a point on Route 418 about Station 69 in Delaware County a distance of about 1.1 miles

Route 23083 Beginning at a point at the intersection of the Dutton Mill and Chichester Roads in Upper Chichester Township and extending in a northerly direction through Upper Chichester Township to a point on the boundary line between Upper Chichester and Aston Townships thence continuing northerly through Aston Township intersecting with Route 180 to a point on the boundary line between Middletown Aston and Chester Townships thence continuing in a northeasterly direction along the boundary line between Middletown and Chester Townships to a point on Route 132 about Station 226 in Delaware County a distance of about 2.8 miles

Route 23084 Beginning at a point at the intersection of Lawrence and Darby Creek roads about .3 of a mile north of Route 133 in Haverford Township and extending in a northwesterly direction along Darby Creek through Haverford Township to a point of road intersection about one mile southwest of Coopertown in Delaware County a distance of about .75 mile

Route 23085 Beginning at a point on Route 225 about Station 1064 in Nether Providence Township and extending in an easterly direction through Nether Providence and Ridley Townships to its point of intersection with Fairview Road at a point of about .5 of a mile north of its intersection with Route 729 in Delaware County a distance of about 1.2 miles

Route 23086 Beginning at a point on Route 730 about Station 97 in Tinicum Township and extending in a northerly direction through Tinicum Township to a point at the intersection of Lester Lane and Powhattan Avenue in Delaware County a distance of about .4 of a mile

Route 23087 Beginning at a point of intersection at Creek and Convent Roads at Laschelles Drug Store in the village of Rockdale in Aston Township thence northerly over county bridge through Aston and Middletown Townships to a point on road at Browns Mills thence westerly through Middletown Township to a point on the Lenni Heights Road in the village of Lenni in Middletown Township in Delaware County a distance of about .35 of a mile

Route 23088 Beginning at a point on Valley road about .25 of a mile east of the village of Gradyville in Edgemont Township and extending in an easterly direction through Edgemont Township to a point on the boundary line between Edgemont and Newtown Townships thence continuing in a northeasterly direction through Newtown Township to a point on Route 133 about Station 445 at the village of Newton Square in Delaware County a distance of about 4.7 miles

Route 23089 Beginning at a point on the Darby and Coopertown road about .75 of a mile northwest of the village of Oakmont in Haverford Township and extending in a northerly direction through Haverford Township to a point on College Avenue in Delaware County a distance of about .5 of a mile

Route 23090 Beginning at a point on Route 516 about Station 88 in Haverford Township and extending in an easterly direction through Haverford Township to a point on the boundary line between Delaware and Montgomery Counties in Delaware County a distance of about .3 of a mile

Route 23091 Beginning at a point on the boundary line between Glenolden Borough and Ridley Township and extending in a northerly direction through Ridley Township to a point at the intersection of Franklin and South Avenues near Secane Station on the Pennsylvania Railroad in Delaware County a distance of about .7 of a mile

Route 23092 Beginning at a point at the intersection of Fairview and Michigan Avenues in Ridley Township and extending in an easterly direction through Ridley Township to a point on Route 731 about Station 94 in Delaware County a distance of about .9 of a mile

Route 23093 Beginning at a point on the boundary line between Media Borough and Upper Providence Township at the end of Orange Street and extending in a northerly direction through Upper Providence to a point on Route 144 about Station 72 in Delaware County a distance of about .65 of a mile

Section 25 The township roads to be taken over under the provisions of this act in the County of Elk are those situate and described as follows

Route 24001 Beginning at a point on Route 59 near Helen's Mills thence southeasterly in Horton Township on the Penfield Road in Elk County a distance of about 1.5 miles

Route 24002 Beginning at a bridge across the Clarion River near Millstone thence northeast and east through Millstone Spring Creek and Ridgway Townships by Halton to Ridgway Borough in Elk County a distance of about 22.85 miles

Route 24003 Beginning at the Elk-Jefferson County Line and thence in a north and easterly direction through Spring Creek Township to connect Route 98 at the Spring Creek-Ridgway Township Line in Elk County a distance of about 8.55 miles

Route 24004 Beginning on Route 411 near Benezette thence northeast and easterly through the township of Benezette to a point on Route 411 about one mile northwest of Grant Station in Elk County a distance of about 6 miles

Route 24005 Beginning on Route 59 near Brockport thence in a north and northeasterly direction through Horton Township via Shawmut and Drummond to a point on Route 59 about two miles south of the Ridgeway-Horton Township Line in Elk County a distance of about 7.15 miles

Route 24006 Beginning at the northern end of Route 426 in Ridgway Township thence northwestwardly through Ridgway Jones and Highland Township to a point near Carlo thence northeastwardly through Highland and Jones Townships and by the intersection with Route 380 near the B and O underpass and Carlson to connect with Route 42001 McKean County at the McKean-Elk County Line in Elk County a distance of about 15.6 miles

Route 24007 Beginning at the northern terminus of Route 425 in Ridgway Township thence in a northeasterly direction through Ridgway and Jones Townships to intersect with Route 97 near the mouth of Wolf Run in Elk County a distance of about 4.75 miles

Route 24008 Beginning at a point on State-aid Application 4327 near Rolfe in Ridgway Township thence northwesterly to the Ridgway-Jones Township line thence northwesterly through Jones Township to a point on Route 24007 about one-half mile north of the Jones Township Line in Elk County a distance of about 2.5 miles

Route 24009 Beginning on Route 59 near Hyde thence northeasterly through Horton and Fox Townships via Kylers Corners and Dagus mines to connect State-aid Application 3655 in Elk County a distance of about 7.2 miles

Route 24010 Beginning on Route 97 in Wilcox thence in a northerly direction through Jones Township to a point on the McKean-Elk County Line to connect with Route 42004 McKean County in Elk County a distance of about 3.4 miles

Route 24011 Beginning at a point at Wilcox Station of the P R R thence easterly to Route 97 at Wilcox thence in a northeasterly direction through Jones Township via Rasselas to the Elk-McKean County Line to connect with Route 42013 in McKean County in Elk County a distance of about 8.55 miles

Route 24012 Beginning on Route 99 Spur about 1.5 miles northwest of Byrnedale thence in a southeasterly and easterly direction in Jay and Benezette Townships via Mt Zion Church to intersect Route 411 near Benezette in Elk County a distance of about 7.4 miles

Route 24013 Beginning at the north end of State-aid Application 1247 near the Elk County Poor farm thence in a northwesterly and northerly direction through Benzinger and Jones Townships via Glen Hazel to a point on Route 24011 east of Rasselas in Elk County a distance of about 14.00 miles

Route 24014 Beginning at a point on Route 380 near Chaffee in Highland Township thence northwesterly to the Elk-Forest County Line to connect with Route 27013 in Forest County in Elk County a distance of about 1.75 miles

Section 26 The township roads to be taken over under the provisions of this act in the County of Erie are those situate and described as follows

Route 25001 Beginning at a point in the Erie-Crawford County line about 2.5 miles east of the Ohio State line thence northerly in Conneaut Township through Tracy to a point on Route 709 at Richards Corners about .75 of a mile east of Ackerly Corners in Erie County a distance of about 2.8 miles

Route 25002 Beginning at a point on Route 709 about two miles east of the Ohio State line at Brown School Corners thence easterly and southerly in Conneaut Township through Cherry Hill and Kidderis Corners to a point on Route 85 at Runyans Corners about .25 of a mile west of Albion Borough in Erie County a distance of about 7.3 miles

Route 25003 Beginning at the Ohio State line 1.25 miles north of Conneaut Creek being the Underridge Road thence easterly in Springfield Township via Gould School and Armstrong Corner to a point on Route 85 near Five Corners about one mile southeast of West Springfield in Erie County a distance of about 3.4 miles

Route 25004 Beginning at the north line of Albion Borough being the Albion-East Springfield Road thence in a general northerly and northwesterly direction in Conneaut Township via Thornton Corners and Bowman Corners to Sawdy Corners thence west in Conneaut Township to the Conneaut-Springfield Township line thence westerly in Springfield Township to Shermans Corners thence northerly via East Springfield Station and Weed School toward Shermans Corners on the south line of East Springfield Borough in Erie County a distance of about 5.4 miles

Route 25005 Beginning at Bowmans Corners being the Lexington Road thence north in Conneaut Township via Lexington Station to a point on the south line of Girard Township .75 of a mile east of the southwest corner of Girard Township thence in a general northeasterly direction in Girard Township via Fair Haven School and Anderson School to a point on Route 295 at the Gable Farm about one mile southwest of the Girard Borough line in Erie County a distance of about 5.1 miles

Route 25006 Beginning at a point on Route 496 at Brockway School being the Springfield-Center Road thence north in Springfield Township to the Lake Road at Egley Corners thence east along the Lake Road in Springfield Township to North Springfield in Erie County a distance of about 3.6 miles

Route 25007 Beginning at a point on Route 496 at McDonalds Corners about .75 of a mile south of North Springfield thence southeast to the west line of East Springfield Borough in Erie County a distance of about .7 miles

Route 25008 Beginning at a point on Route 86 about 1.75 miles west of Girard Borough at Schultz' Corners thence in a northerly and northeasterly direction in Girard Township through Todds Corners and Elk Park Corners to the southwest line of North Girard Borough in Erie County a distance of about 1.4 miles

Route 25009 Beginning at the north line of Crawford County being the Wellsburg-Pont Road thence north in Elk Creek Township to Pont thence northwesterly in Elk Creek Township through Kingsleys Corners to a point on Route 709 about .25 of a mile south of Wellsburg in Erie County a distance of about 3.4 miles

Route 25010 Beginning at a point on the north line of Crawford County being the Pageville-Crossingville Road thence northwesterly in Elk Creek Township through Pageville to a point on Route 709 at Murphys Corners about one mile northwest of Pageville in Erie County a distance of about 2.2 miles

Route 25011 Beginning at a point on the east line of Cranesville Borough being the Crane Road thence east in Elk County Township through O'Briens Corners and Cobbs Corners to the west line of Franklin Township at Population Corners thence east in Franklin Township across Route 272 and through Eureka Corners to the west line of Washington Township to a point on Route 258 at Gillespie School 1.5 miles north of Edinboro in Erie County a distance of about 11.1 miles

Route 25012 Beginning at a point on the Crane Road at Cobbs Corners thence north in Elk Creek Township approximately parallel to Little Elk Creek via Fillinger School to a point on the south line of Girard Township thence north to a point on the old State road at Millers Corners about one mile east of the east line of Platea Borough in Erie County a distance of about 2.9 miles

Route 25013 Beginning at the west line of Platea Borough being the old State road thence easterly in Girard Township via Millers Corners to the west line of Franklin Township near Remus Farm thence easterly in Franklin Township across Route 272 at Franklin Center and through Mishler Corners to a point on the west line of Washington Township at Tabors Corners thence east in Washington Township to a point on Route 258 at McLane thence east via Ash Corners to the west line of Waterford Township thence east via Phelps Corners in Waterford Township to a point on the old plank road at the Taylor Farm thence northeast along the old plank road to the west line of Waterford Borough in Erie County a distance of about 16.8 miles

Route 25014 Beginning at a point on the east line of Platea Borough thence northeast in Girard Township through Little Elk Corner to Blairs Corners thence northwesterly along the Creek Road via Porters Bridge School in Gorard Township to a point on Route 86 at Halls Corners about .25 of a mile west of Girard Borough in Erie County a distance of about 4.8 miles

Route 25015 Beginning at Howards Corners on Route 272 thence east about 1.25 miles in Franklin Township to Goodban School thence north in Franklin Township to a point at the south end of the line between Fairview Township and McKean Township thence north along the township line road between Fairview and McKean Townships to the north end of the township line road at Hoosbachs Corners thence east in McKean Township to Brazil Farm thence north in McKean Township to a point about .1 of a mile south of Elk

Creek at Howells Corners in Erie County a distance of about 4.6 miles

Route 25016 Beginning at the south line of Girard Borough being the Creek Road thence southeasterly and easterly by way of Gunnison Tannery and McLelland School in Girard Township to the west line of Fairview Township thence east in Fairview Township via Mangle Farm across Route 272 at South High School to the west line of McKean Township at Sam Sterretts Farm thence east and northeasterly through Sterrettania in McKean Township to a point at the southwest corner of Mill Creek Township at Shepards Corners thence in a general northeasterly direction via Hammers Corners and Weis Libarary in Mill Creek Township to the southwest end of Route 272 Spur near Love Corners in Erie County a distance of about 11.4 miles

Route 25017 Beginning at a point at Sterrettania in McKean Township the Creek Road thence south about one-eighth of a mile across Elk Creek to Howells Corners thence in a general easterly direction in McKean Township via Rose Farm to the west line of Middleboro Borough in Erie County a distance of about 3.0 miles

Route 25018 Beginning at the north line of Middleboro Borough being the Grub Road thence north in McKean Township through Shaffers Corners to a point on the south line of Mill Creek Township near White Church thence north in Mill Creek Township via Leffel Farm to a point on the Grub Road at Love Corners near the southwest end of Route 272 Spur in Erie County a distance of about 4.4 miles

Route 25019 Beginning at a point on the north line of North Girard Borough thence northerly in Girard Township to the Lake Road at Wells Corners in Erie County a distance of about .4 of a mile

Route 25020 Beginning at a point on the east line of North Girard Borough being the Middle Road thence easterly in Girard Township via the Hilling Farm to a point on the west line of Fairview Township thence easterly in Fairview Township via Nickel Plate Sand and Gravel Company Plant to a point on Route 272 about one-eighth of a mile north of the north line of Fairview Borough in Erie County a distance of about 4.2 miles

Route 25021 Beginning at a point on Route 86 about one-eighth of a mile east of the west line of Fairview Township near the county farm thence northerly in Fairview Township to a point on the Middle Road about .25 of a mile east of the west line of Fairview Township and near the Nickel Plate Sand and Gravel Plant in Erie County a distance of about 1 mile

Route 25022 Beginning at the east line of Fairview Borough thence in a general easterly direction in Fairview Township to Lorber Place thence northeasterly to the Bear Creek Road at Alexanders Corners in Erie County a distance of about 1.4 miles

Route 25023 Beginning at the township line road between Fairview and McKean Townships at a point on the Creek Road at Sam Sterrett's Farm about .25 of a mile west of Sterrettania being the Bear Creek Road thence north along the township line road to a point about one-eighth of a mile south of the northwest corner of McKean Township thence in a general northwesterly direction in Fairview Township through Alexanders Corners to a point on Route 272 at Grubb's Farm about .25 of a mile west of Walnut Creek in Erie County a distance of about 3.8 miles

Route 25024 Beginning at a point on the Bear Creek Road at Lewis Corners thence east in Fairview Township via Heidler School to a point on the west line of Mill Creek Township at Salem Church thence east in Mill Creek Township to Hammers Corners on the Sterrettania Road about .3 of a mile west of Weis Library in Erie County a distance of about 2.3 miles

Route 25025 Beginning at a point on Route 272 about .3 of a mile west of Walnut Creek being the Dutch Road thence north approximately paralled with Walnut Creek in Fairview Township to a point on Route 86 at Manchester School about .25 of a mile west of Walnut Creek in Erie County a distance of about 1.2 miles

Route 25026 Beginning at a point on State Route 272 on the township line road between Fairview and Mill Creek Township thence south along the township line road to the South Ridge Road thence east in Mill Creek Township on the South Ridge Road across State Route 272 Spur thence continuing east in Mill Creek Township on the South Ridge Road to the west line of the City of Erie in Erie County a distance of 5 miles

Route 25027 Beginning at a point on Route 258 about .1 of a mile north of the south line of Mill Creek Township thence west in Mill Creek Township about .3 of a mile to a point on the public road near the Benner Farm about .1 of a mile north of the south line of Mill Creek Township thence north along Zuck Road in Mill Creek Township to a point on Route 272 about .5 of a mile west of the west line of the City of Erie in Erie County a distance of about 3.2 miles

Route 25028 Beginning at the point of intersection of the Grubb Road with Route 272 thence north in Mill Creek Township to a point on Route 86 at Scott School and .8 of a mile west of the west line of the City of Erie in Erie County a distance of about 1.2 miles

Route 25029 Beginning at the intersection of Routes 86 and 596 about .6 of a mile north of Ashbury Chapel and extending easterly in Mill Creek Township on the road known as the Twelfth Street Extension to a point where the west city line of Erie crosses said street in Erie County a distance of about 3.4 miles

Route 25030 Beginning at a point on the north line of Crawford County about 1.5 miles west of Route 84 thence north in Washington Township to a point on the Kidder Hill Road at Allens Corners about .25 of a mile east of Cummings Corners in Erie County a distance of about 1 mile

Route 25031 Beginning at a point on Route 258 known as Whites Corners being the Kidder Hill Road thence east in Washington Township on the Kidder Hill Road through Pifers Corners and Cummings Corners and Allens Corners to a point on the west line of LeBoeuf Township at the south end of Townline Road thence east in LeBoeuf Township to a point on Route 84 at Walkers Corners about one mile north of the north line of Crawford County in Erie County a distance of about 4.5 miles

Route 25032 Beginning on the Kidder Hill Road at Cummings Corners thence north in Washington Township on the Conneauttee Valley Road across Route 709 to the south line of Waterford Township thence north in Waterford Township via Phelps Corners Sharps Corners and Sharps School to the south line of McKean Township at a point about .25 of a mile west of the east line of McKean Township thence in a general northerly direction in McKean Township through Sibleyville Corners to a point on the west line of Waterford Township thence in a general northeasterly direction in Waterford Township to a point on Route 351 at Strongs Corners in Erie County a distance of about 11 miles

Route 25033 Beginning at a point at Clappers Corners on Route 258 thence in a general easterly direction in McKean Township across the Oliver Road near Dunn Valley School to Fanor Corners thence generally south to Zimmer Road at Woods Corners thence east to the Aubrey School Corners thence continuing east and southeast to Sibleyville Corners in Erie County a distance of about 5.3 miles

Route 25034 Beginning at Shadowland on Route 258 about 1.25 miles northeast of Middleboro Borough thence northeast in McKean Township to the west line of Summit Township thence northeast in Summit Township via Five Points to a point on Route 351 at Delcamper Farm about one mile south of the north line of Summit Township in Erie County a distance of about 3.2 miles

Route 25035 Beginning at a point on the north line of Crawford County about 1.25 miles east of French Creek thence northwest through Whitney Corners to the south line of the Borough of Mill Village at a point about .1 of a mile west of the southeast corner of Mill Village Borough in Erie County a distance of about 1.5 miles

Route 25036 Beginning at a point on the north line of Crawford County about 1.25 miles west of the southeast corner of LeBoeuf Township thence north in LeBoeuf Township to a point on the Mill Village-Union City Road at Willey School about 1.5 miles west of the east line of LeBoeuf Township in Erie County a distance of about .8 miles

Route 25037 Beginning at a point on the north line of Crawford County about .7 of a mile east of the southwest corner of Union Township thence northwesterly in Union Township to a point on the Mill Village-Union City Road at the west line of Union Township in Erie County a distance of about 1 mile

Route 25038 Beginning at a point near the southeast corner of Mill Village Borough being the Meadville Road thence in a southeasterly and easterly direction in LeBoeuf Township via Frisbee Church and Willey School to the west line of Union Township at Horton School at a point about one mile north of the Crawford County line thence northeast in Union Township to a point on the Route 709 at Hinckleys Corners about two miles southwest of Union City Borough in Erie County a distance of about 5 miles

Route 25039 Beginning at the north line of Mill Village Borough being the Mill Village-Waterford or Flat Road thence north in LeBoeuf Township via Fords Bridge to the south line of Waterford Township thence north in Waterford Township via Moore Farm to a point on Route 271 near Himrod Farm about .25 of a mile east of Route 84 in Erie County a distance of about 3.4 miles

Route 25040 Beginning at a point on the Mill Village-Waterford Road at Oak Grove School Corner about one mile north of the north line of Mill Village being the Stone Road thence easterly in LeBoeuf Township via Colt Farm to the LeBoeuf-Union Township line at Townline School thence north along the LeBoeuf-Union Township line about .3 of a mile thence east in Union Township to a point on the west line of Union City Borough about .25 of a mile south of the south branch of French Creek in Erie County a distance of about 6.2 miles

Route 25041 Beginning at the southeast end of Route 987 at the O'Neil Road and extending easterly in Union Township past Cottage Hill Church to a point on the Union-Concord Township line thence northeasterly in Concord Township to the forks at the McCray Farm thence directly south about one mile to fork in road thence southeasterly across Pennsylvania Railroad to a point on the Erie-Crawford County line near Cook School in Erie County a distance of about 6.2 miles

Route 25042 Beginning at the forks in road at the McCray Farm thence to Hemlock School about .25 of a mile east of the Pennsylvania Railroad tracks thence north in Concord Township to a point on the Erie Railroad at Concord Station thence northwesterly in Concord Township to a point on the south line of Elgin Borough about .25 of a mile west of the southeast corner of Elgin Borough in Erie County a distance of about 1.8 miles

Route 25043 Beginning at a point on the public road about .1 of a mile north of the Crawford County Line thence easterly in Concord Township to the Gates Farm on the road extending north via Darrow Corners to Lovell Station thence north in Concord Township via Lovell Station to a point on Route 88 at the Warner Farm about 1.25 miles east of the east line of Elgin Borough in Erie County a distance of about 5.2 miles

Route 25044 Beginning at Darrows Corners and extending east in Concord Township to Haynes School Corners thence north to Drakes Corners thence northeast to a point on Route 367 near Casey Farm about .6 of a mile south of the Corry City line in Erie County a distance of about 3.4 miles

Route 25045 Beginning at a point on Route 304 at Elgin Corners about 1.75 miles northeast of the east line of Union City Borough thence in a general easterly direction via Howard School in Union Township to the line between Union Township and Elgin Borough in Erie County a distance of about 2.2 .miles

Route 25046 Beginning at a point on the Elgin Borough line about .1 of a mile north of the southeast corner of Elgin Borough being the Corry-Elgin Road thence easterly in Concord Township through Lovell and Chase Corners to the west line of the City of Corry at a point about .5 of a mile north of the southwest corner of the City of Corry in Erie County a distance of about 4.5 miles

Route 25047 Beginning at a point on Route 367 at Summit Corners about .5 of a mile north of the Erie-Crawford County line thence east in Concord Township one mile to the Hollow Road thence north about .5 of a mile to corner near Lindsey School thence east in Concord Township about .75 of a mile to a point on the Erie-Warren County line about .75 of a mile north of the southeast corner of Concord Township in Erie County a distance of about 2.4 miles

Route 26048 Beginning at a point on the Donation Road known as Hoods Corners thence south to the northwest end of the Oak Hill Road at a point about .1 of a mile east of the Pennsylvania Railroad thence easterly in Waterford Township on the Wattsburg Road via Coover School and Newman Bridge to the west line of Amity Township at Juva Farm thence northeasterly in Amity Township to a point at the north end of the Kimbel Hill Road at Capron Farm and about .3 of a mile southwest of Carters Corners in Erie County a distance of about 5.1 miles

Route 25049 Beginning at a point on Route 271 at McGills Corners about one-eight of a mile west of the west line of Union City Borough being the Kimbel Hill Road thence north in Union Township through Kimbel Corners to the south line of Amity Township at Kimbel Hill thence north in Amity Township to the Wattsburg Road at Capron Farm thence northeasterly along the Wattsburg Road in Amity Township via Carters Corners to a point on Route 304 at Dormans Corners in Erie County a distance of about 5.2 miles

Route 25050 Beginning at a point on Route 304 about 1.5 miles northeast of Carters Corners near Baldwin Flats School thence southeast and east in Amity Township to the Hill Road at Hatch Hollow thence south on the Hill Road about .3 of a mile to Hatch Hollow School thence east in Amity Township about 1.25 miles to the Lyon Road at Fenno Corners in Erie County a distance of about 4 miles

Route 25051 Beginning at Route 304 at Lyons Corners being the Lyon Road thence north in Union Township to the south line of Amity Township thence north in Amity Township through Fenno Corners to a point on Route 304 about .5 of a mile south of Wattsburg Borough near Sammons School in Erie County a distance of about 5.3 miles

Route 25052 Beginning at a point on Route 304 at Watrus Farm about .75 of a mile east of the Lyon Road being the Turnpike Road thence in a general northeasterly direction to the west line of Wayne Township thence in a general northeast and easterly direction in Wayne Township across Route 88 at Beaver Dam thence via Miller School and Kinney and Basset Corners to a point on the west line of the City of Corry about .25 of a mile south of the northwest corner of the City of Corry in Erie County a distance of about 6.4 miles

Route 25053 Beginning at a point on Route 88 about 1.5 miles southeast of Wattsburg Borough at Hubbell School thence easterly in Amity Township to the west line of Wayne Township thence southeasterly in Wayne Township via Patterson Corners to Mount Wayne School thence east to the Carter Hill Road at Five Points thence southeasterly along the Carter Hill Road in Wayne Township via Steadman School to a point on the Hare Creek Road at the northwest end of State-aid Application 179 in Erie County a distance of about 7.8 miles

Route 25054 Beginning at a point on State-aid Application 179 at Johnson Corners near the north line of the City of Corry thence north in Wayne Township on the Schat Road to the Bemus Road at Scioto Church thence northeasterly on the Bemus Road via Bemus Corners to an intersection with Route 25055 at Raymond's Corners in Erie County a distance of about 3.8 miles

Route 25055 Beginning at a point on the Erie-Warren County line approximately .25 of a mile southeast of Raymond's Corners in Wayne Township thence northwesterly intersecting Route 25054 at Raymond's Corners to a point on the Pennsylvania-New York line approximately .75 of a mile west of the Erie-Warren County line in Erie County a distance of about 1.9 miles

Route 25056 Beginning at a point on the east line of Waterford Borough thence easterly in Waterford Township via Waterford Station to the Donation Road at Hoods Corners thence northerly along the Donation Road in Waterford Township to Bonnell School thence east in Waterford Township about .3 of a mile to Cosgrove Farm thence northeasterly along the west Green Road in Waterford Township to the south line of Greene Township thence northeasterly in Green Township through Yaple Corners to the Lake Pleasant Road at Weeds Corners at the south end of the Barton Road thence northerly along the Barton Road in Green Township across Route 88 continuing north via Cook School to the south line of Harbor Creek Township at Townline Road thence northerly in Harbor Creek Township to the Station Road at a point about .5 of a mile west of Owen School in Erie County a distance of about 12.8 miles

Route 25057 Beginning at a point on Route 304 at the Hatch Hollow Road at Bacon Farm thence northwest in Amity Township to Arbuckle thence westerly and northwesterly in Amity Township via Wynacoop Farm to the south line of Venango Township at Chester Owen's Farm thence north and northwesterly through the southwest corner at Lake Pleasant Corners thence northwesterly along the Lake Pleasant Road in Greene Township via Weeds Corners to the south line of Mill

Creek Township thence northerly in Mill Creek Township to the south line of the City of Erie in Erie County a distance of about 13.9 miles

Route 25058 Beginning at a point on Route 351 at Beans Corners thence easterly in Summit Township through Osgood Corners to a point on Route 84 about .5 of a mile west of Goddard in Erie County a distance of about 2.3 miles

Route 25059 Beginning at a point on Route 351 at Robinson School about 1.5 miles south of the north line of Summit Township thence easterly in Summit Township across Route 84 near Hill School to the west line of Green Township thence easterly in Green Township on the East Road about .7 of a mile to the Lake Pleasant Road at a point about two miles southeast of the north line of Green Township in Erie County a distance of about 5 miles

Route 25060 Beginning at a point on the public road in the southwest corner of Venango Township about .25 of a mile north of the south line of Venango Township at Blackmer's Farm thence northerly and northeasterly via Phillipsville to a point on Route 88 at Robinson Corners about two miles east of the west line of Venango Township via Smith School to the south line of Greenfield Township thence northeasterly in Greenfield Township to Moore School thence east in Greenfield Township to a point on Route 304 at Miller School about .75 of a mile north of the south line of Greenfield Township in Erie County a distance of about 8.7 miles

Route 25061 Beginning at a point on the east line of Wattsburg Borough thence northeasterly in Venango Township along Spafford Run to a point on the public road near Tracy School about 1.5 miles west of the west line of New York State thence northerly in Venango Township via Brummigen Corners and Macedonia School to the south line of Greenfield Township thence northerly in Greenfield Township via Wilson School Ashton Corners and Bulls Corners to the south line of North East Township thence northerly in North East Township to the Findley Lake Road at Burd School in Erie County a distance of about 12.4 miles

Route 25062 Beginning at a point on the public road about 1.25 miles northeast of Wattsburg Borough at Tracy School thence northeasterly and easterly via Gerald Johnson Farm in Venango Township to the west line of New York State in Erie County a distance of about 1.6 miles

Route 25063 Beginning at a point on Route 304 near the village of Little Hope thence east in Greenfield Township about two miles to a point on the public road at Wilson School about 1.25 miles north of the south line of Greenfield Township in Erie County a distance of about 2.2 miles

Route 25064 Beginning at north line of Wesleyville Borough being Lawrence Park Way in Lawrence Park Township thence in a general northerly direction in Lawrence Park Township along west side of and approximately parallel with Four Mile Creek to a point on Route 495 about two hundred feet west of junction of Route 761 in Erie County a distance of about .7 mile

Route 25065 Beginning at a point in Lawrence Park Way about eighteen hundred feet south of Route 495 being Main Street in Lawrence Park Township thence in an easterly direction in Lawrence Park Township to point of intersection with Route 761 or Iriquois Avenue in Erie County a distance of about .5 mile

Route 25066 Beginning at a point on Route 88 near Belle Valley being the Norcross Road thence east in Mill Creek Township through Belle Valley to a point on the west line of Harbor Creek Township at the Mayer Farm about .25 of a mile south of the south line of the City of Erie thence east and north in Harbor Creek Township along the Shannon Road to the south end of State-aid Application 4709 near Kanty College in Erie County a distance of about 3 miles

Route 25067 Beginning at the southeast end of State-aid Application 85 being the Station Road thence southeasterly and easterly in Harbor Creek Township via the Tuttle School and Owen School to the west line of Greenfield Township thence easterly in Greenfield Township via Shuttack School across Route 304 at Colt Station through Ashton Corners to the west line of New York State about 2.25 miles north of the south line of Greenfield Township in Erie County a distance of about 12.5 miles

Route 25068 Beginning at a point on the Station Road at Owen School thence north in Harbor Creek Township via Cass Corners to the junction of the Davison and Harbor Creek Roads thence northwesterly in Harbor Creek Township along the Harbor Creek Road via Runser Corners and Wells Corners to a point on Route 87 .25 of a mile south of the Village of Harbor Creek in Erie County a distance of about 4.3 miles

Route 25069 Beginning a ta point on the Harbor Creek Road at Wells Corners about .5 of a mile south of the Village of Harbor Creek being the Belle Road thence easterly in Harbor Creek Township through Potters Corners to the west line of Northeast Township thence northeasterly in Northeast Township along Side Hill Road via Sheridan Corners and Putman School to a point on Route 304 at Frank Arton's Farm about 1.25 miles south of the south line of North East Borough in Erie County a distance of about 6.5 miles

Route 25070 Beginning at Route 304 at Lake Corners being the Town Line Road between Northeast Township and Greenfield Township thence west along the Town Line Road to the Sheridan Road at Eades Corners thence northwesterly in Northeast Township via Sheridan Corners to the east line of Harbor Creek Township at Arena Corners where it is intersected by the Law Road thence northwesterly in Harbor Creek Township to a point on Route 87 at Moorheadville thence northeasterly in Harbor Creek Township on the Moorhead Road via Larson Corners to the Lake Road Route 495 at a point about .75 of a mile west of the east line of Harbor Creek Township in Erie County a distance of about 7.6 miles

Route 25071 Beginning at the Station Road at a point at Shattuck School about two miles west of Colt Station thence north along Hornby Road in Greenfield Township to the south line of Northeast Township at Union School Corners thence northerly on the Williams Road in Northeast Township to the Law Road at Burgess School thence north along the Williams Road to the Williams School at Route 87 in Erie County a distance of about 6.3 miles

Route 25072 Beginning at a point on Route 87 at Oak Hill Cemetery .5 of a mile west of Northeast Borough being the Cemetery Road thence north in Northeast Township to Route 495 at the Luescher Farm in Erie County a distance of about 1.7 miles

Route 25073 Beginning at a point on Route 87 at Wheeler Farm about 1.75 miles west of the New York State line thence north across Route 495 near Dewey School in Northeast Township to Lake Erie in Erie County a distance of about 1.9 miles

Route 25074 Beginning on the Findley Lake Road at the Chestnut Grove School Corner thence easterly in Northeast Township via Kerrs Corners to the New York State line in Erie County a distance of about 1.7 miles

Route 25075 Beginning at Kerrs Corners thence northerly in Northeast Township via State Line Station to a point on Route 87 at Scanlon's Farm about .75 of a mile west of the New Wark State line thence northerly in Northeast Township via Robinson Stop and Gay School to a point on Route 495 about one mile west of the New York State line in Erie County a distance of about 4 miles

Route 25076 Beginning at the South City line of the City of Corry at South Centre Street thence south and east via Concord Road and Lindsey Hollow Road southerly in Concord Township to the intersection with Route 25047 in Erie County a distance of about 3.2 miles

Route 25077 Beginning at the intersection of Routes 496 and 86 in Fairview Township thence northwesterly through Fairview Township to the shore of Like Erie in Erie County a distance of about .9 mile

Route 25078 Beginning at Egley Corners in Springfield Township and running in a generally westerly direction in Springfield Township to Elmwood Home in Erie County a distance of about 1 mile

Section 27 The township roads to be taken over under the provisions of this act in the County of Fayette are those situate and described as follows

Route 26001 Beginning at the end of the County improved road near Rush Run thence in a southwesterly direction along the Monongahela River to the north end of Route 977 and beginning at the improved township road .75 of a mile east of East Millsboro and extending in a northerly direction to the concrete road near LaBelle thence in a northeasterly direction to the end of Route 977 in Fayette County a distance of about 4.9 miles

Route 26002 Beginning at the improved township road near Sarah and extending in a general southwesterly direction to the Monongahela River at East Rices Landing in Fayette County a distance of about 2.4 miles

Route 26003 Beginning at the Monongahela River near Arensburg Ferry and extending in a northeasterly direction to the Sarah-Heisterburg Road in Fayette County a distance of about 1.4 miles

Route 26004 Beginning at the improved township road near Heisterburg and extending in a southeasterly direction to Route 112 in Fayette County a distance of about 1 mile

Route 26005 Beginning at Route 26006 near Dearth and extending in a northerly direction by way of Thompson School to Route 112 in Fayette County a distance of about 1.8 miles

Route 26006 Beginning at Route 112 near New Salem and extending in a northwesterly direction by way of Dearth to Route 26062 in Fayette County a distance of about 3.5 miles

Route 26007 Beginning near Smithfield and extending in a northerly direction and intersecting Route 26010 near Shoaf in Fayette County a distance of about 2.5 miles

Route 26008 Beginning at Route 116 near Smithfield and extending in a northwesterly direction by way of Woodside Griffin No 2 and Masontown thence in a northeasterly direction by way of Emery McClellandtown and Lambert thence in a westerly direction toward Adah in Fayette County a distance of about 13 miles

Route 26009 Beginning at Route 113 about .6 of a mile northeast of Dearth School and extending in a southerly direction to Route 112 in Fayette County a distance of about 2.3 miles

Route 26010 Beginning near Edenborn and extending in an easterly direction by way of Leckrone thence in a general southeasterly direction by way of Ross School High House and Grove Baptist Church to Route 116 in Fayette County a distance of about 7.1 miles

Route 26011 Beginning at Route 247 south of Redstone School and extending in a northerly direction to a cross road near Mount Union School thence in a northeasterly direction to Route 288 near Wick Haven thence to the Westmoreland-Fayette County line in Fayette County a distance of about 4 miles

Route 26012 Beginning at the village of Newell on the Monongahela River and extending in an easterly direction by way of Kenneth and Presbyterian Church to a cross road about 1.2 miles beyond said church thence in a northerly direction to a cross road about 1.2 miles to and across Route 247 thence in a southeasterly direction to an intersection of Route 288 at Star Junction in Fayette County a distance of about 8.6 miles

Route 26013 Beginning on Route 247 about .3 of a mile south of Jackson School and extending in a northerly direction to an intersection with the State-aid road at a point about 1.3 miles southeast of the village of Perryopolis in Fayette County a distance of about 3.2 miles

Route 26014 Beginning at the village of Perryopolis and extending in an easterly direction thence in a northwesterly direction along the Youghiogheny River to Whitsett in Fayette County a distance of about 3.1 miles

Route 26015 Beginning at the Fayette-Westmoreland County line near Jacobs Creek and extending in a southeasterly direction through Banning to the intersection with county road about .75 of a mile northeast of Dawson in Fayette County a distance of about 8.7 miles

Route 26016 Beginning at improved road about .6 of a mile northwest of Perryopolis and extending in a general northwesterly direction and intersection Route 26011 in Fayette County a distance of about 3.4 miles

Route 26017 Beginning at Grindstone thence northerly to the Kenneth Road .5 of a mile east of the Presbyterian Church in Fayette County a distance of about 3.3 miles

Route 26018 Beginning near the end of the county brick road at Kenneth thence in a northeasterly direction to an intersection with State Route 247 near Gillespie in Fayette County a distance of about 2 miles

Route 26019 Beginning at Route 288 at Vances Mill and extending in a northeasterly direction by way of Thornbottom School Laurel Hill Elm Grove School through Juniataville to Route 26026 near Byers School in Fayette County a distance of about 5 miles

Route 26020 Beginning at county road near Grindstone School and extending in a south and easterly direction by way of Center School to the intersection with township road near Colonial School House in Fayette County a distance of about 3.3 miles

Route 26021 Beginning at Route 26030 near Searight and extending in a southerly direction by way of Ross School and Jennings Run to Route 113 at the Fayette County Home in Fayette County a distance of about 4.4 miles

Route 26022 Beginning at Route 113 .7 of a mile east of Redstone School and extending in a southeasterly direction to the C P Church thence in a northeasterly direction by way of Smuck School and Lafayette School to Route 288 in Fayette County a distance of about 4.9 miles

Route 26023 Beginning at Route 117 3.5 miles south way of Monarch and Sandy Hollow School to the Dunbar-of Connellsville extending in a northwesterly direction by Frankline Township line near Nellie's School in Fayette County a distance of about 4 miles

Route 26024 Beginning at Route 288 at Waltersburg and extending in a westerly direction to Route 26022 at the C P Church in Fayette County a distance of about 1.7 miles

Route 26025 Beginning at improved county road at Leisenring and extending in a general northerly direction by way of Leisenring School to the borough of Vanderbilt in Fayette County a distance of about 3.4 miles

Route 26026 Beginning at Route 288 at Waltersburg and extending in a northeasterly direction by way of Cunningham School to Route 26019 near Byers School thence in a northwesterly direction to Buena Vista in Fayette County a distance of about 5.1 miles

Route 26027 Beginning at improved road near Merrittstown and extending in a northeasterly direction to Route 113 at Redstone School in Fayette County a distance of about 2.4 miles

Route 26028 Beginning at Route 288 near Lauffers School and extending in a northeasterly direction by way of Buena Vista to Route 247 in Fayette County a distance of about 4.3 miles

Route 26029 Beginning at Route 113 .2 of a mile east of Brownsville and extending in a southerly direction by way of West Point School and intersection with improved road at Merrittstown in Fayette County a distance of about 3.2 miles

Route 26030 Beginning at Route 288 .2 of a mile south of Waltersburg and extending in a southwesterly direction by way of Keister School to State-aid Application 741 near Searight on Route 113 in Fayette County a distance of about 2.4 miles

Route 26031 Beginning at the Merrittstown School and extending in a southerly direction to Route 112 near Thompson School in Fayette County a distance of about 1.1 miles

Route 26032 Beginning at Route 288 about one mile south of Waltersburg thence extending in an easterly direction by way of Laurel Hill to improved township road in Fayette County a distance of about 4.3 miles

Route 26033 Beginning at Fairbanks and extending in a northwesterly direction by way of Orient School to Republic in Fayette County a distance of about 3.7 miles

Route 26034 Beginning at Route 26019 near Vances Mill and extending in a general southeasterly direction by way of Thaw School to the county road at Humphries School in Fayette County for a distance of about 1.9 miles

Route 26035 Beginning at a point in Fairchance and extending in a northwesterly direction to Collier and thence extending in a general northerly direction to the end of improved road at Continental No 3 thence in a westerly direction to the intersection with county road about one mile north of Highhouse in Fayette County for a distance of about 4.6 miles

Route 26036 Beginning at improved road at Merrittstown and extending in an easterly direction by way of Bunker Hill School House to Route 113 near Brier Hill in Fayette County for a distance of about 4.1 miles

Route 26037 Beginning at Route 117 about .7 of a mile north of the city line of Connellsville and extending in a general west and southwesterly direction to improved county road at city line Jacobs Creek in Fayette County for a distance of about 1 mile

Route 26038 Beginning at Route 26035 and extending in an easterly direction by way of M E Church in Fayette County for a distance of about .3 of a mile

Route 26039 Beginning at a point on State Route 116 near southern line of Point Borough thence in a southeasterly direction to a point on the West Virginia State line in Fayette County for a distance of about 1.4 miles

Route 26040 Beginning at the end of State-aid Application 2406-10 thence in a northeasterly direction by way of Kentucky School to a road intersection near the head of Blackberry Run in Fayette County a distance of about 6.4 miles

Route 26041 Beginning at Route 116 and extending near the Hatfield School thence in a northerly direction by way of the Williams School to the city of Uniontown in Fayette County for a distance of about 1.6 miles

Route 26042 Beginning near the end of the improved Farmington-Elliottsville road thence in a southwesterly direction by way of Elliottsville to a road intersection on the old mud pike about one mile southwest of Elliottsville in Fayette County a distance of about 3.2 miles

Route 26043 Beginning at Route 26041 south of Lutheran Church and extending in a southeasterly direction to the improved road leading from Hopwood to Oliphant Furnace in Fayette County for a distance of about 1.7 miles

Route 26044 Beginning at Route 26051 near the village of White and extending in a northwesterly direction by way of Stauffers School to intersection with Route 26050 near Haines School thence in a southerly direction by way of Heminger Mills and Breakneck School to the intersection of Route 117 at the north city line of Connellsville in Fayette County for a distance of about 10.6 miles

Route 26045 Beginning at Route 50 near the village of Hopwood and extending in a general northerly direction by way of Sullivan School to the old Uniontown-Connellsville Road in Fayette County for a distance of about 2.5 miles

Route 26046 Beginnin gat the improved county Pleasant Hill road about .25 of a mile northeast of State Rout 117 thence in a general northeasterly direction by way of Clinton Buchanan and White to an intersection with the Jacobs Creek road about one mile west of Champion in Fayette County a distance of about 10.6 miles

Route 26047 Beginning at the old Connellsville Road about two miles northeast of the city limits of Uniontown and extending by way of Lemont Furnace Mt Braddock and Ferguson to the borough of Dunbar thence in a general southeasterly direction by way of Dunbar Creek and Sandy Flat School House to the Dunbar-Stewart Township line in Fayette County a distance of about 13.5 miles

Route 26048 Beginning at Route 578 near Indian Head and extending in a northwesterly direction by way of McClelland School and Clinton School to Route 26046 in Fayette County a distance of about 4.3 miles

Route 26049 Beginning at forks of road near Sandy Creek School and extending in a southerly direction by way of Elliottsville and Guthrie School to the West Virginia State line in Fayette County for a distance of about 6.3 miles

Route 26050 Beginning at Route 26044 and extending in a northwesterly direction by way of Wooddale to intersection with State-aid route about one mile northeast of Everson in Fayette County for a distance of about 3.1 miles

Route 26051 Beginning at Route 578 near Poplar Run and extending in a general northerly direction by way of White Bear Rock School and Kreinbrook School to intersection with township road about one-half mile northwest of Mud Run School House thence in northerly direction to the Westmoreland County line in Fayette County for a distance of about 12.4 miles

Route 26052 Beginning at State Route 116 near Point Marion Bridge thence along the north side of Cheat River to intersection with Route 26080 about one mile north of Cheathaven in Fayette County a distance of about 2 miles

Route 26053 Beginning at Route 117 south of Everson and extending in a general northerly direction to intersection with State-aid route about one mile east of Everson in Fayette County for a distance of about 1 mile

Route 26054 Beginning at the Westmoreland-Fayette County line about .7 of a mile north of U B Church and extending in a southerly direction to forks of road about .7 of a mile south of U B Church thence in a southeasterly direction to intersection with township road about one-half mile northwest of Haines School in Fayette County for a distance of about 2.5 miles

Route 26055 Beginning at Route 578 near Melcroft and extending in a northwesterly direction by way of Keslar School to the Saltlick-Bullskin Township line in Fayette County for a distance of about 4.5 miles

Route 26056 Beginning near Mud Run School House and extending in a northeasterly direction to the intersection with Route 26051 in Fayette County for a distance of about .6 of a mile

Route 26057 Beginning at Route 26083 about .5 of a mile east of Outcrop thence in an easterly direction across the improved township road near Emme to a point near Wymps Gap thence in a southerly direction to a point on the West Virginia State line about .9 of a mile south of Wymps Gap in Fayette County a distance of about 5 miles

Route 26058 Beginning at Route 247 near Flatwoods thence in a westerly direction to the end of the county road near the Arison farm in Fayette County a distance if about 1 mile

Route 26059 Beginning at a point on Route 26060 about .5 of a mile east of Indian Head thence in a general southwesterly direction by way of Rodgers Mills to an intersection with Route 16084 about one mile east of Normalville in Fayette County for a distance of about 4 miles

Route 26060 Beginning at Route 578 near the village of Indian Head and extending in an easterly direction and thence northeasterly to cross roads at Trout Run thence in a northeasterly direction to intersection with county line road in Fayette County a distance of about 4 miles

Route 26061 Beginning at Route 50 near Presbyterian Church and extending in a northeasterly and thence northwesterly direction and intersecting the Chalk Hill-Ohiopyle Road about two miles northeast of Chalk Hill in Fayette County a distance of about 3.7 miles

Route 26062 Beginning at the Masontown Road about .7 of a mile north of Lardin and extending in a west and northwesterly direction by way of Adah Antram and Sassafras School to Route 112 in Fayette County for a distance of about 7.4 miles

Route 26063 Beginning at a point on the National Pike about two miles east of Farmington thence in a northerly direction to an intersection with State Route 366 about one mile south of the Ohiopyle Borough line in Fayette County a distance of about 5.2 miles

Route 26064 Beginning at Route 26084 and extending in a general southwesterly direction by way of Critchfield School to Route 366 at Mill Run in Fayette County for a distance of about 3.3 miles

Route 26065 Beginning at Route 50 about two miles west of the Markleysburg Road and extending in a southerly direction by way of Schrubb School to the West Virginia State line in Fayette County a distance of about 3.9 miles

Route 26066 Beginning at the intersection of State Route 113 about .25 of a mile southeast of Brownsville and extending in a northwest direction to the county road to Albany in Fayette County a distance of about 1.5 miles

Route 26067 Beginning at the Markleysburg Borough line and extending in a general southerly direction to the Maryland State line in Fayette County for a distance of about .8 of a mile

Route 26068 Beginning at Route 366 about 1.50 miles east of Ohiopyle thence in a northeasterly direction to the Fayette-Somerset County line by way of Maple Summit School in Fayette County a distance of about 4.3 miles

Route 26069 Beginning at Route 50 about .3 of a mile east of the Markleysburg Road and extending in a northerly direction by way of Van Sickels School Flannigan School and Johnton Chapel thence to the Youghiogheny River in Fayette County a distance of about 7.2 miles

Route 26070 Beginning at a point on the southern line of Dunbar Borough thence in a general southwesterly direction by way of Pechin Hill Farm to an intersection with State Route 117 about one mile southwest of Monarch in Fayette County a distance of about 1.8 miles

Route 26071 Beginning at State Route 366 near the borough line of Ohiopyle and extending in a northwesterly direction to cross roads near Kentucky School in Fayette County for a distance of about 1.2 miles

Route 26072 Beginning at east end of county road near Heisterburg thence eastwardly to intersection with Route 26036 near Merrittstown in Fayette County a distance of about 2 miles

Route 26073 Beginning at a point on the improved Farmington-Elliottsville road about one mile south of the National Pike thence in a southerly direction by way of Gibbon Glade to a point on the West Virginia line in Fayette County for a distance of about 5.6 miles

Route 26074 Beginning at Route 26085 about .3 of a mile north of Woodglen and extending in a northeasterly direction to township Route 26012 in Fayette County for a distance of 1.4 miles

Route 26075 Beginning at Route 247 near Townsend Farm thence southeasterly to the Flatwood-Smock Road near the Robinson farm in Fayette County a distance of about 2 miles

Route 26076 Beginning at a point on State Route 429 near Old Frame thence in a southerly and easterly direction by way of Baxters School across State Route 116 thence in a southeasterly direction to an intersection with Route 26063 near the Springhill-Georges Township line in Fayette County for a distance of about 8.1 miles

Route 26077 Beginning at Route 429 near Old Frame and extending in a northeasterly direction to Woodside in Fayette County a distance of about 2.3 miles

Route 26078 Beginning at a point on Route 26077 about .8 of a mile north of Old Frame thence in a westerly and northwesterly direction to an intersection with Route 26079 about one mile south of the Masontown Borough line in Fayette County a distance of about 2.5 miles

Route 26079 Beginning on a southern line of the borough of Masontown thence in a southerly direction by way of the Dunkard Church to a road intersection near Jacobs Creek thence in an easterly direction to a point near Old Frame in Fayette County for a distance of about 4.3 miles

Route 26080 Beginning at the West Virginia State line near Lake Lynn thence in a northwesterly direction by way of Cheat Haven School to the Morris Crossroads thence in a southeasterly direction by way of Gans to an intersection with the improved township road between Emme and Lake Lynn about 1.50 miles south of Emme in Fayette County for a distance of about 6.8 miles

Route 26081 Beginning at Route 116 near the Fallen Timbers School and extending in a northwesterly direction to New Geneva in Fayette County for a distance of about 3.7 miles

Route 26082 Beginning at Route 116 and extending by way of Dry Knob School to the borough of Fairchance in Fayette County for a distance of about 1.3 miles

Route 26083 Beginning at Route 26080 near Gans thence in a general northeasterly direction by way of Tobin School to an intersection with the improved county road about one mile southwest of Smithfield Borough in Fayette County for a distance of about 4.5 miles

Route 26084 Beginning at Route 366 near Lower Springfield School and extending in a general southeasterly direction to the Somerset County line known as the Old Somerset Pike in Fayette County for a distance of about 5.4 miles

Route 26085 Beginning at Route 26022 at C P Church and extending in a northwesterly direction by way of M E Church Bellevue Church and Woodglen to Route 288 in Fayette County for a distance of about 5.8 miles

Route 26086 Beginning at a point near Chaintown on the Westmoreland County line thence in a general southerly direction to an intersection with the Dawson-Jacobs Creek Road about 1.50 miles west of the Dawson Fair Grounds in Fayette County a distance of about 2 miles

Route 26087 Beginning at intersection with State-aid road about .75 of a mile northeast of Everson thence northeasterly to the Fayette-Westmoreland County line in Fayette County a distance of about .6 of a mile

Route 26088 Beginning at a point on the southern line of Everson Borough thence in a southerly and westerly direction to the road intersection about 1.5 miles north of Broadford in Fayette County for a distance of about 1.2 miles

Route 26089 Beginning at north end of county road on the McClellandtown-Masontown Road extending in a northerly direction by way of Edenborn School to Route 26006 at Dearth in Fayette County for a distance of about 4 miles

Route 26090 Beginning at an intersection with Route 26012 about one mile east of Kenneth thence in a northerly direction to an intersection with Route 26018 about .75 of a mile southwest of Gillespie in Fayette County a distance of about one mile

Route 26091 Beginning at an intersection with Route 26026 at a point about 2.4 miles northeast of Waltersburg thence extending in a southerly direction to Laurel Hill in Fayette County a distance of about 1.3 miles

Route 26092 Beginning at an intersection with Route [illegible] near Buena Vista thence in a general northwesterly direction to an intersection with State Route 247 near Flatwoods in Fayette County a distance of about .9 mile

Route 26093 Beginning at an intersection with Route 117 at Connellsville thence in a general westerly and southwesterly direction by way of Trotter to a point about .25 of a mile east of Leisenburg thence in a southeasterly direction to an intersection with Route 117 in Fayette County a distance of about 3.2 miles

Route 26094 Beginning at Route 429 about one mile west of Old Frame thence in a southerly and westerly direction to an intersection with Route 26081 about one mile south of New Geneva in Fayette County a distance of about 2 miles

Route 26095 Beginning at a point along the Monongahela River about one mile south of East Fredericktown extending to an intersection with county road near Rush Run in Fayette County a distance of about 3.4 miles

Route 26096 Beginning at an intersection with Route 26095 at a point about 1.50 miles east of Sarah thence northerly to south end of State Route 973 and extending from north end of Route 973 to intersection with Route 26001 near the mouth of Rush Run in Fayette County a distance of about 1.7 miles

Route 26097 Beginning at an intersection with the county road at a point about .8 of a mile south of Brownfield thence extending in a general easterly direction to an intersection with the road at a point near Oliphant Furnace in Fayette County a distance of about 1.2 miles

Route 26098 Beginning at an intersection with Route 26072 at a point about .9 of a mile east of Heistersburg thence extending in a general northerly direction to a point on the South Brownsville Borough line in Fayette County a distance of about 3.7 miles

Route 26099 Beginning at intersection with Route 26047 near Mount Braddock and extending in a general westerly direction to intersection with State Route 117 in Fayette County a distance of about .6 of a mile

Route 26100 Beginning at intersection with county road at Butte thence extending in a general northeasterly direction along the county road to a point about .8 of a mile southwest of Graham's Crossing in Fayette County a distance of about 3.7 miles

Route 26101 Beginning at an intersection with Route 26047 at a point near Youngstown thence extending in a general westerly direction to an intersection with State Route 117 in Fayette County a distance of about .8 of a mile

Route 26102 Beginning at an intersection with Route 26047 at a point near Lemont Furnace thence extending in a general northeast direction for a distance of about 1.5 miles thence extending in a general northwest direction to an intersection with Route 26047 at a point near Youngstown in Fayette County for a distance of about .5 of a mile in Fayette County a distance of about 2 miles

Route 26103 Beginning at a point on Route 26049 about one mile south of Elliottsville thence in a southeasterly direction to an intersection with Route 26073 near Gibbon Glade in Fayette County for a distance of about 1.8 miles

Route 26104 Beginning at a point on the Fayette-Westmoreland County line thence extending in a southeasterly direction by way of Tintsman to the State-aid road thence extending about .2 of a mile southeast of the State-aid road in Fayette County a distance of about 1.1 miles

Route 26105 Beginning at Footdale on the Balsinger Lambert road and extending to Balsinger in German Township in Fayette County a distance of about 1 mile

Route 26106 Beginning at a point on the Monongahela River at Huron Station in German Township and extending in a southeasterly direction to Big Tree in Fayette County for a distance of about .6 of a mile

Route 26107 Beginning at a point on State Route 288 near the end of the improved road to Flatwoods thence in a general westerly direction to an intersection with the improved county road near Tippecanoe in Fayette County a distance of about 1.9 miles

Section 28 The township roads to be taken over under the provisions of this act in the County of Forest are those situate and described as follows

Route 27001 Beginning at a point on the Clarion-Forest County line about .5 of a mile west of Johnlowens and extending west to the fork near the W A Korb farm thence north in Tionesta Township via Smokey Hill School to a point on the south borough line of Tionesta at Smearbaugh's Corners in Forest County a distance of about 8.4 miles

Route 27002 Beginning at the Venango-Forest County Line about 1.25 miles southwest of Stewarts Run Corners thence southeast in Harmony Township about .5 of a mile to Walter's Corners thence south in Harmony Township to Ball's Corners thence east in Harmony Township to east line of Tionesta Township thence easterly in Tionesta Township to Route 511 at Hunter Run School in Forest County a distance of about 2.4 miles

Route 27003 Beginning at a point approximately 2.8 down stream from the junction of Maple Creek and the Clarion River and running in a south and northeasterly direction in Barnett Township along the Clarion River to a point of intersection with proposed Route 27011 near Maple Creek in Forest County a distance of about 2.8 miles

Route 27004 Beginning at an intersection with Route 511 at White Church Corners and thence in an easterly direction along the Milford Road in Harmony Township via Carter's farm to the beginning of improved road on Route 598 Spur in Forest County a distance of about 3.4 miles

Route 27005 Beginning at the junction of Routes 511 and 598 at Neilltown being the Neilltown-Pineville Road thence in a northerly direction in Harmony Township to a point on the Forest-Warren County line in Forest County a distance of about 1.3 miles

Route 27006 Beginning at an intersection with Route 598 at Fagundus Corners being the Fagundus Road about four miles north of West Hickory thence extending north in Harmony Township to a point on the Forest-Warren County line in Forest County a distance of about 0.1 miles

Route 27007 Beginning at the east borough line of Tionesta being the German Hill Road extending easterly in Tionesta Township to a point on the Tionesta-Green Township line thence northeasterly in Green Township through Kiser's Corners and continuing eastwardly in Green Township to a point on the dividing line between Green and Kingsley Townships and contiuing in a northeasterly direction in Kingsley Township by way of Starr to intersecting road about .8 of a mile northeast of Starr in Forest County a distance of about 6.2 miles

Route 27008 Beginning at an intersection with Route 93 near the mouth of Little Hickory Creek thence east and south in Hickory Township via A W Albaugh and George Atwell farms to a point on the Hickory-Green Township line thence southerly in Greene Township through Cropp Hill Corners and Kisers Corners to a point near the junction of Routes 98 and 92 at Nebraska in Forest County a distance of about 7.4 miles

Route 27009 Beginning at the end of State-aid Application 320 at Endeavor and extending easterly in Hickory Township along Beaver Creek to a point on the Hickory-Kingsley Township line at Townline Church thence southerly through Whighill Corners in Kingsley Township to an intersection with Route 253 near the mouth of Hazleton Run in Forest County a distance of about 8.0 miles

Route 27010 Beginning at an intersection with Route 253 about .5 of a mile northeast of Nebraska being the Guitonville Road extending east and northeast in Greene Township to a point on the Green-Kingsley Township line thence northeasterly and southeasterly through corner of Kingsley Township to a point on the Kingsley-Green Township line thence through Green Township via Geebuck Corners and Guitonville to a point on the Green-Kingsley Township line thence through southwest corner of Kingsley Township via Muzette Corners to a point on the Kingsley-Jenks Township line about 1.25 miles north of southeast corner of Kingsley Township thence easterly in Jenks Township via Williams Station and Peters Corners to an intersection with Route 380 at Roses in Forest County a distance of about 13.1 miles

Route 27011 Beginning at a point on the Clarion-Forest County line about two miles southeast of Vowinckel and extending southeasterly in Barnett Township via Kuhn's Corners and Hottelville to an intersection with Route 600 about .25 of a mile east of mouth of Maple Creek and about .75 of a mile northwest of Clarington in Forest County a distance of about 5.7 miles

Route 27012 Beginning at the end of Route 600 at Redclyffe and extending north in Barnett Township to a point on the Barnett-Jenks Township line and continuing north in Jenks Township to an intersection with Route 330 in Forest County a distance of about 4.5 miles

Route 27013 Beginning at a point on the Warren-Forest County line about one mile west of Brookston being the Ridgway Road extending through northwest corner of Howe Township in a southwesterly direction via Brookston to a point on the Forest-Elk County line about 1.75 miles northwest of Chaffee in Forest County a distance of about 3.2 miles

Route 27014 Beginning at an intersection of Route 253 at Minister being the Minister Hill Road extending in a northerly direction in Howe Township to a point on the Forest-Warren County line about four miles south of Vandergrift Corners in Forest County a distance of about 0.1 mile

Route 27015 Beginning at an intersection of Route 380 at Pigeon and extending in a northerly direction along Blue Jay Creek to an intersection with Route 253 at Lynch in Forest County a distance of about 5.5 miles

Route 27016 Beginning at State Route 93 at East Hickory and running east in Hickory Township to west end of State-aid Application 320 in Forest County a distance of about 0.25 mile

Route 27017 Beginning at a point on State Route 93 in East Hickory Village near the Lester Moore residence and extending easterly and northerly in Hickory Township to a point of intersection with Route 27016 at the Zahniser Store in Forest County a distance of about 0.1 mile

Section 29 The township roads to be taken over under the provisions of this act in the County of Franklin are those situate and described as follows

Route 28001 Beginning at a point in Warren Township on the Pennsylvania-Maryland line about two miles east of the Franklin-Fulton County line thence northeasterly through Warren Township by way of Sylvan to a point intersecting State-aid Application 5215 one ond one-half miles south of Warren-Peters Township line in Franklin County a distance of about 11.2 miles

Route 28002 Beginning at a point in Montgomery Township about two miles southeast of Welch Run at the end of State-aid Application 5517 thence northwesterly and northeasterly through Montgomery Township via Welch Run to a point intersecting Route 224 about one mile west of Upton thence from a point in Peters Township intersection Route 224 in Upton northwesterly through Peters Township intersecting Route 37 at Fort Loudon in Franklin County a distance of about 15.58 miles

Route 28003 Beginning at a point in Antrim Township on the Pennsylvania-Maryland State line about one-half mile west of the Antrim-Washington Township line thence northerly to a point in Antrim Township intersection Route 224 about one mile east of Shady Grove from a point intersecting Route 224 at Shady Grove thence northeasterly through Antrim Quincy and Guilford Township to a point intersecting Route 522 about one-half mile south of Duffield thence from a point intersecting Route 522 in Duffield northwesterly through Guilford Township via Falling Spring to a point intersecting Route 43 at Stoufferstown in Franklin County a distance of about 18.06 miles

Route 28004 Beginning at a point in Peters Township intersecting Route 28002 about one-half mile northwest of Upton thence northerly through Peters and St Thomas Townships to a point intersecting Route 400 at Williamson thence southeasterly through St Thomas and Antrim Townships to a point on the northern line of Greencastle Borough thence from a point in Antrim Township on the southeastern boundary line of Greencastle Borough southeasterly and northeasterly through Antrim and Washington Townships to a point on the western line of Waynesboro in Franklin County a distance of about 18.51 miles

Route 28005 Beginning at a point in St Thomas Township intersecting Route 400 about .75 of a mile west of the St Thomas-Hamilton Township line thence northerly through St Thomas Township to a point intersecting Route 37 at St Thomas thence from a point again intersecting Route 37 .5 of a mile east of St Thomas northerly through St Thomas Hamilton and Letterkenny Townships to a point in Letterkenny Township intersecting Route 28007 .5 of a mile north of Letterkenny-Hamilton Township line in Franklin County a distance of about 13.27 miles

Route 28006 Beginning at a point in St Thomas Township intersecting Route 37 about one mile east of the St Thomas-Peters Township line thence northeasterly through St Thomas Township to a point intersecting Route 28005 at Edenville thence from a point intersecting Route 28005 about two miles east of Edenville through Hamilton and St Thomas Townships to a point intersecting Route 28007 about one mile northwest of Jackson Hall in Franklin County a distance of about 9.67 miles

Route 28007 Beginning at a point in Hamilton Township on the northern boundary line of Chambersburg near the Heinz Plant thence northwesterly to a point intersecting Route 340 about one mile southwest of Jackson Hall thence from a point intersecting Route 340 about .75 of a mile southwest of Jackson Hall northwesterly through Hamilton and Letterkenny Townships via Maple Grove and Upper Strasburg to a point intersecting Route 264 about .5 of a mile southwest of Roxbury in Franklin County a distance of about 15.95 miles

Route 28008 Beginning at a point in Hamilton Township intersecting Route 28007 about one-half mile northwest of Jackson Hall thence through Hamilton Greene and Letterkenny Townships to a point intersecting Route 28007 about one and one-half miles southwest of Upper Strasburg in Franklin County a distance of about 6.75 miles

Route 28009 Beginning at a point in Quincy Township on the northern boundary line of Mont Alto Borough thence northerly through Quincy Guilford Greene and Southampton Townships via Pondbank and Black Gap intersecting Routes 43 and 606 to the southern boundary line of Shippensburg Borough thence from a point on the northern boundary line of Shippensburg Township through Southampton and Lurgan Townships via Mongul and Lurgan to a point intersecting Route 264 about one-quarter mile east of Roxbury thence from a point intersecting Route 264 at Roxbury northeasterly through Lurgan Township to a point on the Franklin-Cumberland County line about three miles south of the Lurgan-Fannett Township line in Franklin County a distance of about 31.43 miles

Route 28010 Beginning at a point in Southampton Township on the Franklin-Cumberland County line about two miles south of the Southampton-Lurgan Township line thence northwesterly through Southampton and Lurgan Townships via Mowersville to a point intersecting Route 264 about one and one-half miles northwest of Mowersville in Franklin County a distance of about 5.0 miles

Route 28011 Beginning at a point in Fannett Township intersecting Route 264 about one mile southwest of Amberson Valley thence northeasterly via Amberson Valley to a point approximately 3.6 miles northeast of Amberson Valley in Franklin County a distance of about 5.1 miles

Route 28012 Beginning at a point in Fannett Township intersecting Route 45 near the village of Dry Run thence northerly through Fannett Township to a point again intersecting Route 45 at Concord in Franklin County a distance of about 6.73 miles

Route 28013 Beginning at a point in Metal Township on the Franklin-Huntingdon County line about one and one-half miles northeast of the point of intersection between Franklin Huntingdon and Fulton Counties thence easterly through Metal Township to a point intersecting Route 45 at Fannettsburg in Franklin County a distance of about 2.3 miles

Route 28014 Beginning at a point in Letterkenny Township intersecting Route 340 and 340 Spur at Pleasant Hall thence easterly through Letterkenny and Southampton Townships to a point on the western boundary line of Orrtown Borough in Franklin County a distance of about 2.67 miles

Route 28015 Beginning at a point in Southampton Township intersecting Route 35 about one mile northeast of the Southampton Township line thence northwesterly to a point in Southampton Township intersecting Route 264 about one mile northeast of the Southampton-Green Township line in Franklin County a distance of about 1.85 miles

Route 28016 Beginning at a point in Greene Township Routes 35 and 340 in the village of Green Village thence northwesterly through Greene and Letterkenny Townships via Culbertson intersecting Route 264 and 340 to a point intersecting Route 28008 about three miles south of Upper Strasburg in Franklin County a distance of about 6.92 miles

Route 28017 Beginning at a point in Green Township intersecting Route 35 about one-half mile northeast of Chambersburg Borough thence northerly through Greene Township to a point intersecting Route 340 at Beautiful thence from a point in Greene Township intersecting Route 340 about one-half mile north of Beautiful in a westerly direction through Greene and Letterkenny Townships via Rocky Spring to a point intersecting Route 28008 about one mile northwest of Rocky Spring in Franklin County a distance of about 5.21 miles

Route 28018 Beginning at a point on the boundary line of Cumberland and Franklin Counties in Southampton Township approximately two and one-quarter miles south of the southern borough line of Shippensburg thence in a westerly and northerly direction to the boundary line of Cumberland and Franklin Counties about one-half mile south of the south borough line of Shippensburg Borough in Franklin County a distance of about 2.54 miles

Route 28019 Beginning at a point in Green Township intersecting Route 43 near Fayetteville thence northerly to a point in Greene Township intersecting Route 28009 about one mile east of Smoketown in Franklin County a distance of about 2.81 miles

Route 28020 Beginning at a point in Guilford Township intersecting State-aid Application 230 about one mile east of Marion Station thence northeasterly through Guilford Township via new Franklin and Duffield intersecting Routes 588 and 522 to a point intersecting Route 28009 at Pondbank in Franklin County a distance of about 9.20 miles

Route 28021 Beginning at a point in Guilford Township intersecting Route 28020 about one mile west of Pondbank thence northerly to a point intersecting Route 522 one-half mile south of Fayetteville in Franklin County a distance of about 1.25 miles

Route 28022 Beginning at a point in Quincy Township at the South Mountain Sanitarium thence easterly through Quincy Township to a point on the boundary line between Franklin and Adams County about one mile south of the Quincy-Guilford Township line in Franklin County a distance of about 1.78 miles

Route 28023 Beginning at a point in Washington Township intersecting State-aid Application 585 about one-half mile north of Waynesboro Borough thence northerly and westerly through Washington and Quincy Townships via Tomstown and Tartown to a point again intersecting State-aid Application 585 about one mile north of Quincy thence from a point intersecting State-aid Application 585 about one and one-half miles north of Quincy westerly to a point intersecting Route 588 near Elbrook in Franklin County a distance of about 6.10 miles

Route 28024 Beginning at a point in Washington Township on the Pennsylvania-Maryland State line at Midvale thence northerly to a point intersecting Route 44 about one-half mile west of Rouzerville thence from a point on Route 44 northerly and northwesterly through Washington and Quincy Townships via Blue Rock and Tomstown to a point intersecting State-aid Application 585 at Quincy in Franklin County a distance of about 8.23 miles

Route 28025 Beginning at a point in Washington Township on the eastern boundary line of Waynesboro Borough thence northeasterly through Washington Township via Roadside to a point intersecting Route 28024 about one mile south of the Washington-Quincy Township line in Franklin County a distance of about 3.2 miles

Route 28026 Beginning at a point in Washington Township on the Pennsylvania-Maryland State line at Pen Mar thence northwesterly through Washington Township to a point intersecting Route 44 at Rouzerville in Franklin County a distance of about 1.8 miles

Route 28027 Beginning at a point in Washington Township on the Pennsylvania-Maryland State line at Blue Ridge Summitt thence northerly through Washington Township to a point in intersecting Route 44 at Montery in Franklin County a distance of about 1.5 miles

Route 28028 Beginning at a point in Washington Township intersecting Route 28004 about one mile northeast of the Washington-Antrim Township line thence easterly through Washington Township to a point intersecting the county road from Waynesboro to the Maryland line about one-half mile north of the Pennsylvania-Maryland State line in Franklin County a distance of about 2.6 miles

Route 28029 Beginning at a point in Washington Township intersecting Route 28004 about two miles west of Waynesboro Borough thence northerly via Chickentown to a point intersecting Route 224 about one-half mile east of Zullinger thence from a point intersecting Route 224 at Zullinger northeast to a point in Quincy Township intersecting Route 588 about one mile south of Five Forks in Franklin County a distance of about 4.27 miles

Route 28030 Beginning at a point in Antrim Township near the Maryland State line intersecting the country road from

Greencastle to the Maryland State line about one mile west of Mason and Dixon thence easterly Paralleling the Maryland State line to a point intersecting Route 36 at State line in Franklin County a distance of about 2.52 miles

Route 28031 Beginning at a point in Antrim Township intersecting Route 224 about one mile east of Greencastle Borough thence northeasterly through Antrim Township to a point intersecting Route 28032 about one mile east of Clay Hill on Franklin County a distance of about 3.78 miles

Route 28032 Beginning at a point in Antrim Township intersecting Route 28033 about two miles northwest of Browns Mills thence southeasterly via Browns Mills and Clay Hill to a point intersecting Route 28003 about one mile west of Greendale in Franklin County a distance of about 5.63 miles

Route 28033 Beginning at a point in Antrim Township intersecting Route 28004 about three miles southeast of Williamson thence northerly through Antri mand Hamilton Townships to a point intersecting Route 400 at Housum thence from a point intersecting Route 400 about one and one-half miles north of Housum easterly through Hamilton and Guilford Townships to a point intersecting Route 36 about one and one-half miles north of Marion Station in Franklin County a distance of about 7.07 miles

Route 28034 Beginning at a point in Antrim Township intersecting Route 36 about two miles north of the Pennsylvania-Maryland State line thence northwesterly via Milnor to a point intersecting the county road from Greencastle to the Maryland State line thence from a point intersecting the county road from Green castle to the Maryland State line thence from a point intersecting the aforementioned county road at a point about one mile east of Worleytown in a westerly northerly and northeasterly direction through Antrim Township via Worleytown to a point intersecting Route 224 about two miles west of Greencastle Borough in Franklin County a distance of about 9.0 miles

Route 28035 Beginning at a point in Montgomery Township intersecting Route 28002 at Welch Run thence northerly through Montgomery Township to a point intersecting Route 224 about two and one-half miles southeast of Mercersburg Borough in Franklin County a distance of about 3.47 miles

Route 28036 Beginning at a point in Montgomery Township on the Pennsylvania-Maryland State line about two miles south of Kasiesville thence northerly through Montgomery Township via Kasiesville and Claystick to a point intersecting State-aid Application 1594 at Shimpstown thence easterly to a point intersecting Route 28035 about one and one-half miles east of Shimpstown in Franklin County a distance of about 6.27 miles

Route 28037 Beginning at a point in Montgomery Township about one and one-half miles west of Shimpstown thence northerly to the southern boundary line of Mercersburg Borough thence from a point on the northern boundary line of Mercersburg Borough easterly and northerly through Peters Township via Church Hill to a point intersecting Route 28002 at Lemasters thence from a point intersecting Route 28002 to a point in Peters Township intersecting Route 341 about one mile east of Markes in Franklin County a distance of about 7.78 miles

Route 28038 Beginning at a point in Peters Township intersecting Route 341 about one and one-half miles north of Mercersburg Borough thence northerly via Parnob and Gap Road to a point intersecting Route 28002 about one and one-quarter miles north of Gap Road in Franklin County a distance of about 2.9 miles

Route 28039 Beginning at a point in Hamilton Township intersecting Route 28006 about two miles east of the Hamilton-St Thomas Township line thence in a northwesterly direction intersecting Route 28005 to a point in Hamilton Township about one mile northwest of the last named intersection in Franklin County a distance of about 3.35 miles

Route 28040 Beginning at a point in Greene Township intersecting Route 28017 about one-half mile north of the Chambersburg Borough line thence northwesterly through Greene Township to the intersection of Route 340 about one-half mile north of the Hamilton Greene Township line in Franklin County a distance of about 1.20 miles

Section 30 The township roads to be taken over under the provisions of this act in the County of Fulton are those situate and described as follows

Route 29001 Beginning at the Pennsylvania-Maryland State line at a point in Union Township approximately 1.25 miles east of Sideling Hill Creek thence extending northerly through Union Township to Bucklick Run thence easterly to a point on Route 329 approximately .75 of a mile southeast of the Village of Buck Valley in Fulton County a distance of about 4.1 miles

Route 29002 Beginning at the Pennsylvania-Maryland State line at a point in Bethel Township approximately three miles east of the Union-Bethel Township line thence northwesterly through Bethel Township to a point on Route 329 approximately one mile northeast of the Union-Bethel Township line in Fulton County a distance of about 3.8 miles

Route 29003 Beginning at the Pennsylvania-Maryland State line at a point in Thompson Township approximately 1.75 miles west of Franklin-Maryland intersection line thence northeasterly through Thompson Township to a road intersection .75 of a mile west of Damascus Cemetery in Fulton County a distance of 3.0 miles

Route 29004 Beginning at a point on Route 323 approximately .25 of a mile north of the Pennsylvania-Maryland State line in Thompson Township thence easterly through Thompson Township to a point on Tonoloway Creek thence northerly to a road intersection at the Center School thence northerly to the village of Sharpe thence northerly to a point on the Thompson-Belfast Township line thence northerly through Belfast Township to a point on Route 38 approximately 1.75 miles east of the village of Needmore thence northerly to a point on the Belfast-Licking Creek Township line thence northerly through Licking Creek Township to a point on Route 323 approximately one mile east of the village of Pleasant Ridge in Fulton County a distance of about 15.0 miles

Route 29005 Beginning at the Pennsylvania-Maryland State line at a point in Thompson Township approximately .75 of a mile west of the Franklin-Fulton County line thence northerly to Damascus Cemetery thence northeasterly through Thompson Township to a point on Route 619 at the Village of Dickey's Mountain in Fulton County a distance of about 5.3 miles

Route 29006 Beginning at a point on Route 329 approximately at Sideling Hill Creek in Union Township thence easterly through Union Township to a road intersection on Bucklick Run approximately 1.75 miles north of the Pennsylvania-Maryland State line in Fulton County a distance of about 1.9 miles

Route 29007 Beginning at the easterly end of State-aid Application 108 at Tonoloway Creek in Bethel Township thence northerly through Bethel Township to a point on the Bethel-Belfast Township line thence northerly through Belfast Township to a point on Route 38 in the Village of Needmore in Fulton County a distance of about 7.5 miles

Route 29008 Beginning at a point on Route 323 approximately 1.75 miles north of the Pennsylvania-Maryland State line in Thompson Township thence easterly through Thompson Township to Tonoloway Creek thence north over Tonoloway Creek thence east over Little Tonoloway Creek through Thompson to a road intersection approximately one mile south of the Center School in Fulton County a distance of about 2.1 miles

Route 29009 Beginning at a point at Center School in Thompson Township thence easterly through Thompson Township to the Village of Plum Run thence easterly to a point at Damascus Cemetery in Fulton County a distance of about 1.2 miles

Route 29010 Beginning at a point on Route 329 at the Village of Buck Valley Union Township thence northerly through Union Township to a point on Route 267 at the Village of Amaranth in Fulton County a distance of about 2.8 miles

Route 29011 Beginning at a point on Route 38 approximately 1.5 miles north of the Village of Warfordsburg in Bethel Township thence northwesterly through Bethel Township to the Village of Franklin Mills thence northwesterly to Tonoloway Creek thence northerly through Bethel Township to a point at the Village of Sideline Hill in Fulton County a distance of about 6.2 miles

Route 29012 Beginning at a point on the Bedford-Fulton County line in McKee's Gap in Union Township thence easterly through Union Township to a point on Route 267 at the Village of Amaranth in Fulton County a distance of about 2.8 miles

Route 29013 Beginning at a point on Route 267 approximately 2.5 miles south of the Village of Emmaville in Brush

Creek Township thence southeasterly through Brush Creek Township to the Village of Whips Cove thence southeasterly to a point on the Brush Creek-Bethel Township line thence southeasterly through Bethel Township to the Village of Sideling Hill thence easterly to a point on Route 38 approximately .25 of a mile south of the village of Dott in Fulton County a distance of about 4.9 miles

Route 29014 Beginning at a road intersection approximately .75 of a mile east of the Village of Sideling Hill in Bethel Township thence northerly through Bethel Township to a point at the Bethel-Belfast Township line thence northeasterly through Belfast Township to Pleasant Grove Church thence northeastrly to a road intersection thence southeasterly to a point at the Belfast-Behel Township line thence southeasterly through Bethel Township to a point at the Bethel-Belfast Township line thence northeasterly through Belfast Township to a point on Route 38 approximately three miles northeast of the Village of Dott in Fulton County a distance of about 7.5 miles

Route 29015 Beginning at a point on Route 38 at the Village of Needmore in Belfast Township thence northwesterly through Belfast Township to a road intersection approximately .5 of a mile northeast of Pleasant Grove Church thence northerly to the Village of Sipe's Mill thence southeasterly through Belfast to a point on Route 323 approximately .75 of a mile north of Pleasant Ridge Church in Fulton County a distance of about 6.8 miles

Route 29016 Beginning at a road intersection in the Village of Sipe's Mill in Belfast Township thence northerly through Belfast Township to a point on the Belfast-Licking Creek Township line thence northeasterly through Licking Creek Township to a point on Route 39 approximately three-eighths of a mile east of the Village of Saluvia in Fulton County a distance of about 7.7 miles

Route 29017 Beginning at a point on Route 38 near Union Church in Ayr Township thence easterly through Ayr Township in the Village of Cito thence northerly to a point on Route 37 approximately one-eighth of a mile east of McConnellsburg Borough in Fulton County a distance of about 5.8 miles

Route 29018 Beginning at a road intersection approximately 1.25 miles north of the Village of Sipe's Mill in Belfast Township thence easterly through Belfast Township to a point on Route 323 at the Village of Pleasant Ridge in Fulton County a distance of about 2.1 miles

Route 29019 Beginning at a point on Route 267 in the Village of Crystal Springs in Brush Creek Township thence northeasterly through Brush Creek Township to the Village of Akersville thence northerly to a point on Route 39 approximately one mile east of the Bedford-Fulton County line in Fulton County a distance of about 7.0 miles

Route 29020 Beginning at a point on Route 39 approximately .5 of a mile west of McConnellsburg Borough in Todd Township thence northerly through Todd Township to a point on the Todd-Licking Creek Township line thence northwesterly through Licking Creek Township to a road intersection approximately .25 of a mile southwest of the Licking Creek-Dublin Township lines in Fulton County a distance of about 5.1 miles

Route 29021 Beginning at a point on Route 39 approximately one mile east of the Village of Harrisonville at Breeze Point in Licking Creek Township thence northeasterly through Licking Creek Township to a point on the Licking Creek-Dublin Township line thence northeasterly through Dublin Township to a point on Route 192 approximately .25 of a mile northwest of the Village of Knobsville in Fulton County a distance of about 5.4 miles

Route 29022 Beginning at a point on Route 39 approximately one-eighth of a mile west of the Village of Saluvia in Licking Creek Township thence northeasterly to a point on the Licking Creek-Taylor Township line thence northerly through Taylor Township to the Village of Laidig thence northerly to a road intersection approximately 1.75 miles north of the Village of Laidig thence westerly to a road intersection approximately .5 of a mile north of the Village of Hiram in Taylor Township thence northeasterly to Route 192 at the Village of Gracey in Fulton County a distance of about 9.1 miles

Route 29023 Beginning at a point on Route 706 approximatley .75 of a mile north of the Brush Creek-Wells Township line in Wells Township thence northeasterly through Wells Township to a point on the Wells-Taylor Township line thence northeasterly through Talyor Township to a road intersection approximately .5 of a mile north of the Village of Hiram in Fulton County a distance of about 2.5 miles

Route 29024 Beginning at a point on Route 706 approximately one mile northeast of the Wells-Brush Creek Township line in Wells Township thence northwesterly through Wells Township to a point on Route 430 in the Village of Wells Tannery in Fulton County a distance of about 3.8 miles

Route 29025 Beginning at a road intersection approximately 1.75 miles north of the Village of Laidig in Taylor Township thence easterly through Taylor Township to a point on Route 192 approximately .75 of a mile west of the Village of Hustontown in Fulton County a distance of about 2.7 miles

Route 29026 Beginning at a point on Route 192 at Hustontown thence northeasterly along the Taylor-Dublin Township line in Taylor and Dublin Townships to the Village of Clear Ridge thence northeasterly along the Taylor-Dublin Township line in Taylor and Dublin Townships to the Fulton-Huntingdon County line in Fulton County a distance of about 5.2 miles

Route 29027 Beginning at a road intersection approximately two miles southeast of the Village of Wells Tannery in Wells Township thence northeasterly through Wells Township to a point on Route 430 approximately one mile south of the Village of Enid in Fulton County a distance of about 1.6 miles

Route 29028 Beginning at a road intersection at the Taylor-Dublin Township line approximately two miles northeast of Hustontown thence northwesterly through Taylor Township to a point on Wooden Bridge Creek thence northwesterly to the Village of Dublin Mills in Fulton County a distance of about 4.8 miles

Route 29029 Beginning at Route 39 about 1.3 miles west of McConnellsburg thence southerly through Ayr Township to a schoolhouse and intersecting road about .7 of a mile thence southerly through Ayr Township approximately one mile thence southeasterly through Ayr Township a distance of 1.1 miles connecting with Route 38 about 1.5 miles south of McConnellsburg in Fulton County a distance of about 2.8 miles

Route 29030 Beginning at a point on Route 193 in the Village of Fort Littleton Dublin Township thence northwesterly through Dublin Township to the Village of Clear Ridge on the Dublin-Taylor Township line in Fulton County a distance of about 3.5 miles

Route 29031 Beginning at a point on Route 192 approximately two miles south of the Village of Waterfall in Taylor Township thence northeasterly through Taylor Township to a road intersection approximately one mile southwest of Dublin Mill thence north to intersection Route 430 in Fulton County a distance of about 3.6 miles

Route 29032 Beginning at a point on Route 193 in the Village of Burnt Cabins in Dublin Township thence northeasterly through Dublin Township to a point on the Fulton-Huntingdon County line approximately one-eighth of a mile north of Little Aughwick Creek in Fulton County a distance of about .2 mile

Route 29033 Beginning at a point on the Fulton-Bedford County line approximately 1.75 miles south of the Huntingdon-Fulton County line in Wells Township thence easterly through Wells Township to a point on Route 430 approximately one mile north of the Village of Enid in Fulton County a distance of about 3.3 miles

Route 29034 Beginning at a point on Route 430 in the Village of New Grenada in Wells Township thence northerly through Wells Township to a point on the Fulton-Huntingdon County line approximately one-eighth of a mile east of Sideling Hill Creek in Fulton County a distance of about .4 mile

Route 29035 Beginning at a road intersection .2 of a mile east of Route 193 in the Village of Burnt Cabins thence east .2 of a mile to Fulton-Huntingdon County line on Old Forbes Trail in Fulton County a distance of about .2 mile

Section 31 The township roads to be taken over under the provisions of this act in the County of Greene are those situate and described as follows

Route 30001 Beginning at the West Virginia State Line approximately .5 of a mile southwest of Ned in Springhill Township thence northerly through Springhill Aleppo and Richhill Townships via Deep Valley Aleppo Ryerson Station and Durbin to the line between Greene and Washington

Counties at Majorsville in Greene County a distance of about 25.0 miles

Route 30002 Beginning at the West Virginia State Line 2.5 miles east of Cameron West Virginia in Aleppo Township thence easterly to the Village of Aleppo intersecting Route 30001 in Greene County a distance of about 4.75 miles

Route 30003 Beginning at Route 111 about one mile east of Nettle Hill thence northerly through Jackson and Richhill Townships via Bristorai to Route 256 at Sayers School House in Richhill Township Greene County a distance of about 13.5 miles

Route 30004 Beginning at intersection of Route 30001 approximately .5 of a mile southeast of the Village of Aleppo thence southeasterly through Aleppo and Jackson Townships to Route 111 at Nettle Hill in Greene County a distance of about 4 miles

Route 30005 Beginning at Pine Bank in Gilmore Township thence northwesterly through Gilmore and Jackson Townships via Buzz to State Route 111 at top of Grime's Hill in Greene County a distance of about 4.8 miles

Route 30006 Beginning at the West Virginia State Line on Fish Creek in Springhill Township thence northeasterly to intersection of Route 30001 at mouth of Wagonroad Run in Greene County a distance of about 2.5 miles

Route 30007 Beginning at the Washington and Greene County line at Burdett's Bridge thence southeasterly through Richhill Township to the Graysville Borough line via Ownen's Run in Greene County a distance of about 3.5 miles

Route 30008 Beginning at Deep Valley in Springhill Township thence easterly to the New Freeport Borough line thence beginning at New Freeport Borough line on Herod Run and extending northeasterly through Springhill Township to intersection of Route 30004 in Aleppo Township in Greene County a distance of about 5 miles

Route 30009 Beginning at the West Virginia State Line at Brave thence northerly through Wayne and Center Townships via Hoover's Run Rush Cross Roads and Oak Forest to county improved road on Pursley Creek about 1.5 miles north of Oak Forest in Greene County a distance of about 12 miles

Route 30010 Beginning at line between New Freeport Borough and Gilmore Township thence easterly through Gilmore Township via Jollytown and Pine Bank to line between Gilmore and Yayne Townships thence easterly to intersection of Route 30009 one mile south of Kuhntown in Greene County a distance of about 12.5 miles

Route 30011 Beginning at Route 109 near Sycamore thence northerly through Washington and Morris Townships via Swarts and Deer Lick to the Washington and Greene County line near West Union in Greene County a distance of about 6.2 miles

Route 30012 Beginning at intersection of Route 30005 .5 of a mile north of Buzz in Jackson Township thence easterly through Jackson Wayne and Franklin Townships via Bluff and Rush Cross Roads to the intersection of the Smith Creek County road 2.75 miles north of Spraggs in Green County a distance of about 7 miles

Route 30013 Beginning at the West Virginia State line at Blacksville thence northerly along Roberts Run to the improved road 1.5 miles south of Spraggs in Greene County a distance of about 3 miles

Route 30014 Beginning at the intersection of Route 30017 1.25 miles northeast of Luke thence easterly through Whiteley Township via Kirby and Whiteley Creek to Route 616 in Greene Township 2.5 miles south of Fordyce in Greene County a distance of about 5.5 miles

Route 30015 Beginning at the West Virginia State Line on Rudolph Run thence northerly along Rudolph Run through Perry and Whiteley Townships to Gump thence southwest to the county improved road 1.25 miles north of Spraggs in Greene County a distance of about 8 miles

Route 30016 Beginning at intersection of Route 30021 one mile east of Whiteley thence easterly through Greene and Monongahela Townships via Mapletown to Greensboro Borough line in Greene County a distance of about 6 miles

Route 30017 Beginning at the West Virginia State line 1.2 miles southwest of Mount Morris Borough thence northerly and northwesterly through Perry Whiteley and Franklin Townships via Mount Morris Borough Shannon Run Luke and Stone Schoolhouse to the township improved road on Sugar Run in Greene County a distance of about 16.5 miles

Route 30018 Beginning near Cross Roads on Rudolph Run near Brock thence easterly via Little Shannon Run to county bridge road at residence of Endsley Lemley in Greene County a distance of about 4.5 miles

Route 30019 Beginning at Route 268 near Greene County Country Club thence northwesterly through Morgan and Washington Townships via Ruff's Creek to the Washington-Greene County line near Dunn's Station in Greene County a distance of about 9.6 miles

Route 30020 Beginning near William's farm on Route 110 thence easterly via L L Long's farm and thence easterly via Davistown and Dunkard and Dorr's cross roads to Crow's Ferry in Greene County a distance of about 12 miles

Route 30021 Beginning at the road intersection in Davistown thence northerly through Dunkard Greene and Cumberland Townships via Ceylon to Carmichael's Borough in Greene County a distance of about 9 miles

Route 30022 Beginning at the West Virginia State line in Dunkard Township thence northeasterly via Dunkard to Route 616 1.5 miles north of Dorr's cross roads in Greene County a distance of about 3.75 miles

Route 30023 Beginning at Route 112 one mile northeast of Carmichaels in Cumberland Township thence northerly to Crucible Mine office in Greene County a distance of about 3.25 miles

Route 30024 Beginning near Bald Hill in Dunkard Township thence easterly through Dunkard Township to the intersection of Route 30022 about .5 of a mile northeast of John Donley's in Greene County a distance of about 1.8 miles

Route 30025 Beginning at Route 112 near Khedive thence northeasterly through Cunmberland and Mount Morris Townships to Arensburg Ferry in Greene County a distance of 6.5 miles

Route 30026 Beginning near Rosedale on Route 616 thence easterly in Dunkard Township along Crooked Run to the Pennsylvania-West Virginia State line in Greene County a distance of about 1.7 miles

Route 30027 Beginning at Route 616 near Whiteley in Greene Township thence northerly through Greene and Cumberland Townships to Route 112 at Khedive in Greene County a distance of about 5.75 miles

Route 30028 Beginning near White Barn on the Smith Creek Road in Franklin Township thence easterly in Franklin and Whiteley Townships to the intersection of Route 30017 near Fairall Church in Whiteley Township in Greene County a distance of about 2.5 miles

Route 30029 Beginning at Route 256 on Scott's Run thence northeast through Centre and Morris Townships via Hunter's Cave to Route 109 about two miles southeast of Ninevah in Greene County a distance of about 5.1 miles

Route 30030 Beginning near Fairall Church in Whiteley Township thence easterly to Route 110 near Cummins in Whiteley Township Greene County a distance of about 2.25 miles

Route 30031 Beginning at Route 30007 about .25 of a mile northwest of Graysville Borough line thence northerly through Richhill and Morris Township via Allen's School to the line between Washington and Greene Counties near Simpson's Store in Greene County a distance of about 3 miles

Route 30032 Beginning at Route 30001 near Durbin in Richhill Township thence easterly via Crabapple to Route 256 at Jacktown in Greene County a distance of about 3 miles

Route 30033 Beginning on Route 109 one mile southeast of Sycamore thence northerly and easterly via Overflowing Run through Washington Township to Jacob John's farm on Route 30019 in Greene County a distance of about 5.9 miles

Route 30034 Beginning at the intersection of Route 30001 near Dinsmore in Richhill Township thence easterly and southerly through Richhill Township via Viedo and Nebo Ridge to Route 256 at the eastern end of Jacktown in Greene County a distance of about 4.75 miles

Route 30035 Beginning at Route 110 near Bowers farm thence southerly via Reason Johnson farm Forney Fox farm to a point on the Shannon Run Road near Delaney in Greene County a distance of about 2.7 miles

Route 30036 Beginning at Route 256 near Rutan thence southwesterly through [illegible] and [illegible] Townships via Maranda Run to intersection with Route 30003 near Walter Teagardens farm in Greene County a distance of about 3.25 miles

Route 30037 Beginning near the mouth of Blacks Creek thence northeasterly through Aleppo and Richhill Township to Bristoria in Greene County a distance of about 4.5 miles

Route 30038 Beginning at the Washington and Greene County line near Eno thence southeasterly to cross roads one-half mile north of Allen School in Richhill Township in Greene County a distance of about 2.2 miles

Route 30039 Beginning at intersection of Route 30037 about one-half mile south of Bristoria thence northwesterly along north fork of Wheeling Creek in Richhill Township to the foot of Bond Hill on Route 256 in Greene County a distance of about 3.5 miles

Route 30040 Beginning at intersection of Route 30031 about .75 of a mile north of Time in Morris Township thence southeasterly via Time and along Rush Run to intersection with Route 30078 1.5 miles southwest of the village of Time in Greene County a distance of about 2.2 miles

Route 30041 Beginning at Bluff in Jackson Township thence northerly along Hargus Creek in Center Township to Route 111 one mile west of Rodgersville in Greene County a distance of about 5 miles

Route 30042 Beginning at Holbrook in Center Township thence westerly through Center and Jackson Townships to the line between Jackson and Richhill Townships 1.5 miles southwest of Bristoria in Greene County a distance of about 4.5 miles

Route 30043 Beginning at the West Virginia State line thence northwardly along the west bank of the Monongahela River to the Point Marion Toll Bridge in Greene County a distance of about 1.6 miles

Route 30044 Beginning at Route 616 two miles north of Fordyce thence through Greene Jefferson and Cumberland Townships to Long's School House in Cumberland Township in Greene County a distance of about 3 miles

Route 30045 Beginning near the Lantz Farm on Route 30010 thence southeasterly to Brave thence along Dunkard Creek to a point near the Miracle Run Bridge in Greene County a distance of about 4.1 miles

Route 30046 Beginning near the Long's School House thence in an easterly direction along the south branch of Muddy Creek to a point near McClure in Greene County a distance of about 1.6 miles

Route 30047 Beginning on Route 109 near John Smith Farm thence northerly via Hollis Andrew Farm to a point on the Washington-Greene County line on Day Farm in Greene County a distance of about 2.9 miles

Route 30048 Beginning on Route 109 in Morris Township near the John Carter Farm thence via Rutan Run Rickey Hill to Route 30078 near Scott Farm in Greene County a distance of about 2.1 miles

Route 30049 Beginning near Lippincott in Morgan Township thence northerly via D J Yoder's Farm to the Washington-Greene County line at the Baptist Church in Greene County a distance of about 4.5 miles

Route 30050 Beginning at road intersection .5 of a mile west of Castile School on Castile Run in Morgan Township thence easterly through Morgan and Jefferson Townships via Castile Run to the Clarksville and Rice's Landing Road in Jefferson Township in Greene County a distance of about 4 miles

Route 30051 Beginning at Route 268 near Duggett Corners in Jefferson Township thence northerly in Jefferson Township to the Clarksville Borough line in Greene County a distance of about 2.3 miles

Route 30052 Beginning at intersection of Route 30057 on Ridge Road one mile southeast through Jefferson Township to the intersection of Route 30025 two miles north of Khedive in Greene County a distance of about 1.5 miles

Route 30053 Beginning at the Clarksville Borough Line in Morgan Township thence northerly to the line between Washington and Greene Counties one mile south of Zollarsville in Greene County a distance of about 2.9 miles

Route 30054 Beginning at Route 268 1.5 miles east of the Jefferson Borough line in Jefferson Township thence easterly through Jefferson Township to the intersection of Route 30025 in Greene County a distance of about 2.2 miles

Route 30055 Beginning at the Jefferson Borough line in Jefferson Township thence through Jefferson and Morgan Townships intersecting Route 30050 thence northerly and northeasterly intersecting Route 30053 at Lee Addleman's residence in Morgan Township Greene County a distance of about 5.3 miles

Route 30056 Beginning at Route 268 near Dry Tavern thence easterly through Jefferson Township to a joint township bridge at intersection of Route 30025 in Greene County a distance of about 1 mile

Route 30057 Beginning at Route 112 .5 of a mile northwest of Khedive in Jefferson Township thence northerly through Jefferson Township to the Jefferson Borough line in Greene County a distance of about 3 miles

Route 30058 Beginning at Rice's Landing Borough line near Baird Avenue in Cumberland Townships thence easterly through Cumberland Township to the intersection of the Carmichaels-Crucible road Route 30023 at a point about one mile south of Crudible Mine office in Greene County a distance of about 2.5 miles

Route 30059 Beginning at Route 112 1.25 miles east of the Greene County Poor Farm in Jefferson Township thence northerly through Jefferson Township to the intersection of Route 30057 about .75 of a mile south of the Jefferson Borough line in Greene County a distance of about 4.25 miles

Route 30060 Beginning at a point on Route 30023 about two miles south of Crucible Mine Office in Cumberland Township thence easterly through Cumberland Township to a point on Route 112 one mile west of Jacob's Ferry in Greene County a distance of about one mile

Route 30061 Beginning at point on Route 112 near Bailey's Schoolhouse in Cumberland Township thence northerly through Cumberland Township to a point on Route 451 near Flowers and Johnsons Gas station in Greene County a distance of about 2 miles

Route 30062 Beginning at a point on the east borough line of Carmichaels Borough in Cumberland Township thence easterly through Cumberland Township to Browns Ferry in Greene County a distance of about 2.25 miles

Route 30063 Beginning at a point on Route 109 near Nineveh in Morris Township thence northeasterly through Morris Township to the intersection of Route 30011 at Deerlick in Greene County a distance of about 2.8 miles

Route 30064 Beginning at a point on Route 451 about .3 of a mile south of Carmichaels Borough in Cumberland Township thence easterly through Cumberland Township to the top of Jew Hill at the property of the Buckeye Coal Company in Greene County a distance of about 2.25 miles

Route 30065 Beginning at a point on Route 451 about .7 of a mile north of Little Chicago in Cumberland Township thence northerly through Cumberland Township to the intersection of Route 30064 in Greene County a distance of about 1.8 miles

Route 30066 Beginning at a point at Ceylon in Monongahela Township thence easterly through Monongahela Township to the intersection of Route 451 at Little Chicago in Greene County a distance of about 1.5 miles

Route 30067 Beginning at a point on Route 30016 near Willow Tree in Greene Township thence northerly in Greene Township to a point on the Greene-Monongahela Township line in Greene County a distance of 1.6 miles

Route 30068 Beginning at a point on the West Greensboro Borough line in Monongahela Township thence westerly through Monongahela Township crossing Route 451 thence westerly to the intersection of Route 30075 about one mile southwest of Mapletown in Greene County a distance of about 2.4 miles

Route 30069 Beginning at a point on Route 30016 near Willow Tree in Greene Township thence southerly in Greene Township to intersection of Route 616 in Greene County a distance of about 0.4 miles

Route 30070 Beginning at a point on Route 110 about 2.25 miles north of Mount Morris Borough in Perry Township thence northeasterly and southeasterly through Perry and Dunkard Townships via Bowen's Run to the intersection of Route 30021 at Davistown in Dunkard Township in Greene County a distance of about 4.4 miles

Route 30071 Beginning at a point on Route 30020 near Paw-Paw Church in Dunkard Township thence northerly through Dunkard Township by way of Sang Hill School to the intersection of Route 616 in Greene County a distance of about 2.6 miles

Route 30072 Beginning at a point on Route 30027 on south branch of Muddy Creek in Cumberland Township thence northeasterly through Cumberland Township to the intersection of Route 112 thence southeasterly via Bailey's School to the intersection of Route 30021 about 1.25 miles south of

Carmichaels Borough in Greene County a distance of about 2.7 miles

Route 30073 Beginning at a point on Route 30020 in Dunkard Township thence northerly through Dunkard Township to the intersection of Route 30071 near Sang Hill School in Greene County a distance of about 1.5 miles

Route 30074 Beginning at a point on Route 30020 near Paul's Bridge over Dunkard Creek in Dunkard Township thence southerly through Dunkard Township to the intersection of Route 30024 in Greene County a distance of about 1 mile

Route 30075 Beginning on Route 616 near Wiley's Cross Roads in Monogahela Township thence northerly through Monongahela Township to the intersection of Route 30016 near Mapletown in Greene County a distance of about 2 miles

Route 30076 Beginning at a point on Route 451 near Ramsey's Cross Roads in Monongahela Township thence northerly through Monogahela Township to Grays Landing in Greene County a distance of about 2.2 miles

Route 30077 Beginning at a point on Route 30056 at Dry Tavren in JJefferson Township thence northeasterly through Jefferson Township to a point on the west borough line of Rice's Landing Borough in Greene County a distance of about .7 of a mile

Route 30078 Beginning at a point on the Graysville Borough Morris Township Line thence northerly and northwesterly through Morris Township to the intersection of Route 109 near Beulah Church in Greene County a distance of about 4 miles

Route 30079 Beginning at a point on Route 111 near Willow Bank School in Jackson Township thence westerly to the intersection of Route 30003 in Greene County a distance of about 1.7 miles

Route 30080 Beginning at a point on Route 30031 near Time in Morris Township thence northeasterly through Morris Township to the intersection of Route 109 near the county line in Greene County a distance of about 2.5 miles

Route 30081 Beginning at a point on Route 616 near Fordyce in Greene Township thence northerly through Greene Township via Hayes Funk's farm to the intersection of Route 30044 in Greene County a distance of about 1.4 miles

Section 32 The Township roads to be taken over under the provisions of this act in the County of Huntingdon are those situate and described as follows

Route 31001 Beginning at a point on the Huntingdon Fulton County line aproximately one mile east of the North Branch of Little Aughwick Creek in Dublin Township Huntingdon County thence northeasterly through Dublin Township to a road intersection in the Village of Decorum thence northerly to a point on Route 121 in the Village of Neelytown thence northeasterly to a point on the Dublin-Tell Township line thence northeasterly through Tell Township to the Village of Nossville thence northeasterly to a point on Route 193-Spur approximately one and one-half miles southeast of the Village of Blairs Mills in Huntingdon County a distance of about 17.3 miles

Route 31002 Beginning at a road intersection in the Village of Decorum in Dublin Township Huntingdon County thence northwesterly through Dublin Township to a point on Route 193 at a school approximately one and one-half miles north of the Village of Mentzer in Huntingdon County a distance of about 4.4 miles

Route 31003 Beginning at a road intersection at a church approximately one-eighth mile north of the Village of Maddensville in Springfield Township Huntingdon County thence northeasterly through Springfield Township to the Village of Meadow Gap thence northerly to a point on the Springfield-Cromwell Township line thence northerly through Cromwell Township to a point on Route 431 approximately one mile south of the borough line of Rockhill in Huntingdon County a distance of about 9.0 miles

Route 31004 Beginning at a point on the Huntingdon-Fulton County line approximately at the Clay-Springfield Township line in Clay Township Huntingdon County thence northeasterly through Clay Township to a point on the Clay-Springfield Township line thence northeasterly through Springfield Township to the Village of Selea in Huntingdon County a distance of about 3.0 miles

Route 31005 Beginning at a road intersection approximately one-quarter mile north of the Huntingdon-Fulton County line in Clay Township Huntingdon County thence northwesterly through Clay Township to a point on Route 192 at a church approximately one mile north of the Huntingdon-Fulton County line in Huntingdon County a distance of about 1.4 miles

Route 31006 Beginning at a point on Route 431 approximately one-quarter of a mile east of Three Springs Borough in Clay Township thence southeasterly through Clay and Springfield Townships via Wible Corner and intersecting Route 31078 at Chilcote Corner to a point on Route 31003 at Meadow Gap in Huntingdon County a distance of about 4.4 miles

Route 31007 Beginning at a point on the Huntingdon-Fulton County line approximately one-half mile west of the Clay-Wood Township line in Wood Township Huntingdon County thence northerly through Wood Township along Sideling Hill Creek to a point on the Wood-Todd Township line approximately one-half mile west of the Wood-Clay Township line in Huntingdon County a distance of about 4.1 miles

Route 31008 Beginning at a point on Route 192 at a school approximately three-quarter mile north of the Huntingdon-Fulton County line in Clay Township Huntingdon County thence northerly through Clay Township to a road intersection approximately one and one-quarter miles southeast of Kimmel Railroad Station thence easterly to a point on Route 432 at a school approximately three-quarter mile south of the borough line of Saltillo in Huntingdon County a distance of about 6.65 miles

Route 31009 Beginning at a road intersection approximately one-eighth mile north of the village of Maddensville in Springfield Township Huntingdon County thence northwesterly through Springfield Township to a road intersection in the village of Selea thence westerly to a point on the Springfield-Clay Township line thence westerly along Elliotts Run to a road intersection approximately two and three-quarter miles southwest of the borough line of Three Springs in Huntingdon County a distance of about 5.2 miles

Route 31010 Beginning at a road intersection at a church approximately one and one-quarter miles west of the village of Selea in Clay Township Huntingdon County thence northeasterly through Clay Township to a point on the south borough line of Three Springs in Huntingdon County a distance of about 2.5 miles

Route 31011 Beginning at a road intersection approximately one-quarter mile north of the Huntingdon-Bedford County line in Carbon Township Huntingdon County thence easterly through Carbon Township to a point on the Carbon-Wood Township line thence easterly through Wood Township to a road intersection in the village of Wood thence northerly to a point on State-aid Application 7221 approximately one mile south of the village of Robertsdale in Huntingdon County a distance of about 2.1 miles

Route 31012 Beginning at a point on the Huntingdon-Bedford County line approximately one-eighth mile west of the Carbon-Wood Township line in Carbon Township Huntingdon County thence northerly through Carbon Township to a point on the southern borough line of Broad Top City in Huntingdon County a distance of about 1.5 miles

Route 31013 Beginning at a point on State-aid Application 2826 approximately one-quarter mile northwest of the village of Robertsdale in Wood Township Huntingdon County thence northerly through Wood Township to a point on the Wood-Todd Township line thence northerly through Todd Township to Cook Railroad Station thence northwesterly to a point on Route 738 in the village of Eagle Foundry thence northwesterly to the village of Trough Creek thence northwesterly to a point on the Todd-Lincoln Township line thence northewesterly through Lincoln Township along Coffee Run to the village of Entriken thence northwesterly to a point on Route 46 approximately two and one-quarter miles north of the Lincoln-Hopewell Township line in Huntingdon County a distance of about 15.0 miles

Route 31014 Beginning at a point on the Huntingdon-Bedford County line approximately two and one-half miles northwest of the Carbon-Wood Township line in Carbon Township Huntingdon County thence northerly through Carbon Township to a point on the west borough line of Dudley in Huntingdon County a distance of about 0.6 miles

Route 31015 Beginning at a point on Route 193 at the Shade Gap Railroad Station in Dublin Township Huntingdon County thence easterly through Dublin Township to a road intersection approximately one and one-half miles north of the village of Neelytown in Huntingdon County a distance of about 3.2 miles

Route 31016 Beginning at a road intersection approximately two and one-half miles east of Shade Gap Railroad Station in Dublin Township Huntingdon County thence northerly through Dublin Township to a point on the Dublin-Tell Township line thence northeasterly through Tell Township to a road intersection approximately one and three-quarter miles southwest of the village of Nossville in Huntingdon County a distance of about 3.1 miles

Route 31017 Beginning at a point on the north borough line of Three Springs in Clay Township Huntingdon County thence northerly through Clay Township to a point on the Clay-Cromwell Township line thence northerly through Cromwell Township to a point on the Cromwell-Shirley Township line in the village of Cora thence northerly through Shirley Township along Hill Valley Creek to a point on the south borough line of Mt Union in Huntingdon County a distance of about 13.2 miles

Route 31018 Beginning at a point on State-aid Application 2827 approximately one-eighth mile east of Shoups Creek in Hopewell Township Huntingdon County thence northerly through Hopewell Township to a road intersection at a school approximately one-half mile east of the Huntingdon-Bedford County line in Huntingdon County a distance of about 0.4 mile

Route 31019 Beginning at a point on the Huntingdon-Fulton County line approximately one-quarter mile south of the Raystown Branch of the Juniata River in Hopewell Township Huntingdon County thence northerly through Hopewell Township along the Raystown Branch of the Juniata River to a road intersection arpoximately one-eighth mile west of the Hopewell-Carbon Township line thence northerly alon gthe Raystown Branch of the Juniata River to a point on the Hopewell-Lincoln Township line thence westerly along the Hopewell-Lincoln Township line to a road intersection approximately two miles east of the village of Russelville Shy Beaver Post Office thence northerly through Lincoln Township to a road intersection approximately one-half mile southeast of the village of Entriken in Huntingdon County a distance of about 12.3 miles

Route 31020 Beginning at a point on State-aid Application 2828 approximately one-quarter mile east of Carbon-Hopewell Township line in Carbon Township Huntingdon County thence northeasterly through Carbon Township to a point on the Carbon-Todd Township line approximately one-half mile east of the Todd-Hopewell Township line thence northeasterly through Todd Township to a road intersection approximately two miles west of the village of Trough Creek in Huntingdon County a distance of about 6.3 miles

Route 31021 Beginning at a point on Route 193 approximately one and one-half miles north of the Tell-Dublin Township line in Tell Township Huntingdon County thence northeasterly through Tell Township to a road intersection at Tuscarora Creek approximately one and one-quarter miles north of the village of Nossville in Huntingdon County a distance of about 4.5 miles

Route 31022 Beginning at a point on Route 192 approximately one-half mile north of the Cass-Clay Township line in Cass Township Huntingdon County thence northerly through Cass Township to the village of Barneytown thence northeasterly to a point on the Cass-Union Township line thence northerly through Union Township along Hares Valley Creek to a point on the southern borough line of Mapleton in Huntingdon County a distance of about 9.0 miles

Route 31023 Beginning at a road intersection approximately two and three-quarter miles south of the village of Cora in Cromwell Township Huntingdon County thence easterly along Old Womans Run in Cromwell Township to a point on Route 121 approximately one-half mile north of the borough line of Orbisonia in Huntingdon County a distance of about 2.6 miles

Route 31024 Beginning at a point on Route 738 in the village of Todd in Todd Township Huntingdon County thence northerly through Todd Township to a point on the Todd-Cass Township line approximately one-quarter mile west of Little Trough Creek thence northeasterly through Cass Township to a point on Route 192 approximately one and one-quarter miles north of the borough line of Cassville in Huntingdon County a distance of about 5.1 miles

Route 31025 Beginning at a point on Route 46 in the village of Cherrytown in Hopewell Township Huntingdon County thence northeasterly through Hopewell Township to a road intersection approximately two miles east of the village of Russelville Shy Beaver Post Office in Huntingdon County a distance of about 2.0 miles

Route 31026 Beginning at a point on Route 46 in the village of Russelville Shy Beaver Post Office in Hopewell Township Huntingdon County thence easterly through Hopewell Township to a road intersection at a school approximately three-quarter mile northeast of Hummel Railroad Station in Huntingdon County a distance of about 1.0 mile

Route 31027 Beginning at a point on Route 192 approximately one and one-half miles southeast of the south borough line of Cassville in Cass Township Huntingdon County thence northeasterly through Cass Township to a point on the Cass-Union Township line approximately one-sixteenth mile east of Smiths Valley Creek thence northeasterly through Union Township along Smiths Valley Creek to the Sherman School thence northerly to a road intersection approximately one mile south of the Lone Star School thence easterly to a point on the north borough line of Mapleton in Huntingdon County a distance of about 11.3 miles

Route 31028 Beginning at a road intersection approximately three-quarter mile north of the Cass-Todd Township line in Cass Township Huntingdon County thence easterly through Cass Township to a point on Route 738 approximately one-half mile west of the borough line of Cassville in Huntingdon County a distance of about 1.4 miles

Route 31029 Beginning at a road intersection approximately one-eighth mile south of the village of Cora in Cromwell Township Huntingdon County thence easterly through Cromwell Township Huntingdon County thence easterly through Cromwell Township to a point on the Cromwell Shirley Township line on Sugar Run thence northeasterly through Shirley Township to a point on Route 121 at Aughwick Creek approximately one-quarter mile north of the borough line of Shirleysburg in Huntingdon County a distance of about 3.2 miles

Route 31030 Beginning at a point on the east borough line of Shirleysburg approximately one-quarter mile south of Fort Run in Shirley Township Huntingdon County thence northeasterly through Shirley Township to the Rew Hill School thence northeasterly to a road intersection approximately one-eighth mile west of Licking Creek in Huntingdon County a distance of about 4.2 miles

Route 31031 Beginning at a point on Route 193 approximately one-quarter mile south of Georges Creek in Tell Township to a point on Route 45-Spur in the village of Blairs Mills thence northerly to a point on the Huntingdon County line approximately one-eighth mile west of Tuscarora Creek in Huntingdon County a distance of about 3.3 miles

Route 31032 Beginning at a road intersection approximately one mile east of the village of Entriken in Lincoln Township Huntingdon County thence northeasterly through Lincoln Township to a point on the Lincoln-Penn Township lie thence northeasterly through Penn Township to a point on the Penn-Juniata Township line at a school thence northerly through Juniata Township to the Village of Hanns Bridge thence northerly along Snyders Run to a point on the Juniata Smithfield Township line thence northerly through Smithfield Township to a point on State-aid Applicaton 135 approximately one mile southeast of the borough line of Huntingdon in Huntingdon County a distance of about 16.6 miles

Route 31033 Beginning at a road intersection approximately one-half mile north of the Porter-Walker Township line in Porter Township Huntingdon County thence northwesterly through Porter Township to the Valley School thence northwesterly to a point on State-aid Application 684 approximately one-quarter mile east of Robinson's Run in Huntingdon County a distance of about 1.5 miles

Route 31034 Beginning at a road intersection in the Village of Grantsville in Penn Township Huntingdon County thence westerly to a road intersection approximately one-eighth mile east of James Creek Railroad Statio nthence northeasterly to the Village of Grafton thence northerly to a point on the Penn-Walker Township line thence northerly through Walker Township to McConnellstown Railroad Station thence northerly along Crooked Creek to a point on the Walker-Smithfield Township line thence northerly through Smithfield Township to a point on Route 55 at the Smithfield Bridge in Huntingdon County a distance of about 11.6 miles

Route 31035 Beginning at a point on Route 121 approximately one-quarter mile north of the Yuling School in Shirley

Township Huntingdon County thence easterly along the Juniata River through Shirley Township to a point on the Huntingdon-Mifflin County line approximately one-sixteenth mile east of the Juniata River in Huntingdon County a distance of about 3.4 miles

Route 31036 Beginning at a point on Route 46 approximately one and one-quarter miles north of the borough line of Marklesburg Penn Township Huntingdon County thence easterly through Penn Township to a road intersection approximately one-half mile south of the Brumbaugh Railroad Station in Huntingdon County a distance of about 1.0 mile

Route 31037 Beginning at a point on Route 46 approximately one-half mile south of the Penn-Walker Township line in Penn Township Huntingdon County thence southeasterly through Penn Township to the village of Grafton thence southeasterly to a road intersection approximately one and three-quarter miles east of the village of Grafton in Huntingdon County a distance of about 2.9 miles

Route 31038 Beginning at a point on Route 46 in the village of McConnellstown in Walker Township Huntingdon County thence northwesterly through Walker Township to a point on the Walker-Porter Township line approximately one mile east of the Huntingdon-Blair County line thence northeasterly through Porter Township to a point on Route 55 approximately one and one-half miles west of the Porter-Smithfield Township line in Huntingdon County a distance of about 5.0 miles

Route 31039 Beginning at a point on Route 46 approximately one and one-quarter miles northeast of the village of McConnellstown in Walker Township to a road intersection approximately one-eighth mile west of Crooked Creek in Huntingdon County a distance of about 0.5 mile

Route 31040 Beginning at a road intersection on Route 192 approximately one-half mile west of Center School in Brady Township Huntingdon County thence northerly through Brady Township along Mill Creek to a point on the Brady-Henderson Township line thence northerly through Henderson Township along Mill Creek to a point on the Henderson-Miller Township line thence northerly through Miller Township to a road intersection approximately one-half mile north of the Miller-Henderson Township line in Huntingdon County a distance of about 7 miles

Route 31041 Beginning at a road intersection approximately one-quarter mile south of the borough line of Huntingdon in Smithfield Township Huntingdon County thence easterly through Smithfield Township to a point on State-aid Applicatino 9 approximately one-eighth mile south of Crooked Creek n Huntingdon County a distance of about .5 mile

Route 31042 Beginning at a point on the east borough line of Huntingdon on the Oneida-Henderson Township Huntingdon County thence northerly through Oneida-Henderson Township to a point approximately one and one-quarter mlies south of the village of Center Union thence easterly through Henderson Township to the village of Union Church thence northeasterly to a point on the Henderson-Miller Township line thence northerly through Miller Township to the village of Cornpropsts Mills thence northerly to a point on Route 261 at the Smith School in Huntingdon County a distance of about 13.2 miles

Route 31043 Beginning at a point on Route 192 approximately three-quarter mile northeast of the village of Airydale in Brady Township Huntingdon County thence northeasterly through Brady Township to a point on the Huntingdon-Mifflin County line approximately one-quarter mile east of Saddlers Run in Huntingdon County a distance of about 2.3 miles

Route 31044 Beginning at a point on the northern borough line of Huntingdon in Oneida Township Huntingdon County thence northerly through Oeida Towship to a point on Route 759 approximately one mile south o of the Cold Spring School in Huntingdon County a distance of about 0.5 mile

Route 31045 Beginning at a point on Route 192 approximately three-quarter mile south o fthe village of Sharpsburg in Brady Township Huntingdon County thence easterly through Brady Township to a road intersection approximately three-quarter mile southwest of the Huntingdon-Mifflin County line in Huntingdon County a distance about 0.7 mile

Route 31046 Beginning at a point on State-aid Application 684 near Emma's Creek in Porter Township Huntingdon County thence westerly along Emma's Creek to a point approximately one-half mile east of the Huntingdon-Blair County line thence northeasterly to a point on Route 55 approximately one-sixteenth mile south of the borough line of Alexandria in Huntingdon County a distance of about 4.0 miles

Route 31047 Beginning at a point on Route 192 in the village of Sharpsburg in Brady Township Huntingdon County thence easterly to a point on the Huntingdon-Mifflin County line approximately one-quarter mile east of Saddlers Run in Huntingdon County a distance of about 0.6 mile

Route 31048 Beginning at a point on Route 759 at the Cold Spring School in Oneida Township Huntingdon County thence northeasterly through Oneida Township along Standing Stone Creek to a point on Route 261 approximately three-quarter mile southwest of the village of Donation in Huntingdon County a distance of about 3.3 miles

Route 31049 Beginning at a point on Route 121 approximately one-eighth mile north of the Black Log Railroad Station in Cromwell Township Huntingdon County thence northerly through Cromwell Township along Black Log Creek to a point on the Cromwell-Shirley Township line thence northerly through Shirley Township to a road intersection in the village of Valley Point in Huntingdon County a distance of about 6.0 miles

Route 31050 Beginning at a road intersection approximately one and one-half miles southwest of the village of Donation in Oneida Township to a point on the Oneida-Logan Township line thence northerly through Logan Township to a road intersection approximately one-quarter mile south of the Logan-West Township line thence southwesterly to the Swamp School thence northewesterly to a point on Route 352 in the village of Ribot in Huntingdon County a distance of about 5.6 miles

Route 31051 Beginning at a point on Route 55 approximately one-sixteenth mile west of the borough line of Alexandria in Porter Township Huntingdon County thence northerly through Porter Township to the village of Barree thence easterly along the Little Juniata River to a point on the Porter-Logan Township line thence southeasterly through Logan Township to a point on Route 352 approximately three-quarter mile west of the borough line of Petersburg in Huntingdon County a distance of about 4.4 miles

Route 31052 Beginning at a point on Route 260 in the village of Shaffersville in Morris Township Huntingdon County thence northerly through Morris Township to a point on Route 55 approximately one and one-half miles northwest of the village of Water Street in Huntingdon County a distance of about 1.6 miles

Route 31053 Beginning at a point on Route 261 in the village of Donation in Oneida Township Huntingdon County thence northwesterly through Oneida Township to a road intersection at the Donation School thence northerly to a point on the Oneida-West Township line approximately three-eighth mile south of Horn Run in Huntingdon County a distance of about 1.5 miles

Route 31054 Beginning at a road intersection approximately one-quarter mile northwest of the village of Cornpropsts Mills in Miller Township Huntingdon County thence northeasterly through Miller Township to a point on Route 261 at Westley Chapel thence northerly to a road intersection at the Ridge School thence northerly to a point on the Miller-Barree Township line thence northerly through Barree Township to a point on Route 352 in the village of Salusburg in Huntingdon County a distance of about 4.3 miles

Route 31055 Beginning at a road intersection approximately five-eighth mile east of the Swamp School Logan Township Huntingdon county thence northeasterly through Logan Township to a point on the Logan-West Township line approximately one mile northwest of the Logan-West Oneida Township line thence northeasterly through West Township to the Myton School thence northerly to a road intersection aproximately one-sixteenth mile north of Gregory Run thense easterly to a point on the West-Boree Township line thence easterly through Baree Township to a point on Route 352 approximately one-eighth mile west of the village of Manor Hill in Huntingdon County a distance of about 4.3 miles

Route 31056 Beginning at a point on Route 261 at the Ford School in Miller Township Huntingdon County thence easterly through Miller Township to a point on the Miller-Jackson Township line approximately one-quarter mile north of the east branch of Standing Stone Creek thence northeasterly through Jackson Township along the East Branch of

Standing Stone Creek to a point on Route 261 approximately one and one-half miles southeast of Greenwood Furnace in Huntingdon County at distance of about 4.8 miles

Route 31057 Beginning at a point on Route 55 approximately three-quarter mile north of the Oakland School in Morris Township Huntingdon County thence northerly through Morris Township to a road intersection in the village of Union Furnace thence easterly to a point on the Morris-Spruce Creek Township to a point on Route 346 approximately one-half mile west of the Village of Spruce Creek in Huntingdon County a distance of about 1.6 miles

Route 31058 Beginning at a point on Route 346 in the village of Spruce Creek in Spruce Creek Township Huntingdon County thence northwesterly through Spruce Creek Township to a point on the Spruce Creek-Warriors Mark Township line thence northwesterly through Warriors Mark Township to a road intersection approximately one-quarter mile southeast of the Rural Choice School in Huntingdon County a distance of about 3.0 miles

Route 31059 Beginning at a point on the Huntingdon-Blair County line approximately one-thirty second of a mile north of Sinking Run Morris Township Huntingdon County thence easterly through Morris Township to a road intersection in the village of Union Furnace in Huntingdon County a distance of about 0.5 mile

Route 31060 Beginning at a point on Route 55 approximately one mile southeast of Spruce Creek-Warriors Mark Township line in Spruce Creek Township Huntingdon County thence southeasterly through Spruce Creek Township to a road intersection approximately three-quarter mile north of the village of Union Furnace thence southeasterly to a point in Spruce Creek Township in Huntingdon County a distance of about 0.4 mile

Route 31061 Beginning at a road intersection approximately three-quarter mile north of the Village of Union Furnace in Spruce Creek Township Huntingdon County thence easterly through Spruce Creek Township to the Eden Hill School thence easterly to a road intersection approximately one and one-half miles north of the village of Spruce Creek in Huntingdon County a distance of about 1.3 miles

Route 31062 Beginning at a road intersection approximately one-quarter mile northeast of the Branch School in Jackson Township Huntingdon County thence northerly through Jackson Township to a point on Route 261 at a church approximately one-half mile south of McAlvey's Fort in Huntingdon County a distance of about 1.9 miles

Route 31063 Beginning at a point on Route 352 approximately one and five-eights miles southwest of the village of Cottage in West Township Huntingdon County thence easterly through West Township along Shaver Creek in Huntingdon County a distance of about 0.4 mile

Route 31064 Beginning at a point on Route 352 in the village of Cottage in West Township Huntingdon County thence southeasterly through West Township to a road intersection approximately one-quarter mile north of Myton's School in Huntingdon County a distance of about 2.5 miles

Route 31065 Beginning at a point on Route 352 approximately one and one-half miles southeast of the village of Neffs Mills in Baree Township Huntingdon County thence northeasterly through Baree Township along Armonds Run to a point on the Baree-Jackson Township line thence northeasterly through Jackson Township to a point on Route 352 approximately one-quarter mile north of the Steffy School in Huntingdon County a distance of about 5.1 miles

Route 31066 Beginning at a point on Route 261 at the Oakdale School in Jackson Township Huntingdon County thence northerly through Jackson Township along Herod's Run to a point on Route 352 approximately one and one-quarter mile west of the village of Ennisville in Huntingdon County a distance of about 0.8 mile

Route 31067 Beginning at a point on Route 352 in the village of Neffs Mills in West Township Huntingdon County thence easterly through West Township to a point on the West-Baree Township line thence northeasterly through Baree Township to the village of Masseyburg thence northerly to the village of Charter Oak thence northerly to a point on Route 352 approximately one-eighth mile north of Shaver Creek in Huntingdon County a distance of about 5.1 miles

Route 31068 Beginning at a point on Route 352 approximately one-quarter mile north of the village of McAlevy's Fort in Jackson Township Huntingdon County thence northeasterly through Jackson Township along Standing Stone Creek to a point in Jackson Township in Huntingdon County a distance of about 4.7 miles

Route 31069 Beginning at a point on Route 55 approximately one-quarter mile north of the village of Shoenberger in Warriors Mark Township Huntingdon County thence northeasterly through Warriors' Mark Township to o road intersection approximately one-quarter mile southwest of the Rural Choice School thence northeasterly to a point on the Warriors Mark-Franklin Township line thence easterly through Franklin Township to the village of Huntingdon Furnace thence northeasterly to a point on Route 56 at Graziers Mill in Huntingdon County a distance of about 6.0 miles

Route 31070 Beginning at a point on Route 55 approximately one-half mile north of the borough line of Birmingham in Warriors Mark Township Huntingdon County thence northeasterly through Warriors Mark Township to a point on Route 56 approximately one and one-half miles southwest of the village of Warriors Mark in Huntingdon County a distance of about 4.4 miles

Route 31071 Beginning at a point on Route 56 approximately one-quarter mile west of the Stover Railroad Station in Warriors Mark Township Huntingdon County thence northeasterly through Warriors Mark Township to Number Six School thence northeasterly to a point on Route 524 in the village of Spring Mount thence northeasterly to a point on Route 346 at the Buck School in Huntingdon County a distance of about 5.6 miles

Route 31072 Beginning at a point on Route 56 at Number Ten School in Warriors Mark Township Huntingdon County thence northeasterly through Warriors Mark Township to a road intersection approximately three-quarter mile east of the village of Warriors Mark at the East Branch of Warriors Mark Creek in Huntingdon County a distance of about 0.8 mile

Route 31073 Beginning at a point on Rout 56 approximately one-quarter mile south of the village of Warriors Mark in Warriors Mark Township Huntingdon County thence northeasterly through Warriors Mark Township to a road intersection at the East Branch of Warriors Mark Creek thence northeasterly to a point on Route 346 approximately one mile northeast of the village of Warriors Mark in Huntingdon County a distance of about 1.0 mile

Route 31074 Beginning at a point on Route 346 approximately one mile south of the Buck School in Warriors Mark Township Huntingdon County thence easterly through Warriors Mark Township to the village of Dungarvin thence northeasterly to a point on the Huntingdon-Centre County line approximately one mile north of the Warriors Mark-Franklin Township line in Huntingdon County a distance of about 4.0 miles

Route 31075 Beginning at a point on State-aid 684 approximately one-half mile south of the intersection with Route 55 in Porter Township Huntingdon County thence easterly through Porter Township to a point on Route 55 in Huntingdon County a distance of about 0.4 mile

Route 31076 Beginning at a point on the Huntingdon-Fulton County line approximately one and one-half mile east of Sideling Hill Creek in Springfield Township Huntingdon County thence northeasterly through Springfield Township to a road intersection approximately two mile south of Meadow Gap in Huntingdon County a distance of about 2.2 miles

Route 31077 Beginning at the Huntingdon-Fulton County lie about one and one-fourth miles northwest of the Franklin County line thence easterly through Dublin Township Huntingdon County to the Franklin County line in Huntingdon County a distance of about 1.5 miles

Route 31078 Beginning at a point on Route 31009 approximately one and three-quarter miles southeast of Selea in Springfield Township thence northeasterly via Mt Carmel Church to a point on Route 31006 at Chilcote Corner in Huntingdon County a distance of about 2.0 miles

Section 33 The township roads to be taken over under the provisions of this act in the County of Indiana are those situate and described as follows

Route 32001 Beginning at the northeastern end of State-aid Application 253 approximately .5 of a mile northeast of Saltsburg Borough line in Contmaugh Township Indiana County thence northeasterly through Conemaugh Towhship to Cone-

[illegible] Church thence northeasterly to a point on the Conemaugh-Young Township Line thence northeasterly through Young Township to a point on Route 228 approximately .75 of a mile west of Jacksonville Borough in Indiana County a distance of about 10.5 miles

Route 32002 Beginning at a bridge over the Conemaugh River at the village of Tunnelton in Conemaugh Township Indiana County thence northerly through Conemaugh Township to a road intersection approximately one-eighth of a mile north of Elders Run in Indiana County a distance of about 4.0 miles

Route 32003 Beginning at a point on Route 434 approximately one-eighth of a mile north of the village of Fillmore in Blacklick Township Indiana County thence northwesterly through Blacklick Township to a point on the Blacklick-Conemaugh Township Line thence northwesterly through Conemaugh Township to a point on Route 228 in the village of Clarksburg in Indiana County a distance of about 5.9 miles

Route 32004 Beginning at a point on State-aid application 637 approximately .5 of a mile north of Blairsville Borough Line in Burrell Township Indiana County thence northwesterly through Burrell Township to a point on the Burrell-Blacklick Township Line on Blicklick Creek thence northerly through Blacklick Township to a point on Route 434 approximately one mile northeast of the village of Fillmore thence northwesterly to a point on the Blicklick-Conemaugh Township Line thence northerly through Conemaugh Township along Miller Run to the village of Lewisville thence northerly to a point on the Conemaugh-Young Township Line thence northerly through Young Township to a road intersection approximately 2.5 miles southwest of Jacksonville Borough in Indiana County a distance of about 8.4 miles

Route 32005 Beginning at a point approximately one-eighth of a mile north of the Conemaugh River and approximately .5 of a mile west of State-aid Application 694 in Burrell Township Indiana County thence northerly through Burrell Township to the southern borough line of Blairsville in Indiana County a distance of about .5 mile

Route 32006 Beginning at a point on State-aid Application 433 approximately .5 of a mile west of Route 68 in Burrell Township to a point on Route 68 approximately 1.25 miles east to Blairsville Borough southeasterly to the village of Strangford thence northeasterly to a point on Tom's Run approximately one mile northeast of the village of Strangford thence westerly to a point on Route 68 approximately 1.75 miles east of Blairsville Borough in Indiana County a distance of about 3.4 miles

Route 32007 Beginning at a point on State-aid Application 1041 approximately one mile east of the village of Garfield Robinson Post Office in West Wheatfield Township Indiana County thence northeasterly through West Wheatfield Township approximately along Laurel Run to a road intersection thence easterly to a point on State-aid Application 3652 approximaely .25 of a mile south of the village of Germany in Indiana County a distance of about 2.5 miles

Route 32008 Beginning at a point on State-aid Application 1041 at the Jericho School approximately 1.5 miles east of the village of Garfield Robinson Post Office in West Wheatfield Township Indiana County thence southerly through West Wheatfield Township to the village of Huff thence easterly to a point on the West Wheatfield-East Wheatfield Township Line approximately .25 of a mile north of the Conemaugh River thence northeasterly through East Wheatfield Township along Conemaugh River to connect with Route 525 approximately .5 of a mile north of Seward in Indiana County a distance of about 11.3 miles

Route 32009 Beginning at a point on the Conemaugh River approximately 1.5 miles west of the East Wheatfield-West Wheatfield Township Line in West Wheatfield Township Indiana County thence northerly through West Wheatfield Township to a road intersection approximately .25 of a mile east of the village of Huff in Indiana County a distance of about .5 of a mile

Route 32010 Beginning at a road intersection approximately one mile north of the village of Climax in West Wheatfield Township Indiana County thence easterly through West Wheatfield Township to a road intersection approoximately 1.5 miles west of the village of Huff in Indiana County a distance of about .6 of a mile

Route 32011 Beginning at a road intersection approximately .5 of a mile west of the village of Huff in West Wheatfield Township Indiana County thence northwesterly through West Wheatfield Township to the intersection of State-aid Application 3652 and State-aid Application 1041 at a point approximately 1.25 miles south of the village of Germany in Indiana County a distance of about 3.2 miles

Route 32012 Beginning at a road intersection in the village of Huff in West Wheatfield Township Indiana County thence northerly through West Wheatfield Township to a point on Route 223 in the village of Clyde thence northeasterly to a point on the West Wheatfield-East Wheatfield Township Line thence northeasterly to a road intersection approximately .5 of a mile east of the West Wheatfield-East Wheatfield Township to a point on Route 337 approximately 1.25 miles north of Armagh Borough in Indiana County a distance of about 8.6 miles

Route 32013 Beginning at a point on Route 223 approximately one-eighth mile east of the borough line of Armagh in East Wheatfield Township Indiana County thence southeasterly through East Wheatfield Township to a point on Route 223 at Stutzman's Run thence northeasterly to a point on Route 314 approximately one mile west of the Indiana-Cambria County Line in Indiana County a distance of about 4.5 miles

Route 32014 Beginning at a point on Route 228 approximately 2.5 miles northeast of Saltsburg Borough in Conemaugh Township Indiana County thence northwesterly to the village of Nowrytown thence northerly to a road intersection approximately .25 of a mile south of the Conemaugh-Young Township Line thence .25 of a mile to Conemaugh-Young Township Line thence northeasterly 2.9 miles to Elders Ridge thence northeasterly one mile to road intersection about two miles north of Iselin in Indiana County a distance of about 5.4 miles

Route 32015 Beginning at a road intersection approximately 1.25 miles northwest of the Blacklick-Conemaugh Township Line in Conemaugh Township Indiana County thence northwesterly through Conemaugh Township to a road intersection approximately .25 of a mile south of the village of Clarksburg in Indiana County a distance of about 3.6 miles

Route 32016 Beginning a a point on State-aid Application 433 in the village of Smith in Burrell Township Indiana County thence northerly through Burrell Township to a point on the Burrell-Blacklick Township Line thence easterly through Blacklick Township to a point on the Blacklick-Burrell Township Line in the village of Gratton thence southeasterly through Burrell Township to a point on Route 68 in the village of Blacklick in Indiana County a distance of about 3.9 miles

Route 32017 Beginning at a point on Route 223 approximately 1.75 miles west of the West Wheatfield-Burrell Township Line in Burrell Township Indiana County thence northerly in Burrell Township to a point on Route 68 approximately .5 of a mile east of the village of Buacklick in Indiana County a distance of about 1.8 miles

Route 32018 Beginning at a point on Route 223 approximately 1.75 miles west of the West Wheatfield-Burrell Township Line in Burrell Township Indiana County thence northerly in Burrell Township to a point on Route 68 approximately .5 of a mile east of the village of Blacklick in Indiana County a distance of about 1.8 miles

Route 32018 Beginning at a point on Route 223 approximately two miles west of the village of Clyde in West Wheatfield Township Indiana County thence northeasterly through West Wheatfield Township to a road intersection approximately .75 of a mile south of the village of Heshbon in Indiana County a distance of about 1.6 miles

Route 32019 Beginning at a point on Route 223 approximately .5 of a mile west of the village of Clyde in West Wheatfield Township Indiana County thence northwesterly through West Wheatfield Township to a point on the West Wheatfield-Bruch Valley Township Line in the village of Heshbon thence northeasterly through Brush Valley Township to a point on Route 337 in the village of Rico thence northeasterly to the village of Mechanicsburg thence northeasterly to the village of Rico thence northeasterly to a point on the Bruch Valley-Cherryhill Township Line thence northeasterly through Cherryhill Township to a point on Route 301 approximately .5 of a mile northwest of the village of Kellers Mill in Indiana County a distance of about 13.1 miles

Route 32020 Beginning at a point on Route 314 approximately one mile east of Armagh Borough in East Wheatfield Township Indiana County thence northerly through East Wheatfield Township to a point on the East Wheatfield-Buffington Township Line thence northerly through Buffington Township to the village of Dilltown thence northerly to the village of Croft thence northwesterly to a point on the Buffington-Brush Valley Township Line thence northwesterly through Brush Valley Township to a road intersection approximately .5 of a mile west of the village of Rico in Indiana County a distance of about 8.1 miles

Route 32021 Beginning at a road intersection approximately .5 of a mile south of the village of Dilltown in Buffington Township Indiana County thence easterly through Buffington Township to the village of Wheatfield thence easterly to a point on the Buffington-East Wheatfield Township Line on Blacklick Creek thence northerly through East Wheatfield Township to a point on the East Wheatfield-Buffington Line at the village of Wehrum thence northeasterly through Buffington Township to the village of Rexis thence northerly to a point on the Buffington-Pine Township Line thence northerly through Pine Township to a point on Route 54 in the village of Strongstown in Indiana County a distance of about 11.8 miles

Route 32022 Beginning at a road intersection in the village of Gratton in Blacklick Township Indiana County thence northwesterly through Blacklick Township to a point on State-aid Application 4848 approximately 1.25 miles southeast of Route 228 in Indiana County a distance of about 6.1 miles

Route 32023 Beginning at a point on Route 68 at the village of Coral in Center Township Indiana County thence northeasterly through Center Townshiy to the village of Luciusboro thence northwesterly to a point on Rout 337 approximately one-eighth of a mile east of Homer City Borough in Indiana County a distance of about 6.5 miles

Route 32024 Beginning at a point on Route 68 in the village of Coral in Center Township Indiana County thence northwesterly through Center Township to a road intersection approximately 1.25 miles south of the village of Smathers in Indiana County a distance of about 3.1 miles

Route 32025 Beginning at a road intersection approximately .5 of a mile south of the village of Luciusboro in Center Township Indiana County thence easterly through Center Township to a point on the Center-Bruch Valley Township Line thence easterly through Brush Valley Township a road intersection approximately two miles north of the village of Heshbon in Indiana County a distance of about 2.4 miles

Route 32026 Beginning at east end of Route 631 at Beringer in Green Township Indiana County thence in southeasterly direction to Cambria County Line one mile south of Cherry Tree Borough in Indiana County a distance of about .7 miles

Route 32027 Beginning at a road intersection in the village of Dilltown in Buffington Township to a road intersection approximately two miles south of the Buffington-Pine Township Line in Indiana County a distance of about 4 miles

Route 32028 Beginning at a point in the village of Wehrum in Buffington Township Indiana County thence northerly through Buffington Township to a road intersection approximately 2.5 miles south of the Buffington-Pine Township Line in Indiana County a distance of about 3 miles

Route 32029 Beginning at a road intersection approximately .75 of a mile west of the village of Rexis in Buffington Township Indiana County thence northerly through Buffington Township to a road intersection approximately 2.5 miles north of the village of Wehrum in Indiana County a distance of about .7 of a mile

Route 32030 Beginning at a point on Route 228 approximately .5 of a mile north of the village of Aultman in Center Township Indiana County thence northeasterly to a road intersection approximately .75 of a mile north of the village of Smathers thence southeasterly to the village of Smathers thence easterly through Center Township to a point on Route 572 approximately .25 of a mile west of Homer City Borough in Indiana County a distance of about 6.4 miles

Route 32031 Beginning at a point on Route 574 in the village of Iselin in Young Township Indiana County thence northerly through Young Township to a point on Route 188 approximately .25 of a mile west of the village of West Lebanon in Indiana County a distance of about 4.3 miles

Route 32032 Beginning at a point on Route 228 approximately .75 of a mile north of the village of Clarksburg in Young Township Indiana County thence northeasterly through Young Township to a road intersection approximately one mile north of the village of McIntyre in Indiana County a distance of about 5.6 miles

Route 32033 Beginning at a point on the northern borough line of Jacksonville in Young Township Indiana County thence northwesterly through Young Township to the village of McIntyre thence northwesterly to a point on the Young-Armstrong Township Line approximately .75 of a mile south of Route 188 thence northerly through Young and Armstrong Townships to a point on the Young-Armstrong Township Line approximately .25 of a mile south of Route 188 thence northerly through Armstrong Township to a point on Route 188 approximately one-eighth of a mile east of the Armstrong-Young Township Line in Indiana County a distance of about 4.3 miles

Route 32034 Beginning at a road intersection approximately .75 of a mile north of the village of Smathers in Center Township to a point on Route 572 approximately 1.25 miles southeast of the village of Crete in Indiana County a distance of about .6 of a mile

Route 32035 Begining at a point on the northeast borough line of Homer City in Center Township Indiana County thence easterly through Center Township to the village of Tide thence southeasterly to a point on Route 337 approximately .75 of a mile west of the Brush Valley-Center Township Line in Indiana County a distance of about 3.3 miles

Route 32036 Beginning at a road intersection approximately one mile north of the village of Mechanicsburg in Brush Valley Township Indiana County thence northwesterly through Brush Valley Township to a point on the Brush Valley-White Township Line thence northwesterly through White Township to a point on State-aid Application 268 approximately 1.75 miles south of Indiana Borough in Indiana County a distance of about 6.6 miles

Route 32037 Beginning at a point on Route 337 approximately .5 of a mile north of the village of Mechanicsburg in Brush Valley Township Indiana County thence northerly through Brush Valley Township to a point approximately 1.75 miles south of Yellow Creek in Indiana County a distance of about 1.5 miles

Route 32038 Beginning at a road intersection approximately 1.25 miles northeast of the village of Mechanicsburg in Brush Valley Township Indiana County thence northeasterly through Brush Valley Township to a point on the Brush Valley-Cherryhill Township Line thence northeasterly through Cherryhill Townsip to a point on Route 301 in the village of Pikes Peak thence northerly to a point on State-aid Applciation 4597 in the village of Penn Run in Indiana County a distance of about 6.8 miles

Route 32039 Beginning at a road intersection approximately .25 of a mile north of the village of Croft in Buffington Township Indiana County thence northeasterly through Buffington Township to the village of Blaides thence easterly to a road intersection approximately 1.75 miles sout hof the village of Strongstown in Indiana County a distance of about 3.1 miles

Route 32040 Beginning at a road intersection approximately .75 o fa mile northeast of the village of Rico in Brush Valley Township Indiana County thence easterly through Brush Valley Township to the village of Suncliff thence easterly to a point on the Brush Valley-Buffington Township Line thence northeasterly through Buffington Township to a point on the Buffington-Pine Township Line thence northerly through Pine Township to a point on Route 301 approximately .25 of a mile west of the village of Nolo in Indiana County a distance of about 2.6 miles

Route 32041 Beginning at a point on Route 68 on the northern borough line of Homer City in Center Township Indiana County thence northeasterly through Center Township to the village of Lucerne thence northeasterly to a point on the Center-White Line thence northeast through White Township to a road intersection approximately 2.5 miles southeast of the borough line of Indiana in Indiana County a distance of about 2.4 miles

Route 32042 Beginning at a point on Route 572 approximately 1.75 miles southeast of the village of Crete in Center Township Indiana County thence northerly to a point on the Center-White Township Line thence northeasterly through White Township to a point on Route 68 approximately .25 of a mile south of the village of Reed in Indiana County a distance of about 2.9 miles

Route 32043 Beginning at a point on Route 301 in the village of Nolo in Pine Township Indiana County thence northeasterly through Pine Township to a point on Route 54 approximately .5 of a mile south of the village of Heilwood in Indiana County a distance of about 3.9 miles

Route 32044 Beginning at a point on Route 188 approximately .75 mile northwest of the village of Crete in Center Township Indiana County thence northeasterly through Center Township Indiana County thence northeasterly through Center Township to a point on the Center-White Township Line thence northeasterly through White Township to a point on Route 228 at the southwestern borough line of Indiana County a distance of about 4 miles

Route 32045 Beginning at a point on Route 54 approximately two miles north of the village of Strongstown in Pine Township Indiana County thence northerly through Pine Township to a road intersection approximately one mile east of the village of Penn Mary in Indiana County a distance of about 4.8 miles

Route 32046 Beginning at a point on State-aid Application 268 approximately 1.25 miles south of the borough line of Indiana in White Township Indiana County thence westerly through White Township to a point on Route 68 approximately 1.25 miles north of the White-Center Township Line thence northwesterly to a point on Route 228 approximately .5 of a mile southwest of McCartney Run thence northerly to a point on Route 67 approximately one mile east of the White-Armstrong Township Line thence northerly to a road intersection at a school approximately at Fulton Run in Indiana County a distance of about 5.7 miles

Route 32047 Beginning at a point on Route 188 in the village of West Lebanon in Young Township Indiana County thence northwesterly through Young Township to a point on the Indiana-Armstrong County Line approximately 1.25 miles south of the Young-Armstrong Township Line in Indiana County a distance of about 2.2 miles

Route 32048 Beginning at a point on Route 188 approximately one mile east of the village of West Lebanon in Young Township Indiana County thence northeasterly through Young Township to a point on the Young-Armstrong Township Line thence easterly through Armstrong Township to the village of Parkwood thence easterly to a point on Route 67 approximately .5 of a mile west of the village of Watts in Indiana County a distance of about 7 miles

Route 32049 Beginning at a point on Route 188 approximately .5 of a mile east of the Young-Armstrong Township Line in Armstrong Township Indiana County thence northerly through Armstrong Township to the village of Parkwood thence northwesterly to a point on Route 319 approximately one mile southwest of the borough line of Shelocta in Indiana County a distance of about 4.8 miles

Route 32050 Beginning at a road intersection approximately two miles east of the village of Parkwood in Armstrong Township Indiana County thence northwesterly through Armstrong Township to a point on Route 67 approximately .75 of a mile east of the borough line of Shelocta in Indiana County a distance of about 2.4 miles

Route 32051 Beginning at a point on State-aid Application 4597 in the village of Penn Run in Cherryhill Township Indiana County thence northerly through Cherryhill Township to the village of Manner thence easterly to a point on Route 54 at the Cherryhill-Pine Township Line in Indiana County a distance of about 5.3 miles

Route 32052 Beginning at a point on Concrete Road .8 of a mile northeast of Penn Run in Cherryhill Township Indiana County thence northeasterly through Cherryhill Township connecting with Route 54 at a point approximately two miles east of Clymer Borough in Indiana County a distance of about 2.4 miles

Route 32053 Beginning at a point on State-aid Application 527-B approximately .5 of a mile north of Indiana Borough in White Township Indiana County thence northwesterly through White Township to the White-Washington Township Line approximately 1.25 miles southwest of Creekside Borough in Indiana County a distance of about 4.3 miles

Route 32054 Beginning at a point on Route 54 approximately one mile northeast of Indiana Borough in White Township Indiana County thence easterly through White Township to a point on the White-Cherryhill Township Line thence northeasterly through Cherryhill Township to the village of Idal thence northeasterly to a point on Route 54 approximately .5 of a mile west of the village of Sample Run in Indiana County a distance of about 6.5 miles

Route 32055 Beginning at a point on Route 54 in the village of Jewtown in Pine Townsihp Indiana County thence northeasterly through Pine Township to the village of Penn Mary thence easterly to a point on the Indiana-Cambria County Line approximately .75 of a mile south of the Pine-Green Township Line in Indiana County a distance of about 3.6 miles

Route 32056 Beginning at a road intersection approximately 2.75 miles east of the village of Manner in Cherryhill Township Indiana County thence northerly through Cherryhill Township to the village of Kenwood thence northwesterly to a point on Route 54 approximately one-eighth of a mile south of Brown's Run in Indiana County a distance of about 2.4 miles

Route 32057 Beginning at the village of Penn Mary in Pine Township Indiana County thence northwesterly through Pine Township to the village of Grisemore on the Pine-Green Township Line thence northeasterly through Green Township to a crossroad approximately .75 of a mile southeast of the village of Spruce in Indiana County a distance of about 3.4 miles

Route 32058 Beginning at a road intersection approximately .25 of a mile east of the village of Ideal in Cherryhill Township Indiana County thence northerly through Cherryhill Township to a point on the Cherryhill-Rayne Township Line thence northerly through Rayne Township to a point on Route 54 approximately .25 of a mile west of the village of Onberg in Indiana County a distance of about 1.5 miles

Route 32059 Beginning at a point on Route 54 approximately 2.75 miles northeast of the borough line of Indiana in White Township Indiana County thence northwesterly through White Township to a point on Route 63 approximately .75 of a mile southwest of the White-Rayne Township Line in Indiana County a distance of about 1.2 miles

Route 32060 Beginning at a point on Route 67 approximately 1.5 miles east of Shelocta Borough in Armstrong Township Indiana County thence northerly through Armstrong Township to a point on the Armstrong-Washington Township Line thence northerly through Washington Township to a road intersection approximately .5 of a mile southwest of the village of Five Points in Indiana County a distance of about 5.5 miles

Route 32061 Beginning at a road intersection approximately .75 of a mile east of Shelocta Station in Armstrong Township Indaina County thence easterly through Armstrong Township to a point on the Armstrong-Washington Township Line thence northeasterly through Washington Township to a point on the southern borough line of Creekside in Indiana County a distance of about 4.4 miles

Route 32062 Beginning at a point on Route 54 approximately .5 of a mile west of the village of Onberg in Rayne Township Indiana County thence north to a road intersection approximately 1.25 miles southwest of the village of Kintersburg thence easterly through Rayne Township to a road intersection approximately .5 of a mile south of the village of Tanoma in Indiana County a distance of about 3.7 miles

Route 32063 Beginning at a point on Route 54 in the village of Onberg in Rayne Township Indiana County thence northerly through Rayne Township to the village of Tanoma thence northwesterly to the village of Kintersburg thence northwesterly to a point on Route 63 in the village of Gaibleton in Indiana County a distance of about 6.5 miles

Route 32064 Beginning at a point on Route 54 in the village of Wandin on the Cherryhill-Green Township Line in Indiana County thence northerly through Green Township to the village of Shanktown thence northerly to a point on Route 262 approximately .75 of a mile east of the village of Taylorville in Indiana County a distance of about 2.5 miles

Route 32065 Beginning at a point on Route 54 approximately 1.25 miles north of the village of Pine Flats in Green Township Indiana County thence northeasterly through Green Township to a point on Route 631 in the village of Cookport thence northeasterly to a point on the Green-Montgomery Township Line thence northeasterly through Montgomery Township to a road intersection approximately 2.25 miles west of the borough line of Cherrytree in Indiana County a distance of about 7.1 miles

Route 32066 Beginning at a road intersection approximately 2.5 miles northeast of the village of Grisemore in Green Township Indiana County thence northwesterly through Green Township to a point on Route 300 in the village of Spruce thence northeasterly to a point on Route 631 in the village of Beringer thence northeasterly to the southwestern line of Cherrytree Borough in Indiana County a distance of about 4.8 miles

Route 32067 Beginning at a road intersection approximately .5 of a mile east of the village of Spruce in Green Township Indiana County thence easterly through Green Township to a point on the Indiana-Cambria County Line approximately .25 of a mile north of Douglass Run in Indiana County a distance of about 1.6 miles

Route 32068 Beginning at a point on Route 631 in the village of Cookport in Green Township Indiana County thence southeasterly through Green Township to a point on Route 300 approximately one-eighth of a mile southwest of the village of Spruce in Indiana County a distance of about 2.2 miles

Route 32069 Beginning at a point on Route 63 Spur approximately .75 of a mile northeast of Creekside Borough in Washington Township Indiana County thence northwesterly through Washington Township to a road intersection approximately .25 of a mile north of the village of Willet in Indiana County a distance of about 3.3 miles

Route 32070 Beginning at a point on Route 63 Spur approximately 1.5 miles northeast of the village of Chambersville in Rayne Township Indiana County thence southeasterly through Rayne Township to a point on Route 63 approximately .5 of a mile south of the village of Gilpin in Indiana County a distance of about 1.8 miles

Route 32071 Beginning at a road intersection in the village of Tanoma in Rayne Township Indiana County thence northeasterly through Rayne Township to a point on the Rayne-Green Township Line thence easterly through Green Township to a point on Route 508 approximately .5 of a mile south of the village of Dixonville thence easterly to the village of Taylorville thence easterly to a point on Route 262 approximately 2.25 miles southwest of the village of Purchase Line in Indiana County a distance of about 4.8 miles

Route 32072 Beginning at a point on the Armstrong-Indiana County Line approximately .5 of a mile north of the South Branch of Plum Creek in Washington Township Indiana County thence easterly through Washington Township to the village of Five Points thence easterly to the village of Willet thence northeasterly to a point on Route 189 Spur approximately .25 of a mile southeast of the Washington-South Mahoning Township Line in Indiana County a distance of about 8 miles

Route 32073 Beginning at a point on Route 63 Spur approximately .25 of a mile east of the village of Chambersville in Rayne Township Indiana County thence northerly through Rayne Township to a point on the Rayne-Washington Township Line thence northerly through Washington Township to a road intersection in the village of Davis in Indiana County a distance of about 2.3 miles

Route 32074 Beginning at a road intersection in the village of Five Points in Washington Township Indiana County thence northerly through Washington Township to a point on the Washington-South Mahoning Township Line thence northerly through South Mahoning Township to a point on Route 189 in the village of Wallopsburg in Indiana County a distance of about 4.1 miles

Route 32075 Beginning at a road intersection approximately .25 of a mile east of the village of Gaibleton in Rayne Township Indiana County thence northeasterly through Rayne Township to a point on the Rayne-East Mahoning Township Line thence northeasterly through East Mahoning Township to a point on Route 508 approximately one-sixteenth of a mile south of the borough line of Marion Center in Indiana County a distance of about 4.5 miles

Route 32076 Beginning at a road intersection in the village of Dixonville in Green Township Indiana County thence northeasterly through Green Township to a point on Route 262 in the village of Purchase Line in Indiana County a distance of about 4.9 miles

Route 32077 Beginning at a point on Route 508 approximately .25 of a mile northwest of the village of Dixonville in Green Township Indiana County thence northerly through Green Township to a point on the Green-Rayne Township Line thence northerly through Rayne Township to a point on the Rayne-East Mahoning Township Line thence northeasterly through East Mahoning Township to a point on the East Mahoning-Grant Township Line thence northeasterly through Grant Township to the village of Decker's Point thence northeasterly to the village of Nashville thence northwesterly to a point on Route 435 in the village of Rochester Mills in Indiana County a distance of about 12.1 miles

Route 32078 Beginning at a road intersection approximately .25 of a mile west of the village of Davis in Washington Township Indiana County thence easterly through Washington Township to the vilalge of Davis thence easterly to a point on the Washington-Rayne Township Line thence easterly through Rayne Township to a point on Route 63 in the village of Kelleysburg Home Post Office in Indiana County a distance of about 3.6 miles

Route 32079 Beginning at a point on Route 262 approximately .75 of a mile northeast of the village of Hillsdale in Montgomery Township Indiana County thence southeasterly through Montgomery Township to a point on the western line of Cherrytree Borough in Indiana County a distance of about 3.9 miles

Route 32080 Beginning at a road intersection approximately two miles east of the village of Hillsdale in Montgomery Township Indiana County thence easterly through Montgomery Township to a point on Route 571 approximately 1.75 miles northwest of Cherrytree Borough in Indiana County a distance of about 1.6 miles

Route 32081 Beginning at a point on Route 63 approximately one mile northeast of the village of Kelleysburg Home Post Office in Rayne Townsip Indiana County thence northwesterly through Rayne Township to a point on the Rayne-East Mahoning Township Line thence northwesterly through East Mahoning Township to a point on the East Mahoning-South Mahoning Township Line thence northwesterly through South Mahoning Township to a road intersection in the village of Ambrose thence northerly to the village of Elkin thence northeasterly to a point on the South Mahoning-East Mahoning Township line thence northerly through East Mahoning Township to a point on Route 189 in Georgeville in Indiana County a distance of about 6.4 miles

Route 32082 Beginning at a point on Route 63 approximately 1.75 miles southwest of Marion Center Borough in Rayne Township Indiana County thence northerly through Rayne Township to a point on the Rayne-East Mahoning Township Line thence northerly through East Mahoning Township to a road intersection approximately one mile west of the village of Hamill in Indiana County a distance of about 4 miles

Route 32083 Beginning at north end of Route 574 thence northwest to Armstrong County Line in Indiana County a distance of about .1 of a mile

Route 32084 Beginning at a point on Route 262 at Hillsdale thence 1.2 miles northwest to the Montgomery-Grant Township Line thence westerly through Grant Township to the village of East Run thence northwesterly to a road intersection approximately 2.25 miles northwest of the village of Deckers Point in Indiana County a distance of about 4.7 miles

Route 32085 Beginning at a point on Route 189 Spur approximately .125 of a mile west of the South Branch of Plum Creek in Washington Township Indiana County thence northeasterly to a point on the Washington-South Mahoning Township Line thence northeasterly through South Mahoning Township to the village of Ambrose thence easterly to a point on the South Mahoning-East Mahoning Township Line thence easterly through East Mahoning Township to a point on Route 63 approximately .5 of a mile west of the borough line of Marion Center in Indiana County a distance of about 4.4 miles

Route 32086 Beginning at a point on Route 262 in the village of Hillsdale in Montgomery Township Indiana County thence northerly through Montgomery Township to the village of German Summit thence northerly to the Montgomery-Banks Township Line thence northerly through Banks Township to a point on Route 573 approximately .125 of a mile east of the village of Smithport Hortons Post Office in Indiana County a distance of about 7.2 miles

Route 32087 Beginning at a road intersection approximately 1.5 miles northeast of the village of Hillsdale in Montgomery Township Indiana County thence northeasterly through Montgomery Township to the village of Bowdertown thence southeasterly to a point on Route 571 approximately .75 of a mile southeast of the village of Bowdertown in Indiana County a distance of about 1.7 miles

Route 32088 Beginning at a point on the east borough line of Marion Center in East Mahoning Township Indiana County thence easterly through East Mahoning Township to a point on the East Mahoning-Grant Township line thence southeasterly through Grant Township to a road intersection in the village of Deckers Point in Indiana County a distance of about 3.6 miles

Route 32089 Beginning at a point on the east borough line of Marion Center in East Mahoning Township Indiana County thence northeasterly to a point on the East Mahoning-Grant Township Line approximately .75 of a mile south of the Grant-Canoe Township Line thence northeasterly through Grant Township to a point on Route 435 approximately .25 of a mile southwest of the Village of Rochester Mills in Indiana County a distance of about 4.1 miles

Route 32090 Beginning at a road intersection in the County thence northwesterly through Grant Township to a point on the Grant-East Mahoning Township Line thence westerly through East Mahoning Township to a road intersection approximately 1.25 miles northeast of Marion Center Borough thence northwesterly to a point on Route 63 in the village of Hamill in Indiana County a distance of about 5.9 miles

Route 32091 Beginning at a point on the Armstrong Indiana County Line approximately .75 of a mile north of the South Mahoning-Washington Township Line in South Village of Deckers Point in Grant Township IIndiana Mahoning Township Indiana County thence northeasterly through South Mahoning Township to a point on Route 189 approximately .25 of a mile west of the village of Wallopsburg in Indiana County a distance of about .5 of a mile

Route 32092 Beginning at a point on the northern borough line of Marion Center in East Mahoning Township Indiana County thence northerly to a point on Route 63 approximately one mile south of the village of Hamill in Indiana County a distance of about 1.1 miles

Route 32093 Beginning at a road intersection on the East Mahoning-Grant Township Line approximately two miles northwest of the Village of Deckers Point in Grant Township Indiana County thence northerly through Grant Township to a point on the Grant-East Mahoning Township Line thence northwesterly through East Mahoning Township to a road intersection 1.5 miles southwest of the Village of Rochester Mills in Indiana County a distance of about 1.2 miles

Route 32094 Beginning at a point on the north borough line of Plumville in South Mahoning Township Indiana County thence northeasterly through South Mahoning Township to the village of Rossmoyne thence easterly to a point on Route 189 approximately one mile southwest of the Village of Georgeville in Indiana County a distance of about 3.5 miles

Route 32095 Beginning at a road intersection in the Village of Nashville in Grant Township Indiana County thence easterly through Grant Township to a point on the Grant-Montgomery Township Line thence southeasterly through Montgomery Township to a road intersection in the village of Gorman Summit in Indiana County a distance of about 2.7 miles

Route 32096 Beginning at a road intersection approximately .5 of a mile east of the village of Rossmoyne in South Mahoning Township Indiana County on Route 189 approximately 1.125 miles southeast of the village of Georgeville in South Mahoning Township thence easterly to a point on the South Mahoning-East Mahoning Township Line thence easterly through East Mahoning Township to a point on Route 63 approximately .5 of a mile north of the village of Hamill in Indiana County a distance of about 3.4 miles

Route 32097 Beginning at a point on the Armstrong-Indiana County Line approximately .5 of a mile north of Cowanshannock Creek in South Mahoning Township Indiana County thence northeasterly through South Mahoning Township to a point on the South Mahoning-West Mahoning Township Line thence northeasterly through West Mahoning Township to a point on the western borough line of Smicksburg in Indiana County a distance of about 3.2 miles

Route 32098 Beginning at a point on Route 63 approximately one mile north of the Village of Hamill in East Mahoning Township Indiana County thence northwesterly through East Mahoning Township to the village of Mottarns Mill thence northerly to a point on the East Mahoning-North Mahoning Township Line thence northwesterly through North Mahoning Township to a point on Route 189 approximately .125 of a mile south of Trade City Railroad Station in Indiana County a distance of about 3.1 miles

Route 32099 Beginning at a point on Route 435 approximately .25 of a mile northeast of the Village of Rochester Mills in Cnaoe Township Indiana County thence northwesterly through Canoe Township to a point on the Canoe-East Mahoning-North Mahoning Township Line thence northwesterly through North Mahoning Township to a point on Route 63 in the Village of Marchand in Indiana County a distance of about 3.8 miles

Route 32100 Beginning at a point on Route 435 approximately .75 of a mile northeast of the village of Rochester Mills in Canoe Township Indiana County thence easterly through Canoe Township to a point on the Canoe-Banks Township Line thence easterly through Banks Township to a point on Route 573 in the village of Smithport Hortons Post Office in Indiana County a distance of about 6.5 miles

Route 32101 Beginning at a point on Route 189 on the South Mahoning-East Mahoning Township Line in South Mahoning Township Indiana County thence northwesterly through South Mahoning Township to McCormick Railroad Station thence westerly to a point on the South Mahoning-West Mahoning Township Line thence northwesterly through West Mahoning Township to a point on Route 540 approximately at Little Mahoning Creek in Indiana County a distance of about 4.3 miles

Route 32102 Beginning at a point on the eastern borough line of Glen Campbell in Banks Township Indiana County thence northerly through Banks Township to a road intersection approximately one mile west of the Village of Urey thence northerly to the village of Lockvale thence northerly to a road intersection approximately 1.5 miles northeast of the village of Flora in Indiana County a distance of about 6.3 miles

Route 32103 Beginning at a point on Route 573 approximately 1.25 miles northwest of the borough of Glen Campbell in Banks Township Indiana County thence northeasterly through Banks Township to a road intersection approximately 1.25 miles southeast of the village of Lockvale thence easterly to the Village of Urey thence southeasterly to a point on the Indiana-Clearfield County Line approximately .5 of a mile north of Route 262 in Indiana County a distance of about 4.1 miles

Route 32104 Beginning at a point on Route 981 at the South Mahoning-West Mahoning Township Line in West Mahoning Township Indiana County thence northerly through West Mahoning Township to a point on State-aid Application 4937 approximately .25 of a mile south of the southwestern borough line of Smicksburg in Indiana County a distance of about 2 miles

Route 32105 Beginning at a road intersection approximately .125 of a mile northeast of the junction of Rishell Run with Little Mahoning Creek in Canoe Township Indiana County thence northeasterly through Canoe Township to a point on Route 433 in the Village of Rossiter in Indiana County a distance of about 6 miles

Route 32106 Beginning at a point on Route 435 in the Village of Locust Lane in Canoe Township Indiana County thence easterly through Canoe Township to the Village of Canoe Ridge thence easterly to a point on the Canoe-Banks Township Line thence southeasterly through Banks Township to a point on Route 573 approximately .25 of a mile north of the village of Smithport Hortons Post Office in Indiana County a distance of about 5.8 miles

Rooute 32107 Beginning at a point on Route 435 in the village of Locust Lane in Canoe Township Indiana County thence northwesterly to a point on the Canoe-North Mahoning Township Line thence northwesterly through North Mahoning Township to a point on Route 63 in the Village of Covode in Indiana County a distance of about 3.2 miles

Route 32108 Beginning at a road intersection approximately 1.25 miles east of the village of Locust Lane in Canoe Township Indiana County thence northwesterly through Canoe Township to a point on Route 435 in the village of Juneau in Indiana County a distance of about 1.6 miles

Route 32109 Beginning at a road intersection approximately 1.75 miles west of the village of Canoe Ridge in Canoe Township Indiana County thence northeasterly to a road intersection approximately .75 of a mile south of the village of Rossiter in Indiana County a distance of about 1.3 miles

Route 32110 Beginning at a point on Route 189 approximately .5 of a mile northeast of the village of Trade City in North Mahoning Township Indiana County thence southeasterly through North Mahoning Township to a point on Route 63 approximately .5 of a mile north of the village of Marchand in Indiana County a distance of about 3 miles

Route 32111 Beginning at a point on the northwest borough line of Smicksburg in West Mahoning Township Indiana County thence northwesterly through West Mahoning Township to the village of Goodville thence northeasterly to the village of Loop thence easterly to the village of North Point thence southeasterly to a point on the West Mahoning-North Mahoning Township Line thence southeasterly through North Maohning Township to a point on Route 540 approximately .75 of a mile west of the village of Trade City in Indiana County a distance of about 8.6 miles

Route 32112 Beginning at a point on Route 63 in the village of Covode in North Mahoning Township Indiana County thence northeasterly through North Mahoning Township to a point on the North Mahoning-Canoe Township Line thence easterly through Canoe Township to a point on Route 435 approximately .25 of a mile northwest of the village of Juneau in Indiana County a distance of about 3.2 miles

Route 32113 Beginning at a point on Route 573 approximately .25 of a mile northwest of the village of Johnsonburg in Banks Township Indiana County thence northerly through Banks Township to a road intersection approximately .5 of a mile west of the village of Flora thence northerly to a point on the Indiana-Jefferson County Line approximately 1.25 miles west of the village of Hillman in Indiana County a distance of about 1.5 miles

Route 32114 Beginning at a point on Route 573 approximately .25 of a mile northwest of the village of Johnsonburg in Banks Township Indiana County thence northeasterly through Banks Township to a road intersection in the village of Flora in Indiana County a distance of about .5 of a mile

Route 32115 Beginning at a point on a road intersection approximately .5 of a mile east of the Canoe-Banks Township Line in Banks Township Indiana County thence easterly through Banks Township to the village of Flora thence northeasterly to a point on the Indiana-Jefferson County Line approximately .25 of a mile east of the village of Hillman in Indiana County a distance of about 3.4 miles

Section 34 The township roads to be taken over under the provisions of this act in the County of Jefferson are those situate and described as follows

Route 33001 Beginning at the Armstrong County Line north of the Indiana County Line thence northeast through Porter and Ringgold Townships to Dora thence northeast through Ringgold Township to intersect with Route 33016 in Oliver Township in Jefferson County a distance of about 9.55 miles

Route 33002 Beginning at the Armstrong County Line near Copland Cross Roads thence east through Porter Township to Porter thence northeast through Porter and Perry Townships to Grange on Route 357 in Jefferson County a distance of about 7.15 miles

Route 33003 Beginning at the north line of Timblin Borough thence northeast through Ringgold Beaver and Clover Townships via Ringgold and Ohl to Summerville Borough in Jefferson County a distance of about 13.15 miles

Route 33004 Beginning at a point on Route 60 at Rathmel thence north in Winslow Township to intersect with Route 33054 in Jefferson County a distance of about 0.5 mile

Route 33005 Beginning at east line of Timblin Borough thence east through Ringgold Township by Ringgold Station and Dora to fork of road at crossing of Pine Creek in Jefferson County a distance of about 2.30 miles

Route 33006 Beginning on Route 237 northeast of Summerville Borough thence north through Clover and Union Townships to Corsica Borough in Jefferson County a distance of about 4.1 miles

Route 33007 Beginning at the Clarion County Line near the L E F and C Railroad crossing north of Summerville thence east in Clover Township to intersect with Route 33006 in Jefferson County a distance of about 0.1 mile

Route 33008 Beginning at Corsica Borough thence northeast through Union and Eldred Townships to Sigel thence northeast through Eldred and Heath to Cross Pump Station thence southeast through Heath Township to Green Briar in Polk Township in Jefferson County a distance of about 20.5 miles

Route 33009 Beginning at the Clarion-Jefferson County line south of the Barnett-Eldred Township Line thence east in the Township of Eldred to Sigel in Jefferson County a distance of about 5.1 miles

Route 33010 Beginning at a point on Route 33003 about 1.75 miles north of Ringgold in Ringgold Township thence north through Ringgold Township and northeast in Beaver Township through Pansy to the intersection with Route 63 in Rose Township thence northwest in Beaver Township to Ohl thence north through Beaver Clover and Union Townships via Content and Baxter to a point on Route 64 west of Roseville in Jefferson County a distance of about 16 miles

Route 33011 Beginning at a point on Route 33003 near the south borough line of Summerville Borough thence east by way of Content through Clover and Rose Townships to a point on Route 33013 in Jefferson County a distance of about 3.45 miles

Route 33012 Beginning at a point on Route 33010 north of Content thence northeast through Clover and Rose Townships to State-aid Application 6168 in Jefferson County a distance of about 2.89 miles

Route 33013 Beginning at south end of State-aid Application 6168 thence south in Rose Township to intersect with Route 63 north of Stanton in Jefferson County a distance of about 1.15 miles

Route 33014 Beginning on Route 64 in Roseville thence north through Union Eldred and Barnett Townships by way of Kaletown to an intersection with Route 248 in Barnett Township in Jefferson County a distance of about 10.35 miles

Route 33015 Beginning at Hamilton Station thence northward through Hamilton in Perry Township to Route 357 at a point about 1.5 miles east of Grange in Jefferson County a distance of about 3.3 miles

Route 33016 Beginning at Worthville Borough thence southeast through Ringgold Oliver and Perry Townships via Sprenkle's Mills and along Big Run to intersect with Route 63 in Perry Township about 1.25 miles southeast of Oliveburg in Jefferson County a distance of about 8.50 miles

Route 33017 Beginning on Route 33010 near where this route crosses Little Sandy Creek into Ringgold Township thence southeast and east through Beaver Township to Worthville then from Worthville through Beaver and Oliver Townships to intersect Route 63 about one mile due west of Cool Spring in Jefferson County a distance of about 3.4 miles

Route 33018 Beginning at Route 63 just south of Cool Spring thence southeast along Little Sandy Creek in Oliver Township to Route 63 at Markton in Jefferson County a distance of about 5.20 miles

Route 33019 Beginning at a point on Route 33018 .25 of a mile southwest of East Branch thence in a north and northeasterly direction through Oliver and Knox Townships via Green Valley to a point on Route 33020 near Knoxdale in Jefferson County a distance of about 4.75 miles

Route 33020 Beginning on Route 63 near Stanton thence eastward through Rose and Knox Townships and thence southeastward through Knox and McCalmont Townships to Anita by way of Knoxdale in Jefferson County a distance of about 14.3 miles

Route 33021 Beginning on Route 63 near the P S & N undergrade thence southeastwardly through Knox Township to intersect with Route 33020 near Ramsaytown in Jefferson County a distance of about 3.1 miles

Route 33022 Beginning at a point on Route 33020 in Knoxdale thence northward through Knox and Pine Creek Townships to a point on Route 60 east of Brookville in Jefferson County a distance of about 6.45 miles

Route 33023 Beginning at a point on Route 33014 about .75 of a mile north of Roseville thence eastwardly through Union and Rose Townships to Alaska on Route 248 in Jefferson County a distance of about 2.75 miles

Route 33024 Beginning at a point on Route 622 near Valier thence northeast through Perry and Young Townships to Punxsutawney Borough in Jefferson County a distance of about 5.25 miles

Route 33025 Beginning on Route 63 north of intersection with Route 357 thence southeast through Young Township by Walston to Punxsutawney Borough in Jefferson County a distance of about 2.45 miles

Route 33026 Beginning at the north end of Route 997 at Harmony thence northwardly through Young and McCalmont Townships by the way of Anita to intersection with Route 358 about one mile south of Panic in Jefferson County a distance of about 4.25 miles

Route 33027 Beginning at the west end of Route 702 two miles west of Panic and extending in a northwesterly direction in McCalmont Township to connect with Route 33020 in Jefferson County a distance of about .75 miles

Route 33028 Beginning at a point on Route 33020 about 5 mile east of Knoxdale and thence in a northeastwardly direction through Knox and Pine Creek Townships to intersection with Route 60 about one mile east of Emerickville in Jefferson County a distance of about 4.46 miles

Route 33029 Beginning at Reynoldsville Borough thence northeasterly through Winslow and Washington Townships via Sherwood Station and property of W M Stevenson to intersect with Route 33044 at Coal Glen in Jefferson County a distance of about 8.1 miles

Route 33030 Beginning at the end of Route 701 and thence in a northeasterly direction through Warsaw and Polk Townships to the Elk-Jefferson County line via Richardsville and Greenbriar in Jefferson County a distance of about 14.25 miles

Route 33031 Beginning on Route 33030 near Richardsville thence in a southeasterly direction through Warsaw Township to Allen's Mills via Hazen in Jefferson County a distance of about 7 miles

Route 33032 Beginning on Route 61 west of Warsaw thence in a northerly direction through Warsaw and Polk Townships via Egypt to intersect Route 33030 about .5 mile southwest of Munderf in Jefferson County a distance of about 4.6 miles

Route 33033 Beginning on Route 33029 near Sherwood Station thence in an easterly direction in Winslow Township to Pancoast in Jefferson County a distance of about 1.7 miles

Route 33034 Beginning at a point on Route 435 west of Finley Mills thence northwest through Bell and Young Townships to Punxsutawney Borough in Jefferson County a distance of about 3.05 miles

Route 33035 Beginning at Route 436 about 2.6 miles east of Hudson thence northeast and northwest through Gaskill Township to Route 189 near the east line of Big Run Borough in Jefferson County a distance of about 6.70 miles

Route 33036 Beginning at a point on Route 436 in Cloe thence in a northerly direction through Bell McCalmont Henderson and Winslow Townships via Bell's Mill and Desire to a point on Route 33051 about .25 of a mile north of the Winslow-Henderson Township line in Jefferson County a distance of about 8.8 miles

Route 33037 Beginning on Route 358 near the east borough line of Punxsutawney thence in a northeasterly direction in Bell Township via Albion to intersect Route 33036 near the Punxsutawney flying field in Jefferson County a distance of about 2.45 miles

Route 33038 Beginning on Route 650 near Red Mill thence northward in Washington Township to intersect Route 33044 near Beechtree in Jefferson County a distance of about 4.3 miles

Route 33039 Beginning on Route 358 near the intersection of Route 702 thence eastward through McCalmont Winslow and Henderson Townships to intersection with Route 33051 near Paradise Church in Jefferson County a distance of about 5.5 miles

Route 33040 Beginning on Route 358 about .75 of a mile southwest of Reynoldsville and thence in a southeastwardly direction along Trout Run through Winslow Township to intersection with Route 33051 in Jefferson County a distance of about 3.75 miles

Route 33041 Beginning on Route 60 east of Emerickville thence northeastwardly through Pine Creek Washington and Warsaw Townships to intersection with Route 650 at Allens Mills in Warsaw Township in Jefferson County a distance of about 6.6 miles

Route 33042 Beginning at a point on Route 60 at Deemer's crossroads thence in a northerly direction through Winslow and Washington Townships via Hormtown to a five-point intersection on Route 33041 about .5 mile east of the Pine Creek-Washington Township line in Jefferson County a distance of about 3.2 miles

Route 33043 Beginning on Route 33041 about .5 mile south of Allen's Mills thence south and east in Washington Township to intersect with Route 650 in Jefferson County a distance of about 2.1 miles

Route 33044 Beginning on Route 650 about .25 of a mile east of Allen's Mills thence in a north and easterly direction via Westville through Washington and Snyder Townships to intersect Route 59 near Lane's Mills in Jefferson County a distance of about 7.45 miles

Route 33045 Beginning on Route 33044 about 1.25 miles west of Coal Glen thence northward through Washington and Snyder Townships to intersect Route 61 near Sugar Hill in Jefferson County a distance of about 2 miles

Route 33046 Beginning on Route 33044 near the village of Westville thence northwesterly and north through Washington and Snyder Townships via Beechton to intersect a Township road about two miles north of Route 61 in Jefferson County a distance of about 5.2 miles

Route 33047 Beginning on Route 33044 at Beechtree thence in a northeasterly direction through Washington and Snyder Townships to Brockway Borough in Jefferson County a distance of about 2.8 miles

Route 33048 Beginning on Route 59 at Lane's Mills thence eastwardly in Snyder Township to intersect with a township road in Jefferson County a distance of about 1.75 miles

Route 33049 Beginning on Route 436 in Hudson thence southeasterly through the township of Gaskill via Winslow Station to the Jefferson-Indiana County Line in Jefferson County a distance of about 1.3 miles

Route 33050 Beginning on Route 436 at Hudson thence in a northerly direction through Gaskill Township to Big Run Borough in Jefferson County a distance of about 2.9 miles

Route 33051 Beginning at Big Run Borough thence north through Henderson and Winslow Townships to intersection of Route 60 near the east borough line of Reynoldsville in Jefferson County a distance of about 8.3 miles

Route 33052 Beginning on Route 33051 about .25 mile north of the Paradise Church thence southeast in Henderson Township via Cramer to intersect Route 189 about .5 mile west of the Jefferson-Clearfield County Line in Jefferson County a distance of about 3 miles

Route 33053 Beginning at a point on Route 338 south of Sykesville Borough thence east through Henderson Township to the Clearfield-Jefferson County Line in Jefferson County a distance of about 1.15 miles

Route 33054 Beginning at Reynoldsville Borough line thence northeasterly through Winslow Township to intersect the Jefferson-Clearfield County Line about one mile south of the Falls Creek Borough Line in Jefferson County a distance of about 4.4 miles

Section 35 The township roads to be taken over under the provisions of this act in the County of Juniata are those situate and described as follows

Route 34001 Beginning at a point in Lack Township on the boundary line between Juniata and Huntingdon Counties about three miles north of the point of intersection between Juniata Huntingdon and Franklin Counties thence northeasterly through Lack Township to a point intersecting Route 193 at Cross Keys in Juniata County a distance of about 6.06 miles

Route 34002 Beginning at a point in Lack Township intersecting Route 45 at Perulack Station on the Tuscarora Valley Railroad thence northerly and northwesterly through Lack Township to a point intersecting Route 34001 about one mile south of Cross Keys in Juniata County a distance of about 4.78 miles

Route 34003 Beginning at a point in Tuscarora Township intersecting Route 45 at East Waterford thence northeasterly through Tuscarora Township via McCulloughs Mills and McCoysville to a point in Beale Township intersecting Route 437 at Doyles Mills in Juniata County a distance of about 11.82 miles

Route 34004 Beginning at Denholm Station in Milford Township and leading southward to the Mifflin Borough Line thence from a point on the western line of Mifflin Borough leading in a westerly direction into Licking Creek Valley to a road intersection in Juniata County a distance of about 8.75 miles

Route 34005 Beginning at a point in Tuscarora Township intersecting Route 34003 at McCullough's Mills thence through Tuscarora Township by way of Reed's Gap to McCoysville intersecting Route 34003 thence from a point on the Spruce Hill-Tuscarora Township line about one and one-fourth miles north of Route 45 thence in an easterly and southerly direction to a point intersecting Route 45 in Spruce Hill Township about one mile east of the Tuscarora-Spruce Hill Township line thence from a point intersecting Route 45 about one mile south of Pleasant View northward through Spruce Hill and Beale Townships to a point intersecting Route 437 about three-fourths of a mile southeast of Doyles Mill thence from a point in Beale Township intersecting Route 437 about one-fourth of a mile south of Okeson northerly via Okeson through Beale Township to a point intersecting Route 193 at Walnut in Juniata County a distance of about 12.13 miles

Route 34006 Beginning at a point in Spruce Hill Township intersecting Route 45 about one-fourth mile west of Spruce Hill thence northerly to a point intersecting Route 437 about one mile south of Academia thence from a point intersecting Route 437 at Academia easterly through Beale Milford and Turbett Townships to a point intersecting Route 45 about one mile southwest of Port Royal thence from a point intersecting Route 45 about three-fourths miles southwest of Port Royal through Turbett and Walker Townships via Mexico intersecting Route 31 to a point in Walker Township intersecting Route 637 about two and one-half miles west of Van Wert in Juniata County a distance of about 13.87 miles

Route 34007 Beginning at a point in Walker Township intersecting Route 31 at Locust thence northerly to a point intersecting Route 635 at Van Wert thence from a point intersecting Route 637 about one-eighth mile east of Van Wert through Walker Township to a point in Fayette Township intersecting Route 194 at Oakland Mills thence from a point intersecting Route 194 about one mile east of Oakland Mills northeasterly to a point intersecting a Township Road about two miles northwest of McAllisterville in Juniata County a distance of about 9.03 miles

Route 34008 Beginning at a point in Fermanagh Township intersecting Route 32 at Cuba Mills thence easterly through Fermanagh and Fayette Townships to a point intersecting Route 194 about one mile west of Oakland Mills in Juniata County a distance of about 5.61 miles

Route 34009 Beginning at a point in Greenwood Township on the Juniata-Perry County line about one mile east of the Delaware-Greenwood Township Line thence northwesterly and northerly to intersect Route 438 in Greenwood Township about one and one-half miles west of Seven Stars thence from a point in Greenwood Township intersecting Route 438 about one and one-fourths miles west of Seven Stars northerly and easterly through Greenwood Monroe and Susquehanna Townships via Knousetown to a point intersecting Route 34012 about one mile north of Oriental in Juniata County a distance of about 14.43 miles

Route 34010 Beginning at a point in Greenwood Township at the intersection of Route 438 at Seven Stars thence northerly through Greenwood and Monroe Townships to a point on the boundary line between Juniata and Snyder Counties about one mile south of Richfield in Juniata County a distance of about 5.85 miles

Route 34011 Beginning at a point in Monroe Township intersecting Route 34009 about one-half mile north of the Monroe-Greenwood Township Line thence northerly through Monroe Township to a point intersecting Route 194 at Evendale thence from a point intersecting Route 194 about one-eighth mile east of Evendale northerly to a point on the Juniata-Snyder County Line in Juniata County a distance of about 3.49 miles

Route 34012 Beginning at a point in Susquehanna Township at the Juniata-Perry County Line about one-fourth mile east of the Susquehanna-Greenwood Township Line thence northerly intersecting the end of Route 438 thence easterly and northerly through Susquehanna Township via Oriental to a point on the Juniata-Snyder County Line about two and one-half miles north of Oriental in Juniata County a distance of about 6.62 miles

Route 34013 Beginning at a point in Susquehanna Township intersecting Route 34012 at Oriental thence northeasterly to a point on the Juniata-Snyder County Line in Juniata County a distance of about 0.44 mile

Route 34014 Beginning at a point in Susquehanna Township intersecting Route 229 near the point where Route 229 crosses the Juniata-Snyder County Line thence westwardly to the intersection of Route 195 near the Juniata-Snyder Line in Juniata County a distance of about 1.43 miles

Route 34015 Beginning at a point in Susquehanna Township on the Juniata-Perry County Line thence northerly to a point intersecting Route 34012 about two miles east of the Susquehanna-Greenwood Township Line in Juniata County a distance of about 0.75 miles

Route 34016 Beginning at a point in Monroe Township intersecting Route 194 at Richfield thence easterly through Monroe Township to a point on the Juniata-Snyder County Line in Juniata County a distance of about 0.65 miles

Route 34017 Beginning at a point in Delaware Township intersecting Route 275 about two miles north of Thompsontown Borough thence in a southeasterly direction to Goodville in Delaware Township in Juniata County a distance of about 2.13 miles

Route 34018 Beginning at a point in Delaware Township intersecting Route 31 about one and one-half miles on the Juniata-Perry County Line in Juniata County a distance of about 1.76 miles

Route 34019 Beginning at a point in Delaware Township on the boundary line of Thompsontown Borough thence northwesterly through Delaware and Walker Townships to a point intersecting Route 637 about one mile east of Van Wert in Juniata County a distance of about 2.91 miles

Route 34020 Beginning at a point in Delaware Township intersecting Route 438 one-fourth mile east of Maze thence north through Delaware Township intersecting Route 34021 aboue one and one-half miles south of Cocolamus thence northerly from Route 34021 through Delaware and Fayette Townships intersecting Route 275 at Cocolamus Creek in Fayette Township thence northerly from Route 275 at Cocolamus Creek intersecting Route 194 at a point about 1.00 mile east of Bunkertown thence from a point in Fayette Township on Route 194 about one-half mile east of Bunkertown northerly through Fayette Township one and one-half miles to a point at Beers Foundry in Juniata County a distance of about 5.22 miles

Route 34021 Beginning at a point in Delaware Township intersecting Route 275 about one-half mile north of East Salem thence easterly through Delaware and Monroe Townships to a point intersecting Route 34011 about one and one-half miles north of Monroe-Greenwood Township Line in Juniata County a distance of about 4.97 miles

Route 34022 Beginning at a point in Fayette Township intersecting Route 34007 about one mile northwest of McAllisterville thence to a point intersecting Route 636 about one-fourth mile north of McAllisterville thence from a point intersecting Route 636 about one-half mile south of McAllisterville easterly through Fayette Township to a point intersecting Route 34020 about one-half mile north of Cocolamus thence from a point intersecting Route 194 about one and one-fourth miles west of the Fayette-Monroe Township Line northerly a distance of one mile in Juniata County a distance of about 5.49 miles

Route 34023 Beginning at a point in Walker Township intersecting Route 31 at Center thence northerly and easterly to a point intersecting Route 34007 about one mile south of Van Wert in Juniata County a distance of about 3.23 miles

Route 34024 Beginning at a point in Milford Township intersecting Route 193 about one mile west of Farmdale thence southeasterly through Milford Township to a point intersecting Route 349 about two miles north of Port Royal in Juniata County a distance of about 1.37 miles

Route 34025 Beginning at a point in Turbett Township about three-fourths miles east of the Turbett-Spruce Hill Township Line and one-half mile south of Stewarts Station on the Tuscarora Valley Railroad thence northerly via Stewarts Station to a point intersecting Route 45 about one-half mile east of the Turbett-Spruce Hill Township Line in Juniata County a distance of about 1.07 miles

Route 34026 Beginning at a point in Tuscarora Township on the Juniata-Perry County Line thence northerly via Honey Grove intersecting Route 45 to a point in Tuscarora Township intersecting Route 34003 about one mile south of McCulloughs Mills in Juniata County a distance of about 3.52 miles

Route 34027 Beginning at a point in Tuscarora Township intersecting Route 34005 about one-half mile northwest of McCoysville thence northerly to a point intersecting Route 193 about two miles west of the Tuscarora-Beale Township Line in Juniata County a distance of about 0.48 miles

Route 34028 Beginning at a point in Beale Township intersecting Route 437 about one-half mile west of Academia thence northerly to a point intersecting Route 34005 about one-fourth mile east of Okeson in Juniata County a distance of about 0.35 miles

Route 34029 Beginning at the end of State-aid Application 1791 at Thompsontown Station in Delaware Township thence westerly through Delaware Walker and Turbett Townships to a point about two-tenths of a mile west of Tuscarora Station thence northerly to a point intersecting Route 34006 about one-half mile south of Mexico in Juniata County a distance of about 7.43 miles

Route 34030 Beginning at a point on Route 31 three-fourths mile northwest of Mexico in Walker Township thence northeasterly through Walker and Fermanagh Townships to a point intersecting Route 637 one-half mile north of the Walker-Fermanagh Township Line in Juniata County a distance of about 2.27 miles

Route 34031 Beginning at a point in Fayette Township at the intersection of Route 34007 about one-half mile south of Oakland Mills thence northeasterly through Fayette Township to a point intersecting Route 194 one and one-half miles west of McAllisterville in Juniata County a distance of about 2.28 miles

Route 34032 Beginning at a point on Route 32 about one mile northwest of Cuba Mills in Fermanagh Township and leading northerly and easterly along Horning Run in Juniata County for a distance of about 1.50 miles

Route 34033 Beginning at a point about 0.75 miles north of Oriental in Susquehanna Township and extending east to the Juniata-Snyder County Line in Juniata County a distance of about 0.12 mile

Route 34034 Beginning at a point on Route 194 at the eastern limits of McAllisterville in Fayette Township thence northerly about .75 of a mile thence easterly .75 of a mile and again northerly to the road intersection north of the Milton Phillips' farm in Juniata County a distance of about 1.97 miles

Route 34035 Beginning at a point on Route 31 in Walker Township one-half mile west of the Walker-Delaware Township line and extending southwardly on Locust Run Road in Juniata County a distance of about 0.75 mile

Route 34036 Beginning at a point in Fayette Township intersecting Route 34008 about .5 of a mile northwest of the intersection of Route 34008 and 194 thence northeasterly through Fayette Township to road intersection at Soder Hollow in Juniata County a distance of about 1.10 miles

Route 34037 Beginning at a point on Route 32 in Fermanagh Township near the northern limits of Mifflintown Borough thence northeasterly through Fermanagh Township in Juniata County a distance of about .97 miles

Route 34038 Beginning at a point in Delaware Township intersecting Route 275 at East Salem thence westwardly to the first road intersection in Juniata County a distance of about 1.12 miles

Route 34039 Beginning at a point on Route 45 in Spruce Hill Township about one-fourth of a mile north of Pleasant View Station thence southerly via Pleasant View Station to a point on the mountain road thence easterly to the first road intersection in Juniata County a distance of about 2.6 miles

Route 34040 Beginning at a point in Spruce Hill Township intersecting Route 34039 at the mountain road and leading in a westerly direction in Spruce Hill Township in Juniata County a distance of about 0.89 mile

Route 34041 Beginning at the point in Monroe Township intersecting Route 194 at the west end of Richfield thence northerly to bridge at Snyder County Line in Juniata County a distance of about 0.04 mile

Route 34042 Beginning at a point in Fayette Township intersecting Route 34034 about .75 mile north of McAllisterville thence in a northerly direction to a point on the Juniata-Snyder County Line in Juniata County a distance of about 4.01 miles

Section 36 The township roads to be taken over under the provisions of this act in the County of Lackawanna are those situate and described as follows

Route 35001 Beginning at a point on the intersection of Spring Brook-Covington Townships and Moscow Borough lines thence south to a point intersecting Route 439 at Yostville in Lackawanna Cunty a distance of about 2.5 miles

Route 35002 Beginning at a point on State Highway Route 168 about one mile south of Daleville in Covington Township thence northeasterly through Covington Township intersecting Route 35003 thence through Madison Township to Jubilee intersecting Route 35004 thence northeasterly to a point on the dividing line between Wayne County and Lackawanna County in Lackawanna County a distance of about 5.30 miles

Route 35003 Beginning at a point on State Highway Route 335 approximately 2.25 miles east of Elmhurst Borough in Jefferson Township thence in a northerly direction to a point of intersection with county road approximately .75 of a mile west of Mount Cobb in Lackawanna County a distance of about 1.75 miles

Route 35004 Beginning at a point on State Highway Route 335 in Roaring Brook Township approximately .5 of a mile east of Elmhurst Borough line thence southeasterly through Roaring Brook and Madison Townships crossing Route 35005 and State Highway Route 172 to Jubilee and intersection of Route 35002 in Lackawanna County a distance of about 5.30 miles

Route 35005 Beginning at a point on the dividing line of Moscow Borough and Madison Township thence northeasterly through Madison Township crossing Route 35004 thence through Jefferson Township to a point where it intersects State Highway Route 335 at Drinker in Lackawanna County a distance of about 4.34 miles

Route 35006 Beginning at a point on the county road at Mount Cobb in Jefferson Township thence northerly in Jefferson Township to a point on the dividing line between Lackawanna and Wayne Counties .5 of a mile east of Cortez in Lackawanna County a distance of about 5.35 miles

Route 35007 Beginning at a point on State Highway Route 439 in Springbrook Township approximately 2.5 miles southwest of Maple Lake intersecting Route 35009 thence easterly through Springbrook Township to Maple Lake thence northeasterly to a point on the dividing line between Moscow Borough and Springbrook Township in Lackawanna County a distance of about 4.10 miles

Route 35008 Beginning at a point on Route 35009 in Roaring Brook Township approximately 1.25 miles west of Elmhurst Borough Line thence easterly through Roaring Brook Township to a point on the dividing line of Elmhurst Borough and Roaring Brook Township in Lackawanna County a distance of about 2.42 miles

Route 35009 Beginning at a point on Route 35007 in Springbrook Township at Maple Lake thence northerly through Springbrook and Roaring Brook Townships intersecting Route 35008 thence northwesterly to a point on the dividing line of Scranton City and Roaring Brook Township at Lake Scranton in Lackawanna County a distance of about 7.53 miles

Route 35010 Beginning at a point on Jones Street in Minooka in Lackawanna Township thence easterly crossing State Highway Route 5 thence easterly to a point on the dividing line between Moosic Borough and Lackawanna Township near a cemetery in Lackawanna County a distance of about .8 of a mile

Route 35011 Beginning at a point on the dividing line of Luzerne and Lackawanna Counties thence in a northerly direction through Ransom Township intersecting Route 35012 thence in a northwesterly direction to a point where it intersects State Highway Route 440 at Ransom in Lackawanna County a distance of about 2.3 miles

Route 35012 Beginning at a point on Route 35011 at Ransom Hospital in Ransom Township thence northerly in Ransom Township intersecting Route 35013 thence to a point intersecting State Highway Route 440 in Lackawanna County a distance of about 1.35 miles

Route 35013 Beginning at a point on Route 35012 .5 of a mile north of Ransom Hospital in Ransom Township thence easterly through Ransom Township intersecting Route 35014 thence to a point on the dividing line of Ransom Township and Taylor Borough in Lackawanna County a distance of about 5.76 miles

Route 35014 Beginning at a point on State Highway Route 440 at Shaffers Corners in Ransom Township thence easterly in Ransom Township to Milwaukee intersecting Route 35015 thence southerly to a point intersecting Route 35013 in Lackawanna County a distance of about 3.10 miles

Route 35015 Beginning at a point on Route 35014 at Milwaukee in Ransom Township thence northerly through Ransom and Newton Townships to a point intersecting Route 35016 thence northerly to a point intersecting the county road at Cosners Corners in Lackawanna County a distance of about 4.30 miles

Route 35016 Beginning at a point on the dividing line between Lackawanna and Wyoming Counties approximately 1.5 miles northwest of the Susquehanna River thence southeasterly through Newton Township crossing State Highway Route 440 thence to Newton Center thence easterly through Newton Township to a point intersecting Route 35015 in Lackawanna County a distance of about 2.90 miles

Route 35017 Beginning at a point on the dividing line of Wyoming County and Lackawanna County at Square Township to a point intersecting State Highway Route 365 Top in Newton Township thence northeasterly in Newton at Schultzville in Lackawanna County a distance of about 2.56 miles

Route 35018 Beginning at a point on State Highway Route 9 at Chinchilla in South Abington Township thence in a westerly direction in Abington Township crossing State Highway Route 671 thence through South Abington and Newton Township to a point where it intersects State Highway Route 440 approximately .5 of a mile southwest of Scranton Poor Farm in Lackawanna County a distance of about 3.2 miles

Route 35019 Beginning at a point on State Highway Route 9 at Chinchilla Post Office thence northeasterly through South Abington and Scott Townships intersecting State Highway Route 533 at Justus in Lackawanna County a distance of about 3.08 miles

Route 35020 Beginning at a point on State Highway Route 9 approximately .5 of a mile northwest of Chinchilla in South Abington Township thence northerly through South Abington Township to a point intersecting Route 35021 approximately .5 of a mile west of Edella in Lackawanna County a distance of about 2.43 miles

Route 35021 Beginning at a point on the dividing line between Clarks Green Borough and South Abington Township thence easterly through South Abington Township intersecting Route 35020 in the village of Edella and Scott Township to a point intersecting State Highway Route 533 at Millars School in Lackawanna County a distance of about 2.78 miles

Route 35022 Beginning at a point on the dividing line between Glenburn Borough and Abington Townships thence easterly through Abington Township to a point intersecting State Highway Route 365 Spur in Lackawanna County a distance of about .85 of a mile

Route 35023 Beginning at a point on the dividing line of Wyoming and Lackawanna Counties in West Abington Township at Walls Corners thence easterly to a point intersecting Route 35024 in Lackawanna County a distance of about .42 of a mile

Route 35024 Beginning at a point on the dividing line of Wyoming and Lackawanna Counties in West Abington Township .5 of a mile north of Walls Corners thence easterly through West Abington Township intersecting Routes 35023 and 35025 thence to the Borough Line of Dalton in Lackawanna County a distance of about 2.15 miles

Route 35025 Beginning at a point on the dividing line between Wyoming and Lackawanna Counties in West Abington Township approximately 1.5 miles south of Walls Corners thence northerly in West Abington Township to a point intersecting on Route 35024 approximately one mile east of Walls Corners in Lackawanna County a distance of about 1.9 miles

Route 35026 Beginning at a point on the dividing line of Lackawanna and Wyoming Counties near the north borough line of Factoryville thence northerly in Benton Township to a point intersecting State Highway Route 648 .5 of a mile west of Baylors Corners in Lackawanna County a distance of about 3.11 miles

Route 35027 Beginning at a point on the dividing line of Wyoming and Lackawanna Counties approximately two miles south of the Susquehanna County line thence easterly in Benton Township to a point intersecting State Highway Route 648 at Baylors Corners in Lackawanna County a distance of about 1.17 miles

Route 35028 Beginning at a point on State Highway Route 365 Spur at Fleetville in Benton Township thence northerly in Benton Township to Kochners Corners thence to a point on the dividing line of Susquehanna and Lackawanna Counties in Lackawanna County a distance of about 3.1 miles

Route 35029 Beginning at a point on State Highway Route 648 approximately one mile east of Fleetville in Benton Township thence northerly through Benton Township to Marshbrook thence northerly to a point on the dividing line of Susquehanna County and Lackawanna County in Lackawanna County a distance of about 3.08 miles

Route 35030 Beginning at a point on the dividing line of La Plume Borough and North Abington Township thence in an easterly direction crossing State Highway Route 648 at East Benton in Lackawanna County a distance of about 5.16 miles

Route 35031 Beginning at a point on the State Highway Route 365-Spur in the village of Waverly Abington Township thence easterly through Abington and South Abington and Scott Townships crossing State Highway Route 533 thence to a point intersecting Route 35034 at Blakely Poor Farm in Lackawanna County a distance of about 4.19 miles

Route 35032 Beginning at a point on State Highway Route 365-Spur approximately one mile north of Waverly thence northeasterly in North Abington Township to a point intersecting State Highway Route 533 at Craig in Lackawanna County a distance of about 2.07 miles

Route 35033 Beginning at a point on State Highway Route 533 at Craig thence northerly through North Abington and Scott Townships to a point intersecting State Highways Route 322 at East Benton in Lackawanna County a distance of about 2.05 miles

Route 35034 Beginning at a point on State Highway Route 322 approximately one mile southeast of Montdale in Scott Township thence northwesterly through Scott Township to Blakely Poor Farm intersecting Route 35031 thence northerly to a point intersecting State Highway Route 322 at Scott in Lackawanna County a distance of about 5.58 miles

Route 35035 Beginning at a point on State Highway Route 322 about .25 of a mile south of Susquehanna and Lackawanna County line in Greenfield Township thence southeasterly in Greenfield Township crossing State Highway Route 615 thence to a point intersecting State Highway Route 615-Spur at Spencers Corners in Lackawanna County a distance of about 4.02 miles

Route 35036 Beginning at a point on State Highway Route 174 at Falls School House in Fell Township thence northerly in Fell Township to a point where it intersects State Highway Route 296 approximately .5 of a mile southeast of Crystal Lake in Lackawanna County a distance of about 3.5 miles

Route 35037 Beginning at a point on the dividing line between Wayne County and Jefferson Township thence northerly through Jefferson and Carbondale Townships to a point on the dividing line of the City of Carbondale and Carbondale Township in Lackawanna County a distance of about 3.53 miles

Route 35038 Beginning at a point on State Highway Route 6 at Whites Crossing in Fell Township thence northerly in Fell Township to a point intersecting the county road at Simpson in Lackawanna County a distance of about .65 of a mile

Route 35039 Beginning at a point on the county road near the overhead crossing of the Erie and Delaware and Hudson Railroad in Fell Township thence northerly in Fell Township to a point on the dividing line of Vandling Borough and Fell Township in Lackawanna County a distance of about 2.5 miles

Route 35040 Beginning at a point on the county road at Richmondale in Fell Township thence northeasterly in Fell Township to a point on the dividing line of Vandling Borough and Fell Township in Lackawanna County a distance of about 1.55 miles

Route 35041 Beginning at a point on county road approximately 1.25 miles northeast from the Roaring Brook Township line thence in a northwesterly direction through Jefferson Township to a point on the boundary line between Jefferson Township and Winton Borough approximately one-eighth of a mile northeast from the east Olyphant Borough line in Lackawanna County a distance of about 2.75 miles

Route 35042 Beginning at a point on State Highway Route 322 at Montdale-Scott Township thence in a northeasterly direction through Scott Township crossing county road near Chapman Lake thence in a northeasterly direction to a point of intersection with State Highway Route 648 approximately .9 of a mile southeast of Heart Lake in Scott Township in Lackawanna County a distance of about 2.60 miles

Route 35043 Beginning at a point on the division line between Glenburn Boro and West Abington Township approximately .3 of a mile south of Dalton Borough line thence northwesterly through West Abington Township to a point where it intersects Route 35024 approximately .5 of a mile west of Dalton Borough line in Lackawanna County a distance of about 1.10 miles

Route 35044 Beginning at a point on Route 168 at Daleville in Covington Township thence southwesterly to a point intersecting Route 35045 about one mile south of Route 439 in Lackawanna County a distance of about 2 miles

Route 35045 Beginning at a point on Route 439 in Covington Township about .25 of a mile east of Yostville thence southerly to a point on the Covington-Clifton Township line thence southwesterly and southeasterly and northeasterly in Clifton Township to a point intersecting Route 168 at the Clifton-Covington Township line in Lackawanna County a distance of about 7 miles

Section 37 The township roads to be taken over under the provisions of this act in the County of Lancaster are those situate and described as follows

Route 36001 Beginning at a point in Conoy Township intersecting Route 407 at Falmouth thence easterly through Conoy and West Donegal Townships to the western boundary line of Elizabethtown Borough thence from a point on the eastern boundary line of Elizabethtown Borough easterly through Mt Joy and Rapho Townships to a point intersecting Route 138 about one mile south of Elstonville thence from a point in Penn Township again intersecting Route 138 at Elstonville easterly through Penn Elizabeth Clay and West Cocalico Townships by way of White Oak Penryn Pennville Hopeland Newtown Mt Airy and Schoeneck intersecting Routes 442 and 137 to a point on the western boundary line of Denver Borough thence from a point on the northern boundary line of Denver Borough following the line dividing West Cocalico and East Cocalico Townships in a northeasterly direction to a point on the Lancaster-Berks County Line in Lancaster County a distance of about 38.70 miles

Route 36002 Beginning at a point in East Donegal Township intersecting Route 407 at Rowenna thence northeasterly to a point intersecting Route 280 about one and one-half miles west of Maytown thence from a point in Conoy Township intersecting Route 280 about one mile east of Lobata easterly through Conoy and East Donegal Townships by way of Donegal Springs to a point intersecting State-aid Application 288 about one half mile west of Mt Joy Borough thence from a point on the northern boundary line of Mt Joy Borough easterly through Rapho Township to the western limits of State-aid Application 94 thence from a point on the eastern limits of State-aid Application 94 northeasterly through Rapho Township via Sporting Hill to the western boundary line of Manheim Borough thence from a point on the eastern line of Manheim Borough through Penn Township to the southern limits of State-aid Application 83 thence from a point on the northern limits of State-aid Application 83 northerly through Penn and Elizabeth Townships by way of Pennville to a point intersecting Route 137 about one mile south of the Lancaster-Lebanon County Line in Lancaster County a distance of about 20.53 miles

Route 36003 Beginning at a point in East Donegal Township on the eastern boundary line of Marietta Borough thence southeasterly through East Donegal West Hampfield East Hempfield and Lancaster Townships by way of Silver Springs and Rohrerstown to a point on the western boundary line of Lancaster City in Lancaster County a distance of about 11.92 miles

Route 36004 Beginning at a point in East Donegal Township on the northern boundary line of Marietta Borough thence northerly to a point intersecting Route 649 about one mile north of Marietta Borough thence from a point again intersecting Route 649 about .75 of a mile north of Marietta Borough northerly through East Donegal West Donegal and Mt Joy Townships by way of Donegal Springs and Milton Grove intersecting Route 129 to a point in Mt Joy Township intersecting Route 36001 about 1.5 miles north of Milton Grove thence from a point again intersecting Route 36001 about .25 of a mile west of Mt Joy-Rapho Township line northerly through Mt Joy Township to a point intersecting the Lancaster-Lebanon County line about two miles west of the Mt Joy-Rapho Township line in Lancaster County a distance of about 12.36 miles

Route 36005 Beginning at a point in Drumore Township on Route 36080 at Chestnut Level thence westerly and northerly through Drumore and Martic Townships intersecting Route 36008 at Liberty Square and Route 344 about .5 of a mile west of Bethesda thence via Cedar Run Schoolhouse Oscar Erb's Mill and Tucquan Hollow intersecting Route 332 at Martic Forge thence northerly through Conestoga Manor and West Hempfield Townships via Safe Harbor Indiantown and Central Manor to a point on the southern boundary line of Mountville Borough thence from a point on the northern boundary line of Mountville Borough northerly and easterly through West Hempfield and East Hempfield Townships intersecting Route 129 at Landisville to a point intersecting Route 36006 at Mechanicsville in Lancaster County a distance of about 31.92 miles

Route 36006 Beginning at a point in Pequea Township intersecting Route 332 at New Danville thence northwesterly through Pequea and Lancaster Townships to a point intersecting Route 128 Spur about .5 of a mile northeast of Millersville thence from a point on the northern limits of State-aid Application 53 northerly through Manor Township to Route 128 thence from Route 128 through East Hempfield Township by the way of Rohrerstown intersecting Route 129 at McGovernville and State-aid Application 941 at East Petersburg thence beginning at a point on Route 138 at the northern limits of East Petersburg westerly and northerly through East Hempfield Township by the way of Mechanicsville to the interesction of Route 138 near the East Hempfield-Penn Township Line in Lancaster County a distance of about 11.87 miles

Route 36007 Beginning at a point in Fulton Township on the Pennsylvania Maryland State Line about one mile east of the Susquehanna River thence northerly to a point intersecting Route 136 about one-half mile south of Wakefield thence from a point again intersecting Route 136 about one-half mile north of Wakefield at Penn Hill Meeting House thence northerly through Fulton Township to a point of intersection between Fulton Drumore and East Drumore Townships thence northerly following the dividing line between Drumore and East Drumore Townships through Providence Pequea and West Lampeter Townships by way of Hensel Drumore Center Buck Smithville and Willow Street intersecting Route 344 at Buck and Route 136 at Mylins Corner in West Lampeter Township thence westerly and northerly again intersecting Route 136 at Hollinger in Lancaster County a distance of about 21.43 miles

Route 36008 Beginning at a point in Drumore Township about one-half mile northeast of Fishing Creek Station thence northerly through Drumore Martic Providence and Pequea Townships by way of Liberty Square Rawlinsville and Baumgardner intersecting Route 344 to a point in Pequea Township intersecting Route 36007 about one-half mile south of Mellinger Station thence westerly through Pequea Conestoga and Manor Townships by way of Slackwater Millersville and Letort intersecting Routes 332 and 332-Spur to the village of Creswell thence northerly through Manor Township to the southern boundary line of Washington Borough thence easterly from the eastern boundary line of Washington Borough by way of Central Manor and Windom to a point in Manor Township intersecting Route 128-Spur at Millersville in Lancaster County a distance of about 36.40 miles

Route 36009 Beginning at a point in Little Britain Township intersecting Route 345 at Fairmount thence northeasterly through Little Britain and Colerain Townships by the way of Kingsbridge intersecting Route 527 about one mile northwest of Kirkwood thence northeasterly through Colerain Bart and Sadsbury Townships by way of Bartville and Nine Points to the southern boundary line of Christiana Borough thence from a point in Sadsbury Township intersecting Route 344 about one and one-half miles west of Christiana Borough northerly through Sadsbury Township to a point intersecting Route 215 about one-half mile south of Gap thence from a point in Salisbury Township intersecting Route 215 about one-half mile west of Gap northwesterly through Salisbury and Leacock Townships by way of Buyerstown to a point in Leacock Township intersecting Route 142 at Intercourse thence from a point in Leacock Township again intersecting Route 142 about one-fourth mile west of Intercourse northwesterly through Leacock and Upper Leacock Townships to a point intersecting State-aid Application 145 thence from a point in Upper Leacock Township again intersecting State-aid Application 145 at Monterey westerly through Upper Leacock Township to a point intersecting Route 148 about one and one-half miles south of Mechanicsburg thence from a point in Upper Leacock Township intersecting Route 148 at Mechanicsburg northwesterly through Upper Leacock and Manheim Townships to a point intersecting State-aid Application 50 about one-half mile east of Oregon in Lancaster County a distance of about 31.14 miles

Route 36010 Beginning at a point in Fulton Township at Peach Bottom Station about one mile south of the Fulton-Drumore Township Line thence easterly and northerly through Fulton Drumore and East Drumore Townships by way of McSparran Fairfield and Chestnut Level School to a point intersecting Rout 136 at Mechanics Grove thence from a point in East Drumore Township again intersecting Route 136 at Unicorn northeasterly through East Drumore Township to Puseyville at the East Drumore-Colerain Township Line thence northeasterly through Colerain Township to the intersection of Route 527 about two miles northwest of Kirkwood in Lancaster County a distance of about 14.44 miles

Route 36011 Beginning at a point in Eden Township intersecting Route 344 about two miles east of Quarryville thence northerly through Eden and Strasburg Township to a point on the southern boundary line of Strasburg Borough thence from a point on the northern boundary line of Strasburg Borough northerly through Strasburg and East Lampeter Townships intersecting Route 215 to a point intersecting Route 142 about one-half mile east of Smoketown northerly through East Lampeter Upper Leacock Manheim and Warwick Townships by way of Witmer Hunsecker Oregon and Disston Intersecting Routes 148 568 and State-aid Application 50 to a point in Warwick Township intersecting State-aid Application 183 about one-fourth mile east of Rothsville thence from a point again intersecting State-aid Application 183 at Rothsville westerly to a point on the eastern boundary line of Lititz Borough thence from a point on the northern boundary line of Lititz Borough northeasterly through Warwick Elizabeth and Clay Townships by way of Brunnerville and Clay intersecting Route 137 to a point in Clay Township intersecting Route 36001 at Hopeland thence from a point in Clay Township again intersecting Route 36001 at Newtown northerly through Clay Township to a point on the Lancaster-Lebanon County Line about two miles west of the Clay-West Cocalico Township Line in Lancaster County a distance of about 32.75 miles

Route 36012 Beginning at a point in Salisburg Township intersecting Route 142 about one mile west of White Horse thence northerly through Salisbury and East Earl Townships by way of Springville and Cedar Lane to a point intersecting Route 137 about one mile southeast of Blue Ball thence from a point again intersecting Route 137 about one mile southeast of Blue Ball to the intersection of Route 244 one mile east of Blue Ball thence from a point again intersecting Route 244 about one-half mile east of Blue Ball to a point on the southern boundary line of Terre Hill Borough thence from a point on the northern boundary line of Terre Hill Borough thence from a point on the northern boundary line of Terre Hill Borough northerly through East Earl Brecknock and East Cocalico Townships by way of Five Pointville Swartzville and Vera Cruz intersecting Route 148 to a point intersecting Route 36001 about one mile southwest of the Lancaster-Berks County Line thence from a point again intersecting Route 36001 about one and one-half miles southwest of the Lancaster-Berks County Line northerly and easterly through West Cocalico Townships by way of Reinholds intersecting Route 607 to a point on the Lancaster-Berks County Line about one mile northwest of the West Cocalico-East Cocalico Township Line in Lancaster County a distance of about 21.33 miles

Route 36013 Beginning at a point in Salisburg Township intersecting Route 36012 at Springville thence northwesterly through Salisbury Township to a point intersecting the Salisbury Leacock Earl Township Line thence following the dividing line between Upper Leacock Leacock and Earl Townships by way of Ellswerth to a point intersecting Route 244 about one and one-half miles west of New Holland thence from a point in West Earl Township again intersecting Route 244 about two miles west of New Holland northeasterly through West Earl Earl and Earl Earl Townships by way of Vogansville Weavertown and Martindale intersecting Route 137 to a point on the western boundary line of Terre Hill Borough thence from a point on the northern boundary line of Terre Hill Borough northwesterly through East Earl Earl Cocalico and West Cocalico Townships by way of Reamstown Stevens and Schoeneck intersecting Route 148 to a point in West Cocalico Township intersecting Route 607 at Cocalico in Lancaster County a distance of about 29.63 miles

Route 36014 Beginning at a point in Salisbury Township intersecting Route 36009 at Buyerstown thence easterly and southerly to a point intersecting Route 142 about one mile northeast of Gap thence from a point again intersecting Route 142 about two miles northeast of Gap northerly through Salisbury Township by way of Cains Mast and Cambridge intersecting State-aid Application 5822 to a point intersecting Route 137 about one-half mile west of the Lancaster-Chester County Line in Lancaster County a distance of about 12.18 miles

Route 36015 Beginning at a point in Martic Township intersecting Route 36005 about one mile west of Mount Nebo thence easterly through Martic and Providence Townships via Mount Nebo and Rawlinsville to a point intersecting Route 136 at New Providence thence from a point again intersecting Route 136 about .25 mile southeast of New Providence in a southwesterly direction through Providence and East Drumore Townships to a point intersecting Route 344 about 1.5 miles east of Buck in Lancaster County a distance of about 12.33 miles

Route 36016 Beginning at a point in Drumore Township intersecting Route 36008 about one mile north of Liberty Spuare northeasterly through Drumore and East Drumore Township by way of Hopkins Mill to a point intersecting Route 136 about one-half mile south of Quarryville Borough in Lancaster County a distance of about 7.20 miles

Route 36017 Beginning at a point in East Drumore Township intersecting Route 36010 about one-half mile north of Hensel thence northeasterly through East Drumore Township to a point intersecting Route 36016 about one mile southwest of Quarryville Borough in Lancaster County a distance of about 4.30 miles

Route 36018 Beginning at a point in Little Britian Township intersecting Route 345 about one mile south of Fairmount thence easterly through Little Britian Township by way of Oak Shade and Tayloria to a point on the Lancaster-Chester County Line about one-fourth mile south of the Little Britian-Colerain Township Line in Lancaster County a distance of about 5.06 miles

Route 36019 Beginning at a point in Little Britian Township intersecting Route 608 at Oak Hill thence northeasterly through Little Britian Township to a point intersecting Route 36018 at Tayloria in Lancaster County a distance of about 1.58 miles

Route 36020 Beginning at a point in Little Britian Township intersecting Route 345 near Wrightsdale thence northeasterly through Little Britian Township by way of Kirks to a point of intersecting Route 608 near the Lancaster-Chester County Line in Lancaster County a distance of about 3.99 miles

Route 36021 Beginning at a point in Little Britian Township on the Lancaster-Chester County Line thence northerly to a point intersecting Route 36020 at Eastland Meeting House in Lancaster County a distance of about 1.94 miles

Route 36022 Beginning at a point in Colerain Township on the Lancaster-Chester County Line about three miles northeast of the Colerain Little Britian Township Line thence northwesterly through Colerain Township to a point intersecting Route 36009 one-half mile southwest of Nine Points in Lancaster County a distance of about 5.92 miles

Route 36023 Beginning at a point in Eden Township on the northern boundary line of Quarryville Borough thence northerly and westerly through Eden and Providence Townships via Camargo to a point intersecting Route 136 about 3.0 miles south of Martinsville in Lancaster County a distance of about 2.12 miles

Route 36024 Beginning at a point in Strasburg Township intersecting Route 136 at Martinsville thence easterly and northerly through Strasburg Township to a point on the southern boundary line of Strasburg Borough thence from a point on the northern boundary line of Strasburg Borough northwesterly through Strasburg West Lampeter and East Lampeter Townships by way of Wheatland Mills Midway and Fertility to a point in East Lampeter Township intersecting Route 215 one-half mile north of Fertility in Lancaster County a distance of about 8.61 miles

Route 36025 Beginning at a point in Providence Township intersecting Route 36008 about one mile south of the Providence-Pequea Township line thence easterly through Providence Township to a point intersecting Route 36007 about one-half mile north of Smithville in Lancaster County a distance of about 1.10 miles

Route 36026 Beginning at a point in Conestoga Township intersecting Route 36005 about one-half mile north of Safe Harbor thence easterly through Conestoga Township to a point intersecting the southern limits of Route 623 thence from a point again intersecting Route 623 near Conestoga Center southeasterly through Conestoga and Martic Townships to a point intersecting Route 332 at Marticville in Lancaster County a distance of about 4.30 miles

Route 36027 Beginning at a point in Pequea Township intersecting Route 36008 at Baumgardner thence easterly through Pequea Township to a point intersecting Route 36007 about one mile south of Willow Street thence from a point in West Lampeter Township again intersecting Route 36007 about one-half mile south of Willow Street easterly and northerly through West Lampeter Township by way of Lampeter intersecting Routes 136 and 698 to a point intersecting Route 142 at Bridgeport in Lancaster County a distance of about 7.56 miles

Route 36028 Beginning at a point in West Lampeter Township intersecting Route 136 at Lime Valley thence easterly through West Lampeter and Strasburg Townships to a point on the western boundary line of Strasburg Borough thence from a point intersecting Route 698 about one-fourth mile east of Strasburg northeasterly through Strasburg and Paradise Townships to a point intersecting Route 36029 about one-fourth mile west of Paradise in Lancaster County a distance of about 6.49 miles

Route 36029 Beginning at a point in Paradise Township intersecting State-aid Application 5821 about one mile east of the Paradise-Strasburg Township Line thence northerly to a point intersecting Route 698 about one and one-half miles east of the tSrasburg-Paradise Township Line from a point again intersecting Route 698 about one-fourth mile east of the last mentioned point of intersection northerly through Paradise Township to a point intersecting Route 215 at Paradise thence from a point again intersecting Route 215 at Paradise northerly through Paradise and Leacock Townships by way of Gordonville to a point intersecting Route 142 about one and one-half miles west of Intercourse thence from a point in Leacock Township about one mile northwest of Intercourse intersecting Route 36009 northerly through Leacock and Upper Leacock Townships to a point intersecting Route 36013 about one mile southeast of Groffdale in Lancaster County a distance of about 8.10 miles

Route 36030 Beginning at a point in Paradise Township intersecting State-aid Application 5821 about one-half mile north of the Paradise-Bart Township Line thence northerly through Paradise and Leacock Townships by way of Leaman Place intersecting Routes 698 and 215 to a point intersecting Route 142 at Intercourse thence from a point intersecting Route 142 at Intercourse northerly through Leacock Township to a point intersecting Route 36013 about one-half mile east of Ellsworth thence from a point again intersecting Route 36013 at Ellsworth northerly through Earl Township by way of Laurelville to a point on the southern boundary line of New Holland Borough thence from a point in Earl Township intersecting the northern limits of State-aid Application 151 northerly through Earl Township to a point intersecting Route 137 about one-half mile east of Hinkletown thence from a point intersecting Route 137 at Hinkletown westerly and northerly through Earl West Earl and Ephrata Townships by way of Fairmount Farmersville and Diamond Springs to a point intersecting Route 137 about one-half mile south of Ephrata Borough thence from a point on the northern boundary line of Ephrata Borough northerly through Ephrata and West Cocalico Townships by way of Springville to a point intersecting Route 36013 about one and one-half miles south of Schoeneck in Lancaster Countya distance of about 23.79 miles

Route 36031 Beginning at a point in East Lampeter Township intersecting Route 215 about one-half mile northwest of Soudersburg thence northerly through East Lampeter Leacock and Upper Leacock Townships by way of Ronk and Bird-in-Hand intersecting Route 142 to a point intersecting State-aid Application 145 at Monterey thence from a point in Upper Leacock Township intersecting the northern limits of State-aid Application 69 northerly to a point intersecting Route 244 at Leola in Lancaster County a distance of about 4.92 miles

Route 36032 Beginning at a point in West Earl Township at State-aid Application 235 one-half mile west of Brownstown thence easterly through Brownstown to the intersection of Route 36030 at Farmersville in Lancaster County a distance of about 3.88 miles

Route 36033 Beginning at a point in Upper Leacock Township intersecting Route 244 about one mile west of Groffdale thence northerly through Upper Leacock and West Earl Township to a point intersecting Route 36030 at Farmersville in Lancaster County a distance of about 2.79 miles

Route 36034 Beginning at a point in West Lampeter Township intersecting Route 136 about one and one-quarter miles west of Lampeter thence northerly to a point intersecting Route 36036 about three-quarters mile southeast of the Lancaster City Line in Lancaster County a distance of about 2.80 miles

Route 36035 Beginning at a point in West Lampeter Township intersecting Route 36027 about one mile north of Lampeter thence easterly to a point intersecting Route 36024 about one mile northwest of Wheatland Mills in Lancaster County a distance of about 1.38 miles

Route 36036 Beginning at a point in Lancaster Township on the southern boundary line of Lancaster City thence easterly through Lancaster and West Lampeter Townships to a point intersecting Route 36027 about one and one-half miles south of Bridgeport in Lancaster County a distance of about 1.32 miles

Route 36037 Beginning at a point in Lancaster Township intersecting Route 36006 about one mile east of Millersville thence easterly through Lancaster Township to a point on the southern boundary line of Lancaster City in Lancaster County a distance of about 1.80 miles

Route 36038 Beginning at a point in Manor Township intersecting Route 36008 at Creswell thence southeasterly by way of Highville to a point intersecting Route 36005 near the Manor-Conestoga Township Line thence from a point in Manor Township again intersecting Route 36005 about one mile south of Indiantown northeasterly to a point intersecting Route 36003 about one-fourth mile south of Millersville in Lancaster County a distance of about 7.89 miles

Route 36039 Beginning at a point in Martic Township at the intersection of Route 332 about three-quarters of a mile east of Martic Forge thence southeasterly through Martic Township to the intersection on Route 36015 about one mile west of Rawlinsville in Lancaster County a distance of about 2.65 miles

Route 36040 Beginning at a point in Manheim Township intersecting Route 129 about one-fourth mile north of the Lancaster City Line thence northerly by way of Dillerville to a point intersecting Route 138 in Lancaster County a distance of about .43 mile

Route 36041 Beginning at a point in Manheim Township intersecting Route 442 about one mile north of Lancaster City Line thence northeasterly by way of Roseville and Landis Valley to a point intersecting Route 36011 about one mile south of Oregon in Lancaster County a distance of about 4.35 miles

Route 36042 Beginning at a point in Manheim Township intersecting Route 442 at Neffsville thence easterly to a point intersecting Route 36041 at Landis Valley in Lancaster County a distance of about 1.48 miles

Route 36043 Beginning at a point in Rapho Township intersecting Route 36067 about two miles north of Mount Joy Borough thence northerly and easterly through Rapho Township to a point on Route 36066 at Fairview Meeting House in Lancaster County a distance of about 3.80 miles

Route 36044 Beginning at a point in Penn Township intersecting Route 645 about one and one-half miles east of Manheim thence easterly through Penn and Warwick Townships to a point intersecting the western boundary line of Lititz Borough thence from a point intersecting Route 442 in Warwick Township at Kissel Hill easterly through Warwick Township to a point intersecting Route 36011 about one-half mile west of Disston in Lancaster County a distance of about 5.52 miles

Route 36045 Beginning at a point in Penn Township intersecting the southern limits of State-aid Application 83 thence easterly to the western limits of State-aid Application 5823 thence from the eastern limits of State-aid Application 5823 southeasterly to a point on the western boundary line of Lititz

Borough thence from a point in Warwick Township intersecting Route 36011 about one-fourth mile north of Lititz Borough northwesterly through Warwick Township to a point of intersection between Warwick-Penn and Elizabeth Townships thence following the boundary line between Penn and Elizabeth Townships to a point intersecting Route 36001 at Pennville in Lancaster County a distance of about 5.92 miles

Route 36046 Beginning at a point in Warwick Township intersecting route 442 about one mile south of Brubakers thence easterly through Warwick Clay and Ephrata Townships by way of Lexington and Brunnerville to point intersecting Route 137 at Lincoln thence from a point again intersecting Route 137 about one-fourth mile north of Lincoln easterly through Ephrata Township by way of Springville to a point of intersection between Ephrata West Cocalico and East Cocalico Townships thence following the boundary line between West Cocalico and East Cocalico Townships to a point on the western boundary line of Denver Borough thence from a point on the southern boundary line of Denver Borough through East Cocalico Township to a point intersecting Route 148 about two miles southwest of Swartzville in Lancaster County a distance of about 13.36 miles

Route 36047 Beginning at a point in East Cocalico Township intersecting Route 36013 about one-half mile north of Reamstown thence northerly to a point intersecting Route 36046 about one-fourth mile south of Denver Borough in Lancaster County a distance of about .70 miles

Route 36048 Beginning at a point in Brecknock Township intersecting Route 36012 near the Brecknock-East Cocalico Township Line thence northeasterly to a point intersecting the southern boundary line of Adamstown Borough in Lancaster County a distance of about 1.00 miles

Route 36049 Beginning at a point in Brecknock Township intersecting Route 36012 about two miles south of Adamstown Borough thence southeasterly through Brecknock Township to a point intersecting Route 518 about one mile north of Bowmansville in Lancaster County a distance of about 2.46 miles

Route 36050 Beginning at a point in Ephrata Township intersecting Route 137 at Murrell thence northeasterly through Ephrata and East Cocalico Townships by way of Hahnstown and Napierville to a point intersecting Route 36013 about one mile southeast of Reamstown thence from a point in Brecknock Township intersecting Route 36013 about one-half mile west of Red Run easterly through Brecknock Township by way of Five Pointville and Bowmansville intersecting Route 518 to a point on the Lancaster-Berks County Line about three miles northwest of the Brecknock-Caernarvon Township Line in Lancaster County a distance of about 10.57 miles

Route 36051 Beginning at a point in Strasburg Township on Route 36024 about one and one-half miles east of Martinsville thence southeasterly through Strasburg Township to a point on Route 36011 about one mile northwest of the Eden-Strasburg Township Line in Lancaster County a distance of about 1.90 miles

Route 36052 Beginning at a point in Ephrata Township intersecting Route 137 about two miles southeast of Murrell thence easterly through Ephrata and Earl Townships to a point intersecting Route 36013 at Martinsdale in Lancaster County a distance of about 2.11 miles

Route 36053 Beginning at a point in Caenarvon Township at Narvon thence northerly intersecting Route 137 to a point intersecting Route 244 about one mile west of Churchtown thence from a point again intersecting Route 244 about one-half mile west of Churchtown northwesterly through Caernarvon and East Earl Townships intersecting Route 518 to a point on the western boundary line of Terre Hill Borough in Lancaster County a distance of about 7.25 miles

Route 36054 Beginning at a point in Caernarvon Township intersecting Route 274 near the Lancaster-Chester County Line thence northwesterly and northerly intersecting Route 244 to a point on the Lancaster-Berks County Line about one and one-half miles southeast of the Caernarvon-Brecknock Township Line in Lancaster County a distance of about 4.77 miles

Route 36055 Beginning at a point in East Earl Township intersecting Route 244 at Goodville thence northerly to a point intersecting Route 36053 at Spring Grove in Lancaster County a distance of about 2.40 miles

Route 36056 Beginning at a point in Salisbury Township intersecting State-aid Application 5822 at White Horse thence northeasterly by way of South Hermitage to a point intersecting Route 36014 about one mile southwest of Cambridge in Lancaster County a distance of about 2.40 miles

Route 36057 Beginning at a point in Salisbury Township intersecting Route 36014 near Cambridge thence easterly by way of Cambridge to the Lancaster-Chester County Line in Lancaster County a distance of about .47 miles

Route 36058 Beginning at a point in Leacock Township intersecting Route 36009 at the Leacock-Salisbury Township Line thence northerly through Leacock and Earl Townships intersecting Route 142 to a point intersecting the southern limits of State-aid Application 352 in Lancaster County a distance of about 4.98 miles

Route 36059 Beginning at a point in West Earl Township intersecting Route 148 about one mile south of Akron Borough thence northeasterly to a point intersecting Route 36076 about one-fourth mile west of Diamond Springs in Lancaster County a distance of about 1.20 miles

Route 36060 Beginning at a point in Warwick Township intersecting State-aid Application 183 about one mile east of Rothsville thence northeasterly through Warwick and Ephrata thence from a point again intersecting Route 148 about one mile southwest of Ephrata thence from a point southwest of Ephrata northeasterly through Ephrata Township to a point intersecting Route 36046 about one mile northwest of Stevens in Lancaster County a distance of about 6.55 miles

Route 36061 Beginning at a point in Warwick Township intersecting Route 36060 about one-half mile west of Millway thence northerly through Warwick and Ephrata Townships intersecting Route 36046 about two miles west of Lincoln in Lancaster County a distance of about 2.57 miles

Route 36062 Beginning at a point in Warwick Township intersecting State-aid Application 183 about one mile east of Lititz Borough thence northerly to a point intersecting Route 36011 at Brunnerville in Lancaster County a distance of about 2.04 miles

Route 36063 Beginning at a point in Elizabeth Township intersecting Route 36001 about one and one-half miles southeast of Brickerville thence easterly to a point intersecting Route 137 about one-half mile northwest of Clay thence from a point again intersecting Route 137 at Clay northeasterly through Clay Township by way of Durlach to a point intersecting Route 36001 near Mt Airy in Lancaster County a distance of about 3.98 miles

Route 36064 Beginning at a point on Route 137 in Clay Township about one-half mile northwest of Weidmanville thence northerly through Clay Township to a point intersecting Route 36063 at Durlach in Lancaster County a distance of about 2.05 miles

Route 36065 Beginning at a point in West Hempfield Township on the northernboundary line of Columbia Borough thence northeasterly through West Hempfield Township by way of Ironville to a point intersecting Route 36003 about one-half mile west of Silver Spring thence from a point intersecting Route 36003 at Silver Spring northerly to a point intersecting Route 129 at Salunga in Lancaster County a distance of about 7.08 miles

Route 36066 Beginning at a point in Rapho Township intersecting Route 36002 about one-half mile west of Manheim Borough thence northwesterly through Rapho and Mt Joy Townships by the way of Naumansville Old Line Mastersonville to a point intersecting Route 36004 near the Lancaster-Lebanon County Line in Lancaster County a distance of about 7.44 miles

Route 36067 Beginning at point in West Hempfield Township intersecting Route 36003 about one mile east of the West Hempfield-East Donegal Township Line thence northerly through West Hempfield and Rapho Townships by way of Newton to a point on the southern boundary line of Mt Joy Borough thence from a point in Rapho Township intersecting Route 36002 about one-quarter mile north of Mt Joy Borough northerly through Rapho and Mt Joy Townships to a point intersecting Route 36066 about one mile northwest of Mastersonville northeastrly through Rapho Township to a point intersecting Route 138 about one-half mile west of the Rapho-Penn Township Line in Lancaster County a distance of about 14.82 miles

Route 36068 Beginning at a point in East Donegal Township intersecting Route 649 about one mile southwest of Mt Joy Borough thence northerly to a point intersecting Route 129 at Florin thence from a point again intersecting Route 129 about one-half mile northwest of Florin to a point intersecting Route 36069 about two miles south of Milton Grove in Lancaster County a distance of about 3.20 miles

Route 36069 Beginning at a point in Mt Joy Township intersecting Route 3604 about one mile southwest of Milton Grove thence easterly through Mt Joy and Rapho Townships to a point intersecting Route 36067 about two miles north of Mt Joy thence from a point about two and one-half miles north of Mt Joy intersecting Route 36067 northewesterly to a point intersecting Route 36004 at Milton Grove in Lancaster County of about 6.21 miles

Route 36070 Beginning at a point in East Donegal Township intersecting Route 280 at Maytown thence northerly through East Donegal and West Donegal Townships to a point on the southern boundary line of Elizabethtown Borough thence from a point intersecting Route 280 about one-half mile north of Elizabethtown Borough northerly through Mt Joy Township to a point on the Lancaster-Dauphin County Line at Beverly Station in Lancaster County a distance of about 6.61 miles

Route 36071 Beginning at a point in Mt Joy Township intersecting Route 36001 about one and one-half miles northeast of Elizabethtown thence northerly to a point intersecting Route 280 about one mile southwest of Bellaire thence from a point intersecting Route 280 at Bellaire northerly to the Lancaster-Dauphin County Line in Lancaster County a distance of about 1.43 miles

Route 36072 Beginning at a point in West Donegal Township intersecting Route 36070 about one-half mile north of the West Donegal-East Donegal Township Line thence westerly and northerly through West Donegal Township intersecting Route 280 to a point on the Lancaster-Dauphin County Line at Conewago in Lancaster County a distance of about 8.81 miles

Route 36073 Beginning at a point in Mt Joy Township intersecting Route 36004 about two miles northwest of Mastersonville thence northwesterly to the Lancaster-Lebanon County Line in Lancaster County a distance of about .49 miles

Route 36074 Beginning at a point in West Cocalico Township intersecting Route 607 at Blainsport thence easterly to a point intersecting Route 36012 in Lancaster County a distance of about 1.44 miles

Route 36075 Beginning at a point in Eden Township near Camargo intersecting Route 36023 about .24 mile east of the Providence-Eden Township Line thence in a northerly and easterly direction through Eden Township via Earl Pickel's corner Weimers Saw Mill and Daniel Keen's Farm to a point intersecting Route 36011 about one mile south of the Strasburg-Eden Township line in Lancaster County a distance of about 2.92 miles

Route 36076 Beginning at a point in Ephrata Township on the eastern boundary line of Akron Borough thence easterly through Ephrata and West Earl Townships to a point intersecting Route 36030 about one-fourth mile west of Diamond Springs in Lancaster County a distance of about .57 miles

Route 36077 Beginning at a point on Route 136 at New Texas in Fulton Township thence easterly to intersection of Route 345 near Wrightsdale in Little Britain Township in Lancaster County a distance of about 1.60 miles

Route 36078 Beginning at a point in Salisbury Township intersecting Route 142 at Gap thence southerly to a point intersecting Route 215 thence from a point again intersecting Route 215 about one mile south of Gap south-easterly through Sadsbury Township to a point on the Lancaster-Chester County Line about one mile north of Christiana Borough in Lancaster County a distance of about 2.50 miles

Route 36079 Beginning at a point in Sadsbury Township intersecting Route 36009 about one-half mile east of the Sadsbury-Bart Township Line thence northerly by way of Coopersville to a point intersecting Route 344 at Smyrna in Lancaster County a distance of about 2.07 miles

Route 36080 Beginning at a point in Drumore Township intersecting Route 36010 about one-half mile south of Chestnut Level thence northerly by way of Chestnut Level to a point intersecting Route 36007 about one-half mile south of Drumore Center in Lancaster County a distance of about .90 mile

Route 36081 Beginning at a point in Colerain Township at the Lancaster-Chester County Line at Octoraro about one-fourth of a mile southwest of the Sadsbury-Colerain Township Line thence northerly through Colerain Sadsbury and Bart Townships by way of Nine Points to a point intersecting State-aid Application No. 312 about one and one-fourth miles northwest of Nine Points thence from a point intersecting State-aid Application 5821 at Georgetown northeasterly through Bart Sadsbury and Paradise Townships intersecting Route 698 to a point intersecting Route 215 near the Paradise-Salisbury Township Line in Lancaster County a distance of about 10.21 miles

Route 36082 Beginning at a point in Earl Township intersecting State-aid Application 353 about one mile north of New Holland Borough thence northerly to a point intersecting Route 137 about one-half mile northwest of the Earl-East Earl Township Line in Lancaster County a distance of about 1.00 mile

Route 36083 Beginning at a point in Fulton Township intersecting Route 36010 at McSparran thence northeasterly to a point intersecting Route 136 at Wakefield in Lancaster County a distance of about 1.98 miles

Route 36084 Beginning at a point in Manor Township at the Safe Harbor Station of the C & P D Branch of the Pennsylvania Railroad thence northerly to a point intersecting Route 36005 about one-eighth mile west of the Manor-Conestoga Township Line in Lancaster County a distance of about .94 mile

Route 36085 Beginning at a point in Sadsbury Township at the intersection of Route 215 near the Christiana Borough Line thence easterly and northerly through Sadsbury Township to the intersection of Route 36078 about one and one-half miles southeast of Gap in Lancaster County a distance of about 1.25 miles

Route 36086 Beginning at a point in Eden Township intersecting Route 344 about one and one-half miles east of Quarryville thence southerly through Eden and Colerain Townships intersecting Route 527 at Hope School in Lancaster County a distance of about 3.69 miles

Route 36087 Beginning at a point on Route 36010 at Furniss in Drumore Township thence southeasterly through Drumore and Fulton Townships to a point on Route 136 at Penn Hill Meeting House in Lancaster County a distance of about 2.66 miles

Route 36088 Beginning at a point in Fulton Township intersecting Route 136 about one-half mile north of Goshen thence northwesterly to a point intersecting Route 36007 about one mile southeast of Hensel in Lancaster County a distance of about 1.48 miles

Route 36089 Beginning at a point in Colerain Township intersecting Route 527 about one-quarter mile north of Union thence easterly through Colerain Township to the intersection of Route 36022 in Lancaster County a distance of about 2.61 miles

Route 36090 Beginning at a point in Lancaster Township at the intersection of Route 142 and Riverside Avenue thence northerly on Riverside Avenue and westerly on Orange Street to the Lancaster City Limits in Lancaster County a distance of about .57 miles

Route 36091 Beginning at a point in Strasburg Township intersecting Route 136 at Refton thence through Strasburg and Providence Townships south and west to Shauwest to a point intersecting Route 36007 about .5 miles north of Smithville in Lancaster County a distance of about 2.39 miles

Section 38 The township roads to be taken over under the provisions of this act in the County of Lawrence are those situate and described as follows

Route 37001 Beginning at a point on the north borough line of Bessemer north in North Beaver Township to a point on dividing line between North Beaver and Mahoning Townships thence north in Mahoning Township to State Route 444 in village of Hillsville in Lawrence County a distance of about 1.4 miles

Route 37002 Beginning at a point on the Ohio-Pennsylvania State line approximately 1.25 miles north of the Little Beaver-North Beaver Township line and extending in North Beaver Township in a northeasterly direction to State Route 265 at the residence of C V Cox in Lawrence County a distance of about 2.8 miles

Route 37003 Beginning at a point on the Ohio-Pennsylvania State line approximately 2.5 miles south of the Mahoning-North Beaver Township line and extending in North Beaver Township east through Small's Ferry and Mount Jackson crossroads to Route 265 in Lawrence County a distance of about 3.5 miles

Route 37004 Beginning at a point on State Route 265 in Little Beaver Township at McGeorge crossroads northerly to

Mountair in Lawrence County a distance of about 3.5 miles

Route 37005 Beginning at a point on State Route 265 at the residence of Isaac Yoder thence eastward and southeastwardly in Little Beaver Township to a point on the Little Beaver-Big Beaver Township line thence southeastwardly in Big Beaver Township to a point on Route 37006 at the residence of Charles Duff in Lawrence County a distance of about 4 miles

Route 37006 Beginning at a point on the Lawrence-Beaver County line approximately .2 of a mile east of the Little Beaver-Big Beaver Township line extending in a northerly direction in Big Beaver Township to a point .25 mile east of the McAnlis school thence westerly for a distance of about .25 mile thence northerly past McAnlis school to a point on the Big Beaver-North Beaver Township line thence north and northeasterly to the intersection of State Route 77 at Moravia in Lawrence County a distance of about 5.5 miles

Route 37007 Beginning at a point on the Lawrence-Beaver County line approximately .4 of a mile east of the Little Beaver-Big Beaver Township line north and west in Big Beaver Township to an intersection with the road leading to McAnlis School in Lawrence County a distance of about .4 mile

Route 37008 Beginning at a point on the southwest borough line of Wampum in Big Beaver Township thence westerly and southwesterly to Coverdale thence southerly to a point on the Lawrence-Beaver County line at the Patterson Farm in Lawrence County a distance of about 3.2 miles

Route 37009 Beginning at a point on State Route 265 at Mount Jackson in North Beaver Township thence southerly and southwesterly to a point beyond the residence of Dale Fullerton thence southerly to Dawsons Corner thence westerly past Bethel Church to State Route 265 at Derringer's Blacksmith Shop in Lawrence County a distance of about 3.6 miles

Route 37010 Beginning at a point on the cement road in Mount Jackson approximately .25 of a mile north of Route 265 and extending in North Beaver Township northerly crossing the Pennsylvania Railroad tracks to a point on the North Beaver-Mahoning Township line thence north in Mahoning Township to State Route 444 in Edenburg on what is known as the Mount Jackson-Edenburg Road in Lawrence County a distance of about 4.2 miles

Route 37011 Beginning at a point on the Lawrence-Beaver County line approximately 0.6 mile east of the Beaver River and extending northeasterly in Wayne Township via Park Gate to the west borough line of Ellwood City in Lawrence County a distance of about .6 miles

Route 37012 Beginning at a point in the village of Chewton and extending easterly in Wayne Township crossing the Butler Short line tracks to a point on State Route 315 at Slippery Rock Church in Lawrence County a distance of about 4 miles

Route 37013 Beginning at a point on State Route 482 extending northerly in Wayne Township to the Village of Chewton and continuing north to a point on the Wayne-Shenango Township line thence north and northwesterly in Shenango Township through Union Valley and continuing in a northerly direction past the intersection at the Western Allegheny Overhead to a point on the south city line of New Castle City connecting with Pennsylvania Avenue in Lawrence County a distance of about 7.9 miles

Route 37014 Beginning at the Pennsylvania and Lake Erie Railroad Station in West Pittsburgh extending east in Taylor Township to a point on the Taylor-Shenango Township line thence in a easterly direction in Shenango Township through Union Valley to a point on the Old Pittsburgh road at McKees School House in Lawrence County a distance of about 2.9 miles

Route 37015 Beginning at a point in West Pittsburgh at end of State Route 760 and extending in a northerly direction in Taylor Township to a point on the south city line of New Castle on what is known as the West Pittsburgh-New Castle Road in Lawrence County a distance of about 3.5 miles

Route 37016 Beginning at Slippery Rock Church Corners on the old Pittsburgh Road in Wayne Township extending in a northerly direction to a point on the Wayne-Shenango Township line thence north in Shenango Township past McKee's School House and the James Wakefield farm on the old Pittsburgh Road to Joyce on Route 315 in Lawrence County a distance of about 7.6 miles

Route 37017 Beginning at Slippery Rock Church on Route 315 east and southeast in Wayne Township to Route 350 at Newton's Store in Lawrence County a distance of about 1.9 miles

Route 37018 Beginning at a point on the Lawrence-Beaver County line north in Perry Township to a point on Route 350 in the village of Wurtemberg in Lawrence County a distance of about .2 miles

Route 37019 Beginning at a point on the Lawrence-Beaver County line approximately 2.5 miles west of the Butler County line and extending in a northerly direction in Perry Township to the intersection at Red Barn Hill approximately one-quarter of a mile east of Pleasan tHill Grange Hall in Lawrence County a distance of about 2.4 miles

Route 37020 Beginning at a point on the Lawrence-Beaver County line approximately 1.1 mile west of the Butler County Line extending north in Perry Township through Brinton's Corners thence east to Pyle's Mills and continuing northeasterly to the Butler-Lawrence County line in Lawrence County a distance of about 2 miles

Route 37021 Beginning at the intersection at Pleasant Hill Grange Hall on Route 350 extending southeasterly in Perry Township to Brinton's Corners in Lawrence County a distance of about 1.5 miles

Route 37022 Beginning at State Route 350 and running north in Perry Township on road just west of Mountville Church to a point on the Perry-Slippery Rock Township line thence northwesterly in Slippery Rock Township across Breakneck Bridge and through Frews Crossroads to the village of Princeton thence north across State Route 79 at Bill Puff's service station and continuing in a northerly direction to a point on the Frew Mill Road adjacent to Herman Church in Lawrence County a distance of about 8.8 miles

Route 37023 Beginning at a point on Route 315 at Energy extending north in Shenango Township to a point on the Shenango-Slippery Rock Township line thence northerly in Slippery Rock Township through Center Church crossroad and continuing north crossing and recrossing the Shenango-Slippery Rock Township line to Route 79 in Wiegletown thence northerly along the township line crossing the Western Allegheny Railroad tracks continuing north in Shenango Township across the Frew Mill road to a point on the Shenango-Hickory Township line thence northerly in Hickory Township crossing Route 233 approximately .5 mile west of McCaslin and continuing north to a point on the road between State Routes 614 and 246 about .5 mile east of Eastbrook in Lawrence County a distance of about 8.3 miles

Route 37024 Beginning at Center Church Crossroads extending southeast and east in Slippery Rock Township to Ferree's Corners northeasterly and north to Frew's Crossroads in Lawrence County a distance of about 4.6 miles

Route 37025 Beginning at a point on the Frew Mill Road approximately .4 of a mile east of Herman Church extending northerly in Slippery Rock Township to a point on the Slippery Rock-Scott Township line thence northerly in Scott Township to Route 233 at a point approximately 1.5 miles east of McCasslin a distance of about 1.8 miles

Route 37026 Beginning at a point on the east city line of New Castle near the plant of the Lehigh Cement Works extending east on the Frew Mill Road to Shenango Township to a point on the Shenango-Slippery Rock Township line and continuing in an easterly direction in Slippery Rock Township through Gibsondale Herman Church Kennedy's Mills thence northeasterly to a point on the Slippery Rock-Scott Township line thence northeasterly in Scott Township to Route 246 the Perry Highway at Rockville in Lawrence County a distance of about 8.8 miles

Route 37027 Beginning at an intersection with Route 246 the Perry Highway at Rockville thence southeast in Scott Township to a point on the Scott-Slippery Rock Township line thence easterly along said township line to a point on the Lawrence-Butler County line in Lawrence County a distance of about .5 of a mile

Route 37028 Beginning at a point on the west city line of New Castle on West Washington Street thence west in Union Township toward the old Graselli Works crossing and recrossing the Pennsylvania and Ohio Electric Railway tracks to an intersection at Covert's Crossing thence north to the junction of Route 81 and Route 444 at Parkrstown in Lawrence County a distance of about 3.8 miles

Route 37029 Beginning at a point on State Route 444 adjacent to the Pennsylvania and Ohio Electric Railway crossing north of Edenburg in a northerly direction in Mahoning Township crossing the Youngstown Road and continuing across Route 81 to a point on the Mahoning-Pulaski Township line thence in a generally northerly direction in Pulaski Township past Dr Taylor's to a point on the New Bedford-Pulaski Road continuing north and northwesterly to the Lawrence-Mercer County line in Lawrence County a distance of about 8.3 miles

Route 37030 Beginning at a point on State Route 444 extending northwesterly in Mahoning Township through Whiting's Crossroads and McFarland's Corners to a point on the Ohio-Pennsylvania State line the entire road known as the old Youngstown Road in Lawrence County a distance of about .5 miles

Route 37031 Beginning at a point on Route 444 at the beginning of the old Youngstown Road north and east in Mahoning Township to a point on the Mahoning-Union Township line continuing in an easterly direction across Route 81 to the Harbor Bridge which is the dividing line between Union and Neshannock Townships thence in a generally easterly direction in Neshannock Township to an intersection with the New Castel-Pulaski Road .5 of a mile south of White Church in Lawrence County a distance of about 3.2 miles

Route 37032 Beginning at a point on the old Youngstown Road at McFarland's Corners and extending northward in Mahoning Township to a point on the Mahoning-Pulaski Township line thence north in Pulaski Township to the end of Route 647 near Villa Maria in Lawrence County a distance of about 2.1 miles

Route 37033 Beginning at a point on Route 81 at New Bedford north in Pulaski Township to the Lawrence-Mercer County line in Lawrence County a distance of about 2 miles

Route 37034 Beginning at a point on Route 81 in New Bedford extending in a northeasterly direction in Pulaski Township to an intersection with the Pulaski-Edenburg Road just north of Dr. Taylor's in Lawrence County a distance of about 3.5 miles

Route 37035 Beginning at a point on the Ohio-Pennsylvania line approximately .4 of a mile south of the Mercer County line extending in a generally easterly direction in Pulaski Township approximately 2 miles thence north to Lawrence-Mercer County line on the W Middlesex Road in Lawrence County a distance of about 2 miles

Route 37036 Beginning at Route 37013 at or neor old Savannah School House and thence in a northeastern direction in Shenango Township across State Route 315 at Joyce to State Route 79 at Willowbrook Gardense in Lawrence County a distance of about 2.3 miles

Route 37037 Beginning at a point on State Route 694 approximately .5 of a mile northeast of Pulaski extending northeasterly in Pulaski Township to the Lawrence-Mercer County line in Lawrence County a distance of about .6 of a mile

Route 37038 Beginning at a point adjacent to the north city line of New Castle on Route 80 thence northwesterly in Neshannock Township and northerly past White Church to a point on the Neshannock-Pulaski line thence in a generally northwesterly direction past the residence of John Neale on the Pulaski-New Castle Road to a point on Route 693 approximately .25 of a mile east of Pulaski in Lawrence County a distance of about 8.3 miles

Route 37039 Beginning at an intersection with the New Castle-Pulaski Road about 1.5 miles north of the city line of New Castle thence in an easterly direction through Neshannock Township crossing Route 80 at Walmo continuing east across the old Mercer Road at Coaltown thence to a point on the Neshannock-Hickory Township line thence easterly in Hickory Township past Lakewood Park to an intersection with the State-aid application near the beginning of State Route 614 just west of Eastbrook in Lawrence County a distance of about 5.2 miles

Route 37040 Beginning at Route 80 at J B. Johnson's north in Wilmington Township to State Route 238 at Neshannock School in Lawrence County a distance of about 2.4 miles

Route 37041 Beginning at a point on the north city line of New Castle at the end of the car tracks northward in Neshannock Township on the old Mercer Road through Coaltown to a point on the Neshannock-Wilmington Township line thence in a northeasterly direction in Wilmington Township through Vance Crossroads and through the village of Fayetteville and to the crossroads at Shephard School on the Wilmington-Volant Road in Lawrence County a distance of about 7.3 miles

Route 37042 Beginning at a point at the intersection with South Market Street on the south borough line of New Wilmington thence southerly in Wilmington township to a point about .5 of a mile west of Vance crossroads thence easterly through Vance crossroads and southeasterly through Neshannock Falls thence northeasterly and southeasterly to a point on State Route 614 approximately .5 of a mile south of Richhill Church in Lawrence County a distance of about 5.4 miles

Route 37043 Beginning at a point on Route 614 approximately .6 of a mile south of Rich Hill Church extending southeasterly in Hickory Township to a point on the Hickory-Washington Township line thence southeasterly in Washington Township past the residence of Jesse Carr to a point on the Washington-Scott Township line thence southeasterly in Scott Township to the crossroads just west of Cooper School in Lawrence County a distance of about 4.1 miles

Route 37044 Beginning at a point just north of the end of the concrete on State Highway Route 614 extending easterly in Hickory Township to a point on the Hickory-Scott Township line thence easterly in Scott Township past the Young School House to the crossroads just west of the Cooper School House thence southeasterly to the intersection of State Highway Route 246 about .25 of a mile north of Harlansburg in Lawrence County a distance of about 4.9 miles

Route 37045 Beginning at a point on the east borough line of New Wilmington extending in a generally easterly direction in Wilmington Township through the crossroads at Shepherd's School to a point on the west borough line of Volant in Lawrence County a distance of about 3.9 miles

Route 37046 Beginning at a point on State Route 614 immediately east of bridge over Neshannock Creek extending northeasterly in Washington Township to the Lawrence-Mercer County line in Lawrence County a distance of about 1.1 miles

Route 37047 Beginning at the crossroads about .7 mile north of Jordon's School on Route 246 the Perry Highway thence easterly in Washington Township to a point on the Washington-Plaingrove Township line thence east in Plaingrove Township to a point on the Plainsgrove Road at Lawrence Corners approximately .4 of a mile north of Center School in Lawrence County a distance of about 3.5 miles

Route 37048 Beginning at a point on the Plaingrove Road at Lawrence Corners near Center School easterly in Plaingrove Township crossing Jamieson Run to the Lawrence-Mercer County line on the Liberty Road in Lawrence County a distance of about 2.5 miles

Route 37049 Beginning at a point on the Butler-Lawrence County line on the Moore's Corners Road northerly in Plaingrove Township to an intersection with the Liberty Road at or near McKee's School in Lawrence County a distance of about 2 miles

Route 37050 Beginning at the end of State-aid application 7224 at the cemetery north in Plaingrove Township on what is known as the Plaingrove Road to Sankey's thence north past the residence of J C Winder to an intersection with the Leesburg-Liberty Road at Pine Corners in Lawrence County a distance of about 3.9 miles

Route 37051 Beginning at a point on the Mercer-Lawrence County line thence southeasterly in Plaingrove Township through Brent and Pine Corners to the Lawrence-Mercer County line on the Leesburg-Liberty Road in Lawrence County a distance of about 2.8 miles

Route 37052 Beginning at a point on State Route 350 about .5 of a mile north of Pleasant Hill in Perry Township and extending westerly past number three school house to the Armstrong Bridge on the Perry-Wayne Township line thence northerly in Wayne Township to a point on the dividing line between Wayne and Slippery Rock Township thence northwesterly in Slippery Rock Township to a point of intersection with Route 37024 at Rural Hill School House in Lawrence County a distance of about 4.8 miles

Route 37053 Beginning at State Route 315 at the Harmony Baptist Church in Slippery Rock Township and running west to a point on the dividing line between Slippery Rock and Shenango Townships thence westerly in Shenango Township through Moravia Stop to the intersection with Route 37016 at the residence formerly owned by J R Sherrard in Lawrence County a distance of about 1.6 miles

Route 37054 Beginning at a point on State Route 246 at Jordan's School House in Washington Township extending southeasterly to the Washington-Plaingrove Township line thence southeasterly in Plaingrove Township to a point at the Presbyterian Church in Plaingrove in Plaingrove Village in Lawrence County a distance of about 3.3 miles

Route 37055 Beginning at intersection of Route 37029 on the west shore of the Shenango River opposite the Village of Pulaski and running east in Pulaski Township across the Shenango River and through the Village Pulaski to an intersection with State Routes 693 and 694 in Lawrence county a distance of about .3 of a mile

Section 39 The township roads to be taken over under the provisions of this act in the County of Lebanon are those situate and described as follows

Route 38001 Beginning at a point in South Londonderry Township on the Lebanon-Lancaster County boundary line about three miles west of the Lebanon-Dauphin County Line thence northwesterly through South Londonderry Township to to a point intersecting Route 624 at Upper Lawn thence from a point intersecting Route 624 about one-half mile west of Upper Lawn northerly via Plainville to a point intersecting Route 501 at Campbellstown thence from a point intersecting Route 501 about one-half mile east of Campbellstown through South Londonderry and North Londonderry Townships to a point on the southern boundary line of Palmyra Borough thence from a point on the northern boundary line of Palmyra through North Londonderry and North Annville Townships to a point intersecting Route 681 about one mile south of Bellegrove thence from a point in North Annville Township intersecting Route 651 at Bellegrove northerly through North Annville East Hanover Union and Cold Springs Townships via Harpers Tavren Indiantown and Indiantown Gap to a point in Cold Spring Township at Cold Spring Station on the Reading Railway in Lebanon County a distance of about 23.7 miles

Route 38002 Beginning at a point in Heidelberg Township on the boundary line between Lebanon and Lancaster Counties about two miles southwest of the Heidelberrg-Mill Creek Township Line thence northerly and westerly through Heidelberg Jackson South Lebanon North Lebanon and Bethel Townships via Kleinfeltersville Schaefferstown Reistville and Prescott to a point in Bethel Township intersecting State-aid Application 3582 about one-half mile north of the Bethel-North Lebanon Township Line thence from a point in Bethel Township intersecting State-aid Application 3582 at Mount Zion northerly through Bethel Township by way of Hamlin to a point on the Lebanon-Berks County Line about three miles northwest of Bethel-Jackson Township Line in Lebanon County a distance of about 19.1 miles

Route 38003 Beginning at a point in North Londonderry Township on Route 38001 about one-half mile east of the eastern line of Palmyra Borough thence westerly to a point on the eastern boundary line of Palmyra Borough thence from a point on the northern boundary line of Palmyra Borough through North Londonderry and East Hanver Townships to a point intersecting Route 140 about one-half mile east of the Lebanon-Dauphin County Line thence from a point intersecting Route 140 about one and one-half miles east of the Lebanon-Dauphin County Line northerly and easterly through East Hanover and Union Townships via Rankstown to a point intersecting Route 141 Spur at Bordnersville in Lebanon County a distance of about 14.3 miles

Route 38004 Beginning at a point in West Cornwall Township on the eastern boundary line of Mt. Gretna Borough thence northerly to a point intersecting Route 501 about one-half mile east of the West Cornwall-South Annville Township Line thence from a point intersecting Route 280 about one-half mile east of the West Cornwall-South Annville Township Line northerly through South Annville and Annville Townships to a point intersecting Route 139 thence from a point in North Annville Township intersecting Route 651 about one mile north of the North Annville-Annville Township line through North Annville and East Hanover Townships to a point intersecting Route 140 about one-half mile east of Ono in Lebanon County a distance of about 10.3 miles

Route 38005 Beginning at a point in North Lebanon Township on the northern boundary line of Lebanon-Independent Borough thence northerly through North Lebanon and Swatara Townships to a point on the southern boundary line of Jonestown Borough thence from a point on the eastern boundary line of Jonestown Borough easterly through Swatara Bethel and Jackson Townships via Greble intersecting Route 625 to a point intersecting Route 38008 about one mile south of the Lebanon-Berks County Line in Lebanon County a distance of about 12.7 miles

Route 38006 Beginning at a point in Heidelberg Township intersecting Route 38002 about one mile west of Schaefferstown thence westerly to a point intersecting the eastern limits of State-aid Application 2212 thence from a point on the western limits of State-aid Application 2212 thence northwesterly and northeasterly through South Lebanon Township to a point on the southern limits of State-aid Application 4047 thence from a point on the northern limits of State-aid Application 4047 northerly to a point intersecting Route 38002 at Prescott in Lebanon County a distance of about 3.5 miles

Route 38007 Beginning at a point in North Lebanon Township on the northern boundary line of Lebanon Independent Borough thence northerly to a point intersecting State-aid Application 1368 at Eustontown thence from a point on the North-Lebanon-Bethel Township Line intersecting State-aid Application 1368 northerly and easterly through Bethel and Jackson Townships via Mount Zion and State-aid Application 3582 to a point on Route 423 near the Lebanon-Berks County Line about three miles southeast of the Bethel-Jackson Township Line in Lebanon County a distance of about 8.0 miles

Route 38008 Beginning at a point in Jackson Township intersecting Route 38011 about one mile west of Richland Borough thence northerly through Jackson Township to a point on the southern boundary line of Myerstown Borough thence from a point on the northern boundary line of Myerstown Borough through Jackson Township via Kutztown to a point on the Lebanon-Berks County Line near the Jackson-Bethel Township Line in Lebanon County a distance of about 5.6 miles

Route 38009 Beginning at a point in South Lebanon Township about two miles west of Iona intersecting Route 38016 thence easterly to a point intersecting State-aid Application 2213 about one-half mile west of Iona in Lebanon County a distance of about 1.5 miles

Route 38010 Beginning at a point in Heidelberg Township on the Heidelberg-South Lebanon Township Line intersecting Route 38006 thence easterly through Heidelberg Township to a point intersecting Route 38002 at Reistville in Lebanon County a distance of about 2.3 miles

Route 38011 Beginning at a point in Jackson Township intersecting Route 38002 about one-half mile north of Jackson-Heidelberg Township Line thence easterly through Jackson and Mill Creek Townships to a point on the western boundary line of Richland Borough thence from a point on the eastern boundary line of Richland Borough easterly through Mill Creek Township via Sheridan to a point on the Lebanon-Berks County Line about two miles southeast of the Mill Creek-Jackson Township Line in Lebanon County a distance of about 4.5 miles

Route 38012 Beginning at a point in Heidelberg Township intersecting Route 38002 in Schaefferstown thence northeasterly through Heidelberg and Mill Creek Townships to a point intersecting Route 425 thence from a point in Mill Creek Township intersecting State-aid Application 1119 about one-fourth mile south of Millbach southwardly through Mill Creek Township to a point on Route 607 at the Mill Creek-Heidelberg Township Line in Lebanon County a distance of about 7.5 miles

Route 38013 Beginning at a point in Heidelberg Township intersecting Routes 607 and 38002 at Kleinfeltersville thence northeasterly to a point on the Heidelberg-Mill Creek Township Line intersecting State-aid Application 1119 in Lebanon County a distance of about 0.8 mile

Route 38014 Beginning at a point in Mill Creek Township about one and one-half miles northwest of the point of intersection between Lebanon Lancaster and Berks Counties thence northwest via Newmanstown to a point intersecting Route 38011 at Sheridan in Lebanon County a distance of about 3.8 miles

Route 38015 Beginning at a point in Jackson Township Route 149 about one mile west of the Lebanon-Berks County Line thence southerly through Jackson Township to the northern boundary line of Richland Borough thence from a point on the northeastern boundary line of Richland Borough through Mill Creek Township to a point on the Lebanon-Berks County Line about one-half mile south of the Mill Creek-Jackson Township Line in Lebanon County a distance of about 2.3 miles

Route 38016 Beginning at a point in South Lebanon Township intersecting State-aid Application 4668 about one mile east of the Cornwall Borough Line thence northerly through South Lebanon Township to the southern boundary line of Lebanon City in Lebanon County a distance of about 4.0 miles

Route 38017 Beginning at a point in South Lebanon Township intersecting Routes 38002 and 38006 at Prescott thence westerly to a point intersecting Routes 38002 and 38006 at Prescott thence westerly to a point intersecting Route 149 about one-half mile east of the Lebanon City Line thence from a point intersecting Route 149 near Avon northwesterly through North Lebanon Township via Weavertown to a point on the northeastern boundary line of Lebanon Independent Borough thence northeasterly through North Lebanon Township to a County a distance of about 5.4 miles

Route 38018 Beginning at a point in North Lebanon Township intersecting Routes 38017 at Weavertown thence northerly through North Lebanon Township to a point again intersecting Route 38017 in Lebanon County a distance of about 0.3 mile

Route 38019 Beginning at a point in Jackson Township intersecting Route 38007 about one mile west of the Lebanon-Berks County Line thence northerly to a point on the Lebanon-Berks County Line about two miles southeast of the Jackson-Bethel Township Line in Lebanon County a distance of about 1.2 miles

Route 38020 Beginning at a point in Bethel Township intersecting Route 39002 at Hamlin thence easterly through Bethel Township to a point on the Lebanon-Berks County Line about two miles northwest of the Bethel-Jackson Township Line in Lebanon County a distance of about 0.8 mile

Route 38021 Beginning at a point in Heidelberg Township intersecting State-aid Application 6893 about one mile south of Schaefferstown thence northerly to a point intersecting Route 38002 at Shaefferstown in Lebanon County a distance of about 1.0 mile

Route 38022 Beginning at a point in Swatara Township intersecting Route 140-D about one mile east of Lickdale thence easterly and southerly through Swatara and Bethel Townships to a point intersecting Routes 140-D and 140-C near Fredericksburg in Lebanon County a distance of about 4.8 miles

Route 38023 Beginning at a point in East Hanover Township intersecting Route 38001 about one-half mile southwest of East Hanover-Union Township Line thence northeasterly through East Hanover and Union Townships to a point intersecting Route 38003 about one-half mile east of Rankstown in Lebanon County a distance of about 1.0 mile

Route 38024 Beginning at a point in North Annville Township intersecting Route 38025 thence northeasterly through North Annville and Swatara Townships to a point intersecting Route 141-A at Bunker Hill in Lebanon County a distance of about 3.8 miles

Route 38025 Beginning at a point in North Annville Township intersecting Route 651 about one mile north of the North Annville-Annville Township Line thence eastwardly through North Annville Township to a point on the Western boundary line of Cleona Borough thence from a point on the northern boundary line of Cleona Borough eastwardly through North Lebanon Township to a point intersecting Route 141-A about one-half mile south of Ebenezer thence southwardly through North Lebanon and West Lebanon Townships and eastwardly through West Lebanon Township to a point on the western boundary line of Lebanon City in Lebanon County a distance of about 4.9 miles

Route 38026 Beginning at a point in North Cornwall Township on the southern boundary line of Cleona Borough thence easterly through North Cornwall Township to a point on the western boundary line of Lebanon City in Lebanon County a distance of about 2.5 miles

Route 38027 Beginning at a point in North Cornwall Township intersecting Route 38026 about one-half mile west of the Lebanon City Line thence northerly to a point intersecting Route 139 in Lebanon County a distance of about 0.1 mile

Route 38028 Beginning at a point in South Annville Township intersecting Route 501 at Mt. Pleasant thence northerly to a point intersecting Route 139 near the western boundary line of Annville Township in Lebanon County a distance of about 3.7 miles

Route 38029 Beginning at a point in North Cornwall Township intersecting Route 38030 about one-half mile east of the North Cornwall Township and South Annville Township Line thence easterly through North Cornwall Township intersecting Route 280 thenc efrom a point intersecting Route 280 at Rocherty to a point intersecting Route 137 about one-half mile north of Cornwall Borough Line in Lebanon County a distance of about 3.7 miles

Route 38030 Beginning at a point in South Annville Township intersecting Route 38004 about one-half mile west of the South Annville-North Cornwall Township Line thence northeasterly through South Annville and North Cornwall Townshiph to a point on the southern boundary line of Lebanon City in Lebanon County a distance of about 4.0 miles

Route 38031 Beginning at a point in West Cornwall Township intersecting Routes 501 and 138 at Quentin thence northeasterly through West Cornwall and North Cornwall Townships to a point intersecting Route 280 about one-fourth mile south of the Lebanon City Line in Lebanon County a distance of about 3.7 miles

Route 38032 Beginning at a point in South Londonderry Township on the Lebanon-Lancaster County Line about three miles southwest of the South Londonderry-West Cornwall Township Line thence northerly through South Londonderry Township via Colebrook intersecting Route 995 to a point intersecting Route 280 about one-half mile north of Colebrook in Lebanon County a distance of about 1.7 miles

Route 38033 Beginning at a point in South Londonderry Township on the Lebanon-Dauphin County Line about one-half mile north of the Lebanon-Lancaster County Line about one-half mile north of the Lebanon-Lancaster County Line thence northeasterly to a point intersecting Routes 624 and 38001 at Upper Lawn in Lebanon County a distance of about 2.1 miles

Route 38034 Beginning at a point in South Londonderry Township intersecting Route 624 about one-half mile east of the Lebanon-Dauphin County Line thence northwesterly to a point intersecting the Lebanon-Dauphin County Line in Lebanon County a distance of about 0.8 mile

Route 38035 Beginning at a point on the Lebanon-Dauphin County Line about three miles south of the South Londonderry-North Londonderry Township Line thence northerly to a point intersecting Route 501 in Campbellstown in Lebanon County a distance of about 2.3 miles

Route 38036 Beginning at a point on the Lebanon-Dauphin County Line about one mile south of the North Londonderry-East Hanover Township Line thence easterly to a point on the northwest boundary line of Palmyra Borough in Lebanon County a distance of about 0.6 mile

Route 38037 Beginning at a point in East Hanover Township on the Lebanon-Dauphin County Line about four miles south of East Hanover-Cold Spring Township Lines thence easterly to a point intersecting Route 38003 in Lebanon County a distance of about 1.0 mile

Route 38038 Beginning at a point in East Hanover Township intersecting Route 140 at East Hanover thence northerly to a point intersecting Route 38003 in Lebanon County a distance of about 1.8 miles

Route 38039 Beginning at a point in East Hanover Township on the Lebanon-Dauphin County Line about one and one-half miles south of East Hanover-Cold Spring Township Line thence easterly through East Hanover and Union Townships via St. Joseph Springs and Green Point to a point intersecting Route 140-E near Trout Run Station in Lebanon County a distance of about 8.5 miles

Route 38040 Beginning at a point in Jackson Township intersecting Route 38007 about one mile north of the Jackson-North Lebanon Township Line thence southeasterly to a point intersecting State-aid Application 852 at its western limits thence from a point intersecting State-aid Application 852 at its eastern limits to a point intersecting Route 38008 about one mile north of Myerstown in Lebanon County a distance of about 2.0 miles

Route 38041 Beginning at a point in South Lebanon Township intersecting State-aid Application 2213 thence northerly following the boundary line between Lebanon City and South Lebanon Township to a point intersecting Route 149 in Lebanon County a distance of about 0.16 mile

Route 38042 Beginning at a point in Swatara Township intersecting Route 38005 about 1.5 miles north of the North Lebanon-Swatara Township Line thence eastwardly through

Swatara and Bethel Townships to a point intersecting Route 38007 thence northwardly to a point intersecting Route 625 at the Little Swatara Creek Bridge in Lebanon County a distance of about 2.9 miles

Section 40 The township roads to be taken over under the provisions of this act in the County of Lehigh are those situate and described as follows

Route 39001 Beginning at a point on the Lehigh-Bucks County line approximately .75 of a mile south of Krassdale in Lower Milford Township thence northerly through Lower Milford Township crossing Route 39002 at Hosensack thence northerly through Lower Milford Township intersecting Routes 39003 and 39006 thence through Upper Milford Township to a point where it intersects the junction of County Road and Route 39007 at Vera Cruz in Lehigh County a distance of about 6.8 miles

Route 39002 Beginning at a point on the division line between Berks and Lehigh Counties approximately .25 of a mile southeast of Upper Milford Township line thence northeasterly through Lower Milford Township intersecting Route 39005 crossing Route 39001 at Hosensack thence northeasterly through Lower Milford Township crossing Route 39003 intersecting Route 39004 thence northerly through Lower Milford Township crossing Route 39007 thence northerly through Upper Saucon Township thence northeasterly through Upper Saucon Township intersecting Route 39012 thence crossing State Highway Route 153 thence northeasterly through Upper Saucon Township crossing State Highway Route 297 at Friedensville thence northeasterly through Upper Saucon Township to a point on the division line between Northampton and Lehigh Counties approximately one mile southeast of Colesville in Lehigh County a distance of about 13.7 miles

Route 39003 Beginning at a point on Route 39001 approximately one mile north of Hosensack in Lower Milford Township thence northeasterly through Dillingerville thence southeasterly through Lower Milford Township crossing Route 39002 thence to a point on the division line between Lehigh and Bucks Counties approximately 2.75 miles from the Montgomery County line in Lehigh County a distance of about 4.8 miles

Route 39004 Beginning at a point on the Lehigh-Bucks County line at approximately 1.5 miles southwest of Upper Saucon Township line thence northerly through Lower Milford Township to a point where it intersects Route 39002 near Chestnut Hill in Lehigh County a distance of about 2.2 miles

Route 39005 Beginning at a point on the Route 39002 in Lower Milford Township approximately one mile west of Hosensack thence northerly through Lower Milford and Upper Milford Townships thence through Powder Valley to a point where it intersects State Highway Route 158 approximately .25 of a mile southwest of old Zionsville in Lehigh County a distance of about 2.4 miles

Route 39006 Beginning at a point on Route 39001 in Lower Milford Township near Upper Milford-Lower Milford Township Line thence northwesterly through Upper Milford Township to a point where it intersects State Highway Route 158 near old Zionsville in Lehigh County a distance of about 1.5 miles

Route 39007 Beginning at a point on Route 39001 at Vera Cruz in Upper Milford Township thence easterly through Upper Milford and Lower Milford Townships crossing Route 39002 thence easterly through Lower Milford and Upper Saucon Townships intersecting Route 39011 thence easterly through Upper Saucon Township crossing State Highway Routes 153 and 153-Spur thence easterly through Upper Saucon Township to a point on the division line between Lehigh and Bucks Counties approximately one mile from the Northampton County line in Lehigh County a distance of about 8.9 miles

Route 39008 Beginning at a point on the division line between Lehigh and Bucks Counties approximately .5 of a mile southwest of Upper Saucon Township line thence northeasterly through Lower Milford and Upper Saucon Townships to a point where it intersects the southerly boundary line of Coopersburg Borough beginning at a point on the eastern boundary line of Coopersburg Borough approximately .5 of a mile north of Bucks County line .thence easterly through through Upper Saucon Township to a point on the division line between Lehigh and Bucks Counties approximately .5 of a mile east of Coopersburg Borough line in Lehigh County a distance of about 2.30 miles

Route 39009 Beginning at a point on State Highway Route 153 at Center Valley in Upper Saucon Township thence northeasterly through Upper Saucon Township to a point where it intersects Route 39010 near the Northampton County line in Lehigh County a distance of about 2.95 miles

Route 39010 Beginning at a point on State Highway Route 297 approximately .75 of a mile south of Friedensville thence easterly through Upper Saucon Township intersecting Route 39009 thence to a point on the division line between Northampton and Lehigh Counties approximately 1.75 miles northwest of Bucks County line in Lehigh County a distance of about 1.90 miles

Route 39011 Beginning at a point on Route 39007 in Upper Saucon Township approximately one mile west of Coopersburg Borough thence northerly through Upper Saucon Township to a point where it intersects county road in Upper Saucon Township approximately 1.25 miles northwest of Center Valley in Lehigh County a distance of about 1.20 miles

Route 39012 Beginning at a point on Route 39002 approximately .5 of a mile south of Lanark thence in a northerly direction through Upper Saucon Township to a point where it intersects County road at Lanark in Lehigh County a distance of about .5 of a mile

Route 39013 Beginning at a point on the easterly boundary line of Emaus Borough thence northeasterly through Salisbury Township intersecting Routes 39073 and 39015 crossing State Highway Route 153 at Mountainville thence northeasterly through Salisbury Township intersecting Route 39014 thence northeasterly touching State Highway Route 487 thence easterly through Salisbury Township to a point on the division line between Northampton and Lehigh Counties approximately one mile northeast of the Upper Saucon Township line in Lehigh County a distance of about 6.20 miles

Route 39014 Beginning at a point on Route 39013 near Goffs thence northerly through Salisbury Township to a point where it intersects State Highway Route 487 approximately .75 of a mile east of the city of Allentown in Lehigh County a distance of about .25 of a mile

Route 39015 Beginning at a point on Route 39013 in Salisbury Township approximately 1.25 miles southwest of Mountainville thence northerly through Salisbury Township to the Allentown City line in Lehigh County a distance of about 1.10 miles

Route 39016 Beginning at a point on State Highway Route 158 at Alton Park thence northerly through Salisbury Township to a point where it intersects the city line of Allentown in Lehigh County a distance of about 2.65 miles

Route 39017 Beginning at a point on the division line between Berks and Lehigh Counties thence northeasterly through Upper Milford Township intersecting Route 39018 to a point where it intersects State Highway Route 158 at Shimersville in Lehigh County a distance of about 3.50 miles

Route 39018 Beginning at a point on Route 39017 in Upper Milford Township approximately two miles west of Shimersville thence northerly through Upper Milford and Lower Macungie Townships to the southerly Borough line of Macungie in Lehigh County a distance of about 2.34 miles

Route 39019 Beginning at a point on the division line between Berks and Lehigh Counties approximately two miles northwest of Upper Milford and Lower Macungie Township line thence easterly through Lower Macungie Township intersecting Route 39021 at New Hensingersville thence easterly through Lower Macungie Township to the southerly borough line at Macungie thence from the easterly borough line of Macungie on a northeasterly direction to a point where it intersects Route 39025 approximately .25 of a mile east of Macungie Borough line in Lehigh County a distance of about 3.55 miles

Route 39020 Beginning at a point on the division line between Berks and Lehigh Counties approximately one and one-eighth miles southeast of Upper Macungie and Lower Macungie Townships line thence easterly through Lower Macungie Townships to the westerly borough line of Alburtis thence from easterly borough line of Alburtis in easterly direction through Lower Macungie Township to a point where it intersects State Highway Route 486 approximately .5 of a mile west of Macungie Borough line in Lehigh County a distance of about 2.4 miles

Route 39021 Beginning at a point on Route 39019 in Lower Macungie Township near New Hensingersville thence northerly through Macungie Township to the southerly borough line of Alburtis beginning at the northerly borough line of Alburtis thence northerly through Lower Macungie Township crossing Route 39023 at Wellersville thence northwesterly through Lower Macungie and Upper Macungie Townships to a point where it intersects State Highway Route 157 at Breinigsville in Lehigh County a distance of about 3.75 miles

Route 39022 Beginning at a point on the division line between Berks and Lehigh Counties approximately .75 of a mile southeast of Upper Macungie Township line thence northerly through Lower Macungie Township to a point where it intersects Route 39023 approximately .5 of a mile east of the Berks County line in Lehigh County a distance of about .70 of a mile

Route 39023 Beginning at a point on the division line between Berks and Lehigh Counties near the division line between Upper Macungie and Lower Macungie Townships thence easterly through Upper and Lower Macungie Town-intersecting Route 39022 thence northeasterly through Lower Macungie Township crossing Route 39021 at Wellersville thence northeasterly crossing State Highway Route 486 at Spring Creek thence northeasterly through Lower Macungie Township intersecting Route 39024 at East Texas thence southeasterly through Lower Macungie Township crossing Route 39025 thence to a point where it intersects State Highway Route 557 approximately .5 of a mile north of Upper Milford Township line in Lehigh County a distance of about 7.65 miles

Route 39024 Beginning at a point on Route 39023 at East Texas in Lower Macungie Township thence northeasterly through Lower Macungie Township to a place where it intersects Route 39025 approximately .65 of a mile northeast of East Texas in Lehigh County a distance of about .65 of a mile

Route 39025 Beginning at a point on State Highway Route 158 Spur in Lower Macungie Township thence northerly through Lower Macungie Township intersecting Route 39019 crossing Routes 39026 and 39023 and intersecting Route 39024 thence northerly to a point where it intersects State Highway Route 157 at Wescoesville in Lehigh County a distance of about 3.85 miles

Route 39026 Beginning at a point on the easterly borough line of Macungie thence easterly through Lower Macungie Township crossing Route 39025 thence easterly through Lower Macungie and Upper Milford Townships to a point where it intersects State Highway Route 557 near the division line between Lower Macungie and Upper Milford Township in Lehigh County a distance of about 2.25 miles

Route 39027 Beginning at a point on State Highway Route 157 in Lower Macungie Township at Wescoesville thence southeasterly through Lower Macungie Township to a point where it intersects State Highway Route 557 near the Salisbury-Lower Macungie line in Lehigh County a distance of about 2.1 miles

Route 39028 Beginning at a point on State Highway Route 157 in Lower Macungie Township approximately .25 of a mile northeast of Wescoesville thence northeasterly through Lower Macungie South Whitehall Townships intersecting Route 39029 thence northeasterly through South Whitehall Township touching Route 39030 and State Highway Route 443 thence southeasterly through South Whitehall Township to a point where it intersects State Highway Route 157 at Dorneysville in Lehigh County a distance of about 2.15 miles

Route 39029 Beginnin gat a point on Route 39028 in South Whitehall Township approximately .25 of a mile northeast of South Whitehall and Lower Macungie Township line thence northerly through South Whitehall Township to a point where it intersects Route 39030 approximately .5 of a mile west of Citronia in Lehigh County a distance of about .3 of a mile

Route 39030 Beginning at a point on State Highway Route 672 in Upper Macungie Township approximately .4 of a mile north of Trexlertown thence northeasterly through Upper Macungie Township intersecting Route 39043 thence easterly through Upper Macungie and South Whitehall Townships intersecting Route 39029 thence northeasterly through South Whitehall Township to a point where it intersects the Junction of State Highway Route 443 and Route 39028 at Citronia in Lehigh County a distance of about 4.60 miles

Route 39031 Beginning at a point on the northerly boundary line of the City of Allentown thence northeasterly through Hanover Township intersecting Route 39033 thence northeasterly through Hanover Township intersecting Route 39032 at Schoenersville thence northerly to a point on the division line between Northampton and Lehigh Counties approximately .25 of a mile north of Schoenersville in Lehigh County a distance of about 2.45 miles

Route 39032 Beginning at a point on the easterly borough line of Catasauqua approximately .75 of a mile south of Northampton County line thence northeasterly through Hanover Township to a point where it intersects Route 39031 at Schoenersville in Lehigh County a distance of about 1.70 miles

Route 39033 Beginning at a point on the southeasterly borough line of Catasauqua approximately 1.75 miles southwest of Northampton County line thence southeasterly through Hanover Township intersecting Route 39034 thence southeasterly through Hanover Township to a point where it intersects Route 39031 approximately .75 of a mile north of the City of Allentown in Lehigh County a distance of about 1.30 miles

Route 39034 Beginning at a point on the northerly boundary line of the City of Allentown approximately one mile east of the Lehigh River thence northerly through Hanover Township to a point where it intersects Route 39033 approximately .25 of a mile southeast of Catasauqua Borough line in Lehigh County a distance of about 1.10 miles

Route 39035 Beginning at the north end of Front Street at Allentown City line thence northwesterly through Whitehall Township to a point where it intersects Route 39036 at Fullerton in Whitehall Township in Lehigh County a distance of about .70 of a mile

Route 39036 Beginning at the north end of Fourth Street at Allentown City line thence northerly through Whitehall Township intersecting Route 39035 at Fullerton thence northerly through Whitehall Township to West Catasauqua in Whitehall Township thence in a southwesterly direction to a point of intersection of State Highway Route 555 approximately one mile southeast of Mickley in Lehigh County a distance of about 3 miles

Route 39037 Beginning at a point on Route 39038 in South Whitehall Township approximately one-eighth mile east of Mechanicsville thence easterly through South Whitehall and Whitehall Townships crossing State Highway Rotue 555 at Mickleys thence northeasterly through Whitehall Township to Hokendauqua in Whitehall Township in Lehigh County a distance of about 2.50 miles

Route 39038 Beginning at a point where the city line of Allentown meets State Highway Route 163 thence northerly through South Whitehall and Whitehall Townships then through South Whiteall intersecting Route 39037 thence northwesterly through Mechanicsville in South Whitehall Township thence northwesterly through Ruchsville in North Whitehall Township intersecting Route 39040 crossing Route 39049 at Ironton thence northerly through North Whitehall Township intersecting Route 39050 at Balliettsville thence northwesterly through North Whitehall Township to a point where it intersects State Highway Route 163 near Uniondale in Lehigh County a distance of about 9.10 miles

Route 39039 Beginning at a point on State Highway Route 163 in South Whitehall Township approximately one mile east of Wennersville thence northerly through South Whitehall Township to a point where it intersects secondary township road near Scherersville in Lehigh County a distance of about 1.10 miles

Route 39040 Beginning at a point on State Highway Route 163 at Wennersville in South Whitehall Township thence northerly through South Whitehall Township intersecting Routes 39042 and 39041 thence northerly through North Whitehall Township to a point where it intersects Route 39038 approximately one mile southeast of Ironton in Lehigh County a distance of about 3.20 miles

Route 39041 Beginning at a point on State Highway Route 163 approximately one mile north of Seigersville thence in a southeasterly direction through North Whitehall and South Whitehall Townships to a point where it intersects the junction of Routes 39042 and 39040 at Meyersville in Lehigh County a distance of about 2.85 miles

Route 39042 Beginning at a point on State Highway Route 163 in South Whitehall Township approximately .5 of a mile south of Seigersville thence in a northeasterly direction through South Whitehall Township to a point where it intersects the junction of Routes 39041 and 39040 at Meyersville in Lehigh County a distance of about 2.35 miles

Route 39043 Beginning at a point on Route 39030 in Upper Macungie Township thence northerly through Upper Macungie and South Whitehall Township crossing State Highway Route 443 thence northerly through Crackersport thence northerly through South Whitehall Township to a point where it intersects State Highway Route 163 at Walberts in Lehigh County a distance of about 2.35 miles

Route 39044 Beginning at a point on State Highway Route 443 in Upper Macungie Township approximately .75 of a mile east of Fogelsville thence northwesterly through Upper Macungie Township thence northeasterly through Upper Macungie and South Whitehall Townships thence easterly through Hillside in South Whitehall Township to a point where it intersects State Highway Route 163 at Walberts in Lehigh County a distance of about 4.10 miles

Route 39045 Beginning at a point on State Highway Route 672 in Upper Macungie Township approximately .5 of a mile north of Trexlertown thence northerly through Crane in Upper Macungie Township thence to a point where it intersects State Highway Route 443 at Chapmans in Lehigh County a distance of about 2.70 miles

Route 39046 Beginning at a point on State Highway Route 157 in Upper Macungie Township approximately .75 of a mile east of Berks County line at Newton thence easterly through Upper Macungie Township intersecting Route 39047 thence to a point where it intersects State Highway Route 672 approximately one mile south of Fogelsville in Lehigh County a distance of about 2.70 miles

Route 39047 Beginning at a point on Route 39046 in Upper Macungie Township approximately .25 of a mile east of Newton thence northerly through Upper Macungie Township crossing State Highway Route 443 at Haffsville thence northwesterly through Upper Macungie and Weisenburg Townships and through Seipstown thence northwesterly through Weisenburg Township intersecting Route 39048 to a point where it intersects Route 39066 approximately .5 of a mile south of Hynemansville in Lehigh County a distance of about 5.35 miles

Route 39048 Beginning at a point on Route 39047 in Weisenburg Township near Seipstown thence northeasterly through Weisenburg Township thence easterly through Lowhill Township crossing State Highway Route 672 at Clausville thence easterly intersecting Route 39057 thence easterly through Lowhill and North Whitehall Townships thence through Kernsville thence to a point where it intersects State Highway Route 163 at Seigersville in Lehigh County a distance of about 6.7 miles

Route 39049 Beginning at a point on State Highway Route 163 in North Whitehall Township approximately 1.5 miles north of Seigersville thence easterly through North Whitehall Township crossing Route 39038 at Ironton thence northeasterly through North Whitehall Township to a point where it intersects Route 39050 approximately one mile west of Egypt in Lehigh County a distance of about 3.6 miles

Route 39050 Beginning at a point on Route 39038 near Balliettsville in North Whitehall Township thence easterly through North Whitehall Township intersecting Route 39049 thence easterly through North Whitehall and Whitehall Townships intersecting Route 39051 thence crossing State-aid Application 7 at Egypt thence easterly through Whitehall Township to a point where it intersects the junction of State Highway Routes 175 and 555 at Cementon in Lehigh County a distance of about 3.55 miles

Route 39051 Beginning at a point on Route 39050 in Whitehall Township approximately .25 of a mile west of Egypt thence northwesterly through Whitehall and North Whitehall Townships to a point where it intersects Route 39052 approximately .5 of a mile east of Rising Sun in Lehigh County a distance of about 2.45 miles

Route 39052 Beginning at a point on Route 39057 at Newside in Washington Township thence easterly through Washington Township crossing State Highway Route 163 thence easterly through Neffs in North Whitehall Township intersecting Routes 39053 and 39051 thence to a point where it intersects State Highway Route 175 near Laurys in Lehigh County a distance of about 7.1 miles

Route 39053 Beginning at a point on Route 39052 in North Whitehall Township approximately 1.5 miles east of Neffs thence in a northwesterly direction through North Whitehall and Washington Townships to where it intersects State Highway Route 163 at Newhard in Lehigh County a distance of about 3.1 miles

Route 39054 Beginning at a point on Route 39061 in Heidelberg Township near Germansville thence northeasterly through Heidelberg Township crossing Route 39057 thence easterly through Heidelberg and Washington Townships crossing Route 39055 thence southeasterly to Best through Washington Township to a point where it intersects State Highway Route 163 approximately 2.5 miles south of Slatington in Lehigh County a distance of about 5.28 miles

Route 39055 Beginning at a point on Route 39057 in Heidelberg Township approximately 1.75 miles northwest of Newside thence northerly through Heidelberg and Washington Townships crossing Route 39054 thence to a point where it intersects State-aid Application 745 near Slatedale in Lehigh County a distance of about 2.9 miles ....

Route 39056 Beginning at a point on State Highway Route 285 in Lynn Township approximately .75 of a mile northwest of New Tripoli thence northerly through Lynn Township crossing State Highway Route 226 thence easterly through Lynn and Heidelberg Townships intersecting Routes 39063 39061 and 39057 thence easterly through Heidelberg Township to Lehigh Furnace thence to a point where it intersects the present end of State-aid Application 745 approximately one mile east of Lehigh Furnace in Washington Township in Lehigh County a distance of about 7.15 miles

Route 39057 Beginning at a point on Route 39048 in Lowhill Township at Leather Corner thence northery through Lowhill Township intersecting Route 39060 at Weidasville thence northerly through Lowhill Township intersecting Route 39058 thence northerly through Lowhill and Heidelberg Townships crossing State Highway Route 226 thence northerly through Heidelberg and Washington Townships intersecting Route 39052 at Newside thence northwesterly through Washington and Heidelberg Townships intersecting Route 39055 and crossing Route 39054 thence to a point where it intersects Route 39056 at Lehigh Furnace in Lehigh County a distance of about 10.7 miles

Route 39058 Beginning at a point on Route 39057 in Lowhill Township approximately one mile northeast of Weidasville thence northeasterly through Lowhill and North Whitehall Townships to a point where it intersects State Highway Route 163 at Shencksville in North Whitehall Township in Lehigh County a distance of about 2.45 miles

Route 39059 Beginning at a point on State Highway Route 672 in Lowhill Township approximately one mile northwest of Lyon Valley thence easterly through Lowhill Township to a point where it intersects Route 39060 approximately .5 of a mile northwest of Weidasville in Lehigh County a distance of about 1.40 miles

Route 39060 Beginning at a point on Route 39057 at Weidasville in Lowhill Township thence northwesterly through Lowhill Township intersecting Route 39059 thence northwesterly through Lowhill and Heidelberg Townships to a point where it intersects State Highway Route 226 in Heidelberg Township approximately .5 of a mile east of Pleasant Corners in Lehigh County a distance of about 5.3 miles

Route 39061 Beginning at a point on State Highway Route 226 at Pleasant Corners in Heidelberg Township thence northwesterly through Heidelberg Township thence through Germansville intersecting Route 39054 thence northwesterly through Heidelberg Township to a point where it intersects Route 39056 approximately two miles west of Lehigh Furnace in Lehigh County a distance of about 3.9 miles

Route 39062 Beginning at a point on Route 39063 near the Heidelberg-Lowhill Township line in Heidelberg Township thence northeasterly through Heidelberg Township to a point where it intersects State Highway Route 672 approximately .5 of a mile south of Pleasant Corners in Lehigh County a distance of about .8 of a mile.

Route 39063 Beginning at a point on Route 39066 at Seiberlingsville in Weisenburg Township thence northerly through Weisenberg Township crossing Route 39072 at Werleys Corner thence through Switzer thence northeasterly through Weisenburg Lowhill and Heidelberg Townships intersecting Route 39062 thence northwesterly through Heidelberg Township intersecting Route [illegible] at Flint Hill thence northerly through Heidelberg Township crossing State Highway Route 226 through German Corners thence to a point where it intersects with Route 39056 approximately 1.25 miles north of Germans Corners in Lehigh County a distance of about 10 miles

Route 39064 Beginning at a point on Route 39066 in Weisenburg Township near Hynemansville thence northeasterly through Weisenburg and Lowhill Townships to a point where it intersects State Highway Route 672 at Lyon Valley in Lehigh County a distance of about 3.25 miles

Route 39065 Beginning at a point on the division line between Lehigh and Berks County line approximately .3 of a mile west of New Smithville in Weisenburg Township thence easterly through Weisenburg Township to a point where it intersects State Highway Route 143 at New Smithvilel in Weisenburg Township in Lehigh County a distance of about .3 of a mile

Route 39066 Beginning at a point on the division line between Berks and Lehigh County approximately 1.75 miles southeast of the Weisenburg Township line thence northwesterly through Upper Macungie Township crossing State Highway Route 157 thence northwesterly through Upper Macungie and Weisenburg Townships crossing State Highway Route 443 thence northerly through Weisenburg Township intersecting Routes 39047 and 39064 near Hynemansville thence northwesterly through Weisenburg Township intersecting Route 39063 at Seiberlingville thence northerly through Weisenburg and Lynn Townships crossing Route 39067 at Steins Corner thence northwesterly through Lynn Township crossing Route 39072 thence northerly through Lynn Township crossing State Highway Route 285 at Lynnport thence northwesterly through Lynn Township thence southerly through Lynn Township to a point where it intersects State Highway Route 285 near Wanamakers in Lehigh County a distance of about 18.6 miles

Route 39067 Beginning at a point on the division line between Berks and Lehigh County approximately .5 of a mile southeast of the Lynn-Weisenburg Township line thence northeasterly through Weisenburg and Lynn Townships crossing Route 39066 at Steins Corner thence northeasterly through Lynn Township to a point where it intersects Route 39072 near Lynnville in Lehigh County a distance of about 3.70 miles

Route 39068 Beginning at a point on Route 39072 at Lynnville in Lynn Township thence northerly through Lynn Township to a point where it intersects Route 39070 approximately one mile south of New Tripoli in Lehigh County a distance of about 1.5 miles

Route 39069 Beginning at a point on Route 39070 at New Tripoli in Lynn Township thence southeasterly through Lynn and Heidelberg Townships to a point where it intersects Route 39063 at Flint Hill in Lehigh County a distance of about 2.4 miles

Route 39070 Beginning at a point on Route 39072 in Lynn Township approximately 1.25 miles west of Lynnville thence northeasterly through Lynn Township intersecting Routes 39068 and 3906A thence to a point where it intersects State Highway Route 285 at New Tripoli in Lehigh County a distance of about 3.1 miles

Route 39071 Beginning at a point on Route 39072 near the Berks County line in Lynn Township thence northerly through Lynn Township to a point where it intersects State Highway Route 285 at Jacksonville in Lehigh County a distance of about 3.15 miles

Route 39072 Beginning at a point on division line between Berks and Lehigh Counties approximately 2.75 miles northwest of the Lynn-Weisenburg Township line thence easterly through Lynn Township intersecting Route 39071 and crossing Route 39066 intersecting 39070 39067 and thence intersecting Route 39068 at Lynnville thence southwesterly through Lynn and Weisenburg Townships crossing Route 39063 at Werleys Corner thence southeasterly through Weisenburg and Lowhill Townships to a point where it intersects State Highway Route 672 approximately .5 of a mile northweste of Lyon Valley in Lehigh County a distance of about 8.25 miles

Route 39073 Beginning at a point on Route 39013 in Salisbury Township approximately .75 of a mile northeast of Emaus Borough thence northwesterly through Salisbury Township to a point where it intersects State Highway Route 158 approximately .75 of a mile from the northeast Emaus Borough line in Lehigh County a distance of about .30 of a mile

Section 41 The township roads to be taken over under the provisions of this act in the County of Luzerne are those situate and described as follows

Route 40001 Beginning at a point on State Highway Route 177 near Hays Corners in Dallas Township thence in a northeasterly direction to a point where it intersects State Highway Route 11 approximately two miles north of Dallas Borough in Dallas Township in Luzerne County a distance of about 1.3 miles

Route 40002 Beginning at a point on State Highway Route 177 at Hays Corners in Dallas Township thence northerly intersecting Route 40050 and 40027 to a point where it intersects county road approximately .75 of a mile west of Kunkle in Dallas Township in Luzerne County a distance of about 2 miles

Route 40003 Beginning at a point on the division line betweent Luzerne and Carbon Counties approximately .6 of a mile south of the City of Hazleton thence northerly through Hazle Township to the southerly boundary line of the City of Hazleton in Luzerne County a distance of about .6 of a mile

Route 40004 Beginning at a point on State Highway Route 170 near the Carbon-Luzerne County line thence northerly through Hazle Township intersecting Route 4005 thence northerly through Hazle Township to a point where it intersects county road at Oakdale in Hazle Township in Luzerne County a distance of about 4.2 miles

Route 40005 Beginning at a point on the easterly boundary line of the City of Hazleton approximately two miles north of Carbon County line thence easterly through Hazle Township to a point where it intersects Route 4004 approximately .5 of a mile north of Stockton in Luzerne County a distance of about 1.2 miles

Route 40006 Beginning at a point on a county road near Jeddo thence easterly through Hazle and Foster Township to a point on the division line between Carbon Township to a point on the division line between Carbon and Luzerne Counties approximately 3.5 miles northeast of Foster Township line in Luzerne County a distance of about 4.20 miles

Route 40007 Beginning at a point on the north borough line of Freeland thence in a northerly direction for a distance of approximately .3 of a mile thence westerly through Foster and Butler Townships to a point approximately .2 of a mile west of the Foster-Butler Township line in Luzerne County a distance of about 1 mile

Route 40008 Beginning at a point on County road in Foster Township approximately .5 of a mile east of the Freeland Borough line thence easterly through Foster Township thence northeasterly through Foster Township to a point where it intersects the County road approximately .5 of a mile south of White Haven Borough in Luzerne County a distance of about 6.3 miles

Route 40009 Beginning at a point on State Highway Route 170 in Butler Township approximately two mile seast of Drums in Butler Township thence northeasterly through Butler Township to a point where it intersects County road approximately 2.3 miles west of Freeland Borough in Luzerne County a distance of about 1.1 miles

Route 40010 Beginning at a point on the division line between Columba and Luzerne Counties approximately 2.2 miles north of Schuylkill County Line thence easterly intersecting Route 40011 at Mountain Grove in Black Creek Township thence easterly through Black Creek Township intersecting Route 40012 thence easterly through Black Creek and Sugar Loaf Townships to a point at the West Borough line of Conyngham Borough in Luzerne County a distance of about 8.4 miles

Route 40011 Beginning at a point on the division line between Columbia and Luzerne Counties approximately 2.7 miles north of Schuylkill County line thence easterly through Black Creek Township thence southeasterly through Black Creek Township to a point where it intersects Route 40010 at Mountain Grove in Black Creek Township in Luzerne County a distance of about 1.1 miles

Route 40012 Beginning at a point on Route 40010 approximately 1.75 miles east of the Columbia County line thence northerly through Black Creek Township thence easterly through Black Creek and Sugar Loaf Townships crossing State Highway Route 184 thence through Sugar Loaf and Butler Townships crossing county road at St Johns in Butler Township thence easterly through Butler Township crossing Routo 40013 thence easterly through Butler Township to a point where it intersects State Highway Route 170 approximately 2.6 miles south of Nescopeck Pass Station in Luzerne County a distance of about 15.8 miles

Route 40013 Beginning at a point on State Highway Route 170 in Butler Township approximately two miles north of City of Hazleton city line thence northerly through Kislyn in Butler Township thence northerly crossing State Highway Route 653 at Drums thence northeasterly through Butler Township crossing Route 40012 thence northeasterly through Butler Township touching State Highway Route 170 at Sand Springs thence northeasterly through Dorrance Township intersecting Route 40022 thence northeasterly through Dorrance and Wright Townships to a point where it intersects Route 40023 approximately .5 of a mile southwest of Alberts Corner in Luzerne County a distance of about 8.5 miles

Route 40014 Beginning at a point on the county road at the Franklin-Kingston Township line thence northeasterly through Franklin Township thence northerly to a point on the Franklin-Exeter Township line thence northerly in Exeter Township to a point intersecting Route 40052 in Luzerne County a distance of about 3.3 miles

Route 40015 Beginning at a point on Route 40012 in Black Creek Township approximately one mile south of Nescopeck Townships to a point where it intersects the junction of Routes 40016 and 40018 approximately 2.75 miles west of Briggsville in Nescopeck Township in Luzerne County a distance of about 4 miles

Route 40016 Beginning at a point on the division line between Columbia and Luzerne Counties approximately .9 of a mile north of Black Creek Township line thence easterly through Nescopeck Township intersecting Route 40017 thence easterly through Nescopeck Township thence northeasterly through Nescopeck Township thence easterly through Nescopeck Township thence easterly through Zenith in Nescopeck Township to a point where it intersects Route 40015 approximately 2.5 miles west of Briggsville in Luzerne County a distance of about 4 miles

Route 40017 Beginning at a point on Route 40016 in Nescopeck Township approximately .6 of a mile east of Columbia County line thence northerly through Nescopeck Township touching the southerly boundary line of Nescopeck Borough thence westerly to the Luzerne-Columbia County line in Luzerne County a distance of about 2.7 miles

Route 40018 Beginning at a point on Route 40015 in Nescopeck Township approximately 2.5 miles west of Briggsville thence easterly through Nescopeck Township crossing State Highway Route 184 intersecting Route 40019 thence easterly through Nescopeck and Hollenback Townships intersecting Routes 40020 and 40021 thence northeasterly to a point where it intersects County road at Hobbie in Hollenback Township in Luzerne County a distance of about 6.3 miles

Route 40019 Beginning at a point on Route 40018 near Briggsville in Nescopeck Township thence northerly through Nescopeck Township intersecting County road thence to a point where it intersects State Highway Route 655 at Wapwallopen in Nescopeck Township in Luzerne County a distance of about 2.4 miles

Route 40020 Beginning at a point on Route 40018 approximately 1.7 miles east of Briggsville thence northerly through Hollenback Township to a point where it intersects county road approximately 1.5 miles east of Wapwollen in Luzerne County a distance of about 1 mile

Route 40021 Beginning at a point on Route 40018 in Hollenback Township approximately .5 of a mile southwest of Hobbie thence southerly through Hollenback Township thence easterly through Hollenback and Dorrance Townships thence southerly through Dorrance and Butler Townships to a point where it connects County road in Butler Township approximately .6 of a mile south of Dorrance Township line in Luzerne County a distance of about 3 miles

Route 40022 Beginning at a point on Route 40013 at the Butler-Dorrance Township line near Nescopeck Pass thence westerly through Dorrance Township thence northerly through Dorrance Township to a point where it intersects County road approximately one mile southeast of Dorrance in Luzerne County a distance of about 3.5 miles

Route 40023 Beginning at a point on County road in Dorrance Township approximately .7 of a mile southeast of Dorrance thence easterly through Dorrance and Wright Townships intersecting Route 40013 thence crossing county road at Alberts Corners intersecting Route 40024 thence to a point of intersection with State Highway Route 170 in Fairview Township approximately one mile south of Mountain Top in Luzerne County a distance of about 8.1 miles

Route 40024 Beginning at Nuangola Station in Rice Township thence easterly through Rice and Wright Townships to a point where it intersects Route 40023 approximately one mile west of Fairview Township line in Luzerne County a distance of about 2.5 miles

Route 40025 Beginning at a point on county road in Slocum Township approximately 1.5 miles west of Nuangola Borough line thence southerly through Slocum Township crossing Route 40026 thence southerly through Slocum and Dorrance Townships intersecting county road thence northeasterly through Dorrance and Rice Townships intersecting county road thence northwesterly through Rice Township to the southerly Borough line of Nuangola in Luzerne County a distance of about 4.1 miles

Route 40026 Beginning at a point on State Highway Route 655 in Conyngham and Slocum Townships crossing Route 40025 thence easterly through Slocum Township to the westerly boundary line of Nuangola in Luzerne County a distance of about 8.8 miles

Route 40027 Beginning at a point on State Highway Route 375 at Shawanese Post Office in Lehman Township thence in an easterly direction through Lehman and Dallas Townships to a point of intersection with Route 40002 at approximately 1.25 miles southwest of Kunkle in Dallas Township in Luzerne County a distance of about 2.3 miles

Route 40028 Beginning at a point on the Columbia-Luzerne County line approximately two miles north of Berwick thence northeasterly through Salem Township intersecting Route 40029 thence easterly through Salem Township to a point where it intersects State Highway Route 4 approximately three miles south of Shickshinny in Luzerne County a distance of about 2.6 miles

Route 40029 Beginning at a point on State Highway Route 4 in Salem Township approximately 1.8 miles east of Berwick thence northeasterly through Salem Township to a point where it intersects Route 40028 at Walton School Salem Township in Luzerne County a distance of about 4.6 miles

Route 40030 Beginning at a point on State Highway Route 655 in Conyngham Township approximately .3 of a mile north of Pond Hill Station thence northeasterly through Conyngham Township to a point where it connects county road at the Slocum Township line approximately one mile south of Newport Township line in Luzerne County a distance of about 2.8 miles

Route 40031 Beginning at a point on the county road at the Lee School in Conyngham Township thence easterly to a point on the dividing line between Conyngham-Newport Townships thence eatserly through Newport Township thence northwesterly through Newport Township thence easterly through Glen Lyon and Wanamie to a point intersecting Route 40032 thence easterly through Newport Township again intersecting Route 40032 and crossing Route 40034 at Alden intersecting Route 40035 thence easterly through Newport Township to the west boundary line of the City of Nanticoke in Luzerne County a distance of about 7.9 miles

Route 40032 Beginning at a point on Route 40031 in Newport Township approximately 1.2 miles east of Wanamie thence northerly through Newport Township thence easterly through Newport Township to a point where it intersects Route 40031 approximately .3 of a mile west of Alden in Newport Township in Luzerne County a distance of about 1 mile

Route 40033 Beginning at Newport Center in Newport Township thence northeasterly through Newport Township intersecting Route 40034 and Route 40035 thence northeasterly through Newport Township to the westerly boundary line of the City of Nanticoke thence from the easterly boundary line of the City of Nanticoke through Hanover Township in a northeasterly direction to the southerly boundary line of the City of Wilkes-Barre approximately .6 of a mile southeast of the Susquehanna River in Luzerne County a distance of about 4.9 miles

Route 40034 Beginning at a point at the intersection of County road near Newport-Slocum Township line approximately one mile west of Nuangola Borough thence northwesterly through Slocum and Newport Townships crossing Route 40031 at Alden in Newport Township thence northwesterly through Newport Township to a point where it intersects Route 40033 approximately .5 of a mile southwest of the City of Nanticoke in Luzerne County a distance of about 3.2 miles

Route 40035 Beginning at a point on Route 40031 at Alden in Newport Township thence northwesterly through Newport Township to a point where it intersects Route 40033 near the

Nanticoke City line in Luzerne County a distance of about 1 mile

Route 40036 Beginning at a point on the county road about .25 of a mile east of the Nanticoke Borough line in Hanover Township thence southerly and easterly through Hanover Township to a point on the west borough line of Warrior Run Borough and the east borough line of Sugar Notch Borough and the southwest borough line of Ashley Borough in Luzerne County a distance of about 3 miles

Route 40037 Beginning at a point on Route 235 approximately one mile east of Huntington Mills in Huntington Township thence northeasterly through Huntington and Union Townships to a point where it intersects Route 40073 approximately .75 of a mile northeast of Townline in Luzerne County a distance of about 2.2 miles

Route 40038 Beinning at a point on the Wilkes-Barre City and Plains Township line thence in a northeasterly direction crossing Route 40046 thence through Plains and Jenkins Townships to a point on the dividing line between the City of Pittston and Jenkins Township in Luzerne County a distance of about 5.7 miles

Route 40039 Beginning at a point on the northerly boundary line of Laurel Run Borough approximately one mile northeast of Hanover Township line thence northwesterly through Wilkes-Barre Township to a point where it intersects the southerly boundary line of the City of Wilkes-Barre in Luzerne County a distance of about .8 of a mile

Route 40040 Beginning at a point on County road in Dennison Township approximately one mile north of White Haven Borough thence northwesterly through Dennison Township thence northeasterly through Dennison Township to a point where it intersects County road approximately 3.5 miles north of White Haven Borough in Luzerne County a distance of about 4.3 miles

Route 40041 Beginning at a point on the northerly boundary line of White Haven Borough thence northerly through Dennison Township thence northeasterly through Dennison and Bear Creek Townships thence northwesterly through Bear Creek to a point where it intersects State Highway Route 169 at Bear Creek in Luzerne County a distance of about 10.8 miles

Route 40042 · Beginning at a point on State Highway Route 169 in Buck Township approximately .5 of a mile northwest of Stoddartsville thence northeasterly through Buck Township to a point on the division line between Luzerne and Lackawanna County near the Lehigh River in Luzerne County a distance of about 2.8 miles

Route 40043 Beginning at a point on State Highway Route 169 in Bear Creek Township approximately two miles east of Bear Creek thence northeasterly through Bear Creek Township to a point where it intersects State Highway Route 665 approximately two miles west of Lackawanna-Luzerne County line in Luzerne County a distance of about 3 miles

Route 40044 Beginning at a point on the present northerly end of county road in Jenkins Township approximately one mile southeast of Laflin Borough line thence northerly through Jenkins Township to the southeasterly borough line of Yatesville near State Highway Route 515 in Luzerne County a distance of about 2 miles

Route 40045 Beginning at a point on county road in Bear Creek Township approximately .75 of a mile east of Laurel Run Borough thence northwesterly through Bear Creek and Plains Townships crossing State Highway Route 515 thence northwesterly through Plains Township to the city line of Wilkes-Barre in Luzerne County a distance of about 2.8 miles

Route 40046 Beginning at a point on State Highway Plains Township thence easterly through Plains Township to Route 5 in Plains Township approximately 1.7 miles southwest of Jenkins Township line thence southeasterly through a point on the southwesterly Borough line of Laflin in Luzerne County a distance of about 2.9 miles

Route 40047 Beginning at a point on the southeasterly boundary line of the City of Pittston thence southeasterly through Pittston Township to a point where it intersects State Highway Route 515 near Yatesville Borough line in Luzerne County a distance of about 1.4 miles

Route 40048 Beginning at a point on Route 40052 in Exeter Township approximately one mile north of Exeter Borough thence easterly through Exeter Township to a point where it intersects State Highway Route 232 approximately .5 of a mile north of Exeter Borough in Luzerne County a distance of about 2.3 miles

Route 40049 Beginning at a point on Route 40052 in Exeter Township approximately two and one-third miles due south from Wyoming County line thence easterly through Exeter Township to a point where it intersects State Highway Route 232 approximately 2.5 miles south of the Wyoming County line in Luzerne County a distance of about 1.7 miles

Route 40050 Beginning at a point on Route 40060 approximately 1.5 miles southeast of Shawanese Post Office thence in a northeast direction through Lehman and Dallas Townships to a point of intersection with Route 40002 approximately .25 of a mile north of Hays Corners in Dallas Township in Luzerne County a distance of about 1.6 miles

Route 40051 Beginning at a point on State Highway Route 11 at Kunkle in Dallas Township thence in a northeasterly direction to a point where it intersects Route 40053 near Rymans Pond in Dallas Township in Luzerne County a distance of about 1.4 miles

Route 40052 Beginning at a County road in Kingston Township approximately .5 of a mile north of Carverton in Kingston Township thence northeasterly through Kingston and Exeter Townships intersecting Routes 40048 and 40049 thence westerly through Exeter Township intersecting Route 40014 thence westerly through Exeter and Franklin Townships intersecting County road thence northerly through Franklin Township to a point on the division line between Luzerne and Wyoming Counties approximately one mile west of Exeter Township line in Luzerne County a distance of about 7.5 miles

Route 40053 Beginning at a point on County road in Dallas Township approximately .25 of a mile northeast of Dallas Borough thence northerly through Dallas Township touching County road at Demunds Corners thence northwesterly through Dallas Township to a point on Wyoming-Luzerne County line approximately .5 of a mile west of Franklin Township line in Luzerne County a distance of about 4.4 miles

Route 40054 Beginning at a point on the northerly boundary line of Luzerne Borough thence northerly through Kingston Township crossing County road intersecting Route 40055 thence northwesterly through Kingston and Dallas Townships to a point where it intersects County road approximately one mile southwest of Ketcham in Dallas Township in Luzerne County a distance of about 5.2 miles

Route 40055 Beginning at a point on Route 40054 in Kingston Township approximately one mile south of Ketcham in Dallas Township thence northeasterly through Kingston Township intersecting Route 40056 thence northeasterly through Kingston and Franklin Townships to a point where it intersects a county road approximately .5 of a mile west of Exeter-Kingston Township line in Luzerne County a distance of about 2.2 miles

Route 40056 Beginning at a point on Route 40055 approximately 1.5 miles southeast of Ketcham in Dallas Township thence southeasterly through Kingston Township to a point where it intersects a county road approximately one mile southwest of Carverton in Kingston Townshinp in Luzerne County a distance of about 1.2 miles

Route 40057 Beginning at a point on Route 40034 in Fairmount Township at Patterson Grove thence northeasterly through Fairmount Township intersecting Route 40067 thence northerly through Rittenhouse in Fairmount Township thence northerly through Fairmount Township to a point where it intersects State Highway Route 177 approximately two miles west of Ross Township line in Luzerne County a distance of about 5.1 miles

Route 40058 Beginning at a point on the northerly borough line of Plymouth thence northerly through Plymouth Township thence northeasterly through Jackson Township thence northwesterly through Jackson Township crossing Route 40059 at Chase thence northwesterly through Jackson Township to a point where it intersects State Highway Route 361 at Huntsville in Luzerne County a distance of about 4.4 miles

Route 40059 Beginning at a point on State Highway Route 339 in Jackson Township approximately two-tenths of a mile northwest of Plymouth Township line thence northeasterly through Jackson Township crossing Route 40058 at Chase thence northeasterly through Jackson Township to a point where it intersects State Highway Route 361 approximately 1.5 miles southeast of Huntsville in Jackson Township in Luzerne County a distance of about 4 miles

Route 40060 Beginning at a point on Route 40066 in Lehman Township approximately three-tenths of a mile northwest of Jackson Township line thence northeasterly through Lehman Township crossing State Highway Route 361 thence northwesterly through Lehman Township crossing State Highway Route 177 thence northwesterly through Lehman Township to a point where it intersects State Highway Route 375 at Shawnee in Luzerne County a distance of about 8.7 miles

Route 40061 Beginning at a point on Route 40069 in Hunlock Township approximately one mile east of Prichard in Hunlock Township thence northerly through Hunlock and Ross Townships to a point where it intersects county road approximately one mile southwest of Lake Township line in Luzerne County a distance of about 4.4 miles

Route 40062 Beginning at a point on State Highway Route 177 approximately three-tenths of a mile south of Ruggles in Lake Township thence southeasterly through Lake Township to a point where it intersects State Highway Route 177 at Laketon in Lake Township in Luzerne County a distance of about 1.5 miles

Route 40063 Beginning at a point on State Highway Route 177 in Lake Township approximately three-quarters of a mile northeast of Loyalville thence northeasterly through Lake Township thence southeasterly through Lake Township to a point where it intersects a country road at Outlet in Lake Township in Luzerne County a distance of about 2.6 miles

Route 40064 Beginning at a point on State Highway Route 361 at Meeker in Lehman Township thence northwesterly through Lehman and Lake Townships intersecting Route 40065 thence northwesterly through Lake Township to a point where it intersects State Highway Route 177 at Loyalville in Lake Township in Luzerne County a distance of about 3.5 miles

Route 40065 Beginning at a point on State Highway Route 369 approximately one mile orth of Pikes Creek in Lake Township thence northeasterly through Lake Townsend thence southeasterly through Lake Township thence southeasterly through Lake Township to a point where it intersects Route 40064 approximately seven-tenths of a mile northwest of Lehman Township line in Luzerne County a distance of about 1.4 miles

Route 40066 Beginning at a point on State Highway Route 369 near Cease Mills in Jackson Township thence northwesterly through Jackson Township and Lehman Township intersecting Route 40060 thence northerly through Lehman Township to a point where it intersects State Highway Route 361 approximately one mile southeast of Meeker in Lehman Township in Luzerne County a distance of about 3.3 miles

Route 40067 Beginning at a point on Route 40057 in Fairmount Township approximately 1.3 miles south of Rittenhouse thence northeasterly through Fairmount and Ross Townships intersecting county road at Irish Lane thence northeasterly through Ross Township intersecting Route 40079 to a point where it intersects Route 40068 approximately 1.2 miles south of Sweet Valley in Ross Township in Luzerne County a distance of about 5.25 miles

Route 40068 Beginning at a point at the junction of State Highway Route 235 and Route 40073 at Koonsville in Union Township thence northeasterly through Union Township intersecting Route 40072 at Reyburn thence northerly through Union Township crossing county road at Muhlenberg thence northerly through Union and Ross Townships intersecting Route 40067 and county road thence northerly through Ross Township to a point where it intersects State Highway Route 361 approximately one mile east of Kyttle in Ross Township in Luzerne County a distance of about 12.5 miles

Route 40069 Beginning at a point on county road at Prichard in Hunlock Township thence easterly through Hunlock Township intersecting Route 40061 thence easterly through Hunlock Township intersecting Route 40070 thence northeasterly through Hunlock and Lehman Townships to a point where it intersects State Highway Route 369 approximately three-quarters of a mile south of Silkworth in Lehman Township in Luzerne County a distance of about 3.1 miles

Route 40070 Beginning at a point on the county road in Hunlock Township approximately 1.5 miles west of Hunlock Creek thence northwesterly through Hunlock Township thence northeasterly through Hunlock Township to a point where it intersects Route 40069 near the Lehman-Hunlock Township line in Luzerne County a distance of about 3 miles

Route 40071 Beginning at a point on county road near Hunlock Creek in Hunlock Township thence northerly through Hunlock and Plymouth Townships to Hughes thence northerly through Plymouth and Lehman Townships to a point where it intersects State Highway Route 369 approximately one mile west of Cease Mills in Jackson Township in Luzerne County a distance of about 5.2 miles

Route 40072 Beginning at a point on Route 40068 in Union Township near Reyburn thence northeasterly through Union and Hunlock Townships to a point where it intersects the county road approximately one mile west of Hunlock Creek in Luzerne County a distance of about 3.9 miles

Route 40073 Beginning at a point at the junction of State Highway Route 235 and Route 40068 at Koonsville in Union Township thence northwesterly through Union Township to a point where it intersects Route 40076 approximately .5 of a mile east of Huntingdon Township line in Luzerne County a distance of about 3.7 miles

Route 40074 Beginning at a point on the county road about .75 of a mile northeast of the Franklin-Dallas Township line thence northwesterly and northerly in Franklin Township to a point on the county road about .5 of a mile west of Orange in Luzzerne County a distance of about 1.3 miles

Route 40075 Beginning at a point on Route 40076 in Huntingdon Township approximately seven-tenths of a mile northeast of Watertown thence easterly through Huntingdon and Union Townships to a point where it intersects State Highway Route 235 near Koonsville in Union Township in Luzerne County a distance of about 4 miles

Route 40076 Beginning at a point on the Columbia-Luzerne County line approximately 1.5 miles south of New Columbus Borough thence northeasterly through Huntingdon Township intersecting Route 40077 thence northeaserly through Waterton thence northeasterly intersecting Route 40075 thence northwesterly through Huntingdon Township crossing State Highway Route 235 at Huntingdon Mills thence northeaserly through Huntingdon and Union Townships intersecting Route 40073 thence northeasterly through Union Township to a point where it intersects county road approximately one and one-quarter miles west of Muhlenberg in Union Township in Luzerne County a distance of about 10 miles

Route 40077 Beginning at a point on Route 40076 in Huntingdon Township at the Waterton School thence westerly and southwesterly through Hardpan thence northerly and westerly to the Columbia-Luzerne County line directly south of New Columbus Borough in Luzerne County a distance of about 2.1 miles

Route 40078 Beginning at a point on the easterly borough line of New Columbus Borough thence easterly through Huntingdon Township to Townhill thence northerly through Huntingdon Township to a point where it intersects State Highway Route 235 aopproximately .75 of a mile west of Huntingdon Mills in Huntingdon Township in Luzerne County a distance of about 2.6 miles

Route 40079 Beginning at a point on county road in Ross Township approximately 2 miles east of Harveysville in Hunlock Township thence northeasterly through Ross Township crossing county road at Bloomingdale thence northeasterly through Ross Township to a point where it intersects Route 40067 approximately 2.25 miles east of Fairmount Township line in Luzerne County a distance of about 3.1 miles

Route 40030 Beginning at a point on the Columbia-Luzerne County line approximately .5 of a mile south of Fairmount Township line thence easterly through Huntingdon Township crossing Route 40082 thence northeasterly through Huntingdon Township thence northwesterly through Huntington Township thence northeasterly through Huntingdon Township to a point where it intersects the county road approximately one mile northwest of Harveyville in Luzerne County a distance of about 4.2 miles

Route 40081 Beginning at a point on Route 40032 in Fairmount Township approximately .75 of a mile north of Huntington Township line thence easterly through Fairmount Township to a point where it intersects county road at Clarksview in Luzerne County a distance of about 1 mile

Route 40082 Beginning at the northerly boundary line of New Columbus Borough thence northwesterly through Huntington Township crossing State Highway Route 235 and Route 40030 thence northwesterly through Fairmount Township thence northerly through Fairmount Township intersecting Route 40081 to a point where it intersects the county road at Fairmount Springs in Luzerne County a distance about 4.7 miles

Route 40083 Beginning at a point on the division line between Columbia-Luzerne Counties approximately .5 of a mile east of Fairmount Springs in Fairmount Township thence easterly through Fairmount Township to a point where it intersects county road at Fairmount Springs in Fairmount Township thence easterly through Fairmount Township to a point where it intersects county road at Fairmount Springs in Fairmount Township in Luzerne County a distance of about .5 of a mile

Route 40084 Beginning at a point on the present northerly end of State Highway Route 235-Spur at Harveysville in Huntington Township thence northerly through Huntington Township intersecting county road thence northerly through Huntington and Fairmount Townships intersecting Route 40085 at Patterson Grove thence northwesterly through Maple Run in Fairmount Township thence northwesterly through Fairmount Township to a point where it intersects State Highway Route 504 near Red Rock in Fairmount Township in Luzerne County a distance of about 7 miles

Route 40085 Beginning at a point on State Highway Route 361 at Huntsville in Jackson Township thence in a northeasterly direction through Jackson Lehman and Dallas Townships to a point of intersection with State Highway Route 11 near Fernbrook in Dallas Township in Luzerne County a distance of about 2.3 miles

Route 40086 Beginning at a point on State Highway Route 361 at Meeker thence northerly to a point on the Lehman-Lake Township line thence northerly through Lake Township to a point on the county road at Outlet School in Luzerne County a distance of about 2 miles

Section 42 The township roads to be taken over under the provisions of this act in the County of Lycoming are those situate and described as follows

Route 41001 Beginning at a point on the Lycoming-Clinton County line about 2.5 miles northwest of the corner between Clinton Union and Lycoming Counties thence northeasterly through Washington Township along White Deer Hole Creek to Texas Village thence northeasterly through Washington Township to the intersection with State Highway Route 176 at Elimsport in Lycoming County a distance of about 8.9 miles

Route 41002 Beginning at a point on State Highway Route 176 at Elimsport thence easterly through Washington Township on the Front Road to the Union County line at the end of Route 59027 in Lycoming County a distance of about 2.3 miles

Route 41003 Beginning at a point on the Union County line on the old State Road from Uniontown to Montgomery at the end of Route 59029 thence northerly through Brady Township to the end of the Loyalsock Gap Turnpike at the Clinton Township line thence northeasterly through Clinton Township to its intersection with Route 41005 about .75 of a mile distant from State-aid Application 1381 at Hulsizer's Garage in Lycoming County a distance of about 2.6 miles

Route 41004 Beginning at a point on State Highway with State Highway Route 176 thence northeasterly through Route 289 about .5 of a mile north of its intersection Washington Township to the crossing of Spring Creek thence southeasterly through Washington Township to the intersection with State Highway Route 176 at the Grange Hall thence northeasterly through Washington and Brady Townships about two miles to the stone church thence southeasterly through Brady Township to the intersection with Route 41003 about .25 of a mile north of the Union County line in Lycoming County a distance of about 5.7 miles

Route 41005 Beginning at a point on the Lycoming-Union County line at the end of Route 59028 thence northeasterly through Brady Township to the stone church thence northeasterly through Brady Township and Clinton Township to the crossing of the Loyalsock Gap Turnpike about .75 of a mile north of the Brady Township line thence easterly through Clinton Township to the intersection with State-aid Application 1381 near Hulsizer's Garage in Lycoming County a distance of about 4 miles

Route 41006 Beginning at a point on the east boundary of South Williamsport Borough thence easterly through Armstrong Township along the South Bank of the Susquehanna River to the beginning of the Loyalsock Gap Turnpike in Lycoming County a distance of about 1.3 miles

Route 41007 Beginning at a point on State Highway Route 289 about three miles north of Elimsport thence southeasterly through Washington Township to the intersection with Route 41004 about one mile northeast of its intersection with State Highway Route 289 in Lycoming County a distance of about 1.3 miles

Route 41008 Beginning at a point on Route 41004 about 1.25 miles northeast of its intersection with State Highway Route 289 thence northeasterly through Washington Brady and Clinton Townships over what is called the "back road" to the intersection with the Loyalsock Gap Turnpike at the end of State-aid Application 1381 in Lycoming County a distance of about 4.6 miles

Route 41009 Beginning at a point on Route 41004 in Brady Township about .5 of a mile northwest of the stone church thence northwesterly through Brady Township to the intersection with Route 41008 at the Oak Grove Schoolhouse in Lycoming County a distance of about 1.4 miles

Route 41010 Beginning at a point on State-aid Application 1381 at Hulsizer's Garage thence easterly over the Hale's Hill road to the intersection with State Highway Route 240 at the northeastern corner of Montgomery Borough in Lycoming County a distance of about .5 miles

Route 41011 Beginning at a point on State-aid Application 1381 at the John Meizel farm thence northeasterly through Clinton Township about two miles thence southeasterly through Clinton Township to the intersection with State Highway Route 240 at the brick church in Lycoming County a distance of about 2.7 miles

Route 41012 Beginning at a point on State Highway Route 240 about .5 of a mile east of the Montgomery Borough line thence northwesterly through Clinton Township to the intersection with Route 41011 at Hiram Wertman's corner in Lycoming County a distance of about .7 miles

Route 41013 Beginning at a point on the Lycoming-Clinton County line about two miles east of Rauchtown thence northerly through Limestone Township to Oriole thence easterly through Limestone Township to the intersection with State Highway Route 176 at Oval in Lycoming County a distance of about 3.7 miles

Route 41014 Beginning at a point on State Highway Route 503 about .25 of a mile north of the Clinton County line thence easterly through Limestone Township to the intersection with Route 41013 at Oriole in Lycoming County a distance of about 1.1 miles

Route 41015 Beginning at a point on State Highway Route 331 at Bastress thence easterly past the Catholic Church in Bastress Township thence northeasterly along the Jack's Hollow road in Bastress and Armstrong Townships to the Duboistown Borough line in Lycoming County a distance of about 5.9 miles

Route 41016 Beginning at the end of State-aid Application 5489 in the village of Nisbet thence westerly through Susquehanna Township to the river road thence easterly along the river road in Susquehanna Township to the intersection with State-aid Application 5489 in Nisbet about 400 feet east of the end of State-aid Application 5489 in Lycoming County a distance of about 3.8 miles

Route 41017 Beginning at the Clinton County line at the county bridge over Pine Creek on the road to Avis thence northeasterly through Porter Township to the southern boundary of Jersey Shore Borough at Main Street in Lycoming County a distance of about 1.5 miles

Route 41018 Beginning at a point on State Highway Route 23 at the northwestern boundary of Jersey Shore Borough thence northerly through Porter Township to the Watson Township line thence northeasterly through Watson and Porter Townships to the corner between Porter Mifflin and Piatt Townships thence easterly along the southern boundary of Mifflin Township to a point about .25 of a mile west of Larry's Creek thence southeasterly through Mifflin and Piatt Townships to the intersection with State Highway Route 353 at Larryville in Lycoming County a distance of about 5.8 miles

Route 41019 Beginning at a point on State Highway Route 23 near the mouth of Steward's Run thence northwesterly along Steward's Run in Piatt Township about 1.5 miles thence easterly through Piatt Township to the intersection with Route 41018 about .25 of a mile west of Larryville in Lycoming County a distance of about 3.6 miles

Route 41020 Beginning at a point on State Highway Route 266 at the mouth of Tombs Run thence northeasterly along Tombs Run in Watson Township to the corner between Watson Cummings and Mifflin Townships thence southeasterly through Mifflin Township to the intersection with State Highway Route 353 about .25 of a mile south of Salladasburg borough in Lycoming County a distance of about 5.6 miles

Route 41021 Beginning at a point on State Highway Route 266 at Waterville at the mouth of Little Pine Creek thence northerly along Little Pine Creek through Cummings and Pine Townships to the intersection with State Highway Route 106 at English Center in Lycoming County a distance of about 11 miles

Route 41022 Beginning at the end of State Highway Route 757 at Cammal thence northerly through McHenry and Brown Townships along Pine Creek over the original location of State Highway Route 106 to the Tioga County line about two miles south of Blackwell in Lycoming County a distance of about 13.9 miles

Route 41023 Beginning at a point on Route 41022 near the mouth of Cedar Run thence northerly through Brown Township along Cedar Run to the Tioga County line at the end of Route 58001 in Lycoming County a distance of about 1.4 miles

Route 41024 Beginning at a point on State Highway Route 106 in Pine Township about .5 of a mile south of Lorenton thence southwesterly through Pine Township to the crossing of State Highway Route 106 at Oregon Hill thence westerly through Pine Township about 1.5 miles to a road intersection in Lycoming County a distance of about 2.4 miles

Route 41025 Beginning at a point on State Highway Route 23 near the mouth of Spook Hollow thence northerly through Piatt Township about 1.5 miles thence westerly through Piatt Township to the intersection with State Highway Route 353 about .25 of a mile south of Larryville in Lycoming County a distance of about 2.3 miles

Route 41026 Beginning at a point on State Highway Route 23 near the mouth of Pine Run thence northerly along Pine Run through Woodward Piatt and Anthony Townships to the Mifflin Township line thence southwesterly through Mifflin Township to the southeast corner of Salladasburg Borough in Lycoming County a distance of about 7 miles

Route 41027 Beginning at a point on the northeast corner of Salladasburg Borough thence northeasterly through Mifflin Township along Larry's Creek to the Anthony Township line thence easterly through nthony Lycoming and Hepburn Townships along Hoagland's Run to the intersection with State Highway Route 20 at Cogan Station in Lycoming County a distance of about 8.3 miles

Route 41028 Beginning at a point on State Highway Route 23 at the mouth of Quinneshougheny Run thence northerly along Quinneshougheny Run through Woodward and Anthony and Mifflin Townships to the intersection with Route 41027 about .25 of a mile west of the Mifflin Township line in Lycoming County a distance of about 6.9 miles

Route 41029 Beginning at a point on State Highway Route 20 at the line between Old Lycoming and Lycoming Townships thence westerly on the Beautys Run road through Lycoming Township to the intersection with Route 41030 about .75 of a mile southeast of the intersection of Route 41031 in Lycoming County a distance of about 5 miles

Route 41030 Beginning at a point on the northwestern corner of the city of Williamsport thence northerly along Dougherty's Run on the line between Woodward and Old Lycoming Townships and the line between Anthony and Lycoming Townships to the intersection with Route 41027 at the line between Anthony and Lycoming Townships in Lycoming County a distance of about 6.8 miles

Route 41031 Beginning at a point on Route 41028 about two miles north of the Woodward Township line thence northeasterly through Anthony Township to the intersection with Route 41030 about two miles south of its intersection with Route 41027 in Lycoming County a distance of about .5 miles

Route 41032 Beginning at the intersection between Routes 41013 and 41014 at Oriole thence northerly through Limestone Township to the intersection with State Highway Route 176 near the top of Millport Hill in Lycoming County a distance of about 1.2 miles

Route 41033 Beginning at a point on Route 41030 about .5 of a mile south of the Lycoming Township line thence southeasterly through Old Lycoming Township on the Bottle Run Road to the intersection with State Highway Route 20 about .5 of a mile north of the High Street bridge in Lycoming County a distance of about 3.8 miles

Route 41034 Beginning at a point on Route 41030 about one mile south of the Lycoming Township line thence southeasterly through Old Lycoming Township to the northern boundary of the city of Williamsport in Lycoming County a distance of about 3.2 miles

Route 41035 Beginning at a point on Route 41085 about three miles southwest of the Sullivan County line thence northerly through Penn Township to the intersection with State Highway Route 19 about .75 of a mile east of Glen Mawr in Lycoming County a distance of about 1.9 miles

Route 41036 Beginning at a point on State Highway Route 713 at Chemung thence southewesterly through McNett Township to the first forks of the road in Lycoming County a distance of about 1 mile .

Route 41037 Beginning at the end of Route 41006 in Armstrong Township at the end of the road called the Loyalsock Gap Turnpike which was formerly a county road thence southeasterly over the Loyalsock Gap Turnpike through Armstrong and Clinton Townships to the end of the Loyalsock Gap Turnpike and the intersection with Route 41003 at the Brady Township line in Lycoming County a distance of about 6.3 miles

Route 41038 Beginning at a point on Route 41044 in Warrensville thence westerly through Eldred Township to its intersection with Route 41045 about 2.5 miles north of the Loyalsock Township line in Lycoming County a distance of about 1.7 miles

Route 41039 Beginning at a point on State Highway Route 353 at White Pine thence northwesterly through Cogan House and Pine Townships to the intersection with State Highway Route 106 about .75 of a mile east of English Center in Lycoming County a distance of about 3.5 miles

Route 41040 Beginning at a point on State Highway Route 353 at White Pine thence northerly through Cogan House Township about two miles thence easterly through Cogan House Township to the intersection with State Highway Route 353 about .5 of a mile southwest of its intersection with State Highway Route 21 in Lycoming County a distance of about 5.3 miles

Route 41041 Beginning at a point on State Highway Route 353 at the mouth of Wolf Run thence northerly through Cogan House Township along Wolf Run to the intersection with Route 41040 in Lycoming County a distance of about 2.1 miles

Route 41042 Beginning at a point on State Highway Route 353 in Cogan House Township about .75 of a mile northeast of Cogan House thence easterly over the Green Mountain Road to the intersection with State Highway Route 21 near the Lewis Township line in Lycoming County a distance of about 3.5 miles

Route 41043 Beginning at a point on State Highway Route 21 in Jackson Township about 1.5 miles south of Liberty Borough thence easterly through Jackson and McIntyre Townships along Roaring Branch to the Tioga County line about three miles southwest of Roaring Branch in Lycoming County a distance of about 7.1 miles

Route 41044 Beginning at a point on State Highway Route 20 in Hepburn Township about .25 of a mile south of Cogan Station thence northeasterly through Hepburn Township to the Eldred Township line about .25 of a mile south of the Gamble Township line thence southeasterly through Eldred Township to Warrensville thence southerly through Eldred and Loyalsock Townships along Mill Creek to the intersection with State Highway Route 10 at the west end of the bridge over Loyalsock Creek in Lycoming County a distance of about 13.4 miles

Route 41045 Beginning at a point on the northern boundary of the city of Williamsport on the Blooming Grove road thence northerly through Loyalsock and Hepburn Townships to the end of State Highway Route 711 at Hall's Mills thence easterly through Hepburn and Eldred Townships about 2.5 miles thence southerly through Eldred and Loyalsock Townships on the North Way road to the intersection with State Highway Route 18 about .5 of a mile east of the Williamsport City line in Lycoming County a distance of about 12.3 miles

Route 41046 Beginning at the northeastern corner of the city of Williamsport on Four Mile Drive thence easterly over the Bullet Hill road to the intersection with Route 41044 near Clark's Cabin in Lycoming County a distance of about 2.5 miles

Route 41047 Beginning at a point on Route 41044 in Hepburn Township about 1.25 miles west of the Eldred Township line thence northerly through Hepburn and Gamble Townships through Rose Valley thence northerly through Gamble Townsip to the intersection with State Highway Route 467 about one mile northwest of Calvert in Lycoming County a distance of about 5.9 miles

Route 41048 Beginning at a point on State Highway Route 20 in the village of Trout Run thence southeasterly through Lewis and Gamble Townships to the intersection with Route 41047 about 1.5 miles north of the Hepburn Township line in Lycoming County a distance of about 2.3 miles

Route 41049 Beginning at a point on Route 41044 at Warrensville thence easterly through Eldred Township to the intersection with State Highway Route 291 at Loyalsockville in Lycoming County a distance of about 1.8 miles

Route 41050 Beginning at a point on Route 41049 at the west end of the bridge over Loyalsock Creek thence northerly along the west bank of Loyalsock Creek through Eldred and Gamble Townships to the mouth of Wallis Run thence northerly through Gamble Township along Wallis Run to the mouth of Murray's Run thence northwesterly along Murray's Run to the end of State Highway Route 467 at Calvert in Lycoming County a distance of about 7.4 miles

Route 41051 Beginning at a point on State Highway Route 20 at Bodine thence easterly through Lewis and Cascade Townships via Flanningans Corners and the Catholic church to Kellyburg thence southerly through Cascade Township to Wallis Run thence easterly through Cascade and Plunkett's Creek Township to the Sullivan County line to the end of Route 56006 in Lycoming County a distance of about 15.3 miles

Route 41052 Beginning at a point on Route 41050 at the mouth of Murray's Run thence northeasterly along Wallis Run through Gamble and Cascade Townships to the intersection with Route 41051 about 2.5 miles south of Kellyburg in Lycoming County a distance of about 2.8 miles

Route 41053 Beginning at a point on State Highway Route 291 at Barbours thence northerly along Plunkett's Creek to the intersection with Route 41051 at Proctor in Lycoming County a distance of about 1.8 miles

Route 41054 Beginning at a point on State Highway Route 291 about two miles north of the Montoursville Borough line thence easterly through Upper Fairfield Township about two miles thence northeasterly through Upper Fairfield and Mill Creek Townships to a point about 1.25 miles east of the Upper Fairfield Township line thence southerly through Mill Creek and Muncy Townships to the crossing with State Highway Route 355 at the Friends Meeting House in Pennsdale thence southerly through Muncy and Muncy Creek Townships to the intersection with State Highway Route 18 about .5 miles north of the Muncy Borough line in Lycoming County a distance of about 12.8 miles

Route 41055 Beginning at a point on State Highway Route 291 about .75 of a mile north of the Montoursville Borough line thence easterly through Fairfield Township to a point near the corner between Fairfield Upper Fairfield and Muncy Townships thence southerly through Fairfield and Muncy Townships to the intersection with State Highway Route 18 and .75 of a mile west of Halls in Lycoming County a distance of about 6.4 miles

Route 41056 Beginning at a point on State Highway Route 18 about one mile west of the Muncy Township Line thence northerly through Fairfield Township to the intersection with Route 41055 about 2.5 miles east of its intersection with State Highway Route 291 in Lycoming County a distance of about 2.1 miles

Route 41057 Beginning at a point on State Highway Route 19 at Glen Mawr thence northerly along Lick Run through Shrewsbury Township to the Sullivan County line at the end of Route 56004 in Sullivan County in Lycoming County a distance of about 2.9 miles

Route 41058 Beginning at a point on Route 41055 about .5 of a mile north of its intersection with State Highway Route 18 thence easterly through Muncy Township to the intersection with State Highway Route 355 at Pennsdale in Lycoming County a distance of about 1.6 miles

Route 41059 Beginning at a point on State Highway Route 291 at Loyalsockville thence easterly through Upper Fairfield Township to a point about one mile west of the Mill Creek Township to the intersection with Route 41045 about .25 of a mile west of the Mill Creek Township Line in Lycoming County a distance of about 5 miles

Route 41060 Beginning at a point on Route 41054 about two miles east of its intersection with State Highway Route 291 thence easterly through Upper Fairfield Township to Fairfield Center thence northeasterly through Mill Creek Township to the intersection with Route 41054 about two miles west of Huntersville in Lycoming County a distance of about 4.2 miles

Route 41061 Beginning at a point on Route 41054 about 400 feet north of its intersection with State Highway Route 18 thence northerly through Muncy Creek and Muncy Townships to Chippewa thence northerly across State Highway Route 355 about one mile east of Pennsdale thence northerly through Muncy Township to the corner between Muncy Mill Creek and Wolf Townships thence northerly on the line between Mill Creek and Wolf Townships to the end of the State Highway Route 712 at Huntersville thence westerly through Mill Creek Township to the intersection with Route 41054 about .25 of a mile northeast of its intersection with Route 41060 in Lycoming County a distance of about 8.2 miles

Route 41062 Beginning at a point on the Northumberland-Lycoming County line at the end of Route 49062 thence northerly through Muncy Creek Township to the southwestern corner of the borough of Muncy in Lycoming County a distance of about 2.1 miles

Route 41063 Beginning at a point on the eastern boundary of the borough of Muncy thence easterly through Muncy Creek Township to the Crossing on State Highway Route 303 at Clarkstown thence northerly through Muncy Creek and Wolf Townships to the intersection with State Highway Route 239 about .75 of a mile southeast of the Hughesville Borough line in Lycoming County a distance of about 5.6 miles

Route 41064 Beginning at a point on the Montour County line at a point .7 of a mile east of the corner between Lycoming Montour and Northumberland Counties thence northwesterly through Muncy Creek Township to the intersection with Route 4063 near the Glade Run bridge in Lycoming County a distance of about 3.8 miles

Route 41065 Beginning at a point on State Highway Route 19 at the eastern end of the Shoemaker bridge over Muncy Creek thence northwesterly through Muncy Creek and Muncy Townships to the intersection with Route 41061 at Chippewa in Lycoming County a distance of about 2.1 miles

Route 41066 Beginning at a point on State Highway Route 19 about .5 of a mile southwest of the Hughesville Borough line thence northwesterly through Wolf Township to the Muncy Township line thence northeasterly through Wolf Township to the intersection with State Highway Route 355 about one mile west of its intersection with State Highway Route 19 in Lycoming County a distance of about 1.9 miles

Route 41067 Beginning at a point on State Highway Route 355 at the Wolf Run bridge thence northwesterly through Wolf Township to the intersection with Route 41061 at the corner between Mill Creek Muncy and Wolf Townships in Lycoming County a distance of about 2.1 miles

Route 41068 Beginning at a point on State Highway Route 19 at Bryan's Mill thence northwesterly through Wolf Township to the intersection with Route 41061 about 1.5 miles south of Huntersville in Lycoming County a distance of about 3.2 miles

Route 41069 Beginning at a point on State Highway Route 303 in Muncy Creek Township about .5 of a mile west of the Moreland Township line thence southeasterly through Muncy Creek Township to the Moreland Township line thence easterly through Moreland Township to the intersection with State Highway Route 453 about .75 of a mile north of the Montour County line in Lycoming County a distance of about 4 miles

Route 41070 Beginning at a point on the Lycoming Montour County line at the end of Route 47015 thence northeasterly through Moreland Township to the intersection with Route 41069 about one mile west of its intersection with State Highway Route 453 in Lycoming County a distance of about 7 miles

Route 41071 Beginning at a point on the Columbia-Lycoming County line at the end of Route 19049 thence northerly through Moreland Township to the intersection with State Highway Route 303 about .75 of a mile southwest of the Franklin Township line in Lycoming County a distance of about 1.1 miles

Route 41072 Beginning at a point on State Highway Route 303 at Clarkstown thence northerly through Muncy Creek Wolf and Moreland Townships to the intersection with State Highway Route 239 about 2.5 miles southeast of the Hughesville Borough line in Lycoming County a distance of about 3.2 miles

Route 41073 Beginning at a point on State Highway Route 303 at Opp thence northerly through Moreland Township to the intersection with Route 41072 about 1.25 miles south of its intersection with State Highway Route 239 in Lycoming County a distance of about 2.7 miles

Route 41074 Beginning at a point on Route 41073 about .25 of a mile north of Opp thence northeasterly through Moreland Township to the intersection with State Highway Route 239 about two miles southwest of Lairdsville in Lycoming County a distance of about 3.6 miles

Route 41075 Beginning at a point on State Highway Route 303 about one mile east of Opp thence northerly through Moreland Township crossing Route 41074 about 1.5 miles north of Opp thence northerly through Moreland Township to the intersection with State Highway Route 239 about three miles southwest of Lairdsville in Lycoming County a distance of about 2.4 miles

Route 41076 Beginning at a point on Route 41075 about .25 of a mile north of its intersection with State Highway Route 303 thence northeasterly through Moreland and Franklin Townships to a point about 1.5 miles southeast of Lairdsville thence southeasterly through Franklin and Jordan Townships to a point about one mile east of the Franklin Township line thence northeasterly through Jordan Township to the crossing of State Highway Route 239 at Unityville thence northeasterly through Jordan Township to the Columbia County line at the point where Route 19062 intersects the Lycoming County line in Lycoming County a distance of about 10.3 miles

Route 41077 Beginning at a point on the Lycoming-Columbia County line at the end of Route 19056 at Chestnut Grove the intersection with Route 41076 about .25 of a mile east of thence northerly through Franklin and Jordan Townships to the Franklin Township line in Lycoming County a distance of about 2.1 miles

Route 41078 Beginning at a point on State Highway Route 239 at Lairdsville thence southerly through Franklin Township to the crossing of Route 41076 about 1.5 miles south of Lairdsville thence southeasterly through Franklin Township through the village of Chestnut Grove to the intersection with State Highway Route 303 about .7 of a mile west of the Columbia County line in Lycoming County a distance of about 5 miles

Route 41079 Beginning at a point on the Lycoming Columbia County line at the end of Route 19057 on the township line between Franklin and Jordan Townships thence northerly through Jordan Township to the intersection with Route 41076 about 2.5 miles southwest of Unityville in Lycoming County a distance of about 1.6 miles

Route 41080 Beginning at a point on State Highway Route 239 at the Township line between Franklin and Jordan Townships thence southerly through Jordan Township about 1.25 miles thence easterly through Jordan Township about one mile thence northeasterly through Jordan Township to the intersection with Route 41076 about .5 of a mile west of Unityville in Lycoming County a distance of about 3.8 miles

Route 41081 Beginning at a point on Route 41076 about .25 of a mile west of the Columbia County line thence northerly through Jordan Township about 1.25 miles thence easterly through Jordan Township about .25 of a mile thence northeasterly through Jordan Township to the Columbia County line at the end of Route 19063 about one mile southwest of the corner between Columbia Sullivan and Lycoming Counties in Lycoming County a distance of about 3.2 miles

Route 41082 Beginning at a point on State Highway Route 239 about one mile east of Biggertown thence northeasterly through Jordan Township to the intersection with Route 41081 about two miles southwest of the Columbia County line also spur running southward about .25 of a mile west of the intersection of Route 41082 with Route 41081 to intersect with Route 41081 about 2.5 miles southwest of the Columbia County line in Lycoming County a distance of about 1.7 miles

Route 41083 Beginning at a point on State Highway Route 19 at Strawbridge thence northerly through Shrewsbury Township to the Sullivan County line at the end of Route 56003 in Sullivan County in Lycoming County a distance of about .4 miles

Route 41084 Beginning at a point on State Highway Route 536 about .25 of a mile north of Biggertown thence northerly through Jordan Township to the intersection with State Highway Route 321 at Lungerville in Lycoming County a distance of about 1.7 miles

Route 41085 Beginning at a point on State Highway Route 19 near the northern boundary of Hughesvile Borough thence northeasterly through Wolf and Penn Townships to Beaver Lake thence northerly through Penn Township to the Sullivan County line at the end of Route 56001 in Sullivan County in Lycoming County a distance of about 8.3 miles

Route 41086 Beginning at a point on State Highway Route 239 about one mile east of the Hughesville Borough line thence northerly through Wolf Moreland and Penn Townships to the intersection with Route 41085 about 3.5 miles northeast of its intersection with State Highway Route 19 in Lycoming County a distance of about 4.2 miles

Route 41087 Beginning at a point on State Highway Route 239 about one mile northeast of Lairdsville thence northerly along Beaver Dam Run through Franklin and Penn Townships to the intersection with Route 41085 about one mile south of Beaver Lake in Lycoming County a distance of about 3 miles

Route 41088 Beginning at a point on State Highway Route 176 in Nippenose Township about .25 of a mile east of the eastern bridge over the west branch of the Susquehanna River thence southerly along the east branch of the river about .75 of a mile thence southeasterly through Nippenose Township to the intersection with State Highway Route 176 about .5 of a mile southwest of Antes Fort in Lycoming County a distance of about 1.8 miles

Section 43 The township roads to be taken over under the provisions of this act in the County of McKean are those situate and described as follows

Route 42001 Beginning at a point on Route 95 Spur near Jo Jo Junction thence east and southeast through Wetmore Township to a point on the Elk-McKean County line connecting with Route 24006 Elk County in McKean County a distance of about 2.35 miles

Route 42002 Beginning at a point on Route 97 about two miles southeast of East Kane thence north and northwest through Wetmore Township to a point on Route 95 about one mile east of Kane in McKean County a distance of about 2.4 miles

Route 42003 Beginning at Kane Borough thence northwest through Wetmore and Hamilton Townships along South Branch and Kinzua Creeks by way of Dunkle Corners and Morrison to a point on the line between McKean and Warren Counties in McKean County a distance of about 15.2 miles

Route 42004 Beginning at a point on the McKean-Elk County line at the end of Route 24010 Elk County thence in a northerly direction through Sergeant and Hamlin Townships to a point on Route 95 in McKean County a distance of about 8.0 miles

Route 42005 Beginning at Mount Jewett Borough thence northeasterly through Hamlin Township and Lafayette Township by way of Kushequa to a point on Route 42006 near Mount Alton in McKean County a distance of about 7.55 miles

Route 42006 Beginning at a point on Route 209 near Marshburg thence in a southeasterly and easterly direction through Lafayette and Keating Townships to a point on Route 469 near Ormsby in McKean County a distance of about 14.35 miles

Route 42007 Beginning at a point on Route 42006 near Mount Alton thence in a north and northeasterly direction through Lafayette and Keating Townships by way of Bingham to a point on Route 469 near Simpson in McKean County a distance of about 3.9 miles

Route 42008 Beginning at a point on Route 42006 near Lafayette and thence northeast in Lafayette Township by way of Irishtown to connect with the southern end of Route 97 Spur in McKean County a distance of about 4.6 miles

Route 42009 Beginning at a point on the Bradford City Line thence southwest in Bradford Township towards Hazelton Mills in McKean County a distance of about 4.11 miles

Route 42010 Beginning at a point on the Warren-McKean County Line about one-quarter of a mile south of the New York State Line thence in a southeasterly direction through Corydon and Bradford Townships to a point on the western extremity of State-aid Application 500 in McKean County a distance of about 14.5 miles

Route 42011 Beginning at a point on the Bradford City Line on the west side of Tunungwant Creek thence north through Foster Township to a point on the New York State Line about one-half mile west of Route 96 in McKean County a distance of about 2 miles

Route 42012 Beginning at a point on Route 42011 thence east through Foster Township to a point on Route 96 at Forest Brook in McKean County a distance of about 0.62 miles

Route 42013 Beginning at a point on McKean-Elk County Line at the end of Route 24011 Elk County thence in a northerly and northeasterly direction through Sergeant Township to a point on Route 601 near Clermont in McKean County a distance of about 7.6 miles

Route 42014 Beginning at a point on Route 96 near Rew thence north in Foster and Otto Townships to a point on Route 211 about three-quarters of a mile southeast of Red Rock in McKean County a distance of about 4.8 miles

Route 42015 Beginning at a point on Route 96 near Wrights Corners thence north through Keating and Otto Townships to a point on Route 100 near Rixford in McKean County a distance of about 3.6 miles

Route 42016 Beginning at a point on Route 100 about two miles west of Prenticeville thence north in Otto Township to a point on Route 211 Spur southeast of Duke Center in McKean County a distance of about 0.9 miles

Route 42017 Beginning at a point on Route 277 near Crosby thence in an east and northeasterly direction through Norwich and Liberty Townships to a point on Route 100 about two and one-half miles southeast of Port Allegheny in McKean County a distance of about 8.32 miles

Route 42018 Beginning at Route 211 near Coryville thence south and southeast through Eldred Keating and Annin Townships to Route 100 near Turtlepoint in McKean County a distance of about 3.76 miles

Route 42019 Beginning at a point on Route 211 about 0.5 miles north of the Eldred-Keating Township Line thence north in Eldred Township to intersection of State-aid Application 5897 with Route 211 in McKean County a distance of about 5.65 miles

Route 42020 Beginning at a point on State-aid Application 5897 thence northwest through Eldred Township to a point on the New York State Line near the Otto-Eldred Township line in McKean County a distance of about 4.25 miles

Route 42021 Beginning at north end of State-aid Application 5897 thence northwest through Eldred Township to the New York State Line near Meeks Creek in McKean County a distance of about 1.10 miles

Route 42022 Beginning at a point on Route 101 near Burtville thence northeast through Liberty Township to a point on the McKean-Potter County Line in McKean County a distance of about 0.25 miles

Route 42023 Beginning at a point on Route 100 about 0.50 of a mile northwest of Port Allegany thence northeast through Liberty and Annin Townships along two mile creek to a point on Route 42024 about 0.75 of a mile west of the McKean-Potter County Line in McKean County a distance of about 5.82 miles

Route 42024 Beginning at a point on Route 52006 Potter County at the Potter-McKean County Line thence in a northwest and northeastern direction through Liberty Annin and Ceres Townships to a point on Route 52007 in Potter County at the Potter-McKean County line in McKean County a distance of about 2.2 miles

Route 42025 Beginning at a point on Route 52007 Potter County on the Potter-McKean County Line thence west and east in Ceres Township to a point on Route 52008 in Potter County on the Potter-McKean County Line in McKean County a distance of about 0.45 of a mile

Route 42026 Beginning at a point on Route 42025 about 0.25 of a mile west of the Potter-McKean County Line thence in a northwesterly direction through Ceres Township to a point on Route 236 near Myrtle in McKean County a distance of about 5.25 miles

Route 42027 Beginning at a point on Route 42028 about 0.50 of a mile north of the Ceres-Annin Township Line thence east through Ceres Township to a point on Route 42026 near Taylor Run in McKean County a distance of about 1.87 miles

Route 42028 Beginning at a point on Route 100 near Sartwell thence in a northeasterly direction through Annin and Ceres Townships along Rock Brook and the west extremity of Route 42027 to a point on Route 236 near Ceres in McKean County a distance of about 12.38 miles

Route 42029 Beginning at a point on Route 210 south of Bullis Mills thence east in Eldred and Ceres Townships to a point on Route 42028 south of Ceres in McKean County a distance of about 3.95 miles

Route 42030 Beginning on Route 101 at the southwest borough line of Port Allegany Borough thence southeasterly and southwesterly in Liberty Township parallel with Skinners Creek in McKean County a distance of about 2 miles

Section 44 The township roads to be taken over under the provisions of this act in the County of Mercer are those situate and described as follows

Route 43001 Beginning at the Lawrence-Mercer County line and running in a generally northerly direction in Shenango Township by way of DeVassie Corners to State Route 238 Spur "B" near the Ohio-Pennsylvania State line in Mercer County a distance of about 3.5 miles

Route 43002 Beginning at the Lawrence-Mercer County line and running in a northeasterly direction through Shenango Township to the borough line of West Middlesex and known as the New Bedford-West Middlesex Road in Mercer County a distance of about 3.5 miles

Route 43002 Beginning at the Lawrence-Mercer County line and running in a northeasterly direction through Shenango Township to the borough line of West Middlesex and known as the New Bedford-West Middlesex Road in Mercer County a distance of about 3.5 miles

Route 43003 Beginning at the Lawrence-Mercer County line and running in a northwest direction in Shenango Township past Oak Hill School to point of intersection with the New Bedford-Middlesex Road at Clark's Corners in Mercer County a distance of about 1.6 miles

Route 43004 Beginning at the Mercer-Lawrence County line and running in a northeasterly direction through Shenango Township to point of intersection on the Shenango-Wilmington Township line thence continuing in a northeasterly direction across State Route 238 thence by way of Donaldson Crossroads to a point of intersection on the Wilmington-Lackawanna Township line and continuing in a northeasterly direction through Lackawannock Township by way of Bolton's Corners and McNair Crossroads to point on the dividing line between Lackawannock and East Lackawannock Townships and continuing in a northeasterly direction through East Lackawannock Township by way of Hoagland to a point on the dividing line between East Lackawannock Township and the Borough of Mercer in Mercer County a distance of about 12.0 miles

Route 43005 Beginning at the north borough line of New Wilmington being a point on the dividing line between Lawrence and Mercer Counties and running in a northwesterly direction through Wilmington Township by way of Donaldson Crossroads to a point on the dividing line between Wilmington and Lackawannock Townships and continuing in a northwesterly direction by way of Carbon Crossroads through Lackawannock and Shenango Townships and continuing in a general northerly direction by way of Fogle's Corners to a point on the dividing line between Shenango and Hickory Townships at the Bethel Church and continuing in a north and northwesterly direction through the Township of Hickory by way of Oakland Station across State Route at Keel Ridge to a point on State Route 320 about 3 miles north of Hermitage in Mercer County a distance of about 12.0 miles

Route 43006 Beginning at State Route 238 at Clark's Corners and running east through Shenango Township to a point on the dividing line between Chenango and Lackawannock Townships thence in a generally northeasterly direction by way of Carbon Crossroads to Strubble Corners thence north through Greenfield and continuing north in Lackawannock Township to a point on the dividing line between Lackawannock and Jeerson Townships across State Route 74 at Charleston and continuing north in Jefferson Township to point of intersection with State Route 320 at the Seth Fruit Farm in Mercer County a distance of about 10.8 miles

Route 43007 Beginning at the east boundary line of the borough of West Middlesex and running in a generally easterly direction through Bethel to a point on the dividing line between Shenango and Lackawannock Townships and continuing in a generally easterly direction through Lackawannock Township by way of Greenfield to a point on the dividing line between Lackawannock and East Lackawannock Townships thence easterly to Jennings' Corners thence in a northerly direction in East Lackawannock Township to a point on State Route 74 known as Bagnell's Corners the greater part of described road known as the Mercer-Middlesex Road in Mercer County a distance of about 9.2 miles

Route 43008 Beginning at a point on State Route 238 Spur "A" at Dresch's Corners and running in a northerly direction in Hickory Township across State Route 74 thence by way of Trout's Corners to a point on the dividing line between the borough of Sharpsville and Hickory Township in Mercer County a distance of about 2.6 miles

Route 43009 Beginning at the Bethel Church at a point on the dividing line between Sheenango and Hickory Townships and running north in Hickory Township by way of Neshannock across State Route 74 at Curry's Corners to a point on the dividing line between Hickory and South Pymatuning Townships thence in a generally northwesterly direction by way of Mattox Crossroads to a point on the dividing line between Clarksville Borough and South Pymatuning Township in Mercer County a distance of about 7.3 miles

Route 43010 Beginning at State Route 80 at Allen's Corners and running north in Wilmington Township to a point on the dividing line between Wilmington and Lackawannock Townships thence continuing north in Lackawannock Township by way of McNair Crossroads to Gordon's Corners on the West Middlesex-Sharon Road in Mercer County a distance of about 5.3 miles

Route 43011 Beginning at crossroads on State Route 80 approximately two miles south of the south borough line of Mercer and running in an easterly direction in East Lackawannock Township to Carpenters School Corners on State Route 246 in Mercer County a distance of about 1.0 mile

Route 43012 Beginning at State Route 80 at Spear's Corners and running east through Wilmington Township by way of White Chapel to a point on the dividing line between Wilmington and Springfield Townships thence continuing easterly in Springfield Township by way of Leesburg Station thence across State Route 246 thence southeasterly in Springfield Township to Schollard's Crossing in Mercer County a distance of about 5.7 miles

Route 43013 Beginning at a point on the dividing line between Lawrence and Mercer Counties and running northeast in Springfield Township to State Route 246 at Leesburg being known as the Volant-Leesburg Road in Mercer County a distance of about 1.4 miles

Route 43014 Beginning at State Route 246 in Leesburg and running in an easterly direction by way of Schollard's Crossing in Springfield thence by way of Number 5 Mine to a point on the old Butler-Mercer Pike at London in Mercer County a distance of about 3.9 miles

Route 43015 Beginning at a point on the Lawrence-Mercer County Line at Number 2 Mine and running northwest in Springfield Township to point of intersection with the Leesburg-Grove City Road at Schollard's Crossing in Mercer County a distance of about 2.2 miles

Route 43016 Beginning at a point on the dividing line between Lawrence and Mercer Counties about .75 of a mile east of Number 2 Mine and running north through Springfield Township by way of Number 5 Mine and Blacktown to a point on the dividing line between Springfield and Findley Townships thence north in Findley Township to point of intersection with State Route 73 known as Uber's Corners in Mercer County a distance of about 5.8 miles

Route 43017 Beginning at a point on the dividing line between Butler and Mercer Counties and running northwest through Liberty Township by way of North Liberty and Valcourt and Amsterdam to a point on the dividing line between Liberty and Springfield Townships thence northwest through Springfield Township by way of London and Blacktown to a point on the dividing line between Springfield and Findley Townships thence northwest in Findley Township to a point on the dividing line between Findley and Springfield Townships thence northwest in Springfield Township by way of Chestnut Corners to a point on the dividing line between Springfield Township and Findley Township thence northwest in Findley Township to a point on the dividing line between Mercer Borough and Findley Township in Mercer County a distance of about 12.8 miles

Route 43018 Beginning at a point on the dividing line between Lawrence and Mercer Counties and running in an easterly direction in Liberty Township to point of intersection with the old Butler-Mercer Pike .75 of a mile southwest of North Liberty in Mercer County a distance of about 2.0 miles

Route 43019 Beginning at a point on the dividing line between Mercer and Lawrence Counties and running northeast in Liberty Township on the North Liberty-Plaingrove Road to North Liberty in Mercer County a distance of about 1.3 miles

Route 43020 Beginning at North Liberty and running in a northerly and northeasterly direction in Liberty Township by way of Courtney's Mills past the Courtney School on the North Liberty-Harrisville Road to a point on the dividing line between Mercer and Butler Counties in Mercer County a distance of about 3.4 miles

Route 43021 Beginning at a point on the dividing line between Butler and Mercer Counties and running northwest through Liberty Township by way of Neyman Corners to a point on the dividing line between Liberty and Pine Townships and running north in Pine Township to a point on the south boundary line of Grove City this road being known as the Slippery Rock-Grove City Road in Mercer County a distance of about 3.0 miles

Route 43022 Beginning as a point on the old Mercer-Butler Pike northwest of North Liberty and running north in Liberty Township by way of McCoy's Corners to a point on the dividing line between Liberty and Pine Townships and continuing north in Pine Township to point of intersection with the Blacktown-Grove City Road in Mercer County a distance of about 4.3 miles

Route 43023 Beginning at the old Mercer-Butler Pike at London and running in a generally northeast direction in Springfield Township to a point on the dividing line between Springfield and Pine Townships and continuing northeast in Pine Township to Hodil's Corners thence north through Center Church Corners across State Route 73 at McDowell's Corners to a point on the dividing line between Pine and and Findley Townships thence north through Findley Township by way of Irishtown and Springfield Church Corners to a point on the dividing line between Findley and Jackson Townships thence north in Jackson Township by way of Barnes' Corners past Jones School to State Route 208 at Nesbit's Corners in Mercer County a distance of about 10.3 miles

Route 43024 Beginning at the old Mercer Butler Pike just south of Blacktown and running east in Springfield Township to a point on the dividing line between Springfield and Pine Townships thence east in Pine Township to a point on the west boundary line of Grove City being known as the Blacktown Grove City Road in Mercer County a distance of about 4.0 miles

Route 43025 Beginning at a point on the boundary line between Grove City and Pine Township and running northeast in Pine Township by way of Ramsey Corners and McNutt's Crossroads to a point on the dividing line between Mercer and Venango Counties in Mercer County a distance of about 4.6 miles

Route 43026 Beginning at Pardoe Crossroads and running east through Pardoe across the Bessemer and Lake Erie Railroad thence south and east in Findley Township to a point of intersection with public road in Irishtown in Mercer County a distance of about 1.5 miles

Route 43027 Beginning at the east boundary line of Mercer Borough and running east in Findley Township by way of Harrison's Corners and Sprinfield Church Corners to a point on the dividing line between Findley and Wolf Creek Townships thence east through Wolf Creek Township across State Route 312 at Albin Corners through Centertown and continuing east to a point on the dividing line between Mercer and Venango Counties in Mercer County a distance of about 12.0 miles

Route 43028 Beginning at a point on the boundary line between Jackson Center Borough and Jackson Township and running east in Jackson Township to point of intersection with public road at McConnell's Croners in Mercer County a distance of about 0.5 miles

Route 43029 Beginning at point of intersection of public road at Barnes' Corners and running east in Jackson Township to a point on the dividing line between Jackson and Worth Townships thence east in Worth Township past Bowie's School to point of intersection with State Route 312 at Millbrook Crossroads in Mercer County a distance of about 2.6 miles

Route 43030 Beginning at State Route 312 at W D Evans' Corners and running east in Worth Township by way of Kerr

Corners to a point on the dividing line between Mercer and Venango Counties at Kilgore in Mercer County a distance of about 4.0 miles

Route 43031 Beginning at State-aid Application 462 at a point .75 of a mile north of Sharon and running in a northwesterly direction in Hickory Township to the Ohio-Pennsylvania State line in Mercer County a distance of about 1.5 miles

Route 43032 Beginning at the end of State-aid Application 462 at a point on the dividing line between Hickory and South Pymatuning Townships and running north in South Pymatuning Township to the south end of State-aid Application 3935 at Stambaugh's Corners in Mercer County a distance of about 0.5 miles

Route 43033 Beginning at a point on Route 312 at Millbrook Cross Roads in Worth Township thence easterly through the village of Millbrook in Mercer County a distance of about 2.3 miles

Route 43034 Beginning at State-aid Application 462 at Wade Jones' Corners and running northeast in Hickory Township by way of Byerley's Cemetery to a point on the dividing line between Hickory and South Pymatuning Townships thence north through South Pymatuning Township by way of Pritchard's Corners to the Pymatuning Bridge thence east to McKnight's Corners thence north past the Pleasant Valley School to a point on the dividing line between South Pymatuning and Pymatuning and West Salem Townships thence north in West Salem Township to point of intersection with the Orangeville-Greenville Road at Baugh's Corners in Mercer County a distance of about 8.8 miles

Route 43035 Beginning at State Route 82 at crossroads about one mile north of the north borough line of Greenville and running west in West Salem Township across State Route 206 across the Shenango River to point of intersection with Route 43061 in Mercer County a distance of about 1.3 miles

Route 43036 Beginning at the Ohio-Pennsylvania State line and running southeast through South Pymatuning Township by way of Dawes Corners to a point on the dividing line between South Pymatuning and Pymatuning Townships thence southeast through Pymatuning Township by way of Dillons Corners through the Village of Transfer across State Route 238 at Simpkin's Corners to intersecting roads at Zion Church thence north in Pymatuning Township to Frank Hile Corners thence east in Pymatuning Township to a point on the dividing line between Pymatuning and Delaware Townships thence east in Delaware Township to New Hamburg thence north in Delaware Township to point of intersection with State Route 82 at Smith's Corners in Mercer County a distance of about 13.5 miles

Route 43037 Beginning at Orangeville and running northeast through South Pymatuning Township by way of Dawes Corners to a point on the dividing line between South Pymatuning and West Salem Townships thence northeast in West Salem Township by way of Baugh's Corners and Auble's Corners to the west boundary line of Greenville Borough in Mercer County a distance of about 8.2 miles

Route 43038 Beginning at State Route 238 at John Vath's Corners and running east in West Salem Township to a point on the dividing line between West Salem and Hempfield Townships thence east through Hempfield Township past the Kamerer School to State Route 82 at McKean's Corners in Mercer County a distance of about 2.6 miles

Route 43039 Beginning at State Route 238 at Woods Corners and running east in Pymatuning Township to Kidds Mills Corners thence southeast in Pymatuning Township to a point on the dividing line between Pymatuning and Delaware Townships thence southeast in Delaware Township to public road at Grover's Corners in Mercer County a distance of about 3.0 miles

Route 43040 Beginning at State Route 74 at or near the East Lackawannock-Jefferson Township line and running north through Jefferson Township across State Route 320 at Pearson's Mills Corners and continuing to Rupert's Corners on the dividing line between Jefferson and Delaware Townships thence east on the dividing line to State Route 82 at Bloomer's Corners in Mercer County a distance of about 5.0 miles

Route 43041 Beginning at intersecting road on Route 43004 at the top of Wilson Hill and running west and north in East Lackawannock Township to the old Mercer-West Middlesex road thence west to the intersection with Route 43007 at Jennings Corners in Mercer County a distance of about 2.3 miles

Route 43042 Beginning at the east borough line of Fredonia and running east in the township of Fairview to State Route 213 at Fairview in Mercer County a distance of about 1.4 miles

Route 43043 Beginning at State Route 82 at Smith's Corners and running east in Delaware Township by way of Kremis and Five Points to a point on the dividing line between Delaware and Farview Townships thence east in Fairview Township by way of Orr's School across State Route 213 at District Cross Roads to a point on the dividing line between Fairview and Lake Townships thence east in Lake Township past the Slater School through Coulson to a point on the northwest corner of the boundary line between Stoneboro Borough and Lake Township thence on boundary line to McKinney's Corners on the north boundary line of Stoneboro Borough this being known as the District Road in Mercer County a distance of about 12.0 miles

Route 43044 Beginning at the north borough line of Fredonia and running north in Fairview Township to a point on the dividing line between Fairview and Delaware Townships at Rose's Corners and running northwest through Fairview Township by way of Five Points and Ritzmer's Corners to a point on the dividing line between Delaware and Otter Creek Townships thence northwest through Otter Creek Township to a point on the dividing line between Otter Creek and Hempfield Townships thence northwest in Hempfield Township to the end of State-aid Application 265 this being known as the Fredonia-Greenville road in Mercer County a distance of about 7.2 miles

Route 43045 Beginning at Ritzmer's Corners .25 of a mile north of Five Points and running north in Delaware Township to a point on the dividing line between Delaware and Otter Creek Townships thence north through Otter Creek Township by way of Kitches Corners and Kashner to a point of intersection with Satte-aid Application 928 at Baker Corners in Mercer County a distance of about 5.5 miles

Route 43046 Beginning at the end of State-aid Application 265 in Hempfield Township and running in a generally northeast direction by way of Barnhardt's Corners across State-aid Application 928 to a point on the dividing line between Sugar Grove and Hempfield Townships thence north in Sugar Grove Township by way of Leech's Corners and Salem to Riley's Crossroads to a point on the dividing line between Sugar Grove and Salem Townships thence northeast and north through Salem Township past the Stevenson Cemetery and by way of Smocks Corners to a point on the dividing line between Mercer and Crawford Counties in Mercer County a distance of about 7.4 miles

Route 43047 From the end of State-aid Application 265 east and southeast in Hempfield Township by way of Barnhardt's Corners to a point on the dividing line between Hempfield and Otter Creek Townships thence east through Otter Creek Township to a point on the Fredonia-Leech's Corners Road in Mercer County a distance of about 3.5 miles

Route 43048 Beginning at the District Road at the Orr's School and running north in Fairview Township to a point on the dividing line between Fairview and Perry Townships thence east to Hagerty's Corners thence north in perry Township by way of Orr's Corners to Hadley thence east in Perry Township to State Route 213 in Mercer County a distance of about 6.9 miles

Route 43049 Beginning at State Route 208 just east of the overhead crossing of the Bessemer and Lake Erie Railroad and running north through Coolspring Township by way of Elder's Corners to a point on the dividing line between Coolspring and Fairview Townships thence north through Fairview Township via Oak Grove to point of intersection with the District Road at the White School in Mercer County a distance of about 7.4 miles

Route 43050 Beginning at State Route 213 at Fairview and running east in Fairview Township to intersecting road at Oak Grove in Mercer County a distance of about 1.3 miles

Route 43051 Beginning at a point .3 of a mile north of Coolspring Township line on the Mercer-Clarks Mills Road and running east in Fairview Township past the Coolspring Church thence southeast to a point on the dividing line between Fairview and Coolspring Townships thence southeast in Coolspring Township to a point on the dividing line between Coolspring and Jackson Townships thence southeast and south in Jackson Township via Five Points to a point on State Route 208 at Davis's Mill in Mercer County a distance of about 4.4 miles

Route 43052 Beginning at the point of intersection with the Mercer-Clarks Mills and running east in Fairview Township to a point on the dividing line between Fairview and Lake Townships thence east through Lake Township past Center School to the west borough line of Stoneboro this road known as the Stoneboro-Fredonia Road in Mercer County a distance of about 4.2 miles

Route 43053 Beginning at Five Points at the intersection with the Jackson-Center-Fairview Road and running northeast in Jackson Township to a point on the dividing line between Jackson and Lake Townships thence in a generally northerly direction to the point of intersection on the Stoneboro-Fredonia Road in Mercer County a distance of about 3.0 miles

Route 43054 Beginning at State Route 208 at Nesbit's Corners and running in a generally easterly direction in Jackson Township to a point on the dividing line between Jackson and Worth Townships thence northeast through Worth Township across State Route 312 at Perrine's Corners and through Henderson to a point on the dividing line between Mercer and Venango Countites this road known as the Mercer-Franklin Pike in Mercer County a distance of about 7.3 miles

Route 43055 Beginning at a point on the dividing line between Mercer and Venango Counties at Kilgore and running northwest through Worth Township past St. John's School through Henderson to a point on the dividing line between Worth and Sandy Lake Townships thence in a northwesterly direction in Sandy Lake Township past Arab's School to a point on the southeast borough line of Sandy Lake in Mercer County a distance of about 7.3 miles

Route 43056 Beginning at a point on the east borough line of Stoneboro and running in a generally easterly direction in Sandy Lake Township across State Route 208 at Wilson's Corners thence Oak Hill Cemetery and across State Route 312 thence past Yankee Hill School to a point of intersection with the Kilgore-Sandy Lake Road at Schaffer's Bridge in Mercer County a distance of about 1.6 miles

Route 43057 Beginning at a point on the old Franklin-Mercer Pike .75 of a mile west of the Mercer County Line and running north in Worth Township to a point on the dividing line between Worth and Sandy Lake Townships thence north through Sandy Lake Township across State Route 208 at Booher's Corners thence north to a point on the dividing line between Sandy Lake and Mill Creek Townships thence north in Mill Creek Township past the Glenn School to Five Points in Mercer County a distance of about 7.5 miles

Route 43058 Beginning at a point on the dividing line between Ohio and Pennsylvania and running in an easterly direction by way of Templeton Corners to point of intersection with State Route 695 .3 of a mile west of the borough line of Greenville in Mercer County a distance of about 6.2 miles

Route 43059 Beginning at intersecting road on Route 43036 .6 of a mile southeast of Dawes Corners and running north in South Pymatuning Township across Route 43037 to a point on the dividing line between South Pymatuning and West Salem Township thence north in West Salem Township across State Route 695 and across Route 43058 at Templetons Corners and continuing north via Hunter Crossroads to a point on the dividing line between West Salem and Green Townships and continuing north in Green Township by way of Brockway's Corners to a point on the dividing line between Mercer and Crawford Counties in Mercer County a distance of about 10.3 miles

Route 43060 Beginning at State Route 238 at Vath's Corners and running northwest through West Salem Township by way of Auble's Corners across State Route 695 .25 of a mile east of Maysville thence north through West Salem Township to a point on the dividing line between West Salem and Greene Townships thence north through Greene Township to the old Greenville-Jamestown Road at Moreland Corners in Mercer County a distance of about 8.5 miles

Route 43061 Beginning at the north borough line of Greenville and running in a northerly direction in West Salem Township to a point on the dividing line between West Salem and Green Townships thence northwest through Greene Township to point of intersection with State-aid Application 2779 at the Dowling School in Mercer County a distance of about 6.1 miles

Route 43062 Beginning at State Route 82 at Osgood and running east and north and east by way of Groover's Corners through Sugargrove Township to Kennard in Mercer County a distance of about 3.0 miles

Route 43063 Beginning at the point of intersection at Riley's Crossrodas on the Leech's Corners-Osborn Road and running in a northerly direction in Sugargrove Township by way of Kennard and Rhoades Corners thence north to a point on the dividing line between Mercer and Crawfrod Counties in Mercer County a distance of about 4.2 miles

Route 43064 Beginning at the intersection roads at Salem in Sugargrove Township and running east to a point on the dividing line between Sugargrove and Salem Townships thence east through Salem Township via Baker Corners and Stevenson Corners to a point on the dividing line between Salem and Sandy Creek Townships thence east in Sandy Creek Township via Petersburg to the west borough line of Sheakleyville in Mercer County a distance of about 6.8 miles

Route 43065 Beginning at the north end of State-aid Application 2255 at the Sugargrove-Hempfield Township line and running in a northerly direction in Sugargrove Township to a point of intersection with State Route 82 at Osgood in Mercer County a distance of about 1.1 miles

Route 43066 Beginning at Smock Corners and running east in Salem Township through Osborn and Brush Corners to a point on the dividing line between Salem and Sandy Creek Townships thence east in Sandy Creek Township to the intersecting roads at Number One School in Mercer County a distance of about 3.7 miles

Route 43067 Beginning at the north borough line of Skeakleyville and running northwest in Sandy Creek Township via Number One School to a point on the dividing line between Mercer and Crawford Counties in Mercer County a distance of about 4.1 miles

Route 43068 Beginning at State Route 446 at Carpenters Corners and running east in New Vernon Township past the Voorhies School through McQuiston Corners to a point on the dividing line between New Vernon and Sandy Lake Townships thence east and southeast in Sandy Lake Township via Donley Crossroads to a point on the north boundary line of Sandy Lake Borough in Mercer County a distance of about 6.0 miles

Route 43069 Beginning at Clarks Mills and running northeast in Perry Township to a point on the dividing line between Perry and New Vernon Townships thence northeast in New Vernon Township past the Pine School through Schofields Corners and Stuart's Corners to the Franklin-Conneaut Lake Road at the Ross Corners in Mercer County a distance of about 3.5 miles

Route 43070 Beginning at the west borough line of New Lebanon and running west in Mill Creek Township to a point on the dividing line between Mill Creek and New Vernon Townships thence northwest through New Vernon Township via New Vernon Long's Corners and the Ross Corners to a point on the dividing line between New Vernon and Deer Creek Townships thence northwest through Deer Creek Township via William's and Hogue's Corners to a point on the dividing line between Deer Creek and Sandy Creek Townships thence northwest in Sandy Creek Township across old State Route 213 to a point on the Mercer-Crawford line in Mercer County a distance of about 8.0 miles

Route 43071 Beginning at the east borough line of Sheakleyville and running east through Sandy Creek Township to a point on the dividing line between Sandy Creek and Deer Creek Townships thence east through Deer Creek Township via Williams Corners and Condit Corners to a point on the dividing line between Deer Creek and French Townships thence east in Deer Creek Township across State Route 294 at Jacobs Corners and continuing east and northeast along Deer Creek to the intersection with State Route 207 at Carlton in Mercer County a distance of about 11.8 miles

Route 43072 Beginning at State Route 294 at Ditman Corners and running east in Sandy Lake Township via Wades Corners to a point on the dividing line between Sandy Lake and Mill Creek Townships thence northeast in Mill Creek Township to the intersection at Glenn School in Mercer County a distance of about 3.4 miles

Route 43073 Beginning at the southeast corner of the borough line of New Lebanon and running east through Mill Creek Township via Five Points to a point on the dividing line between Mercer and Venango Counties in Mercer County a distance of about 3.6 miles

Route 43074 Beginning at a point on the east borough line of New Lebanon and running east in Mill Creek Township via Crouser Corners to Gilmore Corners thence north in Mill Creek Township to a point on the dividing line btween Mill Creek and French Creek Townships thence north past the Blair School to a point of intersection on the Deer Creek Road about 1.25 miles south of Carlton in Mercer County a distance of about 5.9 miles

Route 43075 Beginning at State Route 294 at Milledgeville and running east in French Creek Township to a point of intersection on the public road .75 of a mile south of Carlton in Mercer County a distance of about 2.3 miles

Route 43076 Beginning at State Route 208 at Stopleys Corners and running north in Coolspring Township to a point on the dividing line between Coolspring and Fairview Townships thence north in Coolspring Township and connecting with Route 43051 at the Coolspring church in Mercer County a distance of about 3.9 miles

Section 45 The township roads to be taken over under the provisions of this act in the County of Mifflin are those situate and described as follows

Route 44001 Beginning at a point in Wayne Township on the eastern boundary line of Newton Hamilton Borough intersecting Route 33 spur thence northeasterly through Wayne and Oliver Townships vina Atkinson Mills intersecting Route 33 to a point intersecting State-aid Application 2764 about 1½ miles north of McVeytown Borough thence from a point intersecting State-aid Application 2764 northeasterly through Oliver Granville and Derry Townships to a point intersecting Route 29 on the western boundary line of Burnham Borough in Mifflin County a distance of about 27.23 miles

Route 44002 Beginning at a point in Derry Township at the village of Maitland thence northerly intersecting Route 23 to a point intersecting State-aid Application 4264 at Vira thence easterly through Derry and Decatur Township via Decatur Dormantown and Belltown to a point on the Mifflin-Snyder County Line about 2 miles south of the Decatur-Armagh Township Line in Mifflin County a distance of about 14.46 miles

Route 44003 Beginning at a point in Wayne Township on the Mifflin-Huntingdon County Line about 2 miles south of Newton Hamilton thence northerly and northeasterly through Wayne and Bratton Townships via Ryde to a point intersecting Route 603 at McVeytown Station in Mifflin County a distance of about 14.94 miles

Route 44004 Beginning at a point in Menno Township on the Milfflin-Huntington County Line about 1 miles north of the Menno-Oliver Line thence easterly through Menno and Union Townships to a point intersecting Route 192 about ½ mile east of the Menno-Union Township Line thence from a point intersecting Route 192 about 1 mile east of the Menno-Union Township Line northerly to a point intersecting Route 261 about 1 mile northwest of Belleville in Mifflin County a distance of about 8.55 miles

Route 44005 Beginning at a point in Union Township about .25 of a mile south of Belleville thence northerly to a point intersecting Route 192 at Belleville thence from a point intersecting Route 192 about one mile east of Belleville through Union Brown and Armagh Townships via Barr to Milroy intersecting Route 29 in Mifflin County a distance of about 12.2 miles

Route 44006 Beginning at a point in Oliver Township intersecting Route 33 about 2.5 miles west of the Oliver-Granville Township Line thence southeast and north through Oliver and Granville Townships via Strodes Mills intersecting Route 33 to a point intersecting Route 44001 about one mile north of Strodes Mills in Mifflin County a distance of about 6.08 miles

Route 44007 Beginning at the eastern boundary line of Lewistown Borough and leading easterly through Derry Township to Maitland in Mifflin County a distance of about 4.25 miles

Route 44008 Beginning at a point on Route 499 at Locke Mills in Armagh Township thence easterly in Armagh Township through New Lancaster Valley via New Lancaster Valley School in Mifflin County a distance of about 2.28 miles

Route 44009 Beginning at a point in Brown Township on Route 192 at the Stephen Hadley Farm about 1.25 miles west of Cedar Hills and extending northwestwardly to a point intersecting Route 44005 at Barrville in Mifflin County a Distance of about 2.11 miles

Route 44010 Beginning at a point in Brown Township on Route 29 about 1.00 mile northeast of Reedsville thence north through Brown Township to the intersection of Route 44005 in Mifflin County a distance of about 2.09 miles

Route 44011 Beginning at a point in Granville Township about ½ mile northeast of Lork Port thence northerly to a point intersecting Route 44006 about 1 mile south of Strodes Mills in Mifflin County a distance of about .3 mile

Route 44012 Beginning at a point on Route 33 about 1½ miles west of Lewistown Borough in Granville Township in Mifflin County and leading south and west for a distance of about 2.00 miles

Route 44013 Beginning at a point in Granville Township on the western boundary line of Lewistown Borough thence northwesterly to a point intersecting Route 44001 about 1 mile west of the Granville-Derry Township line in Mifflin County a distance of about 2.08 miles

Route 44014 Beginning at a point in Decatur Township at Paintersville thence northerly through Decatur Township via Alfarata intersecting Route 28 to a point intersecting Route 44002 about ½ mile west of Decatur in Mifflin County a distance of about 3.45 miles

Route 44015 Beginning at a point in Decatur Township intersecting Route 28 about 1 mile east of Wagner thence northerly through Decatur Township via Snook to a point intersecting Route 44028 about 2 miles east of Belltown in Mifflin County a distance of about 3.66 miles

Route 44016 Beginning at a point in Decatur Township at the village of Shindle thence northerly through Decatur Township via Soradoville to a point intersecting Route 44002 at Dormantown in Mifflin County a distance of about 3.98 miles

Route 44017 Beginning at a point in Armagh Township intersecting State-aid Application 2763 about one mile southeast of Milroy thence southeasterly through Armagh Township via Naginey to a point intersecting Route 499 about 1.5 miles northeast of Honey Creek in Mifflin County a distance of about 1.7 miles

Route 44018 Beginning at a point in Wayne Township at the Juniata River Bridge near Kistler Borough and leading along the northern line of Kistler Borough in a southeasterly and then in a northeasterly direction through Wayne Township to a point on the western boundary line of Newton Hamilton Borough in Mifflin County a distance of about 2.88 miles

Section 46 The township roads to be taken over under the provisions of this act in the County of Monroe are those situate and described as follows

Route 45001 Beginning at a point on the division line between Carbon and Monroe Counties approximately two miles north of Northampton county line thence northeasterly through Eldred Township to a point where it intersects State Highway Route 560 approximately 1.50 miles west of Kunkletown in Monroe County a distance of about 1.5 miles

Route 45002 Beginning at a point along the Aquashicola Creek approximately 1.5 miles south of Kunkeltown thence in a northerly direction through Eldred Township to a point where it intersects State Highway Route 560 at a point approximately .75 of a mile west of Kunkletown in Monroe County a distance of about 1.3 miles

Route 45003 Begining at a point at the present end of State Highway Route 560 Kunkletown in Eldred Township thence northerly through Eldred and Polk Townships crossing State Highway Route 164 at Gilbert thence northerly through Chestnut Hill Township to a point where it intersects the county road at Effort in Monroe oCunty a distance of about 7.25 miles

Route 45004 Beginning at a point at the present end of State Highway Route 560 at Kunkletown thence in an easterly direction through Eldred and Ross Township intersecting Route 45005 thence through Rossland thence easterly through Ross Township intersecting Route 45006 and crossing State-aid Application 2734 thence through Hamilton Township to a point where it intersects State-aid Application 2734 approximately one mile north of Saylorsburg in Monroe County a distance of about 8.4 miles

Route 45005 Beginning at a point on Route 45004 Ross Township approximately two miles west of Rossland thence in a northwesterly direction through Ross and Chestnut Hill Township to a point where it intersects State Highway Route

164 approximately one mile east of Gilbert in Monroe County a distance of about 3.8 miles

Route 45006 Beginning at a point on the State Highway Route 165 near Waltz Store Ross Township thence in a northwesterly direction through Ross Township to a point where it intersects Route 45004 approximately one mile east of Rossland in Monroe County a distance of about 2 miles

Route 45007 Beginning at a point on State Highway Route 165 Hamilton Township approximately .5 of a mile south of Saylorsburg thence northeasterly through Hamilton Township thence northwesterly through Hamilton Township to a point where it intersects State Highway Route 165 approximately one mile northeast of Bossardsville in Monroe County a distance of about 6 miles

Route 45008 Beginning at a point on State-aid Application 2734 in Sciota in Hamilton Township thence easterly through Hamilton Township crossing county road to a point where it intersects State Highways Route 165 at Bossardsville in Hamilton Township in Monroe County a distance of about 2.5 miles

Route 45009 Beginning at a point on the county road in Hamilton Township approximately 1.5 miles northeast of Sciota thence northeasterly through Hamilton Township to apoint where it intersects State Highway Route 164 approximately .5 of a mile southwest of Stroud township line in Monroe County a distance of about 2.95 miles

Route 45010 Beginning at a point on State Highway Route 165 Hamilton Township at Stormsville thence easterly through Hamilton Stroud and Smithfield Townships touching State Highway Route 498 thence easterly through Smithfield Township to a point in the westerly borough line of Delaware Water Gap in Monroe County a distance of about 4.8 miles

Route 45011 Beginning at a point on State Highway Route 166 Smithfield Township approximately .75 of a mile east of East Stroudsburg Borough thence easterly through Smithfield Township crossing State Highway Route 461 west thence easterly to a point where it intersects State-aid Application 2141 approximately .75 of a mile southwest of Shawnee in Monroe County a distance of about 1.8 miles

Route 45012 Beginning at a point on State Highway Route 461 east Smithfield Township at Shawnee thence northeasterly through Smithfield and Middle Smithfield Townships intersecting Route 45013 thence northwesterly through Middle Smithfield Township to a point where it intersects State Highway Route 167 at Shoemaker in Monroe County a distance of about 7.75 miles

Route 45013 Beginning at a point on State Highway Route 167 in Middle Smithfield Township approximately .25 of a mile east of Turn Villa thence in a southerly direction to Nelson Lake in Middle Smithfield Township in Monroe County a distance of about 1.25 miles

Route 45014 Beginning at a point on State Highway Route 220 Middle Smithfield Township approximately .75 of a mile east of Poplar Bridge thence easterly through Middle Smithfield Township intersecting Route 45015 thence through Middle Smithfield Township to a point where intersects State Highway Route 1267 at Shoemaker in Monroe County a distance of about 4.4 miles

Route 45015 Beginning at a point on State Highway Route 167 Middle Smithfield Township at Frutchey thence in a northerly direction through Middle Smithfield Township to a point where it intersects Route 45014 approximately 1.25 miles east of Poplar Bridge in Monroe County a distance of about .4 mile

Route 45016 Beginning at a point on the division line between Carbon and Monroe Counties approximately 1.75 miles northwest of Eldred Township thence easterly through Polk Township to a point where it intersects Route 45045 at Kresgeville in Polk Township in Monroe County a distance of about 1.80 miles

Route 45017 Beginning at a point on State Highway Route 220 Smithfield Township near Marshalls Creek thence northerly through Smithfield and Middle Smithfield Townships intersecting Route 45018 thence to a point on the division line of Pike and Monroe Counties approximately .25 of a mile east of Price Township line in Monroe County a distance of about 7.50 miles

Route 45018 Beginning at a point approximately .25 of a mile northeast of Analomink in Stroud Township thence northeastrly through Stroud Price and Middle Smithfield Townships to a point where it intersects Route 45017 approximately 2.75 miles south of the Pike County line in Monroe County a distance of about 6.15 miles

Route 45019 Beginning at a point on State Highway Route 164 Stroud Township approximately 1.75 miles west of Stroudsburg borough line thence in a northerly direction through Stroud Township crossing State Highway Route 168 thence through Stroud Township in an easterly direction to a point where it intersects State Highway Route 169 approximately 1.5 miles north of Stroudsburg borough line in Monroe County a distance of about 6.05 miles

Route 45020 Beginning at a point on State Highway Route 324 in Price Township approximately .5 of a mile south of Barrett township line thence in a northeasterly direction through Price Township to a point on the boundary line between Monroe and Pike Counties approximately .5 of a mile north of Middle Smithfield township line in Monroe County a distance of about 4.5 miles

Route 45021 Beginning at a point on State Highway Route 164 Hamilton Township approximately .5 of a mile north of Sciota thence northerly through Hamilton and Jackson Townships thence through Neola intersecting Route 45047 thence to the southerly end of the present State-aid Application 5767 in Jackson Township approximately 1.25 miles south of Appenzell in Jackson Township in Monroe County a distance of about 3.9 miles

Route 45022 Beginning at a point on State-aid Application 3760-A Jackson Township approximately .75 of a mile west of Appenzell thence northeasterly through Jackson Township thence southeasterly to a point where it intersects State-aid Application 3759-60 at approximately .5 of a mile southwest of Reeders in Monroe County a distance of about 3.9 miles

Route 45023 Beginning at a point at Learns Store on State Highway Route 168 approximately .5 of a mile north west of Tannersville in Pocono Township thence in a northeasterly direction through Pocono Township to a point where it intersects Route 45025 at its junction with Route 45026 in Monroe County a distance of about 3.25 miles

Route 45024 Beginning at a point on State Highway Route 168 at Scott Run in Pocono Township thence in a northwesterly direction through Pocono and Tobyhanna Townships to a point where it intersects Route 45040 approximately 1.75 miles southwest of Village of Pocono Summit in Monroe County a distance of about 6 miles

Route 45025 Beginning at a point on State Highway Route 168 at Swiftwater Pocono Township thence easterly through Pocono Township intersecting Route 45034 thence through Paradise Township intersecting Route 45027 thence through Paradise and Pocono Townships intersecting Routes 45026 and 45023 thence through Stroud Township to a point where it intersects State Highway Route 169 at Analomink in Monroe County a distance of about 9.3 miles

Route 45026 Beginning at a point on Route 45025 in Pocono Township approximately 1.75 miles southwest of Henryville thence northeasterly through Pocono and Paradise Townships to a point where it intersects State Highway Route 169 approximately .5 of a mile south of Henryville in Monroe County a distance of about 1.45 miles

Route 45027 Beginning at a point on Route 45025 Paradise Township approximately two miles east of Swiftwater in Pocono Township thence northeasterly through Paradise Township to a point where it intersects State Highway Route 169 approximately .5 of a mile west of Henryville in Paradise Township in Monroe County a distance of about 1.85 miles

Route 45028 Beginning at a point on State Highway Route 169 at Paradise Valley in Paradise Township thence northerly through Paradise Township to a point where it intersects State Highway Route 171 approximately one mile south of Cresco in Monroe County a distance of about 1.45 miles

Route 45029 Beginning at a point on State Highway Route 171 at Cresco Barrett Township Township thence easterly through Barrett Township intersecting Route 45030 thence to a point where it intersects State Highway Route 324 approximately two miles south of Canadensis in Monroe County a distance of about 2.42 miles

Route 45030 Beginning at a point on State Highway Route 324 at Mountain Home Barrett Township thence southeasterly through Barrett Township to a point where it intersects Route 45029 approximately 1.25 miles east of Cresco in Monroe County County a distance of about .85 of a mile

Route 45031 Beginning at a point on State Highway Route 324 Barrett Township approximately .5 of a mile south of Canadensis thence easterly through Barrett Township to a point where it intersects a secondary township road approximately 1.5 miles east of Canadensis in Monroe County a distance of about 1.45 miles

Route 45032 Beginning at a point on State Highway Route 324 at Canadensis in Barrett Township thence northerly through Barrett Township to a point where it intersects the present southerly end of State-aid Application 5360 thence beginning at the present northerly end of State-aid Application 5360 in Barrett Township in a northerly direction through Barrett Township to a point on the division line between Pike and Monroe Counties approximately 3.5 miles east of Coolbaugh township line in Monroe County a distance of about 1.85 miles

Route 45033 Beginning at a point on State Highway Route 168 at Bartonsville in Pocono Township thence in a southwesterly direction through Hamilton Township intersection Route 45047 thence to a point of intersection on State Highway Route 164 at Snydersville in Monroe County a distance of about 3.25 miles

Route 45034 Beginning at a point on Route 45025 in Pocono Township approximately .25 of a mile east of Swiftwater thence northerly through Pocono and Paradise Townships to a point where it intersects State Highway Route 169 approximately 1.5 miles west of Paradise Valley in Monroe County a distance of about 2.70 miles

Route 45035 Beginning at a point on State Highway Route 171 in Pocono Township approximately 1.25 miles southeast of Pocono Summit thence northerly through Pocono Township to a point on the division line between Pocono Township and Mt. Pocono borough line approximately one mile east of Pocono Summit in Monroe County a distance of about .45 mile

Route 45036 Beginning at a point on Sate Highway Route 168 Coolbaugh Township approximately 1.5 miles northwest of Tobyhanna thence northerly through Coolbaugh Township to the Monroe and Wayne county line in Monroe County a distance of about 3.25 miles

Route 45037 Beginning at a point on State Highway Route 169 Tobyhanna Township at the Village of Pocono Pines thence northerly through Tobyhanna Township intersecting Route 45038 thence northeasterly through Coolbaugh Township crossing State Highway Route 168 at Tobyhanna thence northerly through Coolbaugh Township to a point where it intersects State Highway Route 561 at a point approximately 1.5 miles north of Tobyhanna in Monroe County a distance of about 8.85 miles

Route 45038 Beginning at a point on State Highway Route 169 Tobyhanna Township approximately .25 of a mile north of the village of Pocono Lake thence easterly through Tobyhanna Township to a point where it intersects Route 45037 at a point near the outlet of Pocono Pine Lake in Monroe County a distance of about .20 mile

Route 45039 Beginning at a point on State Highway Route 169 approximately 1.75 miles west of Wagners in Tobyhanna Township thence northwesterly through Tobyhanna and Coolbaugh Townships to a point where it intersects the Lehigh River approximately .75 of a mile north of the Tobyhanna Township line in Monroe County a distance of about 4.25 miles

Route 45040 Begining at a point on the county road in Tunkhannock Township approximately 1.5 miles south of Tobyhanna township line thence easterly through Tunkhannock Township to a point where it intersects Route 45041 at Long Pond thence northeasterly through Tunkhannock and Tobyhanna Townships to a point where it intersects State Highway Route 169 approximately one mile west of Pocono township line in Monroe County a distance of about 9.65 miles

Route 45041 Beginning at a point on State Highway Route 164 at Broadheadsville in Chestnut Hill Township thence northerly through Chestnut Hill Township intersecting Route 45042 at McMichaels thence northwesterly through Chestnut Hill and Tunkhannock Townships to a point where it intersects Route 45040 at Long Pond in Tunkhannock Township in Monroe County a distance of about 12.90 miles

Route 45042 Beginning at a point on county road Chestnut Hill Township approximately .5 of a mile northwest of Effort Post Office thence northeasterly through Chestnut Hill Township to a point where it intersects the junction of Route 45041 and the present end of State-aid Application 3760-A McMichaels in Monroe County a distance of about 4.95 miles

Route 45043 Beginning at a point on the division line between Monroe and Carbon Counties approximately one mile west of Jonas thence easterly through Polk Township intersecting Route 45045 at Jonas thence easterly through Polk and Chestnut Hill Townships to a point where it intersects the county road approximately 2.25 miles northwest of Effort in Monroe County a distance of about 3.20 miles

Route 45044 Beginning at a point on State Highway Route 164 in Polk Township approximately 1.75 miles east of Kresgeville thence northerly through Polk and Chestnut Hill Townships to a point where it intersects county road approximately two miles north of Effort in Chestnut Hill Township in Monroe County a distance of about 4.2 miles

Route 45045 Beginning at a point on State Highway Route 164 at Kresgeville in Polk Township thence northerly through Polk Township intersecting Route 45047 and Route 45046 thence northerly through Polk Township to a point where it interescts 45043 at Jonas in Monroe County a distance of about 5.15 miles

Route 45046 Beginning at a point on a secondary township road at Dottersville in Polk Township thence northeasterly through Polk Township to a point where it intersects Route 45045 approximately .85 of a mile northeast of Dottersville in Monroe County a distance of about .85 of a mile

Route 45047 Beginning at a point on Route 45021 at Neola in Jackson Township thence easterly through Jackson and Hamilton Townships thence southerly through Hamilton Township to a point where it intersects Route 45033 approximately .5 of a mile north of Snyderville in Hamilton Township in Monroe County a distance of about 3.7 miles

Route 45048 Beginning at a point on State Highway Route 164 in Hamilton Township at a point approximately 1.5 miles northeast of Sciota thence in an easterly direction to a point where it intersects the junction of county road and Route 45009 in Monroe County a distance of about .6 mile

Route 45049 Beginning at a point on State Highway Route 164 at Broadheadsville thence in a northwesterly direction through Chestnut Hill Township to Effort thence through Chestnut Hill and Tunkhannock Townships intersecting State Highway Route 550 thence northwesterly through Tunkhannock and Tobyhanna Townships to a point where it intersects State Highway Route 169 at Blakeslee in Monroe County a distance of about 16.25 miles

Section 47 The township roads to be taken over under the provisions of this act in the County of Montgomery are those situate and described as follows

Route 46001 Beginning at a point on the boundary line of Pottstown Borough in West Pottsgrove Township near the bridge over Manatawny Creek thence northwesterly through West Pottsgrove Township to a point on the Montgomery-Berks County line about one mile south of Manatawny Station on the Colebrookdale branch of the Philadelphia and Reading Railroad in Montgomery County a distance of about 1.2 miles

Route 46002 Beginning at a point on the northern boundary line of Pottstown Borough in Upper Pottsgrove Township thence northeasterly through Upper Pottsgrove Township via Chestnut Grove School to a point on Route 284 near Station 1429 about .3 of a mile south of Half Way House in Montgomery County a distance of about 3.0 miles

Route 46003 Beginning at a point on Route 284 near Station 1414 at Half Way House in Upper Pottsgrove Township thence southeasterly and southwesterly through Upper Pottsgrove Township to a point on State-aid Application 2696 near Station 53 at the Upper and Lower Pottsgrove Township line in Montgomery County a distance of about 1.7 miles

Route 46004 Beginning at a point near Station 23 on State-aid Application 2696 at the Upper Pottsgrove-Lower Pottsgrove Township line about .4 mile northeast of Pottstown Borough line thence easterly through Lower Pottsgrove Township to a point on State-aid Application 701 near Station 42 about .8 mile northeast of Sanatoga in Montgomery County a distance of about 2.6 miles

Route 46005 Begining at a point on a road at the northeast boundary line of Pottstown Borough near the Brokside Golf Course in Lower Pottsgrove Township thence northeasterly through Lower Pottsgrove Township to a point on State-aid Application 2696 near Station 103 at Ringling Rocks School in Montgomery County a distance of about 2.6 miles

Route 46006 Beginning at a point on a public road on the south side of a covered bridge over Sanatoga Creek about .2 mile east of Sanatoga Railroad Station in Lower Pottsgrove Township thence northerly through Lower Pottsgrove Township to a point on Route 146 near Station 891 in the village of Sanatoga in Montgomery County a distance of about .7 mile

Route 46007 Beginning at a point on State-aid Application 701 near Station 107 at the Lower Pottsgrove-New Hanover Township line thence northeasterly through New Hanover and Upper Frederick Townships via Fagleysville to a point on Route 197 near Station 1582 at Green Tree Inn about .3 mile northwest of Obelisk in Upper Frederick Township in Montgomery County a distance of about 4 miles

Route 46008 Beginning at a point on Route 197 near Station 1649 at New Hanover Square in New Hanvore Township thence northwesterly through New Hanover and Douglass Township via Hoffmansville Sassamansville and Congo to a point on the Montgomery-Berks County line about 1.4 miles northwest of Congo in Montgomery County a distance of about 5.4 miles

Route 46009 Beginning at a point on Route 197 near Station 1900 at Gilbertsville Hotel in Douglass Township thence northeasterly through Douglass Township to a point on a road known as the Big Pond at Congo Village in Montgomery County a distance of about 2.9 miles

Route 46010 Beginning at a point on Route 158 near Station 781 about .3 mile north of Zieglersville in Lower Frederick Township thence northwesterly through Lower Frederick Upper Frederick and New Hanover Townships via Anise to a point on the New Hanover and Douglass Township line thence southwesterly on the township line aforementioned to a point on the road known as the Big Road at Independence Cemetery in Sassamansville in Montgomery County a distance of about 7.7 miles

Route 46011 Beginning at a point on Route 197 near Station 1572 about .2 mile northwest of Obelick in Upper Frederick Township thence northeasterly through Upper Frederick Township to a point on Route 158 near Station 942 at Perkiomenville in Upper Frederick Township in Montgomery County a distance of about 2.9 miles

Route 46012 Beginning at a point at the southern terminus of State-aid Application 975 at Station 89+50 near A K Schultz's Mill and on the Montgomery-Berks County line thence easterly through Douglass New Hanover Upper Frederick and Marlborough Townships via Niantic to a point on Route 158 near Station 1042 at Green Lane Station on the Philadelphia and Reading Railroad in Montgomery County a distance of about 7.3 miles

Route 46013 Beginning at a point on Route 158 near Station 1098 about one mile south of Red Hill Borough in Marlborough Township thence northwesterly through Marlborough and Upper Hanover Townships crossing State-aid Application 5462 at Perkiomen Heights to a point on the Montgomery-Berks County line about one mile southeast of Clayton in Montgomery County a distance of about 6.3 miles

Route 46014 Beginning at a point on Route 270 near Station 1695 about .1 mile north of Black Rock Bridge in Upper Providence Township thence northwesterly through Upper Providence Township to a point on the southeast boundary line of Royersford Borough at Gay Street and Second Avenue in Montgomery County a distance of about 1.7 miles

Route 46015 Beginning at a point at the northeast boundary line of Royersford Borough at Tenth Avenue and Walnut Street in Limerick Township thence northeasterly to a point on the Limerick-Upper Providence Township line thence northeasterly on the township line aforementioned to a point of intersection of Limerick Upper Providence and Perkiomen Townships thence easterly along Perkiomen and Upper Providence Township line and through Perkiomen Township crossing Route 158 near Station 553 at Gratersford thence easterly through Skippack Township to a point at the entrance of the new Eastern State Penitentiary in Skippack Township in Montgomery County a distance of about 5.9 miles

Route 46016 Beginning at a point on Route 462 near Station 115 and the southern terminus of State-aid Application 28 in Limerick Township thence easterly through Limerick Township and Upper Providence Township to a point on the western boundary line in the borough of Trappe in Montgomery County a distance of about 3.7 miles

Route 46017 Beginning at a point on Route 146 near Station 676 at Limerick Square in Limerick Township thence northeasterly through Limerick Township to a point of intersection on road about 1.3 miles north of Limerick Square thence eastwardly through Limerick and Perkiomen Townships to a point on western boundary line of Schwenksville Borough in Montgomery County a distance of about 4 miles

Route 46018 Beginning at a point on Route 146 near Station 740 about 1.4 miles north of Limerick Square in Limerick Township thence easterly through Limerick and Lower Frederick Townships via the Fisher State Game Farm to a point on the northwest boundary line of Schwenksfille Borough thence crossing Route 158 near Station 688 and thence northeasterly through Perkiomen and Upper Salford Townships to a point n the Skippack Road abut .3 mile southeast of Salfordville in Montgomery County a distance of about 8.3 miles

Route 46019 Beginning at a point on Route 462 near Statin 40 at Linfield in Limerick Township thence northeasterly through Limerick Township to a point on Route 146 near Station 720 about .8 mile northwest of Limerick Square in Montgomery County a distance of about 3 miles

Route 46020 Beginning at a point at a road intersection about .5 mile southwest of Neiffer in Limerick Township thence northeasterly through Limerick and Lower Frederick Townships to a point at a road intersection about .3 mile southeast of Rising Sun Mill thence northwesterly through Lower Frederick and Upper Frederick Townships to a point at Rising Sun Mill in Upper Frederick Township thence north and northeasterly through Upper Frederick Township to a point on Route 197 near Station 1561 at Obelisk in Montgomery County a distance of about 3.7 miles

Route 46021 Beginning at a point at a road intersection about .3 mile southeast of Rising Sun Mill in Lower Frederick Township thence southeasterly along Swamp Creek to a point on Route 197 at Station 1447 about .1 mile north of Zieglerville in Montgomery County a distance of about 2.1 miles

Route 46022 Beginning at a point at a road intersection about one mile southwest of Perkiomenville in Upper Frederick Township thence easterly through Upper Frederick and Lower Frederick Townships crossing Route 158 to a point in the center of Perkiomen Creek thence still easterly through Upper Salford Township via Salford Station to a point at a road intersection about .3 of a mile northwest of Salfordville in Montgomery County a distance of about 4.3 miles

Route 46023 Beginning at a point on Route 270 near Station 1131 at Lederachville in Lower Salford Township thence northerly on road known as the Skippack Road through Lower and Upper Salford Townships via Salfordville and Woxall to a point on Route 198 near Station 85 at Breezy Point in Montgomery County a distance of about 5 miles

Route 46024 Beginning at a point on road known as the Skippack Road at Salford in Upper Salford Township thence easterly through Upper Salford Township via Bergy Village to a point on Route 198 near Station 186 in Montgomery County a distance of about 1.1 miles

Route 46025 Beginning at a point at the south end of the covered bridge over the Perkiomen Creek in Lower Salford Township thence easterly through Lower Salford Township to a point on Route 270 in Montgomery County a distance of about 1.6 miles

Route 46026 Beginning at a point on Route 197 near Station 306 near the southeast boundary line of Schwenksville Borough thence northeasterly through Perkiomen and Lower Salford Townships to a point on a road intersection about .1 of a mile north of the covered bridge over the Perkiomen Creek in Montgomery County a distance of about 3.3 miles

Route 46027 Beginning at a point on Route 158 near Station 607 in Perkiomen Township about .7 of a mile south of Schwenksville in Perkiomen Township thence easterly through Perkiomen and Skippack Townships to a point on Route 197 near Station 1270 in Montgomery County a distance of about .3 mile

Route 46028 Beginning at a point on Route 197 about .9 of a mile northwest of Amityville in Skippack Township thence northeasterly through Skippack and Lower Salford Townships to a point on Route 270 near Station 1131 at Lederachville in Montgomery County a distance of about 2.1 miles

Route 46029 Beginning at a point at a road intersection about .8 of a mile east of Spring Mount in Upper Salford Township near Upper Salford School House thence easterly through Upper Salford and Lower Salford Townships to a point on a road intersection at the Lower Salford School House in Montgomery County a distance of about .9 of a mile

Route 46030 Beginning at a point on Route 158 in Lower Frederick Township near Station 762 about .1 of a mile south of Zieglerville thence easterly through Lower Frederick and Upper Salford Townships via Spring Mount to a point at a road intersection about .8 of a mile east of Spring Mount in Montgomery County a distance of about 2.5 miles

Route 46031 Beginning at a point on Route 158 about .5 of a mile north of Zieglersville in Lower Frederick Township thence northeasterly through Lower Frederick Township to a point at a road intersection about .4 of a mile northwest of Salford Station in Montgomery County a distance of about 1.4 miles

Route 46032 Beginning at a point in Marlborough Township and on Route 158 near Station 954 and near Perkiomenville thence northeasterly through Marlborough Township to a point on the southeastern boundary line of Greenlane Borough thence northeasterly along said boundary line crossing Route 198 near Station 0+00 and through Marlborough Township to a point of road intersection about one mile southeast of the intersection of the Bucks-Montgomery County Line with the Marlborough-Upper Hanover Township line thence easterly to a point on the aforesaid county line about .4 of a mile west of Finland in Montgomery County a distance of about 5 miles

Route 46033 Beginning at a point of road intersection on a county road known as the Greyville and Sumneytown Pike and near Sumneytown in Marlborough Township thence northeasterly through Marlborough Township and along Swamp Creek to a point on the Montgomery-Bucks County line about .2 of a mile soth of Finland in Montgomery County a distance of about 4.5 miles

Route 46034 Beginning at a point on the Berks-Montgomery County line and about .4 of a mile south of the intersection of said county line with the Lehigh County line thence southeasterly through Upper Hanover Township a distance of about .1 of a mile to a point of road intersection thence northeasterly through Upper Hanvore Township to a point on the Lehigh-Mongtomery County line about .1 of a mile southeast of its intersection with the Berks County line in Montgomery County a distance of about .5 of a mile

Route 46035 Beginning at a point on the northeastern boundary line of Pennsburg Borough at about .3 of a mile southeast of its intersection with the Greenville Borough line thence northeasterly through Upper Hanover Township to a point on the Geryville and the Sumneytown Pike at its intersection with Montgomery-Bucks County line in Montgomery County a distance of about 1.7 miles

Route 46036 Beginning at a point on the northern boundary line of Red Hill Borough thence northeasterly through Upper Hanover Township to a point on the Greyville and Sumneytown Pike in Montgomery County a distance of about .6 of a mile

Route 46037 Beginning at a point on the Geryville and Sumneytown Pike in Upper Hanover Township about .2 of a mile east of a bridge over Stony Run thence northeasterly southeasterly northeasterly and southeasterly through Upper Hanover and Marlborough Townships to a point on a road known as the Ridge Road about .8 of a mile west of the village of Finland in Montgomery County a distance of about 2 miles

Route 46038 Beginning at a point on Route 198 near Station 219 near Vernfield Post Office said point being also on the Upper Salford-Lower Salford Township line thence northeasterly on said township line to a point the intersection of Upper Salford Lower Salford and Franconia Townships thence northeasterly through Franconia Township via Morwood to a point on the road known as the Allentown Road about .4 of a mile north of Earlington in Montgomery County a distance of about 2.9 miles

Route 46039 Beginning at a point in Salford Township on Route 386 near Station 182 thence southeacsterly through Salford and Fanconia Townships to a point of road intersection in Morwood Village in Franconia Township in Montgomery County a distance of about 1.9 miles

Route 46040 Beginning at a point of road intersection about .1 of a mile northeast of Morwood Village in Franconia Township thence easterly through Franconia Township to a point of road intersection on a road known as the Cow Path Road said point being about one mile south of the intersection of the Bucks-Montgomery County line with the Salford-Franconia Township line in Montgomery County a distance of about 2.3 miles

Route 46041 Beginning at a point on the western boundary line of Souderton Borough thence westerly through Franconia Township for a distance of about .2 of a mile to a point of road intersection on a road known as the Cow Path Road thence northerly over said road through Franconia and Salford Townships to a point on the Bucks-Montgomery County line about .7 of a mile northwest of its intersection with the Salford-Franconia Township line in Montgomery County a distance of about 3.4 miles

Route 46042 Beginning at a point of road intersection in Franconia Township on a road known as the Cow Path Road thence northeasterly through Franconia Township for a distance of about .3 of a mile to a point of road intersection thence southeasterly through Franconia Township to a point on the northwestern boundary line of West Telford Borough in Montgomery County a distance of about .6 of a mile

Route 46043 Beginning at a point of road intersection in Upper Gwynedd Township on the Sumneytown Pike and about .7 of a mile northwest of the northwestern boundary line of the North Wales Borough thence northerly through Upper Gwynedd Towamencin Hatfield Franconia and Salford Townships crossing Route 463 about .5 of a mile southwest of its intersection with Route 198 crossing Route 198 about .4 of a mile southwest of its intersection with Route 646 thence via Elroy and crossing Route 270 at a point about two miles west of Souderton Station in Souderton Borough thence via Earlington and crossing Route 386 at Tylersport to a point on the Montgomery-Bucks County line about .7 of a mile northwest of its intersection with Route 386 in Montgomery County a distance of about 11.7 miles

Route 46044 Beginning at a point on the Montgomery-Upper Gwynedd Township line and on Route 198 near Station 756 thence northeasterly through Montgomery Township crossing Route 646 about .5 of a mile northwest of Montgomeryville to a point on Route 153 about .8 of a mile north of Montgomeryville in Montgomery County a distance of about 2.3 miles

Route 46045 Beginning at a point on the eastern boundary line of West Conshohocken Borough thence easterly and southeasterly along the west bank of the Schuylkill River through Lower Merion Township to a point of road intersection on Belmont Avenue about .1 of a mile southwest of a concrete bridge over Schuylkill River in Montgomery County a distance of about 6 miles

Route 46046 Beginning at a point in Hatfield Township on Route 646 near Station 555 and about .4 of a mile southeast of the southeastern boundary line of Hatfield Borough thence northeasterly through Hatfield Township to a point on Route 153 near Station 787 said point being on the Montgomery-Bucks County line in Montgomery County a distance of about 1.6 miles

Route 46047 Beginning at a point of road intersection in Towamencin Township and on the Sumneytown Pike about .8 of a mile northwest of its intersection with Route 463 thence northeasterly through Towamencin and Hatfield Townships crossing Route 198 about .6 of a mile northwest of its intersection with Route 463 and via Orvilla to a point on Route 646 near Station 555 and about .3 of a mile southeast of the intersection of Route 646 with the southeastern boundary line of Hatfield Borough in Montgomery County a distance of about 3.3 miles

Route 46048 Beginning at a point on the northwestern boundary line of Hatfield Borough and near the northernmost corner of said borough thence northwesterly northerly and northwesterly through Hatfield and Franconia Townships to a point on the southeastern boundary line of Souderton Borough in Montgomery County a distance of about 1.8 miles

Route 46049 Beginning at a point of road intersection in Franconia Township about 1.5 miles northwest of the intersection of the Franconia-Lower Salford and Towamencin Townships lines thence northeasterly through Franconia Township to a point of road intersection on the Cow Path Road about .5 of a mile southwest of the southwestern boundary line of Souderton Borough thence through Franconia Township on the Cow Path Road for a distance of about .4 of a mile to a point of road intersection thence northeasterly through Franconia Township to a point on the southwestern borough line of Souderton Borough in Montgomery County a distance of about 2.7 miles

Route 46050 Beginning at a point in Lower Salford Township on Route 198 near Station 332 and about .4 of a mile southeast of Harleysville thence northeasterly through Lower Salford and Franconia Townships to a point of road intersection about .7 of a mile southeast of Route 270 and about .5 of a mile northeast of the Franconia-Lower Salford Township lines in Montgomery County a distance of about 1.4 miles

Route 46051 Beginning at a point of road intersection on the intersection of the Upper Salford Lower Salford and Franconia Township lines thence easterly and southeasterly through Franconia Township crossing Route 270 about .5 of a mile northeast of its intersection with the Franconia-Lower Salford Township line to a point at the intersection of the Franconia-Lower Salford-Towamencin Township line northeasterly and southeasterly to a point at the intersection of the Franconia-Hatfield-Towamencin Township lines thence northeasterly for a distance of about .3 of a mile and on the Franconia-Hatfield Township line to a point on a road known as the Allentown Road about .4 of a mile south of Elroy in Montgomery County a distance of about 4.9 miles

Route 46052 Beginning at a point of intersection in Franconia Township at Elroy thence easterly through Franconia and Hatfield Townships to a point on Route 646 near Station 638 and about .9 of a mile north of its intersection with Route 198 in Montgomery County a distance of about 1.9 miles

Route 46053 Beginning at a point in Lower Salford Township on Route 198 near Station 404 thence northeasterly through Lower Salford Township for a distance of about .6 of a mile to a point of road intersection thence easterly nrtherly and easterly through Lower Salford Township to a point on the Lower Salford Township line thence northeasterly by said township line to a point of road intersection said point being also the intersection of the Lower Salford-Franconia-Towamencin Township lines in Montgomery County a distance of about 2.5 miles

Route 46054 Beginning at a point of road intersection on the east bank of the west branch of Skippack Creek and about 1.5 miles east of Lederachville thence northeasterly through Lower Salford Township to a point on Route 198 near Station 393 and about one mile northwest of its intersection with the Lower Salford-Towamencin Township line in Montgomery County a distance of about .8 of a mile

Route 46055 Beginning at a point in Lower Salford Township on Route 270 near Station 1131 at Lederachville thence southeasterly through Lower Salford Township for a distance of about .8 of a mile to a point of road intersection thence northeasterly through Lower Salford Township for a distance of about .3 of a mile to a point of road intersection thence southeasterly through Lower Salford Township to a point of road intersection about .8 of a mile southwest of Route 198 and about .3 of a mile northwest of the Lower Salford-Towamencin Township line thence northeasterly to a point on Route 198 near Station 435 and near Mainland Post Office in Montgomery County a distance of about 3.4 miles

Route 46056 Beginning at a point in Skippack Township on Route 197 near Station 1061 and about .5 of a mile east of Skippack thence northeasterly to a point the intersection of the Skippack-Lower Salford-Towamencin Township lines thence by the Lower Salford-Towamencin Township line and through Towamencin Township following Skippack Creek to a point on Route 198 near Station 478 and about .5 of a mile northwest of Kulpsville in Montgomery County a distance of about 3.1 miles

Route 46057 Beginning at a point on the Philadelphia-Montgomery County line at the intersection of City Line Avenue on River Road thence northwesterly through Lower Merion Township along above mentioned River Road to its intersection with Righter's Ferry Road thence southwesterly along Righter's Ferry Road to its intersection with Belmont Avenue thence northerly on Belmont Avenue to a point on the southwestern end of County Bridge over Schuylkill River near West Manayunk Station in Lower Merion Township in Montgomery County a distance of about 2.2 miles

Route 46058 Beginning at a point in Lower Salford Township on Route 270 near Station 117 and about .8 of a mile south of Lederachville thence southeasterly through Lower Salford Township for a distance of about 1.3 miles to a point of road intersection thence northeasterly through Lower Salford Township to a point of road intersection on the east bank of the west branch of Skippack Creek thence southerly through Lower Salford and Towamencin Township crossing Skippack Creek to a point of road intersection about .2 of a mile east of the Lower Salford-Towamencin Township line and about one mile northeast of Route 197 in Montgomery County a distance of about 2.6 miles

Route 46059 Beginning at a point of intersection in Lower Providence Township at the east end of Arch Bridge over the Perkiomen Creek thence northerly through Lower Providence and Skippack Townships following the Perkiomen Creek to a point on Route 270 near Station 1418 and about .3 of a mile east of Iron Bridge in Montgomery County a distance of about 1.9 miles

Route 46060 Beginning at a point on Route 463 near Station 367 in Worcester Township thence northwesterly through Worcester Township and Skippack Township to a point the intersection of Route 270 near Station 1347 about one mile east of Rahns in Montgomery County a distance of about 6.2 miles

Route 46061 Beginning at a point of road intersection in Skipackp Township near the Lower Skippack Church thence northerly and northwesterly through Skippack Township to a poin on Route 270 near Station 1303 in Montgomery County a distance of about 1.3 miles

Route 46062 Beginning at a point in Upper Providence Township on Route 202 near Station 2018 near Mont Clare thence easterly through Upper Providence Lower Providence and West Norriton Townships via Oaks and Audubon and crossing Route 463 about one mile southwest of its intersection with Route 146 to a point on Route 146 near Station 121 at Jeffersonville in Montgomery County a distance of about 7.1 miles

Route 46063 Beginning at a point on Route 270 near Station 1636 and about .6 of a mile northeast of the Montgomery County Alms House thence southerly through Upper Providence Township to a point of road intersection on a road known as the Egypt Road about .3 of a mile east of Oaks Station on the Reading Railroad in Montgomery County a distance of about 3.8 miles

Route 46064 Beginning at a point in Lower Providence Township at the eastern end of an inter-county bridge over the Schuylkill River near Perkiomen Junction thence easterly through Lower Providence Township to a point of road intersection at Audubon thence northeasterly through Lower Providence Township to a point on Route 146 near Station 192 in Montgomery County a distance of about 5 miles

Route 46065 Beginning at a point of road intersection in Lower Providence Township near Union Church thence southeasterly through Lower Providence Township to a point on Route 463 near Station 44 and about .4 of a mile north of Betzwood Station on the Pennsylvania Railroad said point being also on the Lower Providence-West Norriton Township line in Montgomery County a distance of about 1.2 miles

Route 46066 Beginning at a point of road intersection in Lower Providence Township about .6 of a mile northeast of Audubon thence northerly northeasterly and easterly through Lower Providence Township to a point on Route 146 near Station 253 at Eagleville in Montgomery County a distance of about 2.5 miles

Route 46067 Beginning at a point on Route 202 near Station 862 and near Yerkes Station in Upper Providence Township thence southeasterly and northeasterly through Upper Providence Lower Providence and Skippack Township crossing Route 146 about .8 of a mile southeast of its intersection with the Perkiomen Creek to a point of road intersection on the east bank of the Skippack Creek said point being about .3 of a mile west of the Skippack-Worcester Township line and about one mile southwest of Route 197 thence through Skippack Township to a point on Route 197 near Station 1026 and at about .5 of a mile northwest of Cedars Post Office in Montgomery County a distance of about 7.1 miles

Route 46068 Beginning at a point in Worcester Township on Route 197 near Station 996 and near Cedars Post Office thence northeasterly through Worcester and Towamencin Townships to a point on Route 198 near Station 504 at Kulpsville in Montgomery County a distance of about 2.9 miles

Route 46069 Beginning at a point in Lower Merion Township the intersection of Roberts Road and Montgomery Avenue thence northeasterly through Lower Merion Township over Roberts Road and Swamp Road to a point the intersection of Swamp Road and Mount Pleasant Road thence southeasterly through Lower Merion Township to a point the intersection of Mount Pleasant Road and Waverly Road thence northeasterly through Lower Merion Township to a point at the intersection of Waverly Road with Young's Ford Road thence northwesterly and northerly still through Lower Merion Township to a point on the Schuylkill Road about .8 of a mile southeast of Woodlane Station on the Road Railroad in Montgomery County a distance of about 4.4 miles

Route 46070 Beginning at a point in Montgomery Township on Route 646 and about .4 of a mile northwest of its intersection with the Montgomery-Horsham Township line thence northeasterly to a point on the Bucks-Montgomery County line about .3 of a mile northwest of the intersection of said county line with Route 373 in Montgomery County a distance of about 1.6 miles

Route 46071 Beginning at a point at the intersection of Routes 153 and 178 about one mile south of Montgomeryville in Montgomery Township thence northeasterly through Montgomery Township crossing Route 646 about .7 of a mile southeast of Montgomeryville to a point on the Bucks-Montgomery County line about one mile southeast of its intersection with Route 178 in Montgomery County a distance of about 2.1 miles

Route 46072 Beginning at a point in Montgomery Township on Route 153 near Station 498 at about .7 of a mile north of its intersection with the Montgomery-Horsham Township line thence northeasterly through Montgomery Township to a point on Route 646 about two miles northwest of its intersection with Route 373 in Montgomery County a distance of about 1.2 miles

Route 46073 Beginning at a point in Lower Gwynedd Township on Route 153 near Station 378 at Springhouse thence easterly through Lower Gwynedd Upper Dublin and Horsham Townships via Three Tuns crossing Route 373 at Maple Glen and crossing Route 198 about .3 of a mile southeast of its intersection with Route 373 to a point on Route 646 about one mile northwest of its intersection with Route 151 in Montgomery County a distance of about 4.7 miles

Route 46074 Beginning at a point in Horsham Township on Route 646 near Station 32 thence still through Horsham Township to a point on Route 151 near Station 472 at Horshamville in Montgomery County a distance of about .3 of a mile

Route 46075 Beginning at a point in Horsham Township on Route 151 near Station 527 at the Pitcairn Air Field thence southeasterly through Horsham and Upper Moreland Townships to a point on the northwestern boundary line of the borough of Hatboro in Montgomery County a distance of about 1.6 miles

Route 46076 Beginning at a point in Horsham Township on Route 373 and about .8 of a mile north of its intersection with Route 198 thence northeasterly and easterly through Horsham Township crossing Route 646 about 1.4 miles southeast of its intersection with Route 373 at Prospectville and via Davis Grove to a point on Route 151 about .9 of a mile south of its intersection with the Montgomery-Bucks County line in Montgomery County a distance of about 2.8 miles

Route 46077 Beginning at a point on Route 153 said point being the intersection of the Lower Gwynedd and Upper Dublin Township line with the northeast boundary line of Ambler Borough thence northeasterly on the Lower Gwynedd-Upper Dublin Township line to a point on Route 198 at the intersection of said township line with the Horsham Township line thence northeasterly through Horsham Township to a point on Route 373 near Station 466 and about 1.2 miles north of its intersection with Route 198 in Montgomery County a distance of about 3.2 miles

Route 46078 Beginning at a point on the northwestern boundary line of Ambler Borough and about .1 of a mile northeast of the Reading Railroad thence northwesterly through Lower Gwynedd Township along the Reading Railroad to a point of road intersection near Penllyn Post Office in Montgomery County a distance of about .8 of a mile

Route 46079 Beginning at a point of road intersection in Lower Gwynedd Township about .4 of a mile northeast of Penllyn Post Office thence northwesterly through Lower Gwynedd Township to a point of road intersection about .3 of a mile northeast of Gwynedd Station on the Roading Railroad in Montgomery County a distance of about 1.4 miles

Route 46080 Beginning at a point in Whitpain Township on Route 178 near Station 713 and about one mile northeast of its intersection with Route 197 thence southeasterly through Whitpain and Upper Dublin Townships to a point at the northwestern terminus of Application 565 near Station 29 in Montgomery County a distance of about 3.5 miles

Route 46081 Beginning at a point of road intersection in Whitpain Township and about one mile northeast of Bluebell thence northerly and northeasterly through Whitpain Lower Gwynedd and Montgomery Townships via Gwynedd Station and crossing Route 198 about .3 of a mile northwest of its intersection with Route 153 to a point in Montgomery Township on Route 153 about .3 of a mile north of its intersection with Route 198 in Montgomery County a distance of about 4.1 miles

Route 46082 Beginning at a point in Whitpain Township on Route 178 near Station 713 and about .3 of a mile south of Franklinville thence northwesterly through Whitpain Township to a point on the Whitpain-Worcester Township line thence northeasterly on the Whitpain-Worcester Township line to a point at the intersection of said township line with the Upper Gwynedd Township line thence northeasterly through Upper Gwynedd Township to a point in the southwestern boundary line of North Wales Borough in Montgomery County a distance of about 2.5 miles

Route 46083 Beginning at a point on the northeastern boundary line of Norristown and about .4 of a mile northwest of the easternmost corner of said borough thence northeasterly through East Norriton and via the East Norriton-Plymouth Township line to a point on said township line its intersection with the Germantown Pike in Montgomery County a distance of about 1.1 miles

Route 46084 Beginning at a point in Whitpain Township on Route 197 near Station 659 at about .5 of a mile northwest of Bluebell thence northeasterly through Whitpain Township to a point of road intersection on a road known as Morris Road in Montgomery County a distance of about .8 of a mile

Route 46085 Beginning at a point on the Plymouth-Whitpain Township line about .6 of a mile west of Sandy Hill thence easterly through Whitpain Township via Sandy Hill to a point of intersection with the Butler Pike County Road on the Whitpain-Whitemarsh Township line about .8 of a mile east of Sandy Hill in Montgomery County a distance of about 1.75 miles

Route 46086 Beginning at a point on the Philadelphia-Montgomery County line about .6 of a mile northwest of its intersection with Route 153 thence northwesterly through Springfield and Whitemarsh Townships to a point of road intersection about .7 of a mile northwest of Williams Station thence northeasterly through Whitemarsh Township for a distance of about .3 of a mile to a point of road intersection thence northwesterly through Whitemarsh and Whitpain Townships via Sandy Hill to a point of road intersection about 7 of a mile southwest of Bluebell thence northeasterly through Whitpain Township to a point on Route 197 near Station 634 in Montgomery County a distance of about 4.9 miles

Route 46087 Beginning at a point in Plymouth Township on Route 145 near Station 288 and about 1.3 miles east of its intersection with the southeastern boundary line of Norristown Borough thence southeasterly through Plymouth and Whitemarsh Townships crossing Route 145 near Station 198 and about .4 of a mile south of Hickorytown to a point of road intersection in Whitemarsh Township about .6 of a mile southeast of Williams Station in Montgomery County a distance of about 4.2 miles

Route 46088 Beginning at a point of road intersection on the Butler Pike and on the Plymouth-Whitemarsh Township line about .8 of a mile southwest of its intersection with the Whitpain Township line thence easterly through Whitemarsh Township to a point of road intersection of Lancasterville in Montgomery County a distance of about 1.3 miles

Route 46089 Beginning at a point of road intersection in Whitemarsh Township near Lancasterville thence easterly through Whitmarch Township to a point on Route 197 near Station 478 near Whitemarsh in Montgomery County a distance of about 1.6 miles

Route 46090 Beginning at a point of road intersection in Whitemarsh Township about .6 of a mile northwest of the village of Whitemarsh thence northeasterly through Whitemarsh and Upper Dublin Townships crossing Route 153 near Station 191 at Fort Washington to a point on Route 373 near Station 352 and about one mile north of Jarrettown in Montgomery County a distance of about 3.9 miles

Route 46091 Begining at a point in Upper Dublin Township on Route 373 near Dreshertown thence northeastly through

Upper Dublin Township to a point on the Upper Dublin-Horsham Township line and on Route 198 about .2 of a mile southeast of its intersection with the western terminus of Application 87 in Montgomery County a distance of about 1.6 miles

Route 46092 Beginning at a point in Upper Dublin Township on Route 373 near Station 190 about one mile south of Dreshertown Station thence northeasterly through Upper Dublin Township to a point on the Upper Dublin-Abington Township line thence along said Township line northeasterly for a distance of .4 of a mile to a point of road intersection thence northeasterly through Abington and Upper Moreland Townships crossing Route 198 about 1.1 miles northwest of its intersection with Route 151 and crossing Route 151 about .4 of a mile southwest of Heaton Station on the Pennsylvania Railroad and crossing Route 155 near Heaton Station on the Pennsylvania Railroad thence easterly through Upper Moreland Township to a point on Route 198 about one mile northeast of its intersection with the Upper Moreland-Abington Township line in Montgomery County a distance of about 5.4 miles

Route 46093 Beginning at a point on Route 155 in Upper Moreland Township about .3 of a mile south of the intersection of Route 155 with the southwestern boundary line of the borough at Hatboro thence northwesterly through Upper Moreland Township to a point on Route 151 about .4 of a mile south of its intersection with the Horsham-Upper Moreland Township line in Montgomery County a distance of about .8 of a mile

Route 46094 Beginning at a point in Upper Moreland Township on Route 151 near Station 318 at Willow Grove thence northeasterly through Upper Moreland Township and crossing State-aid Application 26 about .8 of a mile southeast of its intersection with the southeastern boundary line of the borough of Hatboro to a point on the Montgomery-Bucks County line about .9 of a mile northwest of its intersection with the Upper Moreland-Lower Moreland Township line in Montgomery County a distance of about 3.1 miles

Ruote 46095 Beginning at a point on the Philadelphia-Montgomery County line and about .8 of a mile southwest of its intersection with the Bucks County line thence northwesterly through Lower Moreland Township and crossing Route 362 about .8 of a mile southwest of its intersection with the Montgomery Bucks County line to a point on State-aid Application 26 near Station 132 about .7 of a mile southeast of Woodmont Station in Montgomery County a distance of about 2.5 miles

Route 46096 Beginning at a point on the Philadelphia-Montgomery County line and about .4 of a mile northeast of the intersection of said connty line with the Lower Moreland-Abington Township line thence northeasterly through Lower Moreland Township and crossing Route 198 near Philmont Station to a point on the Montgomery-Bucks County line at about .6 of a mile northwest of its intersection with the Philadelphia County line in Montgomery County a distance of about 2.8 miles

Route 46097 Beginning at a point on Route 362 in Huntingdon Valley in Lower Moreland Township thence southeasterly through Lower Moreland Township over a road known as Red Lion Road and crossing Route 198 about .5 of a mile east of Bethayres to a point on the Philadelphia-Montgomery County line about .7 of a mile northeast of its intersection with the Lower Moreland-Abington Township line in Montgomery County a distance of about 1.1 miles

Route 46098 Beginning at a point in Lower Moreland Township on Route 198 near Station 1509 and near Huntingdon Valley Station thence northwesterly through Lower Moreland and Abington Townships over a road known as the Old Welsh Road and crossing State-aid Application 4271 about .5 of a mile southwest of its intersection with Route 198 and crossing Route 151 about .3 of a mile southwest of its intersection with Route 198 to a point of road intersection in Abington Township about .4 of a mile southwest of Route 198 and about .3 of a mile southeast of the Upper Dublin-Abington Township line in Montgomery County a distance of about 4 miles

Route 46099 Beginning at a point of road intersection in Abington Township said point being the intersection of Valley Road with Susquehanna Street at Rydal Station thence easterly through Abington Township via Valley Road to the intersection of said road with Mill Road at Meadowbrook Station thence northeasterly on Mill Road through Abington and Lower Moreland Township to a point of road intersection about .3 of a mile northeast of the Abington-Lower Moreland Township line and about .4 of a mile west of Huntingdon Valley Station in Montgomery County a distance of about 2.6 miles

Route 46100 Beginning at a point on the Abington-Cheltenham Township line at the intersection of Meetinghouse Road and Township line Road thence northeasterly and easterly through Abington Township on Meetinghouse Road to a point on Route 362 near Station 101 and about .3 of a mile southwest of the intersection of Route 362 with Meadowbrook Road in Montgomery County a distance of about 2.6 miles

Route 46101 Beginning at a point in Abington Township on Route 362 at its intersection with Susquehanna Street thence northwesterly through Abington and Upper Dublin Townships via Susquehanna crossing Route 151 near Rosland Station and crossing Route 373 near Dreshertown to a point on the Lower Gwynedd-Upper Dublin Township line about .4 of a mile northeast of its intersection with the northeastern boundary line of the borough of Ambler in Montgomery County a distance of about 8.7 miles

Route 46102 Beginning at a point of road intersection in Whitemarch Township near Springmill Post Office thence northeasterly through Whitemarsh Township and crossing Route 145 about 1.1 miles southeast of its intersection with the Plymouth-Whitemarsh Township line to a point on Route 197 near Station 489 and about .5 of a mile northwest of the village of Whitemarsh in Montgomery County a distance of about 4.4 miles

Route 46103 Beginning at a point on the southeastern boundary line of Conshohocken Borough thence easterly through Whitemarsh Township to a point of road intersection on the Ridge Road near Barren Hill in Montgomery County a distance of about 2.6 miles

Route 46104 Beginning at a point of road intersection said point being also the intersection of the East Norriton-Plymouth Township line with the Norristown Borough line thence southeasterly through Plymouth Township for a distance of about .5 of a mile to a point of road intersection thence southwesterly through Plymouth Township to a point on Route 146 near Station 298 and about one mile east of its intersection with the southeastern boundary line of Norristown Borough thence southwesterly through Plymouth Township to a point on the Ridge Road near Mageetown in Montgomery County a distance of about 1.7 miles

Route 46105 Beginning at a point of road intersection in Skippack Township about one mile southwest of Skippackville thence northeasterly through Skippack Township to a point on Route 197 near Station 1088 at Skippackville in Montgomery County a dsitance of about .8 of a mile

Route 46106 Beginning at a point of road intersection in Plymouth Township on a road known as the Johnson Road and about .7 of a mile northeast of Mageetown thence northeasterly through Plymouth Township to a point on Route 145 near Station 245 at about .5 of a mile north of Hickorytown in Montgomery County a distance of about 1.2 miles

Route 46107 Beginning at a point on the northwestern boundary line of Conshohocken Borough thence northerly through Plymouth Township to a point at the intersection of Route 145 near Station 344 with the southeastern boundary line of Norristown Borough in Montgomery County a distance of about 2.5 miles

Route 46108 Beginning at a point of road intersection in Plymouth Township near Ivy Rock Station thence easterly through Plymouth Township to a point of road intersection on the Ridge Pike at Harmanville in Montgomery County a distance of about 1 mile

Route 46109 Beginning at a point of road intersection in Plymouth Township at Harmanville thence easterly through Plymouth Township to a point on Route 145 near Station 172 at about .3 of a mile northwest of Plymouth Meeting in Montgomery County a distance of about 1.1 miles

Route 46110 Beginning at a point of road intersection naer Spring Mill Station in Whitemarsh Township thence northerly through Whitemarsh and Plymouth Townships to a point of road intersection on the Ridge Pike near Harmanville in Plymouth Township in Montgomery County a distance of about 1.5 miles

Route 46111 Beginning at a point in Whitemarsh Township on Route 153 near Station 100 at Valley Green thence easterly through Whitemarsh Township to a point near the intersection of Route 197 with the Whitemarsh-Springfield

Township line in Montgomery County a distance of about .4 of a mile

Route 46112 Beginning at a point at the intersection of Route 197 near Station 420 with the Whitemarsh-Springfield Township line thence northeasterly on said township line to a point of road intersection about .2 of a mile southwest of the intersection of said township line with the Upper Dublin Township line in Montgomery County a distance of about .8 of a mile

Route 46113 Beginning at a point in Whitemarsh Township said point being the intersection of Routes 197 and 153 at Whitemarsh thence northeasterly through Whitemarsh Springfield and Upper Dublin Townships via Fort Hill and crossing State-aid Application 3961 about .4 of a mile northeast of Camp Hill Station to a point on Route 373 near Station 250 at Dreshertown in Upper Dublin Township in Montgomery County a distance of about 3.4 miles

Route 46114 Beginning at a point on the Philadelphia-Montgomery County line at about .2 of a mile southeast of its intersection with Route 153 thence northeasterly through Springfield Township and crossing Route 197 at Five Points to a point on State-aid Application 3961 near Station 149 at about .4 of a mile southeast of Oreland Station in Montgomery County a distance of about 2.8 miles

Route 46115 Beginning at a point in Springfield Township on Route 197 near Station 322 at about .2 of a mile northwest of its intersection with the Springfield-Cheltenham Township line thence northeasterly through Springfield and Abington Townships to a point on State-aid Application 3961 near Station 173 and near the intersection of the Springfield-Abington-Cheltenham Township line in Montgomery County a distance of about 1 mile

Route 46116 Beginning at a point on the Cheltenham-Springfield Township line said point being the intersection of Willow Grove and Cheltenham Avenues thence northwesterly on Cheltenham Avenue via said township line and through Springfield Township to a point at the intersection of Cheltenham Avenue with Paper Mill Road in Montgomery County a distance of about 1 mile

Route 46117 Beginning at a point on Route 373 at its intersection with Edge Hill Road in Abington Township at about .4 of a mile southeast of North Glenside Station thence northeasterly through Abington Township via Edge Hill Road to a point at the intersection of Edge Hill Road and Jenkintown Road near Ardsley Station in Montgomery County a distance of about .8 of a mile

Route 46118 Beginning at a point in Abington Township the intersection of Jenkintown Road and Edge Hill Road near Ardsley Station thence northeasterly through Abington Township on Edge Hill Road to a point on Route 151 near Station 254 at about .8 of a mile north of Abington High School in Montgomery County a distance of about 2.2 miles

Route 46119 Beginning at a point on the Philadelphia-Montgomery County line said point being the intersection of Cheltenham Avenue and Washington Lane thence northeasterly through Cheltenham Township and crossing Route 197 about .9 of a mile northwest of its intersection with Route 151 and via Wyncote to a point on State-aid Application 5442 near Station 13 said point being also on the southwestern boundary line of Jenkintown Borough at about .3 of a mile northwest of its intersection with Route 151 in Montgomery County a distance of about 1.8 miles

Route 46120 Beginning at a point in Cheltenham Township at the intersection of Route 373 near Station 21 with Greenwood Avenue thence easterly through Cheltenham Township and crossing Route 197 about .7 of a mile southeast of its intersection with Route 373 to a point on State-aid Applications 497 and 498 near Station 31 and on the southwestern boundary line of Jenkintown Borough in Montgomery County a distance of about 1.2 miles

Route 46121 Beginning at a point in Cheltenham Township at the intersection of Washington Lane and Ashbourne Road thence southeasterly through Cheltenham Township crossing Route 151 about .7 of a mile north of the Philadelphia-Montgomery County line and via Elkins Park Station to a point the intersection of Ashbourne and Arbor Roads thence easterly through Cheltenham Township over Ashbourne Road to a point the intersection of Ashbourne Road and Central Avenue thence northeasterly through Cheltenham Township over Central Avenue to its intersection with Cottman Street on the Philadelphia City line in Montgomery County a distance of about 3.7 miles

Route 46122 Beginning at a point on State-aid Application 5442 on the Cheltenham-Abington Township line thence easterly and northeasterly through Abington Township on Cedar Road to the westernmost corner of Rockledge Borough thence by the northwestern boundary line of said borough and through Abington Township to a point on Route 362 near Station 46 said point being the intersection of Route 362 with Cedar Road in Montgomery County a distance of about 1.4 miles

Route 46123 Beginning at a point on the Lower Providence-West Norriton Township line at the intersection of Route 146 with the northeastern terminus of Route 643 thence northeasterly along the boundary line between Lower Providence and West Norriton Townships and between Worcester and East Norriton Townships to a point of road intersection on the Worcester-East Norriton Township line about two miles west of Bethel Hill in Montgomery County a distance of about 3 mlies

Route 46124 Beginning at a point on the Philadelphia-Montgomery County line at its intersection with a road known as the Oaklane Road in Cheltenham Township thence easterly on Oaklane Road to a point at its intersection with Ashbourne Road in Montgomery County a distance of about .9 of a mile

Route 46125 Beginning at a point on the Plymouth-Whitpain Township line about .6 of a mile west of Sandy Hill thence northeasterly through Whitpan Township to a point on Route 197 about .4 of a mile southeast of Bluebell in Whitpain Township in Montgomery County a distance of about 1.5 miles

Route 46126 Beginning at a point on the northeastern boundary line of Norristown Borough and about .5 of a mile northwest of the intersection of said boundary line with Route 178 thence northeasterly through East Norriton and Whitpain Townships via Penn Square to a point on Route 178 near Station 836 and near Washington Square in Montgomery County a distance of about 1.9 miles

Route 46127 Beginning at a point on the Worcester-East Norriton Township line said point being the northeastern terminus of State-aid Application 23 thence northeasterly through Worcester Township to a point on Route 197 near Station 818 at Bethel Hill in Montgomery County a distance of about 1.7 miles

Route 46128 Beginning at a point in Worcester Township on Route 197 near Station 820 thence northeasterly through Worcester Township to a point of road intersection on the Worcester-Upper Gwynedd Township line and about 1.2 miles southwest of the westernmost corner of North Walls Borough in Montgomery County a distance of about 1.3 miles

Route 46129 Beginning at a point on Route 463 near Station 543 and about 1.7 miles northwest of West Point thence southeasterly through Upper Gwynedd Township to a point of road intersection at West Point in Montgomery County a distance of about 1.7 miles

Route 46130 Beginning at a point in Worcester Township on Route 197 near Station 901 thense northeasterly through Worcester and Upper Gwynedd Townships via Heebnerville to a point of road intersection on the Sumneytown Pike at Gwynedd Square in Upper Gwynedd Township in Montgomery County a distance of about 2.8 miles

Route 46131 Beginning at a point of road intersection on the Germantown Pike in East Norriton Township said point being about .6 of a mile southeast of the Worcester-East Norriton Township line thence northeasterly through East Norriton and Worcester Townships to a point on Route 197 near Station 847 and about .5 of a mile northwest of Bethel Hill in Montgomery County a distance of about 3.2 miles

Route 46132 Beginning at a point in West Norriton Township on Route 146 near Station 136 and about .3 of a mile northwest of Jeffersonville thence northeasterly through West Norriton and East Norriton Townships to a point of road intersection on the Germantown Pike about .7 of a mile northwest of its intersection with State-aid Application 23 in Montgomery County a distance of about 1.8 miles

Route 46133 Beginning at a point on the northwestern boundary line of Norristown Borough and about .3 of a mile northeast of its intersection with Route 146 thence northwesterly through West Norriton Township and crossing State-aid Application 23 to a point of road intersection about .4 of a mile north of Jeffersonville in Montgomery County a distance of about 1.2 miles

Route 46134 Beginning at a point on Route 544 near Station 79 and on the Montgomery-Chester County line thence easterly on said county line and through Upper Merion Township to a point on Route 201 near Station 827 and at Port Kennedy in Montgomery County a distance of about 1.4 miles

Route 46135 Beginning at a point on Route 143 being its intersection with the Chester-Montgomery County line thence northwesterly on said county line to a point at the intersection of said county line with Routes 544 and 201 in Montgomery County a distance of about .7 of a mile

Route 46136 Beginning at a point on Route 201 near Station 827 at Port Kennedy thence easterly and southeasterly through Upper Merion Township to a point on the northwestern boundary line of Bridgeport Borough in Montgomery County a distance of about 4 miles

Route 46137 Beginning at a point in Upper Merion Township on Route 201 and near Station 570 thence northerly through Upper Merion Township to a point on the southern boundary line of Bridgeport Borough in Mongomery County a distance of about 2 miles

Route 46138 Beginning at a point on the northwestern boundary line of West Conshohocken Borough and near the Reading Railroad thence northerly through Upper Merion Township to a point on Route 225 near Station 169 at Swedeland in Montgomery County a distance of about 1.1 miles

Route 46139 Beginning at a point on Route 201 near Station 649 and about one mile southeast of King of Prussia thence easterly through Upper Merion Township to a point of road intersection about .2 of a mile south of Henderson Station in Montgomery County a distance of about 1 mile

Route 46140 Beginning at a point at the intersection of the Delaware-Montgomery County line with the Upper Merion-Lower Merion Township line thence northeasterly along said township line and crossing Route 201 to a point at the intersection of said township line with the southwest boundary line of West Conshohocken Borough in Montgomery County a distance of about 1.5 miles

Route 46141 Beginning at a point on the Lower Merion-Upper Merion Township line at the intersection of Matsonford Road and Montgomery Avenue thence northerly through Upper Merion Township on Montgomery Avenue to its intersection with Route 225 near Station 465 in Upper Merion Township in Montgomery County a distance of about .2 of a mile

Route 46142 Beginning at a point on Cheltenham Avenue Philadelphia-Montgomery County line at its intersection with New Second Street thence northeasterly through Cheltenham Township on the abouve mentioned New Second Street to a point of its intersection with State-aid Application 42 at the Cheltenham-Abington Township line in Montgomery County a distance of about 1.6 miles

Route 46143 Beginning at a point in Lower Merion Township the northern terminus of State-aid Applications 6444-46 thence northerly over Argyle Avenue to a point at its intersection with Route 142 in Ardmore in Montgomery County a distance of about .4 of a mile

Route 46144 Beginning at a point of road intersection about .8 of a mile northeast of Linfield in Limerick Township thence northwesterly through Limerick and Lower Pottsgrove Townships to a point of road intersection in Lower Pottsgrove Township near Sanatoga Station in Montgomery County a distance of about 1.9 miles

Route 46145 Beginning at a point of road intersection in Upper Merion Township on Holstein Road and about .6 of a mile west of the northwestern corner of Bridgeport Borough thence southerly through Upper Merion Township and crossing Route 143 about .5 of a mile west of the western boundary line of Bridgeport Borough to a point on Route 201 near Station 587 and about two miles southeast of its intersection with Route 143 in Montgomery County a distance of about 2.3 miles

Route 46146 Beginning at a point on the Montgomery-Chester County line about 1.5 south of King of Prussia in Upper Merion Township thence northerly through Upper Merion Township to a point at the intersection of Route 144 near Station 724 in Montgomery County a distance of about .7 of a mile

Route46147 Beginning at a point on Route 197 near Station 1954 about .8 of a mile northwest of Gilbertsville in Douglass Township thence northeasterly through Douglass Township to a point on the Montgomery-Berks County line in Montgomery County a distance of about .3 of a mile

Route 46148 Beginning at a point on the Montgomery-Delaware County line the intersection of Bryn Mawr Avenue and Route 516 in Lower Merion Township thence northeasterly through Lower Merion Township over a road known as Bryn Mawr Avenue to a point at the intersection of Bryn Mawr Avenue and Route 142 in Montgomery County a distance of about .25 of a mile

Route 46149 Beginning at a point on the Montgomery-Delaware County line at its intersection with Railroad Avenue in Lower Merion Township thence easterly through Lower Merion Township over a road known as Railroad Avenue to a point the intersection of Railroad Avenue and Route 142 in Montgomery County a distance of about .2 of a mile

Route 46150 Beginning at a point on the Montgomery-Delaware County line at its intersection with Haverford Road in Lower Merion Township thence southeasterly through Lower Merion Township to a point at the intersection of Haverford Road and Argyle Avenue in Montgomery County a distance of about .25 of a mile

Route 46151 Beginning at a point on the Montgomery-Delaware County line at its intersection with Ardmore Avenue in Lower Merion Township thence northeasterly through Lower Merion Township over a road known as Ardmore Avenue to a point at the intersection of Ardmore Avenue and Route 142 in Montgomery County a distance of about .45 of a mile

Route 46152 Beginning at a point on the Montgomery-Delaware County line at its intersection with Wynnewood Road in Lower Merion Township thence northeasterly and easterly through Lower Merion Township over a road known as Wynnewood Road to a point at the intersection of Wynnewood Road and Route 142 in Montgomery County a distance of about 1 mile

Route 46153 Beginning at a point at the north end of an inter-county bridge over the Schuylkill River near Sanatoga Station in Lower Pottsgrove Township thence northeasterly through Lower Pottsgrove Township to a point of road intersection about .8 of a mile northeast of Route 146 thence northwesterly still through Lower Pottsgrove Township crossing State-aid Application 701 to a point on State-aid Application 2696 near Station 121 about .2 of a mile southwest of the Lower Pottsgrove-New Hanover Township line in Montgomery County a distance of about 4.6 miles

Route 46154 Beginning at a point on the Whitpain-Plymouth Township line at the intersection of Williams Road thence northwesterly along the boundary line of Whitpain Plymouth East Norriton and Worcester Townships and through Worcester Township to a point on Route 463 near Station 347 in Montgomery County a distance of about 5.85 miles

Route 46155 Beginning at a point on the northeast boundary line of Green Lane Borough in Marlboro Township thence northeasterly through Marlboro Township to a point on a county road known as the Geryville-Sumneytown Turnpike about 1.3 miles southwest of Hoppenville in Montgomery County a distance of about 1.5 miles

Route 46156 Beginning at a point on the Philadelphia-Montgomery County line at the intersection of Stenton and Willowgrove Avenues in Springfield Township thence northeasterly through Springfield and Cheltenham Townships over a road known as Willowgrove Avenue to a point on Route 373 near Station 122 in Cheltenham Township in Montgomery County a distance of about 3.4 miles

Route 46157 Beginning at a point on State-aid Application 5442 near Station 56 on the boundary line of Cheltenham and Abington Townships thence northerly through Abington Township over a road known as the Jenkintown Road to a point on the southeast boundary line of Jenkintown Borough in Montgomery County a distance of about 1.5 miles

Route 46158 Beginning at a point on the northeast borough line of North Wales thence northeasterly through Upper Gwynedd Township to a point on Route 198 at the southwest terminus of the Montgomeryville Pike County Road on the boundary line between Upper Gwynedd and Montgomery Townships in Montgomery County a distance of about 1.25 miles

Route 46159 Beginning at a point on the Whitpain-Worcester Township line about .4 of a mile west of Acorn Station thence northerly through Worcester Township to a point on the

Worcester-Upper Gwynedd Township line thence along aforementioned township line to a point of intersection with Route 463 at the junction of the boundary lines between Worcester-Upper Gwynedd and Towamencin Townships in Montgomery County a distance of about 2.35 miles

Route 46160 Beginning at a point the intersection of the Philadelphia-Montgomery County line and the Lower Moreland-Abington Township line thence northwesterly along the above mentioned township line to a point of intersection with Route 362 near Valley Falls Station in Montgomery County a distance of about .95 of a mile

Section 48 The township roads to be taken over under the provisions of this act in the County of Montour are those situate and described as follows

Route 47001 Beginning at a point on the Northumberland County line about 2.5 miles north of Elysburg thence northerly along the east bank of Little Roaring Creek in Mayberry Township to Quintman thence easterly through Mayberry Township about 0.75 of a mile thence northeasterly through Mayberry Township to the west bank of Roaring Creek thence along the west bank of Roaring Creek to a point near its mouth near the south bank of the north branch of the Susquehanna River thence westerly along the south bank of the north branch of the Susquehanna River to the western boundary of Mayberry Township thence southerly along the western boundary of Mayberry Township to the Northumberland County line on Little Roaring Creek about 1.5 miles north of Quitman in Montour County a distance of about 6.8 miles

Route 47002 Beginning at a point on the Northumberland County line about 1.0 mile south of the point where State Highway Route 259 crosses the Northumberland County line thence easterly through Liberty Township to the intersection with State Highway Route 259 at Mooresburg in Montour County a distance of about 4.1 miles

Route 47003 Beginning at a point on the Northumberland County line about 0.25 of a mile south of the southwestern corner of Limestone Township thence northeasterly through Liberty Township to Mexico thence northeasterly through Liberty Township to the corner between Liberty Limestone and Derry Townships thence northerly on the line between Limestone and Derry Townships to a point on State Highway Route 585 about 0.5 of a mile west of Washingtonville in Montour County a distance of about 4.8 miles

Route 47004 Beginning at a point on State Highway Route 259 about 1.5 miles east of Northumberland County thence northeasterly through Liberty Township to a point about 2.0 miles from its beginning thence northerly through Liberty Township crossing Chillisquaque Creek to the intersection with Route 47003 about 1.5 miles northeast of Mexico in Montour County a distance of about 3.8 miles

Route 47005 Beginning at a point on the eastern boundary of Danville Borough in Mahoning Township thence easterly along the north bank of the North branch of the Susquehanna River through Mahoning and Cooper Townships to the Columbia County line from thence northwesterly through Cooper Township to the intersection with State Highway Route 3 near the line between Mahoning and Cooper Townships in Montour County a distance of about 8.4 miles

Route 47006 Beginning at a point on Route 47005 about 0.75 of a mile east of the Danville Borough line thence northerly through Mahoning Township to the intersection with State Highway Route 3 about 1.0 mile west of the Cooper Township line in Montour County a distance of about 1.6 miles

Route 47007 Beginning at a point on Route 47005 about 0.5 of a mile east of the Mahoning Township line thence northeasterly through Cooper Township to Route 47005 about 1.5 miles southeast of its intersection with State Highway Route 3 in Montour County a distance of about 0.8 mile

Route 47008 Beginning at a point on State Highway Route 505 about 0.25 of a mile east of its intersection with State Highway Route 240 thence northeasterly through Valley Township to Caseville thence northeasterly through Valley and West Hemlock Townships to a point on the Columbia County line about 0.5 of a mile northwest of the Hemlock-Madison Township line in Montour County a distance of about 5.1 miles

Route 47009 Beginning at a point on Route 47008 at Caseville thence easterly through Valley and West Hemlock Townships to the Columbia County line about 4.0 miles west of Buckhorn in Montour County a distance of about 1.5 miles

Route 47010 Beginning at a point on Route 47009 about 0.25 of a mile east of Caseville thence southerly through Valley and Mahoning Townships to the intersection with State Highway Route 3 about 0.75 of a mile west of the Cooper Township line in Montour County a distance of about 2.2 miles

Route 47011 Beginning at a point on State Highway Route 240 about 1.0 mile northwest of Mausdale thence northerly along Indian Run through Valley and Derry Townships to the intersection with State Highway Route 513 about 1.0 mile east of Washingtonville in Montour County a distance of about 4.1 miles

Route 47012 Beginning at a point on Route 240 about 1.0 mile north of Mausdale thence southeasterly through Valley Township to a point on State Highway Route 505 about 1.0 mile north of its intersection with State Highway Route 240 in Montour County a distance of about 1.4 miles

Route 47013 Beginning at a point on State Highway Route 414 about 0.25 of a mile southeast of its intersection with State Highway Route 513 thence southeasterly through Derry Township to the West Hemlock Township line thence southeasterly along the Derry-West Hemlock Township line to the crossing of State Highway Route 505 about 0.5 of a mile north of the Valley Township line thence easterly through West Hemlock Township to the crossing of Route 47008 thence southeasterly to the Columbia County line at a point about 0.5 of a mile southeast of the Madison-Hemlock Township line in Montour County a distance of about 4.7 miles

Route 47014 Beginning at a point on State Highway Route 505 in West Hemlock Township about 0.75 of a mile south of the Columbia County line thence northeasterly through West Hemlock Township to the Columbia County line about 3.5 miles south of Jerseytown in Montour County a distance of about 1.1 miles

Route 47015 Beginning at a point on State Highway Route 513 about 0.5 of a mile east of Washingtonville Borough thence northerly through Derry Township to the crossing of State Highway Route 414 about 0.75 of a mile northeast of Washingtonville thence northerly through Derry and Anthony Townships to the crossing of State Highway Route 249 at Exchange thence northerly through Anthony Township to the Lycoming County line about 2.0 miles south of Opp in Montour County a distance of about 7.7 miles

Route 47016 Beginning at a point on State Highway Route 240 in Anthony Township at Hurley School thence easterly through Anthony Township to the crossing of Route 47015 about 1.25 miles south of Exchange thence easterly through Anthony Township to the end of State Highway Route 587 thence to the Columbia County line about 1.0 mile south of State Highway Route 249 in Montour County a distance of about 4.2 miles

Route 47017 Beginning at a point on Route 47016 about 0.25 of a mile east of its intersection with Route 47015 thence southeasterly through Anthony and Derry Townships to the intersection with State Highway Route 587 at Strawberry Ridge thence southeasterly through Derry Township to the intersection with State Highway Route 414 on the Columbia County line in Montour County a distance of about 4.0 miles

Route 47018 Beginning at a point on State Highway Route 585 at Limestoneville thence northeasterly through Limestone Township to Ottawa thence northeasterly through Limestone and Anthony Townships to the intersection with State Highway Route 240 about 1.5 miles south of its intersection with State Highway Route 249 in Montour County a distance of about 4.2 miles

Route 47019 Beginning at a point on the Northumberland County line at the corner between Lewis and Turbot Townships in Northumberland County thence northerly on the Northumberland-Montour County line to a point about 0.25 of a mile west of Comly thence easterly through Limestone Township to the intersection with State Highway Route 586 at Comly the section on the county line being the same as that part of a road in Northumberland County described as No. 49058 and the mileage is carried in Montour County a distance of about 4.1 miles

Route 47020 Beginning at a point on Route 47018 about 2.5 miles northeast of Limestoneville thence northwesterly through Limestone Township to the intersection with Route 47019 at the Norhumberland Couny line about 0.5 of a mile north of California in Montour County a distance of about 1.3 miles

Route 47021 Beginning at a point on Route 47018 about 0.5 of a mile southwest of Ottowa thence northwesterly through Limestone Township to the intersection with Route 47019 at the Northumberland County line about 1.0 mile south of State Highway Route 240 in Montour County a distance of about 1.6 miles

Route 47022 Beginning at a point at the intersection of Routes 47023 and 47015 in Anthony Township thence northwesterly through Anthony Township to a point on the Lycoming County line about 0.7 of a mile east of the corner between Lycoming Northumberland and Montour Counties in Montour County a distance of about 2.1 miles

Route 47023 Beginning at a point on State Highway Route 249 about 0.75 of a mile northwest of White Hall thence northwesterly through Anthony Township to the crossing of State Highway Route 453 about 1.25 miles northeast of its intersection with State Highway Route 249 thence northwesterly through Anthony Township to the intersection with Route 47015 about 0.75 of a mile southwest of Lycoming County line in Montour County a distance of about 3.2 miles

Route 47024 Beginning at a point on Route 240 about .6 of a mile north of the Village of Mausdale in Valley Township thence southerly through Valley Township to intersect with Route 259 in the Village of Mausdale in Montour County a distance of about .75 of a mile

Route 47025 Beginning at a point on Route 259 about .25 of a mile west of Mausdale in Valley Township thence easterly through Valley Township intersecting with Route 47024 in Montour County a distance of about .25 of a mile

Section 49 The township roads to be taken over under the provisions of this act in the County of Northampton are those situate and described as follows

Route 48001 Beginning at a point on the division line between Lehigh and Northampton Counties in the extreme west corner of Lower Saucon Township thence easterly through Lower Saucon Township crossing State Highway Route 297 thence southeasterly intersecting Routes 48003 and 48004 thence southeasterly through Lower Saucon Township intersecting Route 48005 at Bingen thence southeasterly through Lower Saucon Township touching State Highway Route 530 at Leithsville thence southerly through Lower Saucon Township to the Bucks County line near Lehigh County line in Northampton County a distance of about 6.55 miles

Route 48002 Beginning at a point on the division line between Lehigh and Northampton Counties approximately .75 of a mile south of Bethlehem City line thence easterly through Lower Saucon Township to a point where it intersects State Highway Route 297 at Seidersville in Northampton County a distance of about .40 of a mile

Route 48003 Beginning at a point on Route 48001 in Lower Saucon Township approximately 1.4 miles northwest of Bingen in Lower Saucon Township thence northeasterly through Lower Saucon Township to the southerly city line of Bethlehem in Northampton County a distance of about .65 of a mile

Route 48004 Beginning at a point on the Lehigh-Northampton County line approximately three miles northwest of Bucks County line thence northeasterly through Lower Saucon Township to a point where it intersects Route 48001 approximately .75 of a mile southwest of Bethlehem City line in Northampton County a distance of about .70 of a mile

Route 48005 Beginning at a point on the division line between Lehigh and Northampton Counties approximately 1.75 miles northwest of Bucks County line thence northeasterly through Lower Saucon Township to a point where it intersects Route 48001 at Bingen in Northampton County a distance of about .7 of a mile

Route 48006 Beginning at a point on the east City line of Bethlehem City in Lower Saucon Township about .25 of a mile south of the east branch of Saucon Creek thence northeasterly and easterly intersecting Route 48009 at the village of Lower Saucon thence easterly to a point on the Lower Saucon-Williams Township line thence easterly and northeastrly in Williams Township intersecting Route 48007 thence northeasterly intersecting Route 48008 thence northeasterly intersecting Route 156 at Raubville in Northampton County a distance of about 8 miles

Route 48007 Beginning at a point on the division line between Bucks and Northampton Counties approximately 1.75 miles northeast of Lower Saucon Township line thence northerly through Williams Township to a point where it intersects Route 48006 approximately 2.75 miles southwest of Raubsville in Williams Township in Northamptin County a distance of about 1.55 miles

Route 48008 Beginning at a point on Route 48006 in Williams Township a distance of approximately 2.25 miles southwest of Raubsville thence northerly through Williams Township thence easterly through Williams Township thence northerly through Williams Township to the southerly city line of Easton approximately 1.75 miles west of the Delaware River in Northampton County a distance of about 5.55 miles

Route 48009 Beginning at a point in the village of Wassergrass in Lower Saucon Township thence northeasterly through Lower Saucon Township to Lower Saucon thence northeasterly through Lower Saucon Township intersecting Route 48010 at a point approximately two and three-quarter miles east of Bethlehem City line in Northampton County a distance of about 3.4 miles

Route 48010 Beginning at a point on the Lower Saucon Township and Bethlehem City line thence nyortheasterly through Lower Saucon Township intersecting Route 48009 thence northeasterly through Lower Saucon and Williams Townships to the borough line of Glendon in Northampton County a distance of about 6.4 miles

Route 48011 Beginning at a point on the northerly borough line of Freemansburg thence northerly through Bethlehem Township intersecting Route 48012 at Middletown thence northerly to a point where it intersects State Highway Route 159 at the village of Butztown in Northampton County a distance of about 1.65 miles

Route 48012 Beginning at a point on Route 48011 at Middletown in Bethlehem Township thence northeasterly through Bethlehem Township intersecting Route 48015 at Wagnerstown thence northeasterly through Bethlehem and Palmer Townships intersecting Route 48014 thence to a point where it intersects Route 48013 in Palmer Township at Wilson Borough line in Northampton County a distance of about 5.45 miles

Route 48013 Beginning at a point near the southerly boundary line of Wilson Borough in Palmer Township thence northerly through Palmer township intersecting Route 48012 crossing State Highway Route 159 thence northwesterly through Palmer Township to a point where it intersects the Junction of Route 48017 and State Highway Route 175 in Palmer Township in Northampton County a distance of about 1.8 miles

Route 48014 Beginning at a point on Route 48012 in Palmer Township approximately 1.25 miles southwest of Wilson Borough thence northerly through Palmer Township to a point where it intersects State Highway Route 159 approximately 1.25 miles southwest of Wilson Borough in Northampton County a distance of about .60 of a mile

Route 48015 Beginning at a point on Route 48012 in Bethlehem Township at the village of Wagnerstown thence in a northerly direction through Bethlehem Township to a point where it intersects with State Highway Route 159 near the village of Farmersville in Northampton County a distance of about 1.45 miles

Route 48016 Beginning at a point on State Highway Route 159 at Farmersville Bethlehem Township thence northerly through Bethlehem Township to a point of intersection with Route 48017 in Northampton County a distance of about 1.0 mile

Route 48017 Beginning at a point on the easterly city line of Bethlehem approximately 1.25 miles south of Lower Nazareth Township line thence easterly through Bethlehem Township line thence easterly through Bethlehem Township crossing Route 48016 thence easterly through Bethlehem and Palmer Townships intersecting Route 48018 thence easterly through Palmer Township to a point where it intersects State Highway Route 175 approximately .2 of a mile west of Wilson Borough line in Northampton County a distance of about 6.3 miles

Route 48018 Beginning at a point on State Highway Route 159 in Palmer Township approximately .75 of a mile west of Wilson Borough thence northerly through Palmer Township to a point where it intersects Route 48017 approximately .8 of a mile west of Wilson Borough in Northampton County a distance of about .65 of a mile

Route 48019 Beginning at a point on the northerly borough line of Wilson Borough approximately .25 of a mile south of Forks Township line thence northwesterly through Palmer [illegible] thence northerly through Palmer Township crossing Rou[illegible]0 thence northerly through Palmer Township to the southerly boundary line of Tatamy Borough thence from the northerly boundary line of Tatamy Borough in a northerly direction in Palmer Township to the southerly boundary line of Stockertown Borough in Northampton County a distance of about 3.6 miles

Route 48020 Beginning at a point on State Highway Route 175 in Palmer Township approximately 1.15 miles northwest of Seips in Palmer Township thence easterly through Palmer Township crossing Route 48019 thence easterly through Palmer and Forks Townships to a point where it intersects Route 48021 approximately .75 of a mile northwest of Wilson Borough line in Northampton County a distance of about 1.95 miles

Route 48021 Beginning at a point on the westerly line of the city of Easton thence westerly through Forks Township thence northerly through Forks Township intersecting Routes 48020 and 48022 thence to a point where it intersects the southeasterly corner of the borough of Tatamy in Northampton County a distance of about 3.75 miles

Route 48022 Beginning at a point on Route 48021 near Zurksville Station in Forks Township thence easterly through Forks Township to a point where it intersects State Highway Route 166 approximately 1.25 miles north of Easton City line in Northampton County a distance of about 1.15 miles

Route 48023 Beginning at a point on State Highway Route 166 at Chestnut Hill in Forks Township thence northerly through Forks Township thence northerly through Forks and Lower Mt Bethel Townships to a point where it intersects Route 48025 approximately .25 of a mile east of the Forks-Lower Mt Bethel Township line in Northampton County a distance of about 4.35 miles

Route 48024 Beginning at a point on State Highway Route 166 in Forks Township aproximately 1.5 miles northwest of Easton City line thence northerly through Forks Township crossing Route 48025 thence northerly through Forks and Plainfield Townships to Kesslersville thence northerly through Plainfield Township to a point where it intersects Route 48035 approximately 1.5 miles north of Kesslersville in Plainfield Township in Northampton County a distance of about 6.25 miles

Route 48025 Beginning at a point on the easterly borough line of Nazareth thence easterly through Upper Nazareth and Palmer Townships to the westerly borough line of Tatamy thence from the easterly borough line of Tatamy in a northeasterly direction through Forks Township crossing State Highway Route 166 crossing Route 48024 thence northeasterly through Forks and Lower Mt. Bethel Townships intersecting Route 48023 thence northeasterly through Lower Mt Bethel Township crossing State Highway Route 165 at Martins Creek thence northeasterly through Lower Mt. Bethel Township intersecting Routes 48017 48026 and 48027 thence northeasterly through Lower Mt Bethel Township to a point on the westerly end of bridge spanning the Delaware River near the Lower Mt Bethel-Upper Mt Bethel Townships line in Northampton County a distance of about 13.8 miles

Route 48026 Beginning at a point on Route 48027 at Mt. Pleasant in Lower Mt. Bethel Township thence southeasterly through Lower Mt. Bethel Township to a point where it intersects Route 48025 approximately three miles east of Martins Creek in Lower Mt Bethel Township in Northampton County a distance of about 1.45 miles

Route 48027 Beginning at a point on Route 48025 in Lower Mt Bethel Township approximately .75 of a mile east of Martins Creek thence northerly through Lower Mt Bethel Township intersecting Route 48026 at Mt Pleasant in Lower Mt Bethel and Washington Townships crossing Route 48028 at Richmond in Washington Township thence northeasterly through Washington Township to the present southerly end of the State-aid Application 2588-2842 approximately .25 mile northwest of Lower Mt Bethel Township line in Northampton County a distance of about 5.35 miles

Route 48028 Beginning at a point on Route 48025 in Lower Mt Bethel Township approximately 1.75 miles due east of Mt Pleasant in Lower Mt Bethel Township thence northerly through Lower Mt Bethel and Washington Townships crossing Route 48027 at Richmond in Washington Township thence northwesterly through Washington Township intersecting Route 48033 thence northerly through Washington and Upper Mt Bethel Township intersecting Route 48031 thence northerly through Upper Mt Bethel Township crossing Route 166 thence northerly intersecting Route 48032 at Stier in Northampton County a distance of about 7.1 miles

Route 48029 Beginning at a point on secondary township road at Ha[illegible]zells Ferry in Upper Mt Bethel Township thence northerly through Upper Mt Bethel Township thence northwesterly through Upper Mt Bethel Township to a point where it intersects State-aid Application 2588-2842 approximately 1.25 miles north of Centerville in Upper Mt. Bethel Township in Northampton County a distance of about 3.5 miles

Route 48030 Beginning at a point on Route 166 at Mt Bethel in Upper Mt Bethel Township thence northwesterly in Northampton County a distance of about 3.05 miles

Route 48031 Beginning at a point on State-Aid Application 2588-2842 at Centerville in Upper Mt Bethel Township thence northwesterly through Upper Mt Bethel Township to a point where it intersects Route 48028 approximately 1.25 miles east of East Bangor Borough in Northampton County a distance of about 2.0 miles

Route 48032 Beginning at a point on the easterly boundary line of Penn Argyl Borough thence northeasterly through Plainfield Washington and Upper Mt Bethel Townships thence northeasterly through Upper Mt Bethel Township intersecting Route 48035 thence easterly through Upper Mt Bethel Township crossing Route 48028 at Stier thence southeasterly through Upper Mt Bethel Township to a point where it intersects State Highway Route 166 approximately .5 of a mile southeast of Stier in Upper Mt Bethel Township in Northampton County a distance of about 7.7 miles

Route 48033 Beginning at the southeasterly boundary line of Bangor thence easterly through Washington Township to a point where it intersects Route 48028 approximately .25 of a mile south of Upper Mt Bethel Township line in Northampton County a distance of about 2.55 miles

Route 48034 Beginning at a point on Route 48035 in Washington Township approximately .5 of a mile east of Ackermansville thence easterly through Washington Township to a point where it intersects State Highway Route 165 at Flickville in Washington Township in Northampton County a distance of about .7 of a mile

Route 48035 Beginning at a point on State Highway Route 166 at Belfast Junction in Plainfield Township thence northeasterly through Plainfield Township intersecting Route 48040 thence through Plainfield Township intersecting Routes 48024 and 48038 thence northeasterly through Plainfield and Washington Townships intersecting Route 48034 near Ackermansville thence northerly through Washington Township to the southerly borough line of Bangor thence from the northerly boundary line of Roseto Borough in a northerly direction through Washington and Upper Mt Bethel Township to a point where it intersects Route 48032 near Bangor Junction in Upper Mt Bethel Township in Northampton County a distance of about 9.3 miles

Route 48036 Beginning at a point on State Highway Route 166 in Plainfield Township approximately two miles south of WindGap Borough thence in a northeasterly direction through Plainfield Township intersecting Route 48039 crossing Route 48038 thence through Delabole in Plainfield Township thence through Plainfield and Washington Townships intersecting Route 48037 thence to a point on the westerly boundary line of Bangor Borough in Northampton County a distance of about 6.2 miles

Route 48037 Beginning at a point on Route 48036 in Washington Township approximately .125 of a mile east of Plainfield Township line thence northerly through Washington Township to a point where it intersects State Highway Route 165 near the Roseto Borough line in Northampton County a distance of about 1.25 miles

Route 48038 Beginning at a point on Route 48035 in Plainfield Township approximately 1.5 miles southwest of Ackermansville in Washington Township thence northerly through Plainfield Township crossing Route 48036 thence northerly through Plainfield Township to the westerly borough line of Penn Argyl in Northampton County a distance of about 3.35 miles

Route 48039 Beginning at a point on Route 48036 in Plainfield Township about one mile south of Wind Gap Borough thence northerly through Plainfield Township to the borough line of Wind Gap in Northampton County a distance of about 1.0 mile

Route 48040 Beginning at a point on Route 48043 at Cherry Hill in Bushkill Township thence northerly through Bushkill Township thence easterly through Bushkill and Plainfield Township crossing State Highway Route 166 thence southeasterly through Plainfield Township to a point where it intersects Route 48035 approximately .7 of a mile northeast of Belfast Junction in Northampton County a distance of about 2.15 miles

Route 48041 Beginning at a point on the northerly borough line of Stockertown thence northerly through Plainfield Township to a point where it intersects State Highway Route 166 approximately .3 of a mile south of Belfast Junction in Northampton County a distance of about .35 of a mile

Route 48042 Beginning at a point on State Highway Route 563 near Moorestown in Moore Township thence southeasterly through Moore and Bushkill Townships to a point where it intersects Route 48043 and 48040 at Cherry Hill in Bushkill Township in Northampton County a distance of about 3.75 miles

Route 48043 Beginning at a point on the northerly borough line of Nazareth thence northerly through Upper Nazareth and Bushkill Township intersecting Routes 48040 and 48042 near Cherry Hill thence northerly through Bushkill Township crossing State Highway Route 752 thence westerly through Bushkill and Moore Townships crossing Route 48044 and intersecting Routes 48045 and 48054 crossing Route 48055 thence to a point where it intersects State Highway Route 752 at Youngsville in Northampton County a distance o fabout 13.4 miles

Route 48044 Beginning at a point on State-aid Application 3908 in East Allen Township approximately .5 of a mile north of Bath Borough line thence northeasterly through East Allen and Moore Townships intersecting State Highway Route 572 at Moorestown in Moore Township thence beginning at a point on State Highway Route 752 in Bushkill Township approximately .75 of a mile north of Moorestown in Moore Township thence northeasterly through Moore and Bushkill Townships intersecting Route 48043 thence northeasterly through Katellen in Bushkill Township thence easterly through Bushkill Township to a point where it intersects State Highway Route 752 approximately 1.25 miles southwest of Wind Gap Borough line in Northampton County a distance of about 10.45 miles

Route 48045 Beginning at a point on Route 48043 about .5 of a mile east of Point Phillip in Moore Township thence northerly through Moore Township thence easterly through Moore Township to a point near Benders Junction in Moore Township in Northampton County a distance of about 1.95 miles

Route 48046 Beginning at a point on the division line between Hanover Township and Bethlehem City line thence northerly through Hanover Township and East Allen Township intersecting Route 48047 thence to a point on the southerly borough line of Bath Borough in Northampton County a distance of about 4.55 miles

Route 48047 Beginning at a point on State Highway Route 175 in East Allen Township approximately .25 of a mile west of Jacksonville thence easterly through East Allen Township to a point where it intersects Route 48046 near Snyders in Northampton County a distance of about .85 miles

Route 48048 Beginning at a point near the Lehigh Northampton County line at the village of Schoenersville thence northerly through Hanover Township thence northerly through East Allen Township to a point where it intersects State Highway Route 175 at Franks Corners in East Allen Township in Northampton County a distance of about 3.1 miles

Route 48049 Beginning at a point on the division line of the Lehigh and Northampton County line on the road leading from Bethlehem to Schoenersville approximately .65 of a mile southeast of the village of Schoenersvilie thence northwesterly along last mentioned division line through Hanover Township intersecting Route 48048 at Schoenersville thence northwesterly through Hanover and East Allen Township to the present southerly end of State Highway Route 564 at Weaversville in East Allen Township thence from the junction of the present northerly end of State Highway Routes 564 and 175 at Howertown in a northwesterly direction through Allen Township intersecting Route 48050 thence through Allen Township to a point where it intersects Route 48061 at Kreidersville in Allen Township in Northampton County a distance of about 6.75 miles

Route 48050 Beginning at a point on Route 48049 in Allen Township approximately .5 of a mile east of Kreidersville thence easterly through Allen Township crossing Route 48051 on the division line between Allen and East Allen Townships thence northeasterly through East Allen Township to a point where it intersects State Highway Route 471 approximately .5 of a mile south of Moore Township line in Northampton County a distance of about 4.3 miles

Route 48051 Beginning at a point on State Highway Route 175 located on the division line between Allen and East Allen Township thence northerly along the last mentioned division line crossing Route 48050 at Seemsville thence northerly along the division line between Allen and East Allen Townships thence northerly through Moore Township to a point where it intersects State Highway Route 471 approximately .5 of a mile east of Beersville in Northampton County a distance of about 3 5 miles

Route 48052 Beginning at a point on State Highway Route 471 in Moore Township approximately one mile west of Dannersville thence northerly through Moore Township crossing Route 48053 thence to a point where it intersects State Highway Route 752 approximately .75 of a mile east of Youngsville in Northampton County a distance of about 3 miles

Route 48053 Beginning at a point on State Highway Route 471 in Moore Township approximately .25 of a mile west of Beersville thence northeasterly through Moore Township crossing Route 48052 thence easterly through Moore Township to a point where it intersects State Highway Route 752 at Klecknersville in Northampton County a distance of about 3.65 miles

Route 48054 Beginning at a point on State Highway Route 752 in Moore Township about .5 of a mile northwest of Klecknersville thence northeasterly through Moore Township to a point where it intersects Route 48043 approximately .5 of a mile west of Point Phillip in Northampton County a distance of about 1.6 miles

Route 48055 Beginning at a point on State Highway Route 752 in Moore Township approximately 1.25 miles east of Youngsville thence northerly through Moore Township crossing Route 48053 to the village of Delps in Northampton County a distance of about 2.15 miles

Route 48056 Beginning at a point on State Highway Route 471 approximately .25 of a mile east of Lehigh County line thence easterly through Lehigh Township intersecting Route 48062 thence intersecting Route 48061 at Danielsville thence southeasterly through Lehigh Township to the present end of State Highway Route 752 at Rockville in Northampton County a distance of about 6 miles

Route 48057 Beginning at a point on Route 48062 approximately one mile northeast of Berlinsville in Lehigh Township thence easterly through Lehigh Township crossing Route 48058 thence easterly through Lehigh Township to a point where it intersects Route 48061 approximately 1.25 miles south of Danielsville in Lehigh Township in Northampton County a distance of about 3.40 miles

Route 48058 Beginning at a point on Route 48059 in Lehigh Township approximately .8 of a mile north of Treichlers thence northeasterly through Lehigh Township intersecting Route 48060 crossing State Highway Route 471 at Cherryville crossing Route 48057 thence northeasterly through Lehigh Township to a point where it intersects Route 48061 in Northampton County a distance of about 3.35 miles

Route 48059 Beginning at a point on State Highway Route 175 at Treichlers in Lehigh Township thence northwesterly through Lehigh Township intersecting Route 48058 thence northwesterly through Lehigh Township thence westerly through Lehigh Township to a point where it intersects State Highway Route 751 approximately .3 of a mile east of Walnutport Borough line in Northampton County a distance of about 3.25 miles

Route 48060 Beginning at a point on the northerly borough line of Northampton approximately .5 of a mile east of Lehigh River thence northwesterly through Allen and Lehigh Townships to a point where it intersects Route 48058 approximately .2 of a mile southwest of Cherryville in Lehigh Township in Northampton County a distance of about 4.15 miles

Route 48061 Beginning at a point on the northerly borough line of Northampton approximately one mile east of the Lehigh River thence northerly through Allen Township intersecting Route 48049 at Kreidersville thence northerly through Allen and Lehigh Townships crossing State Highway Route 471 at Pennsville thence northerly through Howersville in Lehigh

Township thence northerly through Lehigh Township intersecting Route 48057 and Route 48058 thence northerly through Lehigh Township to a point where it intersects Route 48056 at Danielsville in Lehigh Township in Northampton County a distance of about 8.15 miles

Route 48062 Beginning at a point on State Highway Route 471 at Berlinsville in Lehigh Township thence northeasterly through Lehigh Township intersecting Route 48057 thence northeasterly through Lehigh Township to a point where it intersects Route 48056 approximately 1.25 miles west of Danielsville in Lehigh Township in Northampton County a distance of about 2 miles

Route 48063 Beginning at a point on State Highway Route 175 at Seips Palmer Township thence northwesterly through Palmer and Lower Nazareth Townships crossing State Highway Route 297 at Newburg thence northwesterly through Lower Nazareth and Upper Nazareth Townships through New Centerville thence through Upper Nazareth and East Allen Townships to a point on the southeast borough line of Bath Borough in Northampton County a distance of about 7.25 miles

Route 48064 Beginning at a point on Route 48032 about 1.5 miles northwest of Steir in Upper Mt Bethel Township thence northwesterly and northeasterly to a point on the Monroe-Northampton County line at Fox Gap in Northampton County a distance of about 2.7 miles

Section 50 The township road to be taken over under the provisions of this act in the County of Northumberland are those situate and described as follows

Route 49001 Beginning at a point on State Highway Route 1 just north of the Mahantango Creek thence northeasterly through Lower Mahanoy Township through Malta and following the meanderings of Mahantango Creek to the intersection with State Highway Route 336 just west of Pillow in Northumberland County a distance of about 7.6 miles

Route 49002 Beginning at a point on Route 1 in Lower Mahanoy Township about two miles southwest of Dalmatia thence easterly through Lower Mahanoy Township through Hickory Corners to the intersection with State Highway Route 336 about 1.5 miles south of Mandata in Northumberland County a distance of about 5. 4miles

Route 49003 Beginning on Route 49001 at Malta thence northerly through Lower Mahanoy Township to the intersection with State Highway Route 1 in Northumberland County a distance of about 1.5 miles

Route 49004 Beginning at a point on State Highway Route 1 in the village of Dalmatia thence easterly through Lower Mahanoy Township to the intersection with Route 49002 at Hickory Corners in Northumberland County a distance of about 2.3 miles

Route 49005 Beginning at a point on Route 49002 about .5 of a mile west of its intersection with State Highway Route 336 thence southeasterly through Lower Mahanoy Township to the intersection with State Highway Route 336 about one mile north of Pillow in Northumberland County a distance of about .9 mile

Route 49006 Beginning at a point on State Highway Route 1 about two miles south of Herndon thence northerly through Lower Mahanoy Township and Jackson Township to a point on State Highway Route 1 about .5 of a mile south of Herndon Borough in Northumberland County a distance of about 1.4 miles

Route 49007 Beginning at the Dauphin County line on Mahantango Creek near the western boundary of Pillow thence northeasterly through Jordan Township to Hebe thence northeasterly through Jordan Township to a point on the Schuylkill County line about .75 of a mile northeast of the corner between Dauphin Schuylkill and Northumberland Counties in Northumberland County a distance of about 6.3 miles

Route 49008 Beginning at a point on State Highway Route 336 at Mandata thence easterly through Jordan Township to Urban thence easterly near the northern boundary of Jordan Township about 3.5 miles thence southerly through Jordan Township to the intersection with Route 49007 about .5 of a mile west of the Schuylkill County line in Northumberland County a distance of about 8 miles

Route 49009 Beginning at a point on Route 49008 at Urban thence northwesterly through Jordan Washington and Jackson Townships to the intersection with State Highway Route 336 about 1.5 miles south of Red Cross in Northumberland County a distance of about 1.6 miles

Route 49010 Beginning at a point on State Highway Route 336 at Red Cross thence easterly over State-aid Applications 7026 and 7026-A to Rebuck thence easterly through Washington and Upper Mahanoy Townships to Greenbriar thence easterly to Leck Kill from Leck Kill easterly through Upper Mahanoy Township to the intersection with State Highway Route 459 at the Schuylkill County line in Northumberland County a distance of about 10.5 miles

Route 49011 Beginning at a point on Route 49010 about 1.5 miles west of its intersection with State Highway Route 459 thence southerly through Upper Mahanoy Township to the Schuylkill County line in Northumberland County a distance of about .9 of a mile

Route 49012 Beginning at a point on State Highway Route 336 near the western extremity of the village of Treverton thence southeasterly through Zerbe Township to Gottshalls thence easterly along the northern boundary of West Cameron and East Cameron Township to Gowan City from Gowan City easterly through East Cameron Township to the Schuylkill County line at Helfenstein in Northumberland County a distance of about 14.4 miles

Route 49013 Beginning at a point on State Highway Route 336 at Hunter Station thence easterly along the northern bank of Mahanoy Creek through Little Mahanoy West Cameron and East Cameron Townships to the intersection with Route 49012 about one mile west of Gowan City in Northumberland County a distance of about 11.5 miles

Route 49014 Beginning at a point on Route 49013 about three miles west of the East Cameron Township line thence northerly through West Cameron Township to the intersection of Route 49012 about .75 of a mile east of Gottshalls in Northumberland County a distance of about .5 of a mile

Route 49015 Beginning at a point on State Highway Route 161 about 1.5 miles east of Shamokin thence southeasterly through the villages of Greenback and Excelsior in Coal Township to the Mt Carmel Township line thence easterly through Mt Carmel Township about two mile thence southerly through the village of Locust Gap thence easterly through Mt Carmel Township to the Columbia County line near the corner between Schuylkill Columbia and Northumberland Counties in Northumberland County a distance of about 8.7 miles

Route 49016 Beginning at a point on Route 49015 about .25 of a mile north of Locust Gap thence southwesterly through Mt. Carmel Township to the East Cameron Township Line thence southeasterly through East Cameron Township to the Schuylkill County line about .75 of a mile northeast of Helfenstein in Northumberland County a distance of about 1.8 miles

Route 49017 Beginning at a point on Route 49015 about .75 of a mile north of Locust Gap thence northeasterly through Mt Carmel Township to the intersection with the macadam road formerly a part of State Highway Route 161 thence northeasterly over the abandoned portion of State Highway Route 161 to the Mt Carmel Borough line in Northumberland County a distance of about 1.5 miles

Route 49018 Beginning at a point on Route 49015 about one mile west of the Columbia County line thence northerly through Mt Carmel Township to the southern boundary of Mt Carmel Borough in Northumberland County a distance of about 1.6 miles

Route 49019 Beginning at a point on State Highway Route 1 about one mile north of Herndon Borough thence easterly through Jackson Township to the intersection with State Highway Route 336 about one mile south of Dornsife in Northumberland County a distance of about 2.8 miles

Route 49020 Beginning at a point on Route 49019 about one mile west of its intersection with State Highway Route 336 thence southeasterly through Jackson Township to intersect with State Highway Route 336 just northwest of Red Cross in Northumberland County a distance of about 2.1 miles

Route 49021 Beginning at a point on State Highway Route 336 at Dornsife thence northeasterly through Little Mahanoy Township about two miles thence southeasterly through Little Mahanoy Township to the intersection with State Highway Route 336 at Hunter Station in Northumberland County a distance of about 2.6 miles

Route 49022 Beginning at a point on State Highway Route 1 about one mile north of Fishers Ferry thence northeasterly along Hallowing Run through Lower Augusta and Rockefeller Townships to the end of State Highway Route 633 at Augustaville in Northumberland County a distance of about 5.5 miles

Route 49023 Beginning at a point on State Highway Route 1 near the mouth of Boile Run thence northeasterly along Boile Run through Lower Augusta Township to Resler thence northeasterly through Lower Augusta and Rockefeller Townships to the intersection with Route 49027 about one mile south of Augustaville in Northumberland County a distance of about 6.4 miles

Route 49024 Beginning at a point on State Highway Route 336 about .5 of a mile south of Dornsife in Jackson Township thence southeasterly through Jackson and Washington Townships to the intersection with Route 49010 about .25 of a mile west of Rebuck in Northumberland County a distance of about 3 miles

Route 49025 Beginning at a point on State Highway Route 1 in Upper Augusta Township about one mile south of Shamokin Creek thence southeasterly through Upper Augusta and Lower Augusta Townships to its intersection with Route 49022 about 1.5 miles west of Augustaville in Northumberland County a distance of about 2.6 miles

Route 49026 Beginning at a point on Route 49022 about 1.25 miles northeast of its intersection with State Highway Route 1 thence northeasterly through Lower Augusta Township to the intersection with Route 49025 about one mile south of its intersection with State Highway Route 1 in Northumberland County a distance of about 1.8 miles

Route 49027 Beginning at a point on State Highway Route 161 about .5 of a mile west of Stonington thence southwesterly through Shamokin and Rockefeller Township in a southwesterly direction to Augustaville thence southerly through Rockefeller Township about 1.25 miles thence southeasterly through Rockefeller and Zerbe Townships to the intersection with State Highway Route 336 in the village of Treverton in Northumberland County a distance of about 10.5 miles

Route 49028 Beginning at a point on State Highway Route 1 in Upper Augusta Township about .75 of a mile south of Shamokin Creek thence easterly through Upper Augusta and Rockefeller Townships crossing State Highway Route 633 about two miles north of Augustaville to the intersection with Route 49027 at Seven Points in Northumberland County a distance of about 5.4 miles

Route 49029 Beginning at a point on Route 49028 about two miles from its intersection with State Highway Route 1 thence northeasterly through Rockefeller Township to the intersection with State Highway Route 633 at the Upper Augusta Township line in Northumberland County a distance of about 1.6 miles

Route 49030 Beginning at a point on State Highway Route 633 in Rockefeller Township about 1.5 miles south of its intersection with State Highway Route 161 thence easterly through Rockefeller and Shamokin Townships to the intersection with Route 49027 about one mile west of Stonington in Northumberland County a distance of about 3.3 miles

Route 49031 Beginning at a point on State Highway Route 161 about .5 of a mile east of its intersection with State Highway Route 633 thence northeasterly through Upper Augusta Township to the intersection with State Highway Route 283 about 1.5 miles west of the I O O F Orphanage in Northumberland County a distance of about .9 of a mile

Route 49032 Beginning at a point on State Highway Route 161 about 1.5 miles west of Stonington thence northerly through Upper Augusta Township to the intersection with State Highway Route 283 about .5 of a mile west of Snydertown Borough in Northumberland County a distance of about 1.5 miles

Route 49033 Beginning at a point on Route 49027 about 1.5 miles south of Augustaville thence easterly through Rockefeller and Shamokin Townships to the intersection with State Highway Route 161 about one mile north of Weigh Scales in Northumberland County a distance of about 7.7 miles

Route 49034 Beginning at a point on Route 49033 about three miles west of its intersection with State Highway Route 161 thence northwesterly through Shamokin Township crossing State Highway Route 161 at Stonington thence northerly through Shamokin Township to the southern boundary of Snydertown Borough in Northumberland County a distance of about 4.7 miles

Route 49035 Beginning at a point on State Highway Route 161 about .5 of a mile south of Paxinos thence following the Center Turnpike through Shamokin and Ralpho Townships to the intersection with State Highway Route 632 about .5 of a mile northwest of Bear Gap in Northumberland County a distance of about 4.2 miles

Route 49036 Beginning at a point on State Highway Route 161 at Weigh Scales thence northeasterly through Ralpho Township to the intersection with Route 49035 about .75 of a mile west of its intersection with State Highway Route 632 in Northumberland County a distance of about 3.7 miles

Route 49037 Beginning at a point on Route 49036 about 1.5 miles northeast of Weigh Scales thence northwesterly through Ralpho Township about .74 of a mile thence eastwardly crossing Route 49035 about 2.5 miles southeast of Paxinos thence easterly through Ralpho Township to the intersection with State Highway Route 632 about one mile north of Bear Gap in Northumberland County a distance of about 3.5 miles

Route 49038 Beginning at the Columbia County line about .25 of a mile east of Bear Gap thence westerly to Bear Gap and the Center Turnpike thence southeasterly on the Center Turnpike through Ralpho Coal and Mt Carmel Townships to the intersection with State Highway Route 161 at Atlas in Northumberland County a distance of about 5.4 miles

Route 49039 Beginning at a point on State Highway Route 283 about 1.5 miles north of its intersection with State Highway Route 182 thence easterly through Ralpho Township to the intersection with State Highway Route 182 about .5 of a mile north of Elysburg in Northumberland County a distance of about 1.5 miles

Route 49040 Beginning at the northern boundary of the city of Sunbury thence northerly through Upper Augusta Township about one mile thence northeasterly through Upper Augusta Township to Klines Grove thence easterly through Rush Township to Rushtown thence northerly through Rush and Gearhart Townships to the southern boundary of Riverside borough in Northumberland County a distance of about 12.5 miles

Route 49041 Beginning at the northern boundary of Sunbury thence northerly through Upper Augusta Township about .5 of a mile thence northeasterly through Upper Augusta Township to the intersection with Route 49040 at Klines Grove in Northumberland County a distance of about 5.6 miles

Route 49042 Beginning at a point on Route 49040 about 3.5 miles northeast of the Sunbury City line thence southerly through Upper Augusta Township to the intersection with Route 49041 about one mile north of the I O O F Orphanage in Northumberland County a distance of about .4 of a mile

Route 49043 Beginning at a point on Route 49040 about .5 of a mile south of the Riverside Borough line thence westerly through Gearhart Township to Kipps Run thence northeasterly through Gearhart Township along the south side of the North Branch of the Susquehanna River to the western boundary of Riverside Borough in Northumberland a distance of about 2.7 miles

Route 49044 Beginning at a point on the northern boundary of Snydertown Borough in Rush Township thence northerly through Rush Township to the crossing of Route 49040 about .5 of a mile west of Rushtown thence northerly along Wilson Run through Rush and Gearhart Townships to the intersection with Route 49043 about .25 of a mile west of its intersection with Route 49040 in Northumberland County a distance of about 4.5 miles

Route 49045 Beginning at a point on State Highway Route 283 about two miles east of Snydertown thence northerly through Shamokin and Rush Townships to the intersection with Route 49040 at Rushtown in Northumberland County a distance of about 3.7 miles

Route 49046 Beginning at a point on State Highway Route 182 about two miles north of Elysburg thence northerly through Rush Townshi pto the Montour County line thence along the east bank of Little Roaring Creek in Montour County to a point on the county line about one mile east of Union Corners thence northerly through Rush Township along the west bank of Little Roaring Creek to the Montour County line thence northerly in Montour County along the east bank of Little Roaring Creek to the Northumberland County line from thence northerly along the west bank of Little Roaring Creek in Rush Township to the south bank of the North Branch o fthe Susquehanna River thence westerly along the south bank of the Susquehanna River to the intersection with State Highway Route 182 about 2.5 miles southeast of Riverside Borough in Northumberland County a distance of about 4.2 miles

Route 49047 Beginning at a point on State Highway Route 2 at the southern end of the bridge over the North Branch of the Susquehanna River thence southeasterly through Upper

Augusta Township to the intersection with Route 49040 about .5 of a mile north of the city of Sunbury in Northumberland County a distance of about .4 of a mile

Route 49048 Beginning at a point on State Highway Route 2 on Packers Island thence northerly to the Sunbury Airport thence northwesterly about .25 of a mile thence southwesterly to the intersection with State Highway Route 2 near the south end of the bridge between Packers Island and Northumberland Borough in Northumberland County a distance of about 1.2 miles

Route 49049 Beginning at a point on State Highway Route 18 about 2.5 miles northwest of Northumberland Borough thence easterly through Point Township to the intersection with State Highway Route 2 about one mile southwest of Cameron in Northumberland County a distance of about 6.7 miles

Route 49050 Beginning at a point on the northwestern boundary of Northumberland Borough thence northerly through Point Township to a point on Route 49049 about 1.25 miles east of its intersection with State Highway Route 18 in Northumberland County a distance of about 1.9 miles

Route 49051 Beginning at a point on the northern boundary of Northumberland Borough thence northerly through Point Township to the intersection with Route No 49049 about 2.5 miles east of its intersection with State Highway Route 18 in Northumberland County a distance of about 1.5 miles

Route 49052 Beginning at a point on State Highway Route 2 about one mile northeast of Northumberland Borough thence northerly through Point Township to a point on Route 49049 abut 2.5 miles west of its intersection with State Highway Route 2 in Northumberland County a distance of about .9 of a mile

Route 49053 Beginning at a point on State Highway Route 18 just north of the bridge over Chillisquaque Creek thence northerly through West Chillisquaque Township to the end of State Highway Route 634 at Montandon thence northerly through West Chillisquaque Township to the intersection with State Highway Route 18 about one mile south of Milton Borough in Northumberland County a distance of about 4 miles

Route 49054 Beginning at the end of State Highway Route 634 in Montandon thence easterly through West Chillisquaque and East Chillisquaque Townships to the Montour County line about 3.5 miles west of Mooresburg in Norhtumberland County a distance of about 4 miles

Route 49055 Beginning at a point on the south line of Milton Borough thence southeasterly through West Chillisquaque Township to the intersection with Route 49054 at the East Chillisquaque Township line in Northumberland County a distance of about 3.2 miles

Route 49056 Beginning at a point on Route 49055 near its intersection with Route 49054 thence northerly through East Chillisquaque Township to the intersection with State Highway Route 259 at Pottsgrove in Northumberland County a distance of about 1.5 miles

Route 49057 Beginning at a point on State Highway Route 259 about 1.5 miles west of Pottsgrove thence easterly along the northern boundary of East Chillisquaque Township to the Montour County line thence southerly along the Montour-Northumberland County line to the north bank of Chillisquaque Creek thence southerly along the northwest bank of Chillisquaque Creek to the intersection with State Highway Route 259 about .5 of a mile east of Pottsgrove in Northumberland County a distance of about 3.7 miles

Route 49058 Beginning at a point on State Highway Route 240 in Turbot Township about .25 of a mile east of its intersection with State Highway Route 18 thence easterly through Turbot Township to the Montour County line thence northerly on the Northumberland-Montour County line over road described as Route 47020 in Montour County in Northumberland County a distance of about 5.3 miles

Route 49059 Beginning at a point on State Highway Route 635 about 5. of a mile east of Milton Borough thence northeasterly through Turbot Township to a point on Route 49058 about two miles east of its intersection with State Highway Route 240 in Northumberland County a distance of about 2.7 miles

Route 49060 Beginning at a point on Route 49058 about 1.5 miles southwest of the Montour County line thence northerly through Turbot and Lewis Townships to the southeastern boundary of Turbotville Borough in Northumberland County a distance of about 3.2 miles

Route 49061 Beginning at a point on the northeastern corner of Watsontown Borough thence northerly through Delaware Township about 5. of a mile thence easterly through Delaware Township to the intersection with State Highway Route 18 about 1.5 miles north of McEwensville thence easterly through Delaware and Lewis Townships to the intersection with State Highway Route 240 at the Turbotville Borough line in Northumberland County a distance of about 5.3 miles

Route 49062 Beginning at a point on Route 240 about 1.25 miles north of Dewart thence northeasterly through Delaware Township to Delaware Run thence northeasterly through Sedan to the Lycoming County line about two miles south of Muncy Borough in Northumberland County a distance of about 5.3 miles

Route 49063 Beginning at a point on State Highway Route 240 at the Lycoming County line thence southeasterly through Delaware Township to Delaware Run thence southeasterly through Delaware Township to the intersection with State Highway Route 18 about .25 of a mile south of its intersection with State Highway Route 473 in Northumberland County a distance of about 5.3 miles

Route 49064 Beginning at the end of State-aid Application 359 in Delaware Township thence easterly to Springtown thence northerly through Delaware Township to Route 49063 about .75 of a mile southeast of Delaware Run in Northumberland County a distance of about 1.9 miles

Route 49065 Beginning at a point on the northern boundary of Turbotville Borough thence northerly through Lewis Township to Five Points from Five Points northerly through Lewis Township to a point about 1.6 miles south of the Lycoming County line thence westerly through Lewis Township to the intersection with State Highway Route 18 about one mile south of the Lycoming County line in Northumberland County a distance of about 5.3 miles

Route 49066 Beginning at a point on State Highway Route 18 about .5 of a mile norht of the intersection of State Highway Route 473 thence easterly through Lewis Township to the intersection with Route 49065 at Five Points in Northumberland County a distance of about 1.5 miles

Route 49067 Beginning at a point on Route 49065 about .25 of a mile north of Turbotville Borough thence northeasterly through Lewis Township to the Montour County line and the intersection of Route 47020 about .5 of a mile west of Comly in Northumberland County a distance of about 1.9 miles

Route 49068 Beginning at a point on Route 49065 about .5 of a mile north of Five Points thence northeasterly through Lewis Township to a point on the Montour County line at the end of State Highway Route 586 in Northumberland County a distance of about 1.9 miles

Route 49069 Beginning at a point on Route 49008 in Jordan Township about 1.5 miles north of its intersection with Route 49007 thence easterly through Jordan Township to the corner between Jordan Washington and Upper Mahanoy Townships thence northeasterly along the line between Washington and Upper Mahanoy Townships about .75 of a mile thence northerly through Washington Township to its intersection with Route 49010 about .75 of a mile west of the Upper Mahanoy Township line in Northumberland County a distance of about 2.7 miles

Route 49070 Beginning at a point on State Highway Route 336 in Coal Township about 1.5 miles northwest of Shamokin Borough thence northeasterly through Coal Township to its intersection with State Highway Route 161 about .5 of a mile south of Weigh Scales in Northumberland County a distance of about .6 of a mile

Route 49071 Beginning at a point on Route 49045 about 1.25 miles east of Rushtown thence northeasterly through Rush Township along Logans Run to its intersection with State Highway Route 182 about two miles southeast of Riverside in Northumberland County a distance of about 2 miles

Route 49072 Beginning at a point on State Highway Route 161 near the northern borough line of Mount Carmel Borough thence northeasterly through Mt. Carmel Township to a point on the Columbia County line on the road to Aristes in Columbia County at the end of Route 19055 in Northumberland County a distance of about 1.5 miles

Route 49073 Beginning at the southeastern corner of Mt Carmel Borough thence easterly through Mt Carmel Township to the Columbia County line in Northumberland County a distance of about .5 of a mile

Section 51 The township roads to be taken over under the provisions of this act in the County of Perry are those situate and described as follows

Route 50001 Beginning at a point in Toboyne Township about .5 of a mile west of the Jackson-Toboyne Township line thence easterly through Toboyne and Jackson Townships to a point on the southern boundary line of Blain Borough thence from a point on the northern boundary line of Blain Borough easterly through Jackson Southwest Madison Northwest Madison and Saville Townships by way of Stony Point and Kistler intersecting Route 590 to a point in Saville Township intersecting Route 191 at Ickesburg thence from a point in Saville Township intersecting Route 191 about .5 of a mile southeast of Ickesburg easterly to a point intersecting Route 591 at Eshcol thence from a point in Tuscarora Township intersecting Route 591 about .5 of a mile east of the Tuscarora-Saville Township line easterly through Tuscarora Greenwood and Liverpool Townships by way of Reward and Berlee to a point on the western boundary line of Liverpool Borough in Perry County a distance of about 40.11 miles

Route 50002 Beginning at a point in Saville Township intersecting Route 591 about one mile west of Eshcol thence southeasterly and easterly through Saville Juniata and Oliver Townships to a point on the western boundary line of Newport Borough thence from a point in Howe Township intersecting Route 31 easterly through Howe and Buffalo Townships intersecting Route 195 about one mile north of Montgomery Ferry at or near Bruaw's Service Station in Perry County a distance of about 21.02 miles

Route 50003 Beginning at a point in Carrol Township intersecting Routes 40 and 457 at Drumgold thence northwesterly and easterly through Carrol Township to a point intersecting Route 40 about .5 of a mile southeast of Shermansdale easterly through Carroll and Rye Townships by way of Grier Point and Keystone to a point intersecting State-aid Application 6570 in Perry County a distance of about 19.10 miles

Route 50004 Beginning at a point in Penn Township on the northeastern boundary line of Duncannon Borough thence northwesterly through Penn Wheatfield Miller and Center Townships to a point intersecting Route 31 about two miles northeast of Bloomfield Borough in Perry County a distance of about 11.59 miles

Route 50005 Beginning at a point on the eastern boundary line of Landisburg Borough thence southeasterly through Tyrone Township intersecting Route 50006 at Bridgeport thence easterly through Spring Township to a point intersecting Route 457 at Falling Spring thence from a point intersecting Route 457 about two miles east of Alinda northeasterly through Spring Carroll and Center Townships to a point intersecting Route 30 about .5 of a mile south of the New Bloomfield Borough line thence from a point in Center Township intersecting Route 122 about .25 of a mile west of New Bloomfield Borough line northerly through Center and Juniata Townships by way of McKee to a point intersecting Route 305 at Markelsville thence from a point on Route 305 about .5 of a mile west of Milford leading northerly through Juniata and Tuscarora Townships to a point intersecting Route 191 at Donnellys Mills in Perry County a distance of about 23.49 miles

Route 5006 Beginning at a point in Spring Township near the Village of Lebo thence northerly through Spring Township by way of Bridgeport to a point intersecting Route 457 at Alinda thence from a point intersecting Route 457 at Alinda northeasterly through Spring Township to a point intersecting Route 122 at Dunn thence from a point in Center Township intersecting Route 122 about two miles west of New Bloomfield Borough line northwesterly through Center and Saville Townships by way of Mannsville to a point intersecting Route 50002 about one mile west of the Saville-Juniata Township line in Perry County a distance of about 12.07 miles

Route 50007 Beginning at a point in Toboyne Township intersecting Route 122 about .5 of a mile west of the Toboyne-Jackson Township line thence southerly and easterly through Toboyne and Jackson Townships to a point in Jackson Township intersecting Route 5001 about .5 of a mile south of Blain Borough thence again from Center Square on Route 50007 in Toboyne Township westward a distance of about 1.64 miles in Perry County a distance of about 7.49 miles

Route 5008 Beginning at a point in Southwest Madison Township near the Southwest Madison-Jackson Township line about two miles southwest of Andersonburg thence northeasterly to a point intersecting Route 122 at Andersonburg thence from a point intersecting Route 122 about 1.5 miles east of Andersonburg thence northerly through Southwest Madison and Northeast Madison Townships to a point intersecting Route 50001 at Pine Grove thence from a point intersecting Route 590 and 50001 at Kistler northerly and northwesterly through Northeast Madison Township to a point intersecting Route 50012 about one mile east of Walsingham in Perry County a distance of about 7.58 miles

Route 50009 Beginning at a point in Southwest Madison Township about 1.5 miles south of Cisna Run thence northerly to a point intersecting Route 122 at Cisna Run thence from a point again intersecting Route 122 at Center southerly a distance of about one mile in Perry County a distance of about 2.61 miles

Route 50010 Beginning at a point in Tyrone Township intersecting Route 191 about 1.5 miles west of Landisburg Borough thence northerly through Tyrone Township to a point intersecting Route 122 at Loysville in Perry County a distance of about 2.32 miles

Route 50011 Beginning at a point in Northeast Madison Township intersecting Route 590 about .75 of a mile west of the point of intersection between Northeast Madison Saville and Tyrone Township thence easterly through Northeast Madison and Saville Townships to a point intersecting Route 191 about .5 of a mile north of the Saville-Tyrone Township line thence from a point again intersecting Route 191 about two miles north of the Saville-Tyrone Township line easterly through Saville and Center Townships to a point intersecting Route 50006 at Mannsville in Perry County a distance of about 8.85 miles

Route 50012 Beginning at a point in Northeast Madison Township on the Perry-Juniata County line about 1.5 miles north of the Northeast Madison-Jackson Township line thence easterly through Northeast Madison and Saville Townships by way of Walsingham and Saville to a point intersecting Route 50001 about .5 of a mile west of Ickesburg in Perry County a distance of about 11.95 miles

Route 50013 Beginning at a point in Miller Township intersecting Route 50004 about .25 of a mile north of the Miller-Center Township line thence northerly through Miller and Oliver Townships to a point intersecting Route 31 at Buffalo Bridge thence from a point intersecting Route 305 north of Newport Borough northwesterly through Oliver and Juniata Townships by the way of Oak Hall School and Dan Smith's Farm westwardly to an intersection with Route 50005 at the George Super Farms about .25 of a mile south of the Juniata-Tuscarora Township line in Perry County a distance of about 6.52 miles

Route 50014 Beginning at a point in Wheatfield Township intersecting Routes 40 and 30 at Mecks Corner thence southerly and easterly through Wheatfield and Penn Townships by way of Dellville to a point intersecting Route 30 about one mile northwest of Duncannon Borough in Perry County a distance of about 6.76 miles

Route 50015 Beginning at a point in Watts Township intersecting Route 275 about .5 of a mile north of Amity Hall thence northeasterly and easterly to a point on the northern line of New Buffalo Borough thence from a point on the northern boundary line of New Buffalo Borough northerly through Watts Township to the intersection of a township road leading to Half Falls about .5 of a mile south of the Watts-Buffalo Township line in Perry County a distance of about 6.42 miles

Route 50016 Beginning at a point in Buffalo Township intersecting Route 275 near the Buffalo-Howe Township line thence easterly through Buffalo Township to a point intersecting Route 195 at Montgomery Ferry in Perry County a distance of about 4.73 miles

Route 50017 Beginning at a point in Buffalo Township about one mile southeast of the point of intersection between Buffalo Liverpool and Greenwood Townships thence northeasterly through Buffalo Township to a point intersecting Route 195 about .5 of a mile south of Liverpool Borough in Perry County a distance of about 3.61 miles

Route 50018 Beginning at a point in Greenwood Township intersecting Route 31 about two miles north of the Greenwood-Howe Township line thence easterly through Greenwood and Liverpool Townships to a point intersecting Route 50001 at Berlee in Perry County a distance of about 5.78 miles

Route 50019 Beginning at a point in Greenwood Township intersecting Route 293 about two miles east of Millerstown Borough thence northerly through Greenwood Township to a point on the Perry-Juniata County line in Perry County a distance of about 2.36 miles

Route 50020 Beginning at a point in Greenwood Township near the northwestern corner of Greenwood Township at the Perry-Juniata County line thence easterly to a point intersecting Route 50019 about .5 of a mile south of the Perry-Juniata County line in Perry County a distance of about 2.01 miles

Route 50021 Beginning at a point in Greenwood Township about 1.5 miles west of the Greenwood-Liverpool Township line thence northerly by way of Nekoda to a point on the Perry-Juniata County line about 1.5 miles west of the Greenwood-Liverpool Township line in Perry County a distance of about 1.5 miles

Route 50022 Beginning at a point in Liverpool Township intersecting Route 293 about two miles north of Liverpool Borough thence northerly and westerly through Liverpool Township by way of Pfouts Valley to a point on the Perry-Juniata County line about one mile east of the Liverpool-Greenwood Township line in Perry County a distance of about 3.97 miles

Route 50023 Beginning at a point in Liverpool Township intersecting Route 50001 about 1.5 miles west of Liverpool Borough thence northerly to a point intersecting Route 293 about 1.5 miles south of Pfouts Valley thence from a point again intersecting Route 293 about one mile southwest of Pfouts Valley northerly to a point intersecting Route 50022 about .75 of a mile west of Pfouts Valley thence from a point again intersecting Route 50022 at Pfouts Valley northerly to the Perry-Juniata County line in Perry County a distance of about 2.28 miles

Route 50024 Beginning at a point in Tuscarora Township intersecting Route 50001 about one mile north of the Tuscarora-Oliver Township line thence northerly paralleling the Juniata River to a point intersecting Route 191 in Perry County a distance of .97 mile

Route 50025 Beginning at a point in Spring Township intersecting Route 50006 about one and one-half miles north of Alinda thence northwesterly through Spring and Tyrone Townships intersecting Route 122 at a point intersecting Route 191 about one-half mile northeast of Green Park in Perry County a distance of about 1.93 miles

Route 50026 Beginning at a point in Tyrone Township intersecting Route 50010 about one-quarter mile south of Loysville thence southeasterly through Tyrone Township to a point intersecting Route 191 about one mile north of Landisburg Borough in Perry County a distance of about 2.07 miles

Route 50027 Beginning at a point on Route 30 in Wheatfield Township about one and one-half miles northwest of Roseglen thence through Wheatfield Township to a of the Miller-Wheatfield Township line in Perry County a distance of about 3.13 miles

Route 50028 Beginning at a point on Route 31 in Oliver Township near Newport Borough line and extending south parallel to the Pennsylvania Railroad tracks to Township Road intersection in Perry County a distance of about .60 mile

Route 50029 Beginning at a point in Howe Township on Route 275 about three miles east of Newport and extending to Route 50002 in Perry County a distance of about .74 mile

Route 50030 Beginning at a point on Route 50004 at the intersection of the line road between Wheatfield and Penn Townships thence easterly to a road intersection about five hundred feet west of Aqueduct Station on the Pennsylvania Railroad in Perry County a distance of about 1.14 miles

Route 50031 Beginning at a point in Carroll Township intersecting Route 40 in the Village of Shermansdale and extending north to the second road intersecting in Perry County a distance of about 1 mile

Section 52 The township roads to be taken over under the provisions of this act in the County of Pike are those situate and described as follows

Route 51001 Beginning at a point on State Highway Route 167 at Bushkill Lehman Township thence northeasterly through Lehman Township intersecting Routes 51002 and 51003 thence northeasterly through Lehman and Delaware Townships intersecting Route 51005 crossing Route 51006 crossing county road thence northeasterly through Delaware and Dingman Townships intersecting Route 51007 to a point where it intersects the junction of Route 51008 and State Highway Route 746 approximately three miles southwest of Milford Borough in Pike County a distance of about 17.6 miles

Route 51002 Beginning at a point on Route 51001 about 1.2 miles north of Bushkill Lehman Township thence northerly through Lehman Township to a point where it intersects a secondary township road approximately three miles north of Bushkill in Pike County a distance of about 2 miles

Route 51003 Beginning at a point on Route 51001 Lehman Township approximately five miles north of Bushkill thence northwesterly through Lehman Township to the outlet of Lake Maskenozna in Pike County a distance of about 3.7 miles

Route 51004 Beginning at a point on the southerly boundary line of Porter Township Pike County approximately .25 mile east from the east boundary line of Price Township Monroe County thence northwesterly to the west boundary line of Porter Township approximately .25 mile north of the southern boundary line of Porter Township in Pike County a distance of about .5 mile

Route 51005 Beginning at a point on Route 51001 at Center School House Delaware Township thence northeasterly through Delaware Township to a point where it intersects State Highway Route 167 approximately .5 mile south of Dingman's Ferry Village in Pike County a distance of about 2.8 miles

Route 51006 Beginning at a point on State Highway Route 220 Porter Township near the outlet of Porter Lake thence easterly through Porter and Delaware Townships to the present northerly end of State-aid Application 5782 thence beginning at the present southerly end of State-aid Application 5782 Delaware Township crossing Route 51001 thence southeasterly through Delaware Township to a point where it intersects county road approximately one mile northwest of Dingman's Ferry Village in Pike County a distance of about 11.6 miles

Route 51007 Beginning at a point on the county road Dingman Township approximately 7.5 miles southeast of Lords Valley thence easterly through Dingman Township to a point where it intersects Route 51001 approximately .7 mile southwest of the present westerly end of State Highway Route 746 in Pike County a distance of about 5.9 miles

Route 51008 Beginning at a point on State Highway Route 167 Dingman Township at the mouth of Raymondskill Creek thence northwesterly through Dingman Township intersecting State Highway Route 746 and Route 51001 thence northwesterly through Dingman Township crossing State Highway Route 7 thence northerly through Milford and Shohola Townships intersecting Route 51014 thence northerly through Shohola Township to a point where it intersects State Highway Route 220 approximately .5 miles south of the village of Shohola in Pike County a distance of about 18.5 miles

Route 51009 Beginning at a point on State Highway Route 7 Milford Township approximately one mile northwest of Milford Borough line thence northerly through Milford Township to Shockopee School in Pike County a distance of about .7 mile

Route 51010 Beginning at a point on the northerly boundary line of Milford borough approximately .5 mile northeast of State Highway Route 7 thence northerly through Milford Township to a point where it connects a secondary township road in Milford Township approximately 1.7 miles north of Milford Borough in Pike County a distance of about 1.7 miles

Route 51011 Beginning at a point on State Highway Route 8 Westfall Township aproximately one mile northeast of Milford Township line thence in a northerly direction to a point where it connects a secondary township road in Westfall Township approximately 3.25 miles due west of Matamoras Borough line in Pike County a distance of about 1.7 miles

Route 51012 Beginning at a point on the northerly end of State Highway Route 549 near village of Mill Rift in Westfall Township thence in a westerly direction in Pike County a distance of about .6 mile

Route 51013 Beginning at a point near the division line between Shohola and Westfall Townships thence southwesterly through Shohola Township in Pike County a distance of about .5 mile

Route 51014 Beginning at a point on State Highway Route 220 Shohola Township aproximately two miles south of Shohola village thence northeasterly through Shohola Township to a point where it intersects Route 51008 approximately 1.5

miles south of Shohola in Pike County a distance of about .6 mile

Route 51015 Beginning at a point on State Highway Route 220 at village of Greeley Lackawaxen Township thence northerly through Lackawaxen Township to a point on State Highway Route 255 at village of Rowlands in Pike County a distance of about 5.50 miles

Route 51016 Beginning at a point on State Highway Route 8 approximately .5 mile southwest of Matamoras Borough line thence northeasterly to a point on the northwest borough line of Matamoras in Pike County a distance of about .75 mile

Route 51017 Beginning at a point on State Highway Route 255 at a point approximately 1.25 miles northwest of Bohemia in Lackawaxen Township thence northerly through Lackawaxen Township intersecting county road thence to a point on the division line between Wayne County and Lackawaxen Township approximately 1.25 miles southwest of the Delaware River in Pike County a distance of about 6.50 miles

Route 51018 Beginning at a point on State Highway Route 255 Lackawaxen Township approximately 1.5 miles due east from Wayne County line thence easterly in Lackawaxen Township to Kimbles thence easterly in Lackawaxen Township through Bayola to a point where it intersects State Highway Route 255 at Rowlands in Pike County a distance of about 9 miles

Route 51019 Beginning at a point on State Highway Route 254 Palmyra Township approximately one and one-half miles south of Tafton thence southerly through Palmyra Township thence southeasterly through Blooming Grove Township intersecting Route 51020 thence easterly crossing State Highway Route 220 at Blooming Grove thence easterly through Blooming Grove Township crossing county road at Lords Valley thence northeasterly through Blooming Grove Township to a point where it intersects State Highway Route 7 on the division line between Lackowaxen and Blooming Grove Townships approximately one mile northwest of Shohola Township in Pike County a distance of about 13.6 miles

Route 51020 Beginning at a point on division line between Monroe and Pike Counties approximately 5.25 miles west of Porter Township line thence in a northerly direction through Greene Township intersecting Route 51021 thence northeasterly through Greene Palmyra and Blooming Grove Townships to a point where it intersects Route 51019 approximately one-eighth of a mile east of the Palmyra-Blooming Grove Township line in Pike County a distance of about 12.35 miles

Route 51021 Beginning at a point on Route 510[illegible] Greene Township approximately two and three quarter miles north of Monroe County line thence northwesterly through Greene Township to a point where it intersects State-aid Application 1669 in Greene Township approximately one mile south of Greentown in Pike County a distance of about 3.7 miles

Route 51022 Beginning at a point on the division line between Wayne and Pike Counties approximately one-half mile west of Greentown in Greene Township thence easterly through Greene Township crossing State Highway Route 254 thence easterly through Greentown in Greene Township thence northerly through Greene Township to a point where it intersects State Highway Route 254 approximately one-half mile north of Greentown in Pike County a distance of about 1.3 miles

Route 51023 Beginning at a point on the division line between Wayne and Pike Counties approximately one and one-half miles north of Lanna in Green Township thence in an easterly direction to a point on Route 458 approximately .75 of a mile south of Panther in Pike County a distance of about 2.5 miles

Section 53 The township roads to be taken over under the provisions of this act in the County of Potter are those situate and described as follows

Route 52001 Beginning at a point on the Cameron-Potter County Line near Berge Run thence in a northeasterly direction through the Township of Wharton East Fork District Summit and West Branch Townships by way of Wharton to a point on Route 266 near Cherry Spring in Potter County a distance of about 20.9 miles

Route 52002 Beginning at a point on Route 488 near Costello thence northeasterly northerly and westerly in Sylvania Summit Homer and Eulalia Townships along the first fork of the Sinnemhoning to a point on Route 104 near top of Jenkins Hill about .25 of a mile north of the Homer-Eulalia Township Line in Potter County a distance of about 14.6 miles

Route 52003 Beginning at a point on the Cameron-Potter County Line near Portage Creek thence in a northwestern and northeastern direction through Portage and Keating Townships to a point on Route 104 near Austin in Potter County a distance of about 7.57 miles

Route 52004 Beginning at a point on Route 104 about one mile east of Keating Summit thence in a northeasterly direction through Keating and Roulette Townships to a point on Route 101 about one mile north of Mina in Potter County a distance of about 6.82 miles

Route 52005 Beginning at a point on Route 104 about one mile northeast of the Keating-Homer Township Line thence in a southeastern direction to the mouth of Heth Run thence in a northeastern direction through Homer Township to Route 104 thence from Route 104 through Eulalia Township by way of Inez to Coudersport Borough in Potter County a distance of about 6.45 miles

Route 52006 Beginning at a point on Route 42022 in McKean County at the McKean-Potter County Line thence in a northward direction through the Townships of Roulette and Pleasant Valley to a point on the County Line between McKean and Potter County to connect with Route 42024 in McKean County in Potter County a distance of about 6.25 miles

Route 52007 Beginning at a point on Route 42024 McKean County on the McKean-Potter County Line thence in a northward direction through Pleasant Valley and Sharon Townships to connect with Route 42025 McKean County on the Potter-McKean County Line in Potter County a distance of about 1.45 miles

Route 52008 Beginning at a point on Route 42025 McKean County on the McKean-Potter County Line thence in an eastern direction to the head of Howe Run in Sharon Township thence in a northerly direction in Sharon Township to Shinglehouse Borough in Potter County a distance of about 5.66 miles

Route 52009 Beginning at a point on Route 101 in Roulette thence in a northeasterly direction through Roulette and Clara Townships by way of Durward to a point on Route 236 near Clara in Potter County a distance of about 11 miles

Route 52010 Beginning at a point on Route 32009 about 1.5 miles north of Roulette thence in a northeasterly and easterly direction through Roulette Clara and Hebron Townships by way of Hebron to a point on Route 236 south of the junction of Route 236 with Route 566 in Potter County a distance of about 10.50 miles

Route 52011 Beginning at the Coudersport Borough line thence in a northwesterly northerly and westerly direction along the right branch of Dingman Run in Eulalia and Hebron Townships to a point on Route 52010 about .75 of a mile east of the Clara-Hebron Township line in Potter County a distance of about 5.95 miles

Route 52012 Beginning at Route 101 near Burtville thence southerly and easterly in Roulette Township to a point near the cemetery in Potter County a distance of about 1 mile

Route 52013 Beginning at Shinglehouse Borough thence north and northeasterly in Sharon Township to a point on the New York State line a distance of about 1.5 miles east of the McKean-Potter County line in Potter County a distance of about 2.5 miles

Route 52014 Beginning at Shinglehouse Borough thence northeasterly through Sharon Township by way of Honeoye to a point on the New York State line about .75 of a mile north of Honeoye in Potter County a distance of about 3.7 miles

Route 52015 Beginning at a point on the Clinton-Potter County line at the northern end of Route 545 thence in a northerly and easterly direction through Stewardson Township by way of Cross Fork to a point on Route 266 near Oleona in Potter County a distance of about 9.5 miles

Route 52016 Beginning at a point on Route 266 about three miles east of Oleona thence in a northern direction through Stewardson and Abbott Townships to a point on Route 565 at Germania in Potter County a distance of about 9.8 miles

Route 52017 Beginning at a point on Route 52018 at a point near Germania Station thence southeasterly in West Branch Township to a point on Route 565 about .75 of a mile north of the Abbott Township line in Potter County a distance of about 4.4 miles

Route 52018 Beginning at Galeton Borough thence in a southwesterly direction through Pike and West Branch Townships to a point on Route 255 near Cherry Springs in Potter County a distance of about 10.6 miles

Route 52019 Beginning at a point on Route 52002 near the west boundary of Summit Township thence in an eastern and northerly direction in Summit Township to connect with state forestry road leading to Route 266 in Potter County a distance of about 5 miles

Route 52020 Beginning at north end of State-aid Application 255 thence through Sweden and Ulysses Townships to intersection with Route 526 near Brookland in Potter County a distance of about 8.4 miles

Route 52021 Beginning at a point on Route 103 near Colesburg thence in a north and northeaserly direction through Allegheny Township to a point on Route 566 near Andrews Settlement in Potter County a distance of about 5.55 miles

Route 52022 Beginning at a point on Route 566 near the east borough line of Oswayo thence in a northeasterly direction in Oswayo Township to a point on Route 491 near Eleven Mile in Potter County a distance of about 4 miles

Route 52023 Beginning at a point on Route 318 in southeast corner of Genesee Township thence west and northwest in Genesee Township to a point on Route 52024 near Kinney in Potter County a distance of about 8.30 miles

Route 52024 Beginning at a point on Route 491 about 1.5 miles south of the New York State line thence in an easterly direction through Oswayo and Genesee Townships by way of Kinney to a point on Route 566 about .75 of a mile south of Genesee in Potter County a distance of about 6.3 miles

Route 52025 Beginning at a point on Route 526 about .5 of a mile north of Brookland thence northeast and north through Ulysses Township to a point on Route 103 at Lewisville in Potter County a distance of about 4.95 miles

Route 52026 Beginning at a point on Route 102 near West Pike thence in a northerly and northwestern direction through Pike Hector and Ulysses Townships by the way of Loucks Mills to Lewisville Borough in Potter County a distance of about 9.25 miles

Route 52027 Beginning at a point on Route 52026 near Loucks Mills thence southeast through Hector Township to a point on Route 52028 near Sunderlinville in Potter County a distance of about 4.05 miles

Route 52028 Beginning at a point on the Potter-Tioga County line about .75 of a mile north of Route 102 thence in a northern direction through Pike and Hector Townships by way of Sunderlinville and Hector to a point on the Tioga-Potter County line near Crippen Run in Potter County a distance of about 11.55 miles

Route 52029 Beginning at a point on State-aid Application 5379 about .5 of a mile east of Genesee thence southeast through Genesee and Bingham Townships to Lewisville Borough in Potter County a distance of about 6.39 miles

Route 52030 Beginning at east end of State-aid Application 5379 thence in an easterly and southerly direction through Genesee Bingham and Harrison Townships by way of North Bingham to a point on Route 103 near Mills in Potter County a distance of about 11.24 miles

Route 52031 Beginning on Route 52029 near West Bingham thence east and north through Bingham Township by Bingham Centre and North Bingham to the New York State line at a point about two miles west of the Bingham-Harrison Township line in Potter County a distance of about 6.1 miles

Route 52032 Beginning at a point on Route 52030 near North Bingham thence in a northeastern direction through Bingham and Harrison Townships to a point on Route 52034 near Whites Corners in Potter County a distance of about 3.5 miles

Route 52033 Beginning at north end of State-aid Application 4809 thence north and northwest in Harrison Township to a point on Route 52034 about .6 of a mile east of Whites Corners in Potter County a distance of about 3.3 miles

Route 52034 Beginning at a point on the Tioga-Potter County line about 1.5 miles southeast of North Fork thence in a northwesterly and Westerly direction through Harrison Township by way of North Fork and Whites Corners to a point on the New York State line a distance of about .25 of a mile north of Whites Corners in Potter County a distance of about 5.65 miles

Route 52035 Beginning at a point on Route 52031 at Bingham Center in Bingham Township thence in an easterly direction through Bingham and Harrison Townships to a point on Route 52030 approximately 1.5 miles northwest of Mills in Potter County a distance of about 3.75 miles

Section 54 The township roads to be taken over under the provisions of this act in the County of Schuylkill are those situate and described as follows

Route 53001 Beginning at a point on Route 140 in Pine Grove Township about .25 of a mile south of Pine Grove Borough thence southerly through Pine Grove Township to the Berks County line about two miles west of the Washington Township line in Schuylkill County a distance of about 2.6 miles

Route 53002 Beginning at a point on Route 140 at Euedberg thence northerly through Pine Grove Township to Outwood thence easterly through Pine Grove Township to Beuchler thence easterly to the western boundary of Pine Grove Borough in Schuylkill County a distance of about 5.8 miles

Route 53003 Beginning at the eastern boundary of Pine Grove Borough thence easterly along Little Swatara Creek through Pine Grove and Washington and Wayne Townships to the crossing of Route 310 at Summit Station thence easterly through Wayne and South Manheim Townships to the western boundary of Auburn Borough in Schuylkill County a distance of about 17.6 miles

Route 53004 Beginning at a point on Route 465 about .25 of a mile north of the Pine Grove Borough line thence easterly through Pine Grove Township to the Washington Township line thence easterly along Swatara Creek through Washington Township to Roedersville thence easterly along Swatara Creek through Washington and Wayne Townships to the intersection with Route 417 about .5 of a mile west of the borough of Cressona in Schuylkill County a distance of about 11.4 miles

Route 53005 Beginning at a point on Route 53003 about 1.5 miles west of the Wayne Township line thence northerly through Washington Township and across Route 140 about 1.5 miles east of Deturksville thence northerly to the intersection with Route 53004 about one mile east of Roedersville in Schuylkill County a distance of about 3.9 miles

Route 53006 Beginning at a point on Route 53003 in Wayne Township about .75 of a mile east of the Washington Township line thence northerly through Wayne Township to the intersection with Route 140 about one mile west of Friedensburg in Schuylkill County a distance of about 3.5 miles

Route 53007 Beginning at a point on Route 53003 at Jefferson thence northwesterly through South Manheim Township to Brommertown thence northerly through South Manheim Township to the southern boundary of Schuylkill Haven Borough in Schuylkill County a distance of about 3.8 miles

Route 53008 Beginning at a point on the northern boundary of Cressona Borough thence northerly through North Manheim Township to Glenworth from Glenworth northwesterly through North Manheim Township to Allison thence northerly along the eastern bank of the west branch of the Schuylkill River through North Manheim and Norwegian Townships to the intersection with Route 199 near the western boundary of the city of Pottsville in Schuylkill County a distance of about 4.4 miles

Route 53009 Beginning at a point on the eastern boundary of Schuylkill Haven Borough thence easterly through North Manheim Township to Adamsdale thence easterly through North Manheim Township and West Brunswick Township to the intersection with Route 141 about .75 of a mile south of the Orwigsburg Borough line in Schuylkill County a distance of about 4.9 miles

Route 53010 Beginning at a point on Route 140 about one mile north of the intersection formed by Routes 417 and 140 thence northeasterly through North Manheim Township to the West Brunswick Township line thence southerly along the boundary line between North Manheim and West Brunswick Townships to the northern boundary of Orwigsburg Borough in Schuylkill County a distance of about 6.5 miles

Route 53011 Beginning at a point on Route 53009 on the line between North Manheim and West Brunswick Township thence northerly along the township line to the southern boundary of Orwigsburg Borough line in Schuylkill County a distance of about .3 of a mile

Route 53012 Beginning at a point on the northeast boundary line of Orwigsburg Borough thence easterly through West Brunswick and East Brunswick Townships to McKeansburg thence easterly through East Brunswick Township to the western boundary of New Ringgold Borough in Schuylkill County a distance of about 5.7 miles

Route 53013 Beginning at a point on Route 141 at Malino thence northerly through West Brunswick and East Brunswick Townships to Drehersville thence northerly through East Brunswick Township to the intersection with Route 53012 at McKeansburg in Schuylkill County a distance of about 6 miles

Route 53014 Beginning at the eastern boundary of Orwigsburg Borough thence easterly through West Brunswick Township and East Brunswick Township to the intersection with Route 53013 about .5 of a mile north of Drehersville in Schuylkill County a distance of about 4.1 miles

Route 53015 Beginning at a point on Route 53012 about one mile northeast of the Orwigsburg Borough line thence northeasterly through West Brunswick and Blythe Townships to the southern boundary of Middleport Borough in Schuylkill County a distance of about 5.1 miles

Route 53016 Beginning at a point on Route 754 about .5 of a mile north of New Ringgold Borough thence northwesterly through East Brunswick Township to the Walker Township line thence northerly through Walker and Schuylkill Townships to the intersection with Route 162 at Tuscarora in Schuylkill County a distance of about 6.3 miles

Route 53017 Beginning at a point on Route 53016 about 2.5 miles south of Tuscarora thence northeasterly through Walker Township to the southern boundary of Tamaqua Borough on the west bank of the Schuylkill River in Schuylkill County a distance of about 5.7 miles

Route 53018 Beginning at the eastern boundary of New Ringgold Borough thence easterly through East Brunswick Township along Koenig's Creek to the West Penn Township line thence easterly through West Penn Township to the intersection with Route 226 at Snyders in Schuylkill County a distance of about 7.9 miles

Route 53019 Beginning at a point on Route 754 about one mile north of the village of West Penn thence southwesterly through West Penn Township to the intersection with Route 754 about one mile south of West Penn thence southeasterly through West Penn Township near the eastern boundary of East Brunswick to the intersection with Route 53018 about .25 of a mile east of the East Brunswick Township line in Schuylkill County a distance of about 4.3 miles

Route 53020 Beginning at a point on Route 53019 about .75 of a mile north of its crossing with Route 53018 thence northeasterly through West Penn Township to the crossing of Route 226 at Leibeyville thence northeasterly through West Penn Township to the Carbon County line about two miles north of Andreas in Schuylkill County a distance of about 9.4 miles

Route 53021 Beginning at a point on Route 754 at West Penn thence easterly through West Penn Township to the intersection with Route 226 about 1.25 miles north of Leibeyville in Schuylkill County a distance of about 4.1 miles

Route 53022 Beginning at a point on Route 226 about .25 of a mile south of Snyders thence easterly through West Penn Township along the north bank of Lizard Creek to the Carbon County line at Andreas in Schuylkill County a distance of about 4.5 miles

Route 53023 Beginning at a point on Route 26 about 1.5 miles southeast of its intersection with Route 754 thence easterly through West Penn Township along the south side of Mahoning Creek to the Carbon County line near where Mahoning Creek crosses the Schuylkill-Carbon County line in Schuylkill County a distance of about 5.5 miles

Route 53024 Beginning at a point on Route 53003 in Pine Grove Township about .5 of a mile southeast of the eastern boundary of Pine Grove Borough thence southerly through Pine Grove Township about one mile thence southeasterly through Pine Grove Township to the Berks County line about .25 of a mile west of the southeastern corner of Washington Township and being on what was formerly the Tulpehocken Road or King's Highway in Schuylkill County a distance of about 4 miles

Route 53025 Beginning at a point on the Dauphin County County line about 1.25 miles northwest of the corner between Lebanon Dauphin and Schuylkill Counties thence northerly through Porter Township to the southern boundary line of Tower City Borough in Schuylkill County a distance of about 1.8 miles

Route 53026 Beginning at a point on Route 53008 about 1.75 miles north of the northern boundary of Cressona Borough thence northeasterly through North Manheim Township to the southern boundary of the city of Pottsville in Schuylkill County a distance of about 1.8 miles

Route 53027 Beginning at a point on Route 339 in Valley View thence southerly through Hegins Township about two miles thence easterly through Hegins Township to the line between Hegins and Porter Townships thence easterly through Porter Township to Good Springs thence southerly through Keffer to the intersection with Route 199 at Joliett in Schuylkill County a distance of about 7.9 miles

Route 53028 Beginning at a point on Route 339 in Hubley Township about .75 of a mile east of Sacramento thence southeasterly through Hubley and Hegins Townships to the intersection with Route 53027 about 1.5 miles south of its intersection with Route 339 in Schuylkill County a distance of about 2 miles

Route 53029 Beginning at a point on Route 199 at Joliett thence southeasterly through Porter and Tremont Townships to the Lincoln Colliery thence southerly through Tremont Township Township to Ravine thence southerly thence easterly through Tremont and Pine Grove Townships to the intersection with Route 465 about .25 of a mile south of the Tremont Township line in Schuylkill County a distance of about 4.6 miles

Route 53030 Beginning at a point on Route 740 at Fountain thence southerly through Hegins Township to the Frailey Township line thence southeasterly through Frailey Township to the intersection with Route 339 at Donaldson in Schuylkill County a distance of about 3.6 miles

Route 53031 Beginning at a point on Route 53022 at Andreas thence northerly through West Penn Township to the Carbon County line in Schuylkill County a distance of about .8 of a mile

Route 53032 Beginning at a point on the northern boundary of the city of Pottsville thence northerly through Norwegian and New Castle Townships to Wade thence northerly through New Castle Township to the top of Broad Mountain thence northwesterly through New Castle Cass and Butler Townships to the intersection with Route 718 at Fountain Springs beginning on what was originally a part of the Center Turnpike from Reading to Sunbury in Schuylkill County a distance of about 11.7 miles

Route 53033 Beginning at a point on Route 53032 in New Castle Township about .25 of a mile north of the Norwegian Township line thence easterly through New Castle Township to the western boundary of St Clair Borough in Schuylkill County a distance of about 1.2 miles

Route 53034 Beginning at a point on Route 161 in Norwegian Township just north of the city of Pottsville thence easterly through Norwegian and East Norwegian Townships to its intersection with Route 621 just north of the Port Carbon Borough line in Schuylkill County a distance of about .8 of a mile

Route 53035 Beginning at a point on the eastern boundary of Frackville Borough thence easterly through West Mahanoy and Mahanoy Townships through Morea and New Boston to the intersection with Route 290 about one mile east of the Mahanoy City Borough line at Vulcan in Schulykill County a distance of about 7.1 miles

Route 53036 Beginning at a point on Route 290 at East Mahanoy Junction thence southerly through Ryan and Schuylkill Townships to the intersection with Route 162 at Tuscarora in Schuylkill County a distance of about 4.4 miles

Route 53037 Beginning at a point on Route 53035 about .7 of a mile south of the Mahanoy City Borough line thence southerly through Mahanoy Township to the Ryan Township line thence easterly through Ryan Township to the intersection with Route 53036 about .75 of a mile south of East Mahanoy Junction in Schuylkill County a distance of about 7.2 miles

Route 53038 Beginning at a point on Route 162 at Patterson thence northwesterly through Schuylkill Township to the corner between Schuylkill Blythe and Ryan Townships thence northerly through Ryan Township to the intersection with Route 53037 about one mile southeast of the Mahanoy Township line in Schuylkill County a distance of about 4 miles

Route 53039 Beginning at a point on Route 185 about .5 of a mile north of the Rahn Township Line thence easterly through Rush Township about .5 of a mile north of the southern boundary of Rush Township to the Carbon County Line in Schuylkill County a distance of about 4.1 miles

Route 53040 Beginning at a point on Route 290 at the boundary line between Ryan and Rush Townships thence northeasterly through Rush Township to the crossing of Route 185 at Ginther thence northeasterly through Rush Township to the Carbon County Line about .25 of a mile south of the Kline Township Line in Schuylkill County a distance of about 6.7 miles

Route 53041 Beginning at a point on the northern boundary of the Mahanoy City Borough Line thence northeasterly through Mahanoy and Delano Townships to the village of Delano thence northeasterly through Delano and Rush Townships to the intersection with Route 185 about .5 of a mile north of Ginther in Schuylkill County a distance of about 8 miles

Route 53042 Beginning at a point on Route 755 about 1.2 miles north of the Shenandoah Borough Line thence northeasterly through West Mahanoy Union and East Union Townships to Brandonville thence northeasterly through East Union Township to the end of State-aid Application 6850 in Schuylkill County a distance of about 4.4 miles

Route 53043 Beginning at a point on Route 53041 at the boundary line between Mahanoy and Delano Townships thence northerly through Mahanoy and Delano Townships to Park Place thence northerly through Mahanoy Delano and East Union Townships to Girard Manor thence northerly through East Union Township to the intersection with State-aid Application 4630 at Sheppton in Schuylkill County a distance of about 6.7 miles

Route 53044 Beginning at a point on Route 53041 at Delano thence southerly through Delano Township to the intersection with Route 290 near the corner between Delano-Rush-Ryan Townships in Schuylkill County a distance of about 2.9 miles

Route 53045 Beginning at a point on Route 53041 about .5 of a mile east of Delano thence northeasterly through Delano and Kline Townships to the intersection with Route 185 about .75 of a mile north of Switchback in Schuylkill County a distance of about 4.7 miles

Route 53046 Beginning at a point on Route 53069 at Nuremberg thence southeasterly through North Union and East Union Townships to the intersection with State-aid Application 4630 at Oneida in Schuylkill County a distance of about 4.3 miles

Route 53047 Beginning at the Northumberland County Line west of Klingerstown thence easterly through Upper Mahantango Township to Hepler thence easterly through Upper Mahantango and Eldred Townships to the intersection with Route 723 about .5 of a mile east of Pitman in Schuylkill County a distance of about 13.4 miles

Route 53048 Beginning at a point on Route 53047 at Klingerstown thence southerly to the Dauphin County Line at the Hubley Township Line thence southeasterly through Dauphin County thence easterly through Hubley Township to Fearnot from Fearnot easterly through Hubley Township to the intersection with Route 339 about .25 of a mile west of Sacramento in Schuylkill County a distance of about 5.7 miles

Route 53049 Beginning at a point on the Dauphin County Line about .75 of a mile southeast of the intersection of Route 53048 and the Dauphin County Line thence northerly through Hubley Township to the intersection with Route 53048 about 1.5 miles west of Fearnot in Schuylkill County a distance of about .6 of a mile

Route 53050 Beginning at a point on Route 339 about .25 of a mile east of the Dauphin County Line thence northerly through Hubley Township to the intersection with Route 53048 at Fearnot in Schuylkill County a distance of about 2.7 miles

Route 53051 Beginning at a point on Route 53047 just west of the bridge over Little Mahantango Creek thence along the northern bank of Little Mahantango Creek through Upper Mahantango Township to the Northumberland County Line about one mile west of the Eldred Township Line in Schuylkill County a distance of about 2.7 miles

Route 53052 Beginning at the Northumberland County Line at the end of Route 459 thence easterly through Eldred Township to the end of Route 723 at Pitman in Schuylkill County a distance of about 3.3 miles

Route 53053 Beginning at the intersection of Routes 339 and 740 at Hegins thence northerly through Hegins Township about 1.5 miles thence northerly and westerly through Hegins and Eldred Townships to the intersection with Route 53052 about .5 of a mile east of the Northumberland County Line in Schuylkill County a distance of about 7.1 miles

Route 53054 Beginning at a point on Route 53053 about 1.25 miles north of Hegins thence easterly through Hegins Township to the end of Route 753 at the Barry Township Line in Schuylkill County a distance of about 2.8 miles

Route 53055 Beginning at a point on Route 53053 about .75 of a mile south of the crossing of Route 53047 thence easterly through Eldred Township to Kehler thence along the north bank of Mahantango Creek through Eldred Township to Haas thence northerly through Eldred Township to the intersection with Route 723 about 1.5 miles northeast of Pitman in Schuylkill County a distance of about 6.6 miles

Route 53056 Beginning at the end of Route 753 at Mabel thence easterly through Barry Township to the Foster Township Line thence southeasterly through Foster Township to Glen Dower from Glen Dower southeasterly through Foster and Cass Townships to the northwestern corner of Minersville Borough in Schuylkill County a distance of about 10.9 miles

Route 53057 Beginning at the end of Route 723 at Helfenstein thence easterly through Eldred and Barry Townships to Lavelle thence southerly through Barry Township to Taylorville thence southwesterly through Barry Township to the intersection with Route 53056 about one mile northeast of Mabel in Schuylkill County a distance of about 8.2 miles

Route 53058 Beginning at a point on Route 53057 in Helfenstein thence northerly and westerly through Eldred Township to the Northumberland County Line in Schuylkill County a distance of about .4 of a mile

Route 53059 Beginning at a point on Route 53057 about 1.25 miles south of Taylorville thence southeasterly through Barry Township to the intersection with Route 53056 about 1.25 miles northwest of the Foster Township Line in Schuylkill County a distance of about 1 mile

Route 53060 Beginning at a point on Route 53057 about .75 of a mile south of Taylorville thence easterly through Barry and Butler Townships to the western boundary of Gordon Borough in Schuylkill County a distance of about 3 miles

Route 53061 Beginning at a point on Route 53055 at Haas thence northeasterly through Eldred Township to the Barry Township Line thence easterly through Barry Township to the intersection with Route 53057 at Taylorville in Schuylkill County a distance of about 7.3 miles

Route 53062 Beginning at a point on Route 53012 about .2 of a mile west of the western boundary of New Ringgold Borough thence northerly through East Brunswick Township to the intersection with Route 53016 about .5 of a mile south of the Walker Township Line in Schuylkill County a distance of about 1.2 miles

Route 53063 Beginning at a point on the northern boundary of Mahanoy City Borough thence northerly through Mahanoy Township to the East Union Township Line thence westerly through East Union Township to the intersection with Route 53042 at Brandonville in Schuylkill County a distance of about 4.3 miles

Route 53064 Beginning at a point on Route 755 approximately .25 of a mile west of the Ringtown Borough Line thence westerly through Union Township to the Columbia County Line approximately two miles south of the North Union Township Line in Schuylkill County a distance of about 2.5 miles

Route 53065 Beginning at a point on the Columbia County Line about 2.5 miles east of Aristes thence easterly through Union Township to the intersection with Route 53064 about .5 of a mile northwest of its intersection with Route 755 in Schuylkill County a distance of about 2.9 miles

Route 53066 Beginning at a point on Route 53042 about .75 of a mile east of Brandonville thence northwesterly through East Union Township to the township line between Union and East Union Township thence northerly along the line between Union and East Union Townships to the North Union Township Line thence northerly thrrough North Union Township to Zion's Grove thence northwesterly through North Union Township to the Columbia County Line at the end of Route 415 in Schuylkill County a distance of about 7.4 miles

Route 53067 Beginning at a point on the eastern boundary of Ringtown Borough thence easterly through Union Township to the intersection with Route 53066 at the East Union Township Line in Schuylkill County a distance of about 1.7 miles

Route 53068 Beginning at a point on the northern boundary of Ringtown Borough thence northwesterly through Union Township about one mile thence northesterly through Union and North Union Townships to Raricks thence easterly through North Union Township to the intersection with Route 53066 at Zions Grove in Schuylkill County a distance of about 4.4 miles

Route 53069 Beginning at a point on Route 53066 at Zions Grove thence northeasterly through North Union Township to Nuremberg thence northwesterly through North Union Township to the Luzerne County Line about two miles southeast of the corner between Columbia Luzerne and Schuylkill Counties in Schuylkill County a distance of about 4.4 miles

Section 55 The township roads to be taken over under the provisions of this act in the County of Snyder are those situate and described as follows

Route 54001 Beginning at a point on the Juniata County line about six miles east of the corner between Mifflin Juniata and Snyder Counties thence easterly through West Perry and Perry Townships to the intersection with State Highway Route 195 about 1.5 miles north of Mt Pleasant Mills in Snyder County a distance of about 8.6 miles

Route 54002 Beginning at a point on State Highway Route 194 in West Perry Townships about 0.25 of a mile east of the Juniata County line thence along the north bank of the Mahantango Creek through West Perry Township to the Perry Township line thence easterly through Perry Township to the intersection with State Highway Route 195 about 1.5 miles north of Meiserville in Snyder County a distance of about 6.7 miles

Route 54003 Beginning at a point on Route 54002 about one mile south of its intersection with State Highway Route 194 thence easterly through West Perry and Perry Townships to the intersection with State Highwy Route 195 at Shadle in Snyder County a distance of about 5.1 miles

Route 54004 Beginning at a point on the Juniata County line at Mahantango Creek about two miles west of Meiserville thence northeasterly through Perry Township to the intersection with Route 54002 about 1.25 miles west of its intersection with State Highway Route 195 in Snyder County a distance of about 1.3 miles

Route 54005 Beginning at a point on the Juniata County line near Oriental thence easterly through Perry Township along the north bank of Mahantango Creek to the intersection with State Highway Route 195 about 0.5 of a mile north of the Juniata County line in Snyder County a distance of about 2 miles

Route 54006 Beginning at a point on State Highway Route 195 at Mt Pleasant Mills thence northwesterly through Perry Township across State Highway Route 194 just east of Fremont to the intersection with Route 54001 about one mile west of its intersection with State Highway Route 195 in Snyder County a distance of about 1 mile

Route 54007 Beginning at a point on State Highway Route 195 at Summit thence southeasterly through Washington Township to the crossing of State Highway Route 194 about two miles west of Freeburg thence southerly through Washington Township to the Chapman Township line thence southeasterly through Chapman Township to the line between Chapman and Union Townships thence southeasterly along the Chapman-Union Township line to the intersection with State Highway Route 229 about three miles northeast of McKees Half Falls in Snyder County a distance of about 10.4 miles

Route 54008 Beginning at a point on State Highway Route 229 at McKees Half Falls thence northerly through Chapman Township to Hoffer thence northerly through Chapman Township to the intersection with Route 54007 about one mile east of the Washington Township line in Snyder County a distance of about 4.1 miles

Route 54009 Beginning at a point on State Highway Route 195 at Meiserville thence easterly through Chapman Township to the intersection with Route 54008 at Hoffer in Snyder County a distance of about 1.6 mile

Route 54010 Beginning at a point on State Highway Route 195 in Perry Township at Shadle thence easterly through Perry and Washington Townships to the intersection with Route 54007 about 0.5 of a mile west of the Chapman Township line in Snyder County a distance of about 1.6 mile

Route 54011 Beginning at a point on State Highway Route 195 about 0.75 of a mile south of Mt. Pleasant Mills thence easterly through Perry and Washington Townships to the intersection with Route 54007 about 1.5 miles north of its intersection with Route 54010 in Snyder County a distance of about 1.7 mile

Route 54012 Beginning at a point on Route 54008 about 0.25 of a mile north of Hoffer thence easterly through Chapman Township to the intersection with State Highway Route 229 about 0.5 of a mile southwest of the Union Township line in Snyder County a distance of about 1.8 mile

Route 54013 Beginning at a point on State Highway Route 25 at Hummels Wharf thence westerly through Monroe Township to the intersection with State Highway Route 455 about 1.25 miles north of the northern boundary of Selinsgrove Borough in Snyder County a distance of about 2 miles

Route 54014 Beginning at a point on Route 54007 about two miles northwest of its intersection with State Highway Route 229 thence northerly through Union Township to Verdilla thence northerly through Union and Washington Townships to the intersection of State Highway Route 194 near the west bank of Middle Creek in Snyder County a distance of about 5.4 miles

Route 54015 Beginning at the Juniata County line on the west bank of Mahantango Creek about .75 of a mile west of the point where State Highway Route 194 crosses Mahantango Creek thence northerly through West Perry Township to the intersection with Route 54001 about 2.5 miles east of the Juniata County line in Snyder County a distance of about 0.6 miles

Route 54016 Beginning at a point on Route 54007 about 0.75 of a mile south of its intersection with State Highway Route 194 thence easterly through Washington Township to the intersection of Route 54014 about 1.25 miles north of Verdilla in Snyder County a distance of about 2.9 miles

Route 54017 Beginning at a point on Route 54016 about 0.25 of a mile east of its intersection with Route 54007 thence northeasterly through Washington Township to the intersection with State Highway Route 194 at Freeburg in Snyder County a distance of about 2 miles

Route 54018 Beginning at a point on State Highway Route 229 about 1.5 miles north of its intersection with Route 54007 thence northerly through Union Township to its intersection with Route 54019 about two miles east of Verdilla in Snyder County a distance of about 2.6 miles

Route 54019 Beginning at a point on State Highway Route 229 at Dunore in Union Township thence northwesterly through Union Township to the intersection with Route 54014 at Verdilla in Snyder County a distance of about 2.3 miles

Route 54020 Beginning at a point on State Highway Route 229 about 1.5 miles south of the crossing of Middle Creek thence westerly through Union Township to the intersection with Route 54014 about 0.5 of a mile north of Verdilla in Snyder County a distance of about 1.7 miles

Route 54021 Beginning at a point on State Highway Route 229 just south of the bridge over Middle Creek thence westerly through Union and Penn Townships to the crossing of Middle Creek at the Washington Township line and the intersection with Route 54014 in Snyder County a distance of about 1.4 miles

Route 54022 Beginning at a point on State Highway Route 28 at Beaver Springs in Spring Township thence westerly over the original location of State Highway Route 28 through Spring and West Beaver Townships to the intersection of State Highway Route 28 at Raub's Mills in Snyder County a distance of about 3.7 miles

Route 54023 Beginning at a point on State Highway Route 28 at McClure thence northerly through West Beaver Township about four miles thence easterly through West Beaver and Spring Townships to the crossing of State Highway Route 691 about 2.5 miles south of Troxelville thence southeasterly through Spring Adams Beaver and Franklin Townships to the intersection with State Highway Route 28 at the east end of the bridge over Middle Creek in Snyder County a distance of about 14 miles

Route 54024 Beginning at a point on Route 54023 about one mile northeast of McClure in West Beaver Township thence easterly approximately paralleling State Highway Route 28 through West Beaver and Spring Townships to the intersection of State Highway Route 28 at Beaver Springs in Snyder County a distance of about 5.1 miles

Route 54025 Beginning at a point on the Mifflin-Snyder County line at Bannerville thence easterly through West Beaver and Spring Townships to the crossing of Middle Creek thence southeasterly along the north bank of Middle Creek to the intersection with Route 54024 about one mile northwest of Beaver Springs in Snyder County a distance of about 6.7 miles

Route 54026 Beginning at a point on Route 54023 about 1.25 miles east of the West Beaver Township line thence southeasterly through Spring Township to the intersection with State Highway Route 691 about 2.5 miles north of Beaver Springs in Snyder County a distance of about 3.3 miles

Route 54027 Beginnnig at a point on Route 54026 about 2.5 miles west of its intersection with State Highway Route 691 thence southeasterly through Spring Township to the intersection with Route 54025 about 1.5 miles northwest of its intersection with Route 54025 in Snyder County a distance of about 0.5 miles

Route 54028 Beginning at a point on State Highway Route 691 about one mile south of Troxelville thence easterly through Adams and Centre Townships to the intersection with State Highway Route 26 about two miles south of Centerville in Snyder County a distance of about 7.7 miles

Route 54029 Beginning at the end of State Highway Route 691 at Troxelville thence easterly through Adams and Centre Townships to the intersection with State Highway Route 26 at Centerville in Snyder County a distance of about 7.8 miles

Route 54030 Beginning at the north Beavertown Borough line in Beaver Township thence northerly through Beaver and Adams Townships to the intersection with Route 54028 about 0.25 of a mile east of its intersection with State Highway Route 691 in Snyder County a distance of about 2.5 miles

Route 54031 Beginning at a point on Route 54029 about 0.5 of a mile east of Troxelville thence northerly thence northeasterly through Adams Township to the Union County line about two miles south of Glen Iron in Snyder County a distance of about 3.1 miles

Route 54032 Beginning at a point on State Highway Route 690 at Paxtonville thence northerly through Franklin Township to the intersection with State Highway Route 28 about 2.75 miles west of Middleburg and was constructed in 1930 under State-aid Applications 6870 and 7355 in Snyder County a distance of about 0.1 miles

Route 54033 Beginning at a point on Route 54029 at Port Ann in Adams Township thence southerly through Adams Township across Route 54028 to the Beaver Township line thence southeasterly through Beaver Township to the Franklin Township line thence easterly through Franklin Township to Kissimie thence southeasterly through Franklin Township to the intersection with State Highway Route 28 about 0.75 of a mile west of Middleburg Borough in Snyder County a distance of about 5.7 miles

Route 54034 Beginning at a point on Route 54023 in West Beaver Township about 1.25 miles north of its crossing of Route 54025 thence westerly through West Beaver Township about .5 of a mile thence northerly through West Beaver Township to the Mifflin County line about two miles south of the corner between Mifflin Union and the Snyder County line in Snyder County a distance of about 3.3 miles

Route 54035 Beginning at a point on State Highway Route 26 at the northern boundary of Middleburg Borough thence northeasterly through Franklin Centre Middle Creek and Jackson Townships to the intersection with State Highway Route 455 about three miles northwest of Kratzerville in Snyder County a distance of about 7 miles

Route 54036 Beginning at a point on State Highway Route 25 at Meiser Station thence northerly through Middle Creek and Jackson Townships to the intersection with State Highway Route 455 at the Union County line south of New Berlin in Snyder County a distance of about 5.8 miles

Route 54037 Beginning at a point on State Highway Route 25 just east of Kreamer thence northerly through Middle Creek and Jackson Townships to the intersection with Route 54036 about 0.75 of a mile south of the Union County line in Snyder County a distance of about 4.4 miles

Route 54038 Beginning at a point on Route 54037 about 0.5 of a mile north of its intersection with State Highway Route 25 thence easterly through Middle Creek and Penn Townships to the intersection with State Highway Route 455 about two miles north of Selinsgrove in Snyder County a distance of about 4.4 miles

Route 54039 Beginning at a point on Route 54037 about one mile south of the Jackson Township line thence easterly through Middle Creek Township about 1.5 miles thence southeasterly through Middle Creek and Penn Townships to the intersection with Route 54038 just east of the Middle Creek Township line in Snyder County a distance of about 2.4 miles

Route 54040 Beginning at a point on State Highway Route 194 in Freeburg thence northerly through Washington and Middle Creek Townships to the intersection with State Highway Route 25 at Kreamer in Snyder County a distance of about 2.9 miles

Route 54041 Beginning at a point on State Highway Route 194 at Kantz in Penn Township thence northerly through Penn Township to the intersection with State Highway Route 25 about 0.25 of a mile south of Salem in Snyder County a distance of about 2.4 miles

Route 54042 Beginning at a point on State Highway Route 25 at Salem thence northerly through Penn Township across Route 54038 thence northwesterly through Penn and Jackson Townships to the intersection with State Highway Route 455 about 2.5 miles west of Kratzerville in Snyder County a distance of about 3.5 miles

Route 54043 Beginning at a point on State Highway Route 25 at Salem thence easterly through Penn Township to its intersection with State Highway Route 455 at Dogtown in Snyder County a distance of about 1.8 miles

Route 54044 Beginning at a point on State Highway Route 455 just north of Selinsgrove Borough thence easterly along the south bank of Penns Creek in Penn Township to the intersection of State Highway Route 25 at the Selinsgrove Borough line in Snyder County a distance of about 0.4 mile

Route 54045 Beginning at a point on State Highway Route 25 about 1.5 miles south of Shamokin Dam thence northwesterly through Monroe Township past Rolling Green Park thence northerly through Monroe Township to the intersection with State Highway Route 24 about one mile south of the Union County line in Snyder Cunty a distance of about 3.8 miles

Route 54046 Beginning at a point on State Highway Route 455 at Kratzerville thence easterly through Jackson and Monroe Townships to the intersection with State Highway Route 24 about 0.75 of a mile south of the Union County line in Snyder County a distance of about 3.1 miles

Section 56 The township roads to be taken over under the provisions of this act in the County of Somerset are those situate and described as follows

Route 55001 Beginning at a point on Route 50 about one-eighth of a mile south of Braddock Run in Addison Township thence southwesterly through Addison Township to a road intersection about one-eighth of a mile north of Chub Run thence northeasterly to a point on the southern borough line of Addison about one-eighth of a mile west of Chub Run in Somerset County a distance of about 4.6 miles

Route 55002 Beginning at a point on the east borough line of Salisbury Elk Lick Post Office about .5 of a mile northeast of Meadow Run in Elk Lick Township thence southeasterly to a point on the Elk Lick-Greenville Township Line about one-eighth of a mile south of Big Piney Run thence northeasterly through Greenville Township to the village of Pocahontas thence southeasterly to a point on the Pennsylvania-Maryland State line about 1.25 miles west of the Greenville-Southampton Township line in Somerset County a distance of about 9.9 miles

Route 55003 Beginning at a road intersecting about 1.50 miles southeast of the village of Pocahontas in Greenville Township thence northeasterly through Greenville Township to a point on the Greenville-Larimer Township line about one-eighth of a mile east of Flaugherty's Creek thence northerly through Larimer Township to a road intersection at Whiteoak Churches in Somerset County a distance of about 4.2 miles

Route 55004 Beginning at a road intersection about 2.75 miles northeast of the Greenville-Elklick Township line in Greenville Township thence easterly along Little Piney Run through Greenville Township to a road intersection about .75 of a mile northwest of the village of Pocahontas in Somerset County a distance of about 1.7 miles

Route 55005 Beginning at a road intersection at a point on the east borough line of Wellersburg about ⅝ of a mile north of the C & P Railroad in Southampton Township thence northeasterly through Southampton Township to a road intersection about .5 of a mile east of the village of Gladdens thence northerly to a point on the Southampton-Fairhope Township line thence northwesterly through Fairhope Township to the village of Fairhope thence westerly to a road intersection about .25 of a mile southeast of Kammers School thence northerly to a point on the Fairhope-Allegheny Township line about .75 of a mile north of Emrick School thence northerly through Allegheny Township to a road intersection at a church about .75 of a mile southwest of the village of Glen Savage thence northwesterly to a point on Route 49 in the village of Dividing Ridge in Somerset County a distance of about 19.2 miles

Route 55006 Beginning at a road intersection in the village of Pocahontas in Greenville Township thence northerly through Greenville Township to a point on Flaugherty's Creek at the Greenville-Larimer Township line thence northerly through Larimer Township to a road intersection about 1.75 miles southeast of the village of Sand Patch thence northeasterly to a road intersection about 1.25 miles west of the village of Whittenburg in Somerset County a distance of about 4.8 miles

Route 55007 Beginning at a road intersection about 1.25 miles north of the north borugh line of Wellersburg in Southampton Township thence southeasterly through Southampton Township to a road intersection about .5 of a mile east of the east borough line of Wellersburg in Somerset County a distance of about 1.6 miles

Route 55008 Beginning at a point on Route 50 in the village of Listonburg Addison Township thence easterly through Addison Township to a point on the Addison-Elk Lick Township line about .75 of a mile south of Glade Run thence northeasterly through Elk Lick Township to a road intersection about .25 of a mile north of the village of Savage thence northeasterly to a road intersection about one mile northeast of the village of St. Paul thence northeasterly to a point on the Elk Lick-Summit Township line thence northerly through Summit Township to the village of Summit Mills thence northeasterly to a point on State-aid Application 727 about one mile northwest of he west borough line of Meyersdale in Somerset County a distance of about 17.8 miles

Route 55009 Beginning at a road intersection at a school about 1.75 miles northwest of the village of Pocahontas in Greenville Township thence northwesterly through Greenville Township to a point on the Greenville-Summit Township line about .5 of a mile northeast of the Summit-Elk Lick Township line thence northwesterly through Summit Township to a point on Route 51 about 1.50 miles south of the Borough line of Meyersdale in Somerset County a distance of about 3.5 miles

Route 55010 Beginning at a point on Route 993 about .75 of a mile northeast of the village of Springs in Elk Lick Township thence northeasterly through Elk Lick Township to the village of Savage thence northeasterly to a road intersection about 1.50 miles northeast of the Elk Lick-Addison Township line in Somerset County a distance of about 4.3 miles

Route 55011 Beginning at a point on Route 993 at a school about .75 of a mile north of the village of Niverton in Elk Lick Township thence easterly through Elk Lick Township to a point on Route 979 about .50 of a mile south of the village of West Salisbury in Somerset County a distance of about 1.5 miles

Route 55012 Beginning at a point on Route 979 about .75 of a mile northeast of the village of West Salisbury thence northwesterly through Elk Lick Township to the village of St Paul thence northwesterly to a road intersection about .75 of a mile west of the De Hay School in Somerset County a distance of about 2.5 miles

Route 55013 Beginning at a road intersection about .75 of a mile south of Whiteoak Church in Larimer Township thence northwesterly through Larimer Township to the village of Deal thence northwesterly to a point on the Larimer-Summit Township line on State-aid Application 6484 in the village of Keystone in Somerset County a distance of about 6.2 miles

Route 55014 Beginning at a road intersection in the village of Pleasant Union in Southampton Township thence northeasterly through Southampton Township to a point on the Southampton-Northampton Township line thence northwesterly through Northampton Township to the village of Glencoe thence northwesterly to a road intersection about .75 of a mile southeast of Lebanon Church in Somerset County a distance of about 8.5 miles

Route 55015 Beginning at a road intersection about 1.25 miles east of the village of Gladdens in Southampton Township thence easterly through Southampton Township to a point on the Somerset-Bedford County line about at Gladdens Run in Somerset County a distance of about .40 miles

Route 55016 Beginning at a point on Route 50 about .25 of a mile south of the village of Dumas in Addison Township thence northeasterly through Addison Township to a point on the Addison-Upper Turkeyfoot Township line on the Casselman River about 1/8 of a mile north of Fort Hill Station thence northerly through Upper Turkeyfoot Township to the village of Fort Hill thence northerly to a point on Route 50 about .75 of a mile southwest of the village of Paddytown in Somerset County a distance of about 6.8 miles

Route 55017 Beginning at a road intersection in the village of St Paul in Elk Lick Township thence northwesterly through Elk Lick Township to a road intersection about one mile east of the De Hay School in Somerset County a distance of about .40 miles

Route 55018 Beginning at the northwest borough line of Confluence Lower Turkeyfoot Township thence northwesterly through Lower Turkeyfoot Township for a distance of about one mile thence northerly through Lower Turkeyfoot Township by way of Huston and Draketown to a point on Little Glade Run thence northeasterly to Brushtown Schoolhouse on Route 55021 in Somerset County a distance of about 3 miles

Route 55019 Beginning at a road intersection about .25 of a mile east of De Hay School in Elk Lick Township thence northerly through Elk Lick Township to a point on the Elk Lick-Summit Township line thence easterly through Summit Township along Elk Lick Creek to a road intersection about .5 of a mile southwest of the village of Summit Mills in Somerset County a distance of about 3.2 miles

Route 55020 Beginning at a road intersection about one mile east of the village of Keystone in Larimer Township thence northeasterly through Larimer Township to a point on the Larimer-Northampton Township line about at Wills Creek thence northeasterly through Northampton Township to a school about at Bear Run thence northeasterly along Brush Creek to a point on the Northampton-Allegheny Township line thence northerly through Allegheny Township to a road intersecton about .75 of a mile south of the village of Dividing Ridge in Somerset County a distance of about 8.5 miles

Route 55021 Beginning at a point on the north borough line of Ursina about 1/8 of a mile east of Licking Run in Lower Turkeyfoot Township thence westerly through Lower Turkeyfoot Township to a point on the Somerset-Fayette County line about 1/8 of a mile north of Little Glade Run in Somerset County a distance of about 7.5 miles

Route 55022 Beginning at a road intersection about one mile northeast of the village of Summit Mills in Summit Township to Crossroad School thence northwesterly to a point on the Summit-Black Township line about at Stony Batter Run thence northwesterly through Black Township to a point on the south borough line of Rockwood in Somerset County a distance of about 9.9 miles

Route 55023 Beginning at a point on the east borough line of Meyersdale about .5 of a mile north of Flaugherty's Creek in Summit Township thence northeasterly through Summit Township to a point on the Summit-Brothers Valley Township line about .5 of a mile southeast of Blue Lick Creek thence northerly through Brothers Valley Township to a road intersection about 1.50 miles east of the village of Pinehill in Somerset County a distance of about 5.9 miles

Route 55024 Beginning at a road intersection about .25 of a mile southeast of the village of Fairhope in Fairhope Township thence southeasterly through Fairhope Township to a point on the Somerset-Bedford County line about at Wills Creek in Somerset County a distance of about 2.3 miles

Route 55025 Beginning at Farm of Lester Lohr on Route 55092 thence northerly through Jenner Township to village of Conner on Route 317 in Somerset County a distance of about 2.5 miles

Route 55026 Beginning at a road intersection at the Cross road School in Summit Township thence northeasterly through Summit Township to a point on the south borough line of Garret on the Casselman River at Bigby Creek in Somerset County a distance of about 2.3 miles

Route 55027 Beginning at a point on Route 51 about 1/8 of a mile north of Blue Lick Creek in Summit Township thence northeasterly through Summit Township to a point on the Summit-Brothers Valley Township line thence northeasterly through Brothers Valley Township to the village of Pinehill thence northerly to a point on Route 51 about 1.25 miles southwest of the south borough line of Berlin in Somerset County a distance of about 6.6 miles

Route 55028 Beginning at a road intersection about 1.50 miles east of the village of Hay's Mills in Brothers Valley Township thence easterly through Brothers Valley Township to a point on the Brothers Valley-Northampton Township line thence easterly through Northampton Township to Lebanon Church thence easterly to a point on the Northampton-Fairhope Township line about 1/8 of a mile west of Brush Creek thence easterly to a road intersection about two miles north of the village of Fairhope in Somerset County a distance of about 8.4 miles

Route 55029 Beginning at a point on Route 50 at Younkin School about 1.75 miles north of the village of Paddytown in Upper Turkeyfoot Township thence southeasterly through Upper Turkeyfoot Township to the village of Markleton thence northeasterly to a point on the Upper Turkeyfoot-Black Township line thence northeasterly through Black Township to a road intersection about .25 of a mile south of the south borough line of Rockwood in Somerset County a distance of about 7.4 miles

Route 55030 Beginning at a point on Route 50A in the village of Humbert in Lower Turkeyfoot Township thence northerly through Lower Turkeyfoot Township thence northerly through Lower Turkeyfoot Township to a point on the Lower Turkeyfoot-Upper Turkeyfoot Township line about .5 of a mile east of Laurel Hill Creek thence northerly through Upper Turkeyfoot Township to the village of Schweibinzville thence easterly to a point on Route 50 in the village of Kingwood in Somerset County a distance of about 6 miles

Route 55031 Beginning at a point on the north borough line of Garrett about ⅛ mile west of Buffalo Creek in Summit Township thence northerly through Summit Township to a point on the Summit-Brothers Valley Township line about .5 of a mile east of Piney Run thence northerly through Brothers Valley Township to a point on the Brothers Valley-Somerset Township line thence northerly through Somerset Township to a road intersection at the Coleman School in Somerset County a distance of about 6.8 miles

Route 55032 Beginning at a road intersection in the village of Pinehill in Brothers Valley Township thence easterly through Brothers Valley Township to a road intersection at the Walker School about 2.25 miles south of the south borough line of Berlin in Somerset County a distance of about 2.6 miles

Route 55033 Beginning at a point on Route 50 in the village of Kingwood in Upper Turkeyfoot Township thence southeasterly through Upper Turkeyfoot Township to a point on the north borough line of Casselman about .5 of a mile west of the Casselman River in Somerset County a distance of about 3.4 miles

Route 55034 Beginning at a point on the north borough line of Casselman about 1/16 of a mile west of the Casselman River in Upper Turkeyfoot Township thence northeasterly through Upper Turkeyfoot Township to a point on the Upper Turkeyfoot Township to a point on the Upper Turkeyfoot Milford Township line thence northeasterly through Milford Township to a point on the west borough line of Rockwood about 1/16 of a mile north of the Casselman River in Somerset County a distance of about 3.8 miles

Route 55035 Beginning at a road intersection about 1.75 miles west of the west borough line of Rockwood in Milford Township thence northerly through Milford Township to a road intersection at the Shaft School thence northeasterly to a point on Route 50 about .25 of a mile southeast of the borough line of New Centerville Glade Post Office thence northerly to a road intersection at a school about .25 of a mile west of the village of Gebharts in Somerset County a distance of about 2.8 miles

Route 55036 Beginning at a road intersection about .5 of a mile southwest of Pine Hill Post Office in Brothers Valley Township thence northwesterly through Brothers Valley Township to a point on Route 51 about .75 of a mile southwest of the Railroad Station of Mineral Springs thence northwest to the village of Beechdale thence northwest to a road intersection about .5 of a mile south of the Summit School in Somerset County a distance of about 3.4 miles

Route 55037 Beginning at a point on Route 50 about .25 of a mile north of the village of Kingwood in Upper Turkeyfoot Township thence northwesterly through Upper Turkeyfoot Township to a road intersection on the Upper Turkeyfoot-Milford Township line about one mile east of the village of Scullton in Somerset County a distance of about 3.3 miles

Route 55038 Beginning at a point on Route 547 about 5/8 of a mile east of the borough line of Rockwood in Black Township thence northeasterly through Black Township to a road intersection at a school about one mile east of the village of Bando in Somerset County a distance of about 3.1 miles

Route 55039 Beginning at a point on the southeast corner of the borough of Berlin in Brothers Valley Township thence easterly through Brothers Valley Township to the village of MacDonalton thence easterly to a point on the Brothers Valley-Allegheny Township line about 1.50 miles north of the Allegheny-Northampton Township line thence northeast through Allegheny Township to a point on Route 49 about .5 mile east of the village of Deete's Gap in Somerset County a distance of about 4 miles

Route 55040 Beginning at a point on the Somerset-Fayette County line about .75 of a mile north of the Upper Turkeyfoot-Lower Turkeyfoot Township line in Upper Turkeyfoot Township thence easterly through Upper Turkeyfoot Township to the village of Scullton thence easterly to a point on the Upper Turkeyfoot-Middlecreek Township line thence easterly through Upper Turkeyfoot-Middle Creek Township to a point on the Middlecreek-Upper Turkeyfoot Township line thence easterly through Middlecreek Township to a point on Route 50 in the village of New Lexington in Somerset County a distance of about 6.1 miles

Route 55041 Beginning at a point on Route 50 about .75 of a mile east of the village of New Lexington in Middlecreek Township thence northerly through Middlecreek Township to a point on the Middlecreek-Milford Township line thence northeasterly through Milford Township to a road intersection at a school about 1.50 miles northwest of the borough line of New Centerville Glade Post Office in Somerset County a distance of about 2.6 miles

Route 55042 Beginning at a point on the east borough line of New Centerville in Milford Township thence easterly through Milford Township to the village of Gebharts then northeasterly to a point on the Milford-Somerset Township line thence northeasterly through Somerset Township to a point on State-aid Application 1616 about .5 of a mile southwest of the borough of Somerset in Somerset County a distance of about 6.2 miles

Route 55043 Beginning at a point on State-aid Application 280 about .75 of a mile north of the borough of Rockwood in Milford Township thence northeasterly to a road intersection at Pines School about .23 of a mile west of the village of Bando thence northeasterly to a point on the Milford-Somerset Township line thence northeasterly through Somerset Township to a point on the south borough line of Somerset about 1/8 of a mile west of the East Branch Coxes Creek in Somerset County a distance of about 5.5 miles

Route 55044 Beginning at a road intersection in the village of Indiantown in Jefferson Township thence southeast to a point on the Jefferson-Milford Township line thence southeasterly through Milford Township to a point on Route 50 at the Milford-Somerset Township line thence southeast along the aforesaid township line to a road intersection at Pine School at the Somerset-Milford Township line thence southeast through Milford Township to the Milford-Black Township line thence easterly through Black Township to the village of Bando thence southeasterly to a point on the Black-Brothers Valley Township line thence easterly through Brothers Valley Township to a road intersection about .5 of a mile north of the Summit School thence easterly through Brothers Valley Township to a road intersection on the Somerset-Berlin highway about .75 of a mile northwest of Berlin Borough in Somerset County a distance of about 14.6 miles

Route 55045 Beginning at a road intersection about the east borough line of Berlin Brothers Valley Township thence northeasterly through Brothers Valley Township to a point on Route 49 in the village of Stonycreek Roxbury Post Office on the Brothers Valley-Stonycreek Township line thence northeasterly through Stonycreek Township to a point on Route 456 about .5 of a mile south of Boone Run in Somerset County a distance of about 8.5 miles

Route 55046 Beginning at a point on the north Borough line of Berlin about .25 of a mile east of Route 51 in Brothers Valley Township thence northeasterly through Brothers Valley Township to a point on Route 49 about one mile west of the village of Stonycreek Roxbury Post Office on the Brothers Valley-Stnycreek Township line thence northerly through Stonycreek Township to a point on Route 548 about 1.75 miles northeast of the village of Brotherton in Somerset County a distance of about 5.2 miles

Route 55047 Beginning at east end of Route 993 Elklick Township thence north to Compton thence north to intersection with road about .5 of a mile north west of St Paul in Somerset County a distance of about 3 miles

Route 55048 Beginning at a road intersection about one mile west of the village of New Lexington in Middlecreek Township thence northerly through Middlecreek Township to the village of Trent in Somerset County a distance of about 3.5 miles

Route 55049 Beginning at a point on the north borough line of New Centerville in Milford Township thence northwesterly through Milford Township to a point on the Middle Creek-Milford Township line thence northwesterly to the village of Trent thence northwesterly to a poin on the Somerset- Fayette County line about .5 of a mile south of the Jefferson-Middle Creek Township line in Somerset County a distance of about 10.9 miles

Route 55050 Beginning at a road intersection at a church about .75 of a mile southwest of the village of Glen Savage in Allegheny Township thence northeasterly through Allegheny Township to the village of Glen Savage thence northerly through Allegheny Township to a point on Route 49 in the village of Mt. Zion in Somerset County a distance of about 2.1 miles

Route 55051 Beginning at a point on Route 49 about .25 of a mile east of the village of Dividing Ridge in Allegheny Township thence northeasterly through Allegheny Township to a point on the west borough line of New Baltimore in Somerset County a distance of about 5.4 miles

Route 55052 Beginning at a road intersection about one mile east of the village of Trent in Middle Creek Township thence northerly through Middle Creek Township to a point on the Middle Creek-Jefferson Township line thence northerly through Jefferson Township to the village of Indiantown thence northerly to a point on Route 186 about .75 of a mile southeast of the village of Bakersville in Somerset County a distance of about 3.4 miles

Route 55053 Beginning at a road intersection about 1.50 miles north of the village of Stonycreek Roxbury Post Office in Stonycreek Township thence northwesterly through Stonycreek Township to a point on the south borough line of Shanksville in Somerset County a distance of about 3.6 miles

Route 55054 Beginning at a road intersection about two miles south of the borough line of Shanksville in Stonycreek Township thence northeasterly through Stonycreek Township to a road intersection in the village of Glade in Somerset County a distance of about 2.4 miles

Route 55055 Beginning at a point on the east borough line of New Baltimore in Allegheny Township thence easterly through Allegheny Township to a point on the Somerset-Bedford County line in Somerset County a distance of about .4 miles

Route 55056 Beginning at a point on the north borough line of New Baltimore in Allegheny Township thence northeasterly through Allegheny Township in Somerset County a distance of about 1 mile

Route 55057 Beginning at a point on Route 548 about 1.50 miles north of the village of Brotherton in Stony Creek Township thence northerly through Stoney Creek Township to the village of Coleman thence southwesterly to a point on Stoney Creek-Somerset Township line thence southwesterly through Somerset Township to a road intersection about .5 of a mile east of the village of Friedens thence southwesterly to the village of Adams thence southwesterly to the village of Listie thence southwesterly to a point on Route 52 about 2.25 miles northeast of the borough of Somerset in Somerset County a distance of about 9.6 miles

Route 55058 Beginning at a point on Route 49 about one mile northwest of the village of Lull in Somerset Township thence northeasterly to a point on the Somerset-Stonycreek Township line thence northeasterly through Stonycreek Township to a point on the west borough line of Shanksville in Somerset County a distance of about 6.3 miles

Route 55059 Beginning at a point on State-aid Application 726 about at Quemahoning Junction thence southeasterly through Stonycreek Township to a road intersection about one mile west of Shanksville borough in Somerset County a distance of about 3.9 miles

Route 55060 Beginning at a road intersection at the Suhrie School about .75 of a mile west of the borough line of New Baltimore in Allegheny Township thence northeasterly through Allegheny Township to a point on Route 119 at a school about .5 of a mile west of the Somerset-Bedford County line in Somerset County a distance of about 4.5 miles

Route 55061 Beginning at a road intersection about .5 of a mile east of the Stonycreek-Somerset Township line in Stonycreek Township thence southeasterly through Stonycreek Township to a road intersection about .5 of a mile south of the Mizpah Church in Somerset County a distance of about .6 of a mile

Route 55062 Beginning at a point on Route 456 about ⅛ of a mile south of Boone Run in Stonycreek Township thence easterly through Stonycreek Township to the village of Boone in Somerset County a distance of about .5 of a mile

Route 55063 Beginning at a point on the north borough line of Shanksville at Rhoads Creek in Stonycreek Township thence easterly through Stonycreek Township to a point on Route 456 about ⅛ of a mile north of Boone Run in Somerset County a distance of about 3.8 miles

Route 55064 Beginning at a point on Route 186 about 1.75 miles east of the village of Levansville Somerset Township thence northerly through Somerset Township to a point on the Somerset-Jefferson-Lincoln Township line thence northwesterly along Jefferson-Lincoln Township line in Jefferson and Lincoln Townships to a point on the Somerset-Westmoreland County line in Somerset County a distance of about 8.7 miles

Route 55065 Beginning at a point on Route 186 about at Laurel Hill Creek about two miles east of the village of Bakersville in Jefferson Township thence northeasterly through Jefferson Township to a point on the Somerset-Jefferson Township line thence easterly through Somerset Township to a road intersection about one mile south of the Somerset-Lincoln Township line in Somerset County a distance of about 3 miles

Route 55066 Beginning at a point on Route 186 about ⅛ of a mile west of the village of Bakersville in Jefferson Township thence northeasterly through Jefferson Township to a point on the Jefferson-Lincoln Township line in the village of Allenvale thence northeasterly through Lincoln Township to the village of Edie thence easterly to a point on Route 269 about ⅜ of a mile south of the village of Sipesville in Somerset County a distance of about 6.5 miles

Route 55067 Beginning at a point on the north borough line of Somerset about .5 of a mile east of Stony Creek in Stony Creek Township thence northerly through Somerset Township to village of Husband thence northwesterly to a point on the Somerset-Lincoln Township line thence northwesterly through Lincoln Township to the village of Edie in Somerset County a distance of about 5.4 miles

Route 55068 Beginning at a point on the north borough line of Shanksville about ⅛ of a mile east of Stonycreek in Stonycreek Township thence northerly through Stonycreek Township to the village of Lambertsville thence northerly to a point on Route 119 on the Stonycreek-Quemahoning Township line about 2.25 miles east of the borough line of Stoyestown in Somerset County a distance of about 4.8 miles

Route 55069 Beginning at a road intersection about .75 of a mile north of the borough line of Shanksville in Stonycreek Township thence northeasterly through Stonycreek Township to a point on Route 119 in the village of Buckstown on the Stonycreek-Shade Township line in Somerset County a distance of about 3.5 miles

Route 55070 Beginning at a road intersection about 1.50 miles southwest of the village of Edie in Lincoln Township thence northeasterly through Lincoln Township to a point on Route 269 about 1.25 miles south of the village of Sipesville in Somerset County a distance of about 1.8 miles

Route 55071 Beginning at a point on Route 52 in the village of Friedens Somerset Township thence northerly through Somerset Township to a point on the Somerset-Quemahoning Township line thence northerly through Quemahoning Township to a point on Route 119 about .5 of a mile west of Higgins Run in Somerset County a distance of about 5.5 miles

Route 55072 Beginning at a point on the Jefferson-Lincoln Township line in the village of Allenvale in Lincoln Township thence northerly through Lincoln Township to a point on the Lincoln-Jenner line thence northerly through Jenner Township to the village of Maidadale thence northerly to a point on Route 119 at a school about 1.75 miles west of the borough of Jennertown in Somerset County a distance of about 6.3 miles

Route 55073 Beginning at a point on Route 269 about .25 of a mile north of the Somerset-Lincoln Township line thence northerly through Lincoln Township to a road intersection at the Beulah School thence northerly to a point on the Lincoln-Jenner Township line thence northerly through Jenner Township to a point on State-aid Application 282 in the village of Jenners in Somerset County a distance of about 5.8 miles

Route 55074 Beginning at a point on Route 269 about .75 of a mile north of the Somerset-Lincoln Township line in Lincoln Township thence northeasterly through Lincoln Township to the village of Harrison thence northerly to a point on the Lincoln-Jenner Township line about .25 of a mile west of Quemahoning Creek thence northerly through Jenner Township to a point in the village of Acosta in Somerset County a distance of about 2.1 miles

Route 55075 Beginning at a point on Route 52 about 2.25 miles south of the borough line of Stoyestown in Quemahoning Township thence easterly through Quemahoning Township to the village of Mostollar at the Quemahoning-Stoneycreek Township line thence easterly through Stoneycreek Township to a road intersection in the village of Lambertsville in Somerset County a distance of about 2.8 miles

Rute 55076 Beginning at a road intersection at the Beulah School in Lincoln Township thence easterly through Lincoln Township to a point on the Lincoln-Quemahoning Township line thence easterly though Quemahoning Township to a road intersection at the Texas School in Somerset County a distance of about 1.5 miles

Route 55077 Beginning at a road intersection about .25 of a mile north of the Texas School in Quemahoning Township thence easterly through Quemahoning Township to a point on the west borough line of Stoyestown in Somerset County a distance of about 2.5 miles

Route 55078 Beginning at a point on Route 119 at the Shade-Stonycreek Township line about .5 of a mile west of the village of Buckstown in Shade Township thence northerly through Shade Township to the Ridge School thence northerly to a point at the Shaffer Church on the Shade-Paint Township line thence northerly through Paint Township to a school house about one mile south of the village of Seanor thence westerly to a point on Route 52 about .5 of a mile south of the borough line of Benson in Somerset County a distance of about 10.8 miles

Route 55079 Beginning at a point on the south borough line of Central City Borough in Shade Township thence easterly and northeasterly through Shade Township to a point on the Beaver Dam Run in Somerset County at a distance of about 2.7 miles

Route 55080 Beginning at a road intersection about one mile southeast of the village of Bell in Lincoln Township thence southeasterly to a point on Route 269 in the village of Sipesville in Somerset County a distance of about 2.4 miles

Route 55081 Beginning at a point on Route 269 about ⅛ of a mile north of the Jenner-Lincoln Township line in Janner Township thence easterly through Jenner Township to the village of Acosta thence northeasterly to a point on the Somerset-Quemahoning Township line thence easterly to the village of Ralphton thence northerly to a point on the Quemahoning-Jenner Township line thence northerly through Jenner Township to a point on the Jenner-Quemahoning Township line thence northerly through Quemahoning Township to a point on the Quemahoning-Jenner Township line thence northerly through Jenner Township to a point on Route 119 about 1.50 miles east of the village of Farrelton in Somerset County a distance of about 6 miles

Route 55082 Beginning at a point on Route 269 about at the north Gray Branch of the Quemahoning Creek Jenner Township thence northeasterly through Jenner Township to a point on Route 119 in the village of Jenner cross roads in Somerset County a distance of about 2.9 miles

Route 55083 Beginning at a point on Route 119 about ⅛ of a mile west of Higgens Run in Quemahoning Township thence northerly through Quemahoning Township to the Ober School thence easterly to a point on the west borough line of Hooversville about one-sixteenth of a mile north of Stony Creek in Somerset County a distance of about 4.6 miles

Route 55084 Beginning at a point on Route 546 about one mile south of the Shade-Quemahoning Township line in Shade Township thence easterly through Shade Township to the village of Pokeytown thence easterly to a road intersection about .25 o fa mile north of the Ridge School in Somerset County a distance of about 3.2 miles

Route 55085 Beginning at a road intersection about .75 of a mile north of the Ridge School in Shade Township thence easterly through Shade Township to the village of Forward thence easterly to a point on State-aid Application 6448 in the village of Cairnbrook in Somerset County a distance of about 3.2 miles

Route 55086 Beginning at a point on Route 994 in the village of Cairnbrook in Shade Township thence easterly through Shade Township to the village of Crumb thence northerly to a point on the Shade-Ogle Township line thence northerly through Ogle Township to a point at a school on Route 222 in the village of Ogletown Felix Post Office in Somerset County a distance of about 9.4 miles

Route 55087 Beginning at a road intersection in the village of Crumb in Shade Township thence easterly through Shade Township to a point on the Somerset-Bedford County line about .25 of a mile south of the Shade-Ogle Township line in Somerset County a distance of about 1.2 miles

Route 55088 Beginning at a point on Route 994 at Dark Shade Creek in the village of Cairnbrook in Shade Township thence northerly through Shade Township to the village of Reitz thence northerly to a point on State-aid Application 2861 at Clear Shade Creek on the Shade-Ogle Township line in Somerset County a distance of about 1.9 miles

Route 55089 Beginning at a point on Route 119 about .25 of a mile west of Two Mile Run in Jenner Township thence northerly through Jenner Township to a point on the East borough line of Boswell in Somerset County a distance of about 1 mile

Route 55090 Beginning at a point on the east borough line of Boswell in Jenner Township thence easterly through Jenner Township to a point on Two Mile Run at the Jenner-Quemahoning Township line thence southeasterly through Quemahoning Township to a road intersection at a school at Higgins Run about three miles west of the borough line of Hooversville in Somerset County a distance of about 3.7 miles

Route 55091 Beginning at a point on the east borough line of Hooversville about .25 of a mile east of Stony Creek in Shade Township thence easterly through Shade Township to a road intersection about 1.25 miles northwest of the village of Forward in Somerset County a distance of about 2.4 miles

Route 55092 Beginning at a point on Route 119 about one mile west of the borough line of Jennertown in Jenner Township thence northerly through Jenner Township to a church at a branch of Roaring Run thence easterly to a point on Route 317 about .5 of mile north of the village of Glessner in Somerset County a distance of about 4.5 miles

Route 55093 Beginning at a road intersection about two miles west of the borough line of Hooversville in Quemahoning Township thence northerly through Quemahoning Township to a point on the Quemahoning-Conemaugh Township line thence northwesterly through Conemaugh Township to a point on Route 52 about 1.25 miles south of Benson Borough Hollsopple Post Office in Somerset County a distance of about 2.5 miles

Route 55094 Beginning at a point on Route 52 in the village of Blough in Paint Township thence easterly through Paint Township to a road intersection about ¼ of a mile north of the Paint-Shade Township line thence easterly through Paint Township to a village of Hillsborough thence easterly to a point on State-aid Application 2839 about .5 of a mile north of Roaring Fork branch of Shade Creek in Somerset County a distance of about 4.2 miles

Route 55095 Beginning at a point on State-aid Application 2839 about .25 of a mile south of Roaring Fork branch of Shade Creek in Paint Township thence northeasterly through Paint Township to a road intersection about ⅛ of a mile north of the village of Arrow thence northeasterly to a point on the Paint-Ogle Township line thence northerly through Ogle Township to the village of New Ashtola thence northerly to a point on Route 222 about .25 of a mile west of Two-Mile Run in Somerset County a distance of about 3.8 miles

Route 55096 Beginning at a point on Route 317 in the village of Glessner in Jenner Township thence southeasterly through Jenner Township to a point on Route 52 at the Hare School in Somerset County a distance of about 2.2 miles

Route 55097 Beginning at a point on Route 52 about 1.50 miles east of the village of Jerome Conemaugh Township thence northerly through Conemaugh Township to a point on Route 317 about .5 of a mile northeast of the village of Thomas Mills in Somerset County a distance of about 3.2 miles

Route 55098 Beginning at a point on Route 52 on the north borough line of Benson Hollsopple Post Office in Conemaugh Township thence northeasterly to a point on the Conemaugh-Paint Township line thence easterly through Paint Township to the village of Seanor thence easterly to a point on State-aid Application 739 about one mile west of the borough line of Windber thence northerly to a point on the south borough line of Paint in Somerset County a distance of about 6.1 miles

Route 55099 Beginning at a road intersection in the village of Seanor Paint Township thence northeasterly through Paint Township to a point on State-aid Application 788 about 1.25 miles southwest of the borough line of Paint in Somerset County a distance of about 2.5 miles

Route 55100 Beginning at a road intersection in the village of Foustwell in Conemaugh Township thence northwesterly through Conemaugh Township to a point on Route 52 at the Kaufman School in Somerset County a distance of about 2.9 miles

Route 55101 Beginning at a point on Route 52 in the village of Davidsville in Conemaugh Township thence northwesterly through Conemaugh Township to a road intersection about two miles northeast of the village of Thomas Mills in Somerset County a distance of about 2.4 miles

Route 55102 Beginning at a point on Route 317 in the village of Thomas Mills Conemaugh Township thence northwesterly through Conemaugh Township to the Saylor School thence northerly to a point on the Somerset-Cambria County line about 1.75 miles west of the Westmoreland-Cambria-Somerset County line in Somerset County a distance of about 5.2 miles

Route 55103 Beginning at a road intersection about 1.25 miles northeast of the village of Thomas Mills in Conemaugh Township thence northeasterly through Conemaugh Township to a point on Route 52 at a school about 1-3/8 miles south of the village of Bens Creek in Somerset County a distance of about 4 miles

Route 55104 Beginning at a point on Route 52 about 1.50 miles north of the village of Davidsville in Conemaugh Township thence easterly through Conemaugh Township to a road intersection at a school about 1.25 miles west of Paint Creek Railroad Station in Somerset County a distance of about 1.5 miles

Route 55105 Beginning at a road intersection about .25 of a mile south of Lick Run in Conemaugh Township thence northeasterly through Conemaugh Township to a point on Route 317 about 1/8 of a mile north of the village of Mishler in Somerset County a distance of about 2.1 miles

Route 55106 Beginning at a point on Route 52 about 1.50 miles south of the village of Bens Creek Conemaugh Township thence northeasterly through Conemaugh Township to the village of Kring thence northeasterly to a point on the Somerset-Cambria County line about 1/16 of a mile north of the village of Kring in Somerset County a distance of about .9 of a mile

Route 55107 Beginning on Route 269 about .7 of a mile east of the village of Grey in Jenner Township thence westerly by way of village of Grey to road intersection on Route 55072 in Somerset County a distance of about 1.3 miles

Route 55108 Beginning at a point on the North Somerfield Borough line thence northeasterly and northwesterly through Addison Township to a point about 1/8 of a mile east of the Youghiogheny River in Somerset County at a distance of about 2.2 miles

Section 57 The township roads to be taken over under the provisions of this act in the County of Sullivan are those situate and described as follows

Route 56001 Beginning at a point on the Sullivan-Lycoming County line about 1.0 mile north of Beaver Lake thence northerly through Davidson Township to the intersection with State Highway Route 321 about 1.0 mile east of Beech Glen in Sullivan County a distance of about 1.5 miles

Route 56002 Beginning at a point on the Lycoming County line at the end of State Highway Route 713 thence easterly through Fox Township about 1.0 mile thence northerly through Fox Township to the intersection of Route 56013 at Wheelerville in Sullivan County a distance of about 3.4 miles

Route 56003 Beginning at a point on the Sullivan-Lycoming County line about 0.75 of a mile north of Strawbridge thence northerly through Shrewsbury Township to the intersection of State Highway Route 321 about 2.25 miles northwest of Muncy Valley in Sullivan County a distance of about 4.4 miles

Route 56004 Beginning at a point on the Sullivan-Lycoming County line about 3.0 miles north of Mawr Glen thence northwesterly through Shrewsbury Township and Hills Grove Township to the intersection with State Highway Route 291 at Ogdonia in Sullivan County a distance of about 6.2 miles

Route 56005 Beginning at a point on State Highway Route 321 in Shrewsbury Township approximately 1.0 mile southwest of western boundary of Eagles Mere Borough thence northerly through Shrewsbury and Forks Townships to the intersection of State Highway Route 291 at the mouth of Double Run in Sullivan County a distance of about 5.5 miles

Route 56006 Beginning at a point on the Sullivan-Lycoming County line approximately 2.5 miles east of Proctor thence easterly through Hillsgrove Township to the intersection with State Highway Route 291 at Hillsgrove in Sullivan County a distance of about 3.3 miles

Route 56007 Beginning at a point on State Highway Route 291 just south of Hillsgrove thence northeasterly through Hillsgrove and Forks Townships along the south side of Loyalsock Creek to the western boundary of Forksville Borough in Sullivan County a distance of about 7.8 miles

Route 56008 Beginning at a point on Route 56002 about 1.25 miles south of Wheelersville thence southeasterly through Fox Township about 2.0 miles thence easterly through Fox Township to the end of State Tighway Route 610 at Shunk in Sullivan County a distance of about 2.8 miles

Route 56009 Beginning at a point on State Highway Route 611 in Davidson Township about 1.5 miles east of Sonestown thence southerly through Davidson Township about 1.0 mile in Sullivan County a distance of about 1.0 mile

Route 56010 Beginning at the end of Route 56009 in Davidson Township about 1.0 mile south of State Highway Route 611 thence southeasterly through Davidson Township about .5 of a mile thence northeasterly through Davidson Township to the intersection with State Highway Route 16 about 1.25 miles south of Nordmont in Sullivan County a distance of about 4.0 miles

Route 56011 Beginning at a point on State Highway Route 16 about 1.5 miles south of Nordmont thence northeasterly through Davidson Township to the Laporte Township line thence northerly through Laporte Township about 0.25 of a mile thence southwesterly through Laporte Township to the intersection with State Highway Route 16 at Nordmont in Sullivan County a distance of about 5.2 miles

Route 56012 Beginning at a point on State Highway Route 472 about 1.0 mile northeast of Cherry Mills thence southeasterly through Cherry Township to the intersection with Route 56024 at the first cross roads in Sullivan County a distance of about 0.6 miles

Route 56013 Beginning at a point in Fox Township at the end of State Highway Route 610 at Shunk thence northwesterly through Fox Township to Wheelerville thence northerly through Fox Township to the Bradford County line at the end of Route 08001 in Sullivan County a distance of about 5.0 miles

Route 56014 Beginning at a point on State Highway Route 217 about 0.5 of a mile east of the Cherry Township line thence northerly through Colley Township to the Bradford County line in Sullivan County a distance of about 0.4 mile

Route 56015 Beginning at a point on State Highway Route 610 in Elkland Township about 0.25 of a mile east of the Fox Township line thence northeasterly through Elkland Township about 2.5 miles thence southeasterly through Elkland Township to the intersection with State Highway Route 291 at Estella in Sullivan County a distance of about 6.0 miles

Route 56016 Beginning at a point on State Highway Route 17 about .75 of a mile south of Dushore Borough thence easterly through Cherry Township about 1.0 mile thence northeasterly through Cherry Township to the intersection with

State Highway Route 17 Spur about .5 of a mile east of Dushore Borough in Sullivan County a distance of about 2.1 miles

Route 56017 Beginning at a point on Route 56015 about 2.0 miles northwest of Estella thence northerly through Elkland Township to Eldredsville thence northeasterly through Elkland Township to the Bradford County line at end of Route 08008 in Sullivan County a distance of about 3.1 miles

Route 56018 Beginning at a point on Route 56017 about 0.5 of a mile south of the Bradford County line thence easterly through Elkland and Forks Townships to Campbellville thence northeasterly through Forks Township to the Bradford County line at the intersection of Route 08008 about 1.0 mile south of Overton in Sullivan County a distance of about 6.5 miles

Route 56019 Beginning at a point on State Highway Route 291 at Estella thence northeasterly through Elkland Township to the intersection of Route 56018 about 1.0 mile west of Campbellville in Sullivan County a distance of about 4.6 miles

Route 56020 Beginning at a point on State Highway Route 472 at Millview thence northwesterly through Forks and Elkland Townships to the intersection with Routes 56017 and 56018 about 0.5 of a mile south of the Bradford County nine in Sullivan County a distance of about 4.1 miles

Route 56021 Beginning at a point on State Highway Route 472 about 0.25 of a mile east of Millview thence northeasterly through Forks Township to the intersection with Route 56018 about 1.5 miles southwest of the Bradford County line in Sullivan County a distance of about 5.6 miles

Route 56022 Beginning at a point on State Highway Route 472 near the mouth of Black Creek thence northerly through Forks and Cherry Townships along Black Creek to the intersection with Route 56023 about 2.0 miles southeast of the Bradford County line in Sullivan County a distance of about 2.4 miles

Route 56023 Beginning at a point on the Bradford County line at the end of Route 56018 thence southeasterly through Forks Township along Black Creek to the Cherry Township line thence easterly through Cherry Township to through Cherry Township about 1.0 mile thence to the Township boundary of Dushore Borough in Sullivan County a distance of about 6.8 miles

Route 56024 Beginning at a point on State Highway Route 17 opposite Satterfield Junction thence westerly through Cherry Township about 1.0 mile thence northerly westerly through Cherry Township to the end of Route 56012 thence easterly through Cherry Township to the intersection with State Highway Route 17 about one-half mile south of the intersection of State Highway Routes 472 and 17 in Sullivan County a distance of about 4.0 miles

Route 56025 Beginning at the northern boundary of Dushore Borough thence northerly through Cherry Township over the original location of State Highway Route 17 to the Bradford County line in Sullivan County a distance of about 1.7 miles

Route 56026 Beginning at a point on State Highway Route 17 Spur about 1.0 mile east of Dushore Borough thence northeasterly through Cherry Township about 1.0 mile thence southeasterly through Cherry and Colley Townships to a point approximately 0.5 of a mile west of the Wyoming County line thence westerly through Colley Township to the intersection with State Highway Route 177 about 0.5 of a mile east of Lopez in Sullivan County a distance of about 12.7 miles

Route 56027 Beginning at the end of State-aid Application 1583-786 about 0.5 of a mile west of Lopez thence southwesterly through Colley Township to the Cherry Township line in Sullivan County a distance of about 1.2 miles

Route 56028 Beginning at a point on State Highway Route 217 at Colley thence northeasterly through Colley Township to the Bradford County line at the end of Route 08015 about 2.5 miles south of Ellwell in Sullivan County a distance of about 1.1 miles

Route 56029 Beginning at a point on State Highway Route 217 about 0.5 of a mile west of the Wyoming County line thence northerly through Colley Township along Scotch Creek to the Bradford County line at the end of Route 08016 about 0.75 of a mile south of Sciotavale in Sullivan County a distance of about 1.9 miles

Route 56030 Beginning at a point on State Highway Route 217 about 3.0 miles northeast of Dushore thence southerly through Cherry Township to a point on Route 56026 about 1.25 miles northwest of the Colley Township line in Sullivan County a distance of about 2.7 miles

Section 58 The township roads to be taken over under the provisions of this act in the County of Susquehanna are those situate and described as follows

Route 57001 Beginning at a point on the division line between Susquehanna and Wyoming County approximately .5 of a mile southeast of Bradford County Line thence northeasterly through Auburn Township intersecting Route 57090 and 57006 thence through South Auburn crossing Route 316 at Auburn Center thence northeasterly through Auburn Township crossing Route 57012 at Auburn Corners thence northeasterly through Auburn and Dimock Townships crossing Route 57010 at Elk Lake thence northeasterly through Dimock and Bridgewater Townships to a point where it intersects Route 57009 approximately .25 of a mile west of South Montrose in Susquehanna County a distance of about 16.2 miles

Route 57002 Beginning at a point on Route 559 at West Auburn in Auburn Township thence easterly through Retta in Auburn Township thence easterly through Auburn Township to a point where it intersects with Route 316 near Rush Borough in Susquehanna County a distance of aboua 3.86 miles

Route 57003 Beginning at a point on the Bradford-Susquehanna County Line approximately 2.25 miles north of the Auburn Township line thence southeasterly through Rush Township to a point where it intersects Route 559 approximately one mile north of the Auburn Township Line in Susquehanna County a distance of about 2.4 miles

Route 57004 Beginning at a point on Route 14 in Rush Township approximately .75 of a mile east of Bradford-Susquehanna County Line thence in a northerly direction through Rush Township thence through Middletown Township to the present southerly end of Route 468 approximately .75 of a mile north of the Rush Township Line in Susquehanna County a distance of about 3.64 miles

Route 57005 Beginning at a point on Route 468 approximately 2.25 miles south of Middletown Center in Middletown Township thence in a northwest direction through Middletown Township to a point where it intersects Route 57082 approximately two miles west of Middletown Center in Middletown Township in Susquehanna County a distance of about 2.7 miles

Route 57006 Beginning at a point on Route 57001 at South Auburn in Auburn Township thence northerly for a distance of approximately 2.2 miles thence northwest to a point where it intersects Route 559 approximately one mile south of West Auburn in Auburn Township in Susquehanna County a distance of about 4.2 miles

Route 57007 Beginning at a point on Route 14 in Jessup Township approximately one mile west of Snows Mills thence in a northerly direction through Jessup and Forrest Lake Townships to a point where it intersects Route 316 at Birchardsville in Susquehanna County a distance of about 3.87 miles

Route 57008 Beginning at a point on Route 57010 approximately 2.5 miles west of Elk Lake in Rush Township thence in a northeasterly direction through Rush and Jessup Townships to a point where it intersects Route 14 at Snows Mill in Jessup Township in Susquehanna County a distance of about 3.4 miles

Route 57009 Beginning at a point on Route 57022 approximately 1.5 miles east of South Montrose in Bridgewater Township thence westerly through Bridgewater Township crossing Route 12 at South Montrose intersecting Route 57001 thence northwesterly through Bridgewater Township thence westterly through Bridgewater and Jessup Townships thence northerly through Jessup Township crossing Route 14 at Fairdale thence northerly through Jessup and Forest Lake Townships thence northerly through Forest Lake Township crossing county road and Route 57079 at Forest Lake thence northerly through Forest Lake Township to a point where it intersects Route 57080 approximately one mile north of Forest Lake in Susquehanna County a distance of about 12.59 miles

Route 57010 Beginning at a point on Route 14 at Rush in Rush Township thence southeasterly through Rush Township intersecting Route 57008 thence southeasterly through Rush and Dimock Townships intersecting Route 57001 at Elk Lake thence southeasterly intersecting Route 57011 thence easterly through Dimock Township thence southeasterly through Dimock Township thence southeasterly crossing Route 12 at Dimock and intersecting Route 57022 thence southeasterly through Dimock and Springville Townships intersecting Route 57012 thence southeasterly through Springville and Lathrop Townships intersecting Route 57020 thence southeasterly through Lathrop Township crossing Route 57018 and county road thence southeasterly through Lathrop Township to a point on the division line between Susquehanna and Wyoming Counties approximately .75 of a mile west of Lathrop Township Line in Susquehanna County a distance of about 18.87 miles

Route 57011 Beginning at a point on Route 12 at Tyler in Dimock Township thence northwesterly through Dimock Township to a point where it intersects Route 57010 approximately .25 of a mile east of Elk Lake in Susuqehanna County a distance of about 2.8 miles

Route 57012 Beginning at a point on Route 316 .25 of a mile south of Rushboro in Auburn Township thence in a southeasterly direction crossing Route 57001 at Auburn Corners intersecting Route 57013 thence in a southeasterly direction through Springville Township crossing Route 12 at Springville intersecting Route 57017 thence in an easterly direction to an intersection with Route 57010 near the Springville-Lathrop Township Line approximately 1.25 miles south of Dimock Township Line in Springville Township in Susquehanna County a distance of about 11.8 miles

Route 57013 Beginning at a point on the division line between Susquehanna and Wyoming County Line approximately .75 of a mile west of Springville Township thence northerly through Auburn Township to a point where it intersects Route 57012 approximately .25 of a mile west of the junction between Auburn Dimock and Springville Townships in Susquehanna County a distance of about 5.25 miles

Route 57014 Beginning at a point on the division line between Susquehanna and Wyoming Counties approximately .25 of a mile west of the Springville Township Line thence northerly through Auburn Township thence easterly through Auburn and Springville Townships thence northeasterly through Springville Township to a point on Route 12 at the south edge of the village of Springville in Susquehanna County a distance of about 5.65 miles

Route 57015 Beginning at a point on Route 57014 at Lynn in Springville Township thence easterly crossing Route 12 thence easterly through Springville Township to a point where it intersects Route 57016 approximately 1.5 miles east of Lynn in Susquehanna County a distance of about 1.5 miles

Route 57016 Beginning at a point on the division line between Susquehanna and Wyoming Counties approximately 1.5 miles west of Lathrop Township line thence northwesterly through Springville Township intersecting Route 57015 thence northwesterly through Springville Township to a point where it intersects Route 12 approximately 1.5 miles northeast of Lynn in Susquehanna County a distance of about 3.41 miles

Route 57017 Beginning at a point on the Susquehanna-Wyoming County line approximately one mile east of Springville Township line thence northwesterly through Lathrop Township intersecting Route 57018 thence through Springville Township to a point where it intersects Route 57012 approximately 2.5 miles east of Springville in Susquehanna County a distance of about 4.07 miles

Route 57018 Beginning at a point on Route 57017 Lathrop Township thence northeasterly through Lathrop Township crossing Route 57010 crossing county road thence through Lathrop Township to the Borough line of Hop Bottom in Susquehanna County a distance of about 5.42 miles

Route 57019 Beginning at a point on Route 57020 Lathrop Township approximately .75 of a mile south of Brooklyn Township line thence easterly through Lathrop Township crossing county road thence southeasterly to the southerly Borough line of Hop Bottom in Susquehanna County a distance of about 4.05 miles

Route 57020 Beginning at a point on Route 57010 Lathrop Township approximately .5 of a mile east of Springville Township line thence northerly through Lathrop Township intersecting Route 57019 thence northerly through Lathrop and Brooklyn Townships thence northeasterly through Brooklyn Township crossing county road at Lindaville thence northerly through Brooklyn Township crossing Route 9 Spur and county road near Brooklyn in Brooklyn Township to a point where it intersects Route 174 approximately 1.75 miles southwest of Alford in Susquehanna County a distance of about 7.43 miles

Route 57021 Beginning at a point on Route 57022 Dimock Township near Brooklyn Township line and approximately 2.25 miles northwest of Brooklyn in Brooklyn Township thence easterly through Dimock and Brooklyn Townships crossing county road to a point where it intersects Route 9 Spur at Brooklyn in Susquehanna County a distance of about 2.29 miles

Route 57022 Beginning at a point on Route 12 at Dimock in Dimock Township thence easterly through Dimock Township thence northerly through Dimock Township intersecting Route 57021 thence northwesterly through Bridgewater Township to a point where it intersects Route 12 approximately .5 of a mile south of Montrose Borough line in Susquehanna County a distance of about 8 miles

Route 57023 Beginning at a point on Route 14 Bridgewater Township approximately 1.25 miles west of Montrose Borough line thence northerly through Bridgewater Township to a point where it intersects county road approximately 1.75 miles northwest of Montrose Borough line in Susquehanna County a distance of about 2.05 miles

Route 57024 Beginning at a point on the northeasterly corner of Montrose Borough thence northeasterly through Bridgewater Township to a point where it intersects Route 263 approximately .25 of a mile northeast of Montrose Borough line in Susquehanna County a distance of about .27 miles

Route 57025 Beginning at a point on the easterly borough line of Montrose thence easterly through Bridgewater Township crossing county road thence southeasterly for a distance of approximately 1.2 miles thence northerly to a point of intersection with Route 174 at Tiffany in Bridgewater Township in Susquehanna County a distance of about 3.3 miles

Route 57026 Beginning at a point on Route 9 at Heart Lake Bridgewater Township thence southerly through Bridgewater Township thence easterly through Bridgewater and New Milford Townships thence northwesterly through New Milford and Bridgewater Township encircling Heart Lake intersecting Route 57026 at a point .2 of a mile southeasterly of the beginning point in Susquehanna County a distance of about 1.45 miles

Route 57027 Beginning at a point on Route 174 Brooklyn Township approximately 1.75 miles southeast of Alford thence northeasterly through Brooklyn Township to a point where it intersects Route 9 near Alford in Susquehanna County a distance of about 2.13 miles

Route 57028 Beginning at a point on Route 558 at Harford in Harford Township thence northwesterly through Harford Township intersecting Route 57031 and 57030 thence northerly through Harford and New Milford Townships thence northeasterly through New Milford Township to a point where it intersects a county road and Route 57029 approximately .75 of a mile south of New Milford Borough line in Susquehanna County a distance of about 6.75 miles

Route 57029 Beginning at a point on Route 174 near Lenox in Lenox Township thence northerly through Lenox and Harford Townships intersecting Route 174 Spur and Route 558 and Route 57028 at Harford thence northerly through Harford and New Milford Township crossing county road thence northwesterly through New Milford Township to a point where it meets the junction of Route 57028 with a county road approximately .75 of a mile south of New Milford Borough line in Susquehanna County a distance of about 10.75 miles

Route 57030 Beginning at a point on Route 9 near Alford thence southerly through Harford Township thence northeasterly through Harford Township to a point where it intersects Route 57028 approximately .5 of a mile south of New Milford Township line in Susquehanna County a distance of about 2.84 miles

Route 57031 Beginning at a point on Route 9 near Kingsley Harford Township thence northeasterly through Harford Township to a point where it intersects Route 57028 approximately 1.25 miles south of New Milford Township line in Susquehanna County a distance of about 3.15 miles

Route 57032 Beginning at a point on a county road in Brooklyn Township approximately 1.25 miles southwest of Kingsley thence northerly through Brooklyn Township thence easterly through Brooklyn Township to a point where it intersects Route 174 at Kingsle in Susquehanna County a distance of about 2.69 miles

Route 57033 Beginning at a point on the easterly borough line of Hopbottom thence easterly through Lenox Township intersecting Route 57035 thence northerly through Lenox Township crossing county road to a point where it intersects Route 174 approximately .25 of a mile southwest of the Harford Township line in Susuehanna County a distance of about 4.57 miles

Route 57034 Beginning at a point on the division line between Susquehanna and Wyoming Counties approximately one mile east of Lathrop Township line thence northerly through Lenox and Lathrop Townships to the southerly borough line of Hopbottom in Susquehanna County a distance of about 4.6 miles

Route 57035 Beginning at a point on Route 365 approximately .5 of a mile north of Glenwood thence in a northerly direction through Lennox Township to a point where it intersects Route 57033 .5 of a mile southwest of West Lenox in Susquehanna County a distance of about 5 miles

Route 57036 Beginning at a point on the division line between Susquehanna and Lackawanna Counties approximately 4.75 miles west of Clifford Township thence northeasterly through Lenox Township crossing Route 57037 thence northeasterly through Lenox Township thence easterly through Lenox Township thence southeasterly through Lenox Township to a point where it intersects Route 57037 approximately .5 of a mile west of Lenoxville in Susquehanna County a distance of about 4.98 miles

Route 57037 Beginning at a point on Route 365 at Glenwood in Lenox Township thence easterly through Lenox Township crossing Route 57036 intersecting Route 57093 and 57036 thence easterly through Lenoxville thence easterly through Lenox and Clifford Townships to a point where it intersects Route 174 at Royal in Clifford Township in Susquehanna County a distance of about 5.8 miles

Route 57038 Beginning at a point on Route 296 near Clifford thence northeasterly through Clifford Township crossing county road to a point where it intersects Route 57043 at Elkdale in Susquehanna County a distance of about 3.65 miles

Route 57039 Beginning at a point on Route 296 Clifford Township approximately 2.5 miles west of the Forest City Borough Line thence northeasterly through Clifford Township intersecting Routes 57040 and 57042 thence easterly to a point where it intersects Route 296 approximately 1.5 miles north of the north Forest City Borough Line in Susquehanna County a distance of about 4.28 miles

Route 57040 Beginning at a point on Route 57039 approximately 1.5 miles south of the south borough line of Uniondale in Clifford Township thence in a northwesterly direction to a point where it intersects with Route 57043 at a point approximately 1.25 miles southwest of the Uniondale Borough Line in Clifford Township in Susquehanna County a distance of about 1.5 miles

Route 57041 Beginning at a point on the westerly borough line of Uniondale thence northwest through Herrick Township intersecting Route 57092 thence northeasterly through Herrick Township to a point of intersection with county road approximately one mile west of Herrick Center in Susquehanna County a distance of about 2.62 miles

Route 57042 Beginning at a point on Route 57309 approximately 1.25 miles south of the south borough line of Uniondale in Clifford Township thence in a northerly direction to the southerly Uniondale Borough Line in Susquehanna County a distance of about 1.4 miles.

Route 57043 Beginning at a point on Route 296 at Dundaff in Clifford Township thence northerly through Clifford Township intersecting Route 57038 thence through Elkdale thence northeasterly intersecting Route 57040 thence northerly through Clifford Townshi pand Herrick Township intersecting Routes 57092 and 57044 crossing county road at Dimock Corners thence northerly through Herrick and Ararat Township to a point where it intersects Route 227 approximately two miles west of Burnwood in Susquehanna County a distance of about 11.5 miles

Route 57044 Beginning at a point on Route 57045 approximately 1.25 miles north of West Clifford in Clifford Township thence northeasterly through Clifford Gileson and Herrick Townships to a point where it intersects Route 57043 approximately 1.5 miles south of Dimock Corners in Susquehanna County a distance of about 4.4 miles

Route 57045 Beginning at a point on Route 174 near West Clifford in Clifford Township thence in a northerly direction intersecting Route 57044 thence through Clifford and Gibson Township crossing Route 365 at South Gibson thence through Gibson Township intersecting Route 57046 thence northwesterly to a point intersecting with Route 558 at Gibson in Susquehanna County a distance of about 8.9 miles

Route 57046 Beginning at a point on Route 365 Lenox Township approximately one mile northeast of Lenox thence northerly through Lenox Hartford and Gibson Townships intersecting Route 57045 approximately 1.75 miles southeast of Gibson in Susquehanna County a distance of about 5.1 miles

Route 57047 Beginning at a point on a county road approximately .5 of a mile east from Gibson in Gibson Township thence northeasterly through Gibson and Jackson Townships to a point where it intersects Route 474 approximately one mile southwest of Jackson in Jackson Township in Susquehanna County a distance of about 2.54 miles

Route 57048 Beginning at a point on Route 227 approximately .25 of a mile south of Jackson in Jackson Township thence easterly through Jackson Township to a point where it intersects Route 365 near the Ararat Township Line and approximately .25 of a mile south Thompson Township Line in Susquehanna County a distance of about 1.92 miles

Route 57049 Beginning at a point on Route 365 Gibson Township approximately .75 of a mile northeast of Gelatt Gibson Township thence easterly through Gibson Township thence northeasterly through Ararat Township thence southeasterly through Ararat Township to a point where it intersects Route 57050 near Ararat in Ararat Township in Susquehanna County a distance of about 3.47 miles

Route 57050 Beginning at a point on Route 227 at Burnwood Ararat Township thence northerly through Ararat Township intersecting Routes 57051 and 57049 near Ararat thence northerly through Ararat and Thompson Townships to a point where it intersects Route 296 in Thompson Township in Susquehanna County a distance of about 5.7 miles

Route 57051 Beginning at a point on Route 57050 Ararat Township approximately .25 of a mile south of Route 296 thence southeasterly through Ararat Township to a point where it intersects Route 57052 near the southerly end of Dunn Lake in Susquehanna County a distance of about 2.6 miles

Route 57052 Beginning at a point on Route 296 Ararat Township approximately one mile north of East Ararat thence northeasterly through Ararat Township intersecting Route 57051 thence northeasterly through Ararat Township to a point where it intersects the division line between Wayne and Susquehanna Counties approximately .5 of a mile south of Thompson-Ararat Line in Susquehanna County a distance of about 2.48 miles

Route 57053 Beginning at a point on Route 296 Spur Thompson Township approximately one mile southeast of Thompson Borough Line thence southeasterly through Thompson Township to a point near the intersection of the Thompson-Ararat Township Line with the Wayne-Susquehanna County Line in Susquehanna County a distance of about .78 of a mile

Route 57054 Beginning at a point on Route 371 near the division line between Jackson and Thompson Townships approximately .5 of a mile northeast of North Jackson in Jackson Township thence northeasterly through Thompson Township crossing Route 371 thence northeasterly through Thompson Township to a point in a division line between Wayne and Susquehanna Counties approximately 1.5 miles south of Harmony Township line in Susquehanna County a distance of about 5.45 miles

Route 57055 Beginning at a point on Route 227 in Jackson Township approximately 1.5 miles north of Jackson thence northeasterly through Jackson Township to a point where it intersects Route 371 at North Jackson in Susquehanna County a distance of about 1.17 miles

Route 57056 Beginning at a point on Route 371 near the division line between Jackson and Thompson Townships approximately .5 of a mile northeast of North Jackson in Jackson Township thence northerly through Jackson Township thence northeasterly through Jackson and Thompson Townships thence northerly through Thompson and Harmony Townships to a point where it intersects Route 371 approximately .5 of a mile southeast of Lanesboro Borough Line in Susquehanna County a distance of about 4.51 miles

Route 57057 Beginning at a point on Route 296 at Steven's Point in Harmony Township thence northerly through Harmony Township to the New York State Line approximately one mile west of Wayne County Line in Susquehanna County a distance of about 3.58 miles

Route 57058 Beginning at a point in the northerly Borough Line of Lanesboro thence northerly through Harmony Township to the New York State Line in Susquehanna County a distance of about 1.41 miles

Route 57059 Beginning at a point on the northerly borough line of Lanesboro thence northerly through Harmony Township along the Susquehanna River to the New York State Line in Susquehanna County a distance of about 2.04 miles

Route 57060 Beginning at a point on Route 57061 in Jackson Township approximately one mile north of Lakeview thence easterly through Jackson Township to a point where it intersects Route 227 approximately two miles northeast of Lakeview in Susquehanna County a distance of about 1.69 miles

Route 57061 Beginning at a point at the junction of Routes 474 and 558 in Jackson Township thence northerly through Lakeview in Jackson Township thence intersecting Route 57060 thence through Oakland Township to a point where it intersects Route 227 approximately one mile south of Susquehanna Borough in Susquehanna County a distance of about 6.69 miles

Route 57062 Beginning at a point on Route 474 approximately one mile east of easterly borough line of New Milford Borough thence northeasterly through Lewis Corners in New Milford Township thence northeasterly through New Milford Jackson and Oakalnd Townships to a point where it intersects Route 57063 at Brushville in Oakland Township in Susquehanna County a distance of about 5.85 miles

Route 57063 Beginning at a point on Route 10 at Hallstead Borough thence easterly through Great Bend and Oakland Townships touching southwesterly borough line of Susquehanna thence southerly intersecting Route 57062 at Brushville in Oakland Township thence through Jackson and New Milford Townships to a point on Route 474 at Lakeside in Susquehanna County a distance of about 14.56 miles

Route 57064 Beginning at the northerly borough line of Oakland thence northwesterly through Oakland Township thence westerly through Great Bend Township to a point where it intersects Route 57065 approximately one mile north of Hickory Grove in Susquehanna County a distance of about 4.75 miles

Route 57065 Beginning at a point on Route 10 Great Bend Township at Hickory Grove thence northerly through Great Bend Township intersecting Route 57064 thence through Great Bend and Oakland Townships to the New York State line near the division line between Great Bend and Oakland Townships in Susquehanna County a distance of about 2.49 miles

Route 57066 Beginning at a point on Route 10 approximately 1.5 miles east of Great Bend Borough thence northeasterly through Great Bend Township to the New York State line a distance of approximately 1.75 miles west of Oakland Township in Susquehanna County a distance of about 2.48 miles

Route 57067 Beginning at a point on the northerly borough line of Great Bend thence northeasterly through Great Bend Township to the New York State line in Susquehanna County a distance of about 1.01 miles

Route 57068 Beginning at a point on Route 57070 Franklin Township approximately one-eighth of a mile west of New Milford Township line thence northerly through Franklin and Liberty Townships thence northeasterly through Liberty and Great Bend Townships intersecting Route 57071 thence northeasterly through Great Bend Township to the westerly boundary line of Hallstead Borough in Susquehanna County a distance of about 4.76 miles

Route 57069 Beginning at a point on Route 9 Bridgewater Township approximately 1.5 miles east of the borough line of Montrose thence northerly to Williams Corners in Bridgewater Township thence northeasterly through Bridgewater Franklin and New Milford Townships to a point where it intersects Route 10 at Tingley in Susquehanna County a distance of about 8.34 miles

Route 57070 Beginning at a point on Route 263 Franklin Township approximatley 2.5 miles south of Franklin Forks thence easterly through Franklin Township thence northerly intersecting Route 57075 in Franklin Township thence easterly through Franklin Township intersecting Route 57068 thence easterly through Franklin and New Milford Townships to a point where it intersects Route 10 at Tingley in Susquehanna County a distance of about 6.75 miles

Route 57071 Beginning at a point on Route 263 Liberty Township approximately one mile northeast of Lawsville Center thence easterly through Liberty and Great Bend Townships to a point where it intersects Route 57068 approximately 1.25 miles northeast of Franklin Township line in Susquehanna County a distance of about 3.81 miles

Route 57072 Beginning at a point on Route 57073 in Liberty Township approximately 1.25 miles northwest of Brookdale thence northwesterly through Liberty Township to a point where it intersects the New York State line approximately 1.75 miles east of Silver Lake Township in Susquehanna County a distance of about 1.7 miles

Route 57073 Beginning at a point on Route 57074 Silver Lake Township at Brackney thence easterly through Silver Lake and Liberty Townships intersecting Route 57072 thence to a point where it intersects Route 263 at Brookdale in Susquehanna County a distance of about 6.47 miles

Route 57074 Beginning at a point on Route 57075 at Laurel Lake Silver Lake Township thence northerly through Silver Lake Township near Quaker Lake intersecting Route 57073 at Brackney thence through Silver Lake Township to the New York State line approximately .75 of a mile northwest of Brackney in Susquehanna County a distance of about 4 miles

Route 57075 Beginning at a point on Route 316 in Choconut Township approximately .5 of a mile north of St Joseph thence easterly through Choconut and Silver Lake Townships crossing Route 57078 intersecting Route 57074 at Laurel Lake thence through Silver Lake Township intersecting Route 57076 thence through Liberty Township crossing Route 263 at Lawsville Center thence southeasterly through Liberty and Franklin Townships to a point where it intersects Route 57070 approximately one mile south of Upsonville in Franklin Township in Susquehanna County a distance of about 12.21 miles

Route 57076 Beginning at a point on Route 263 at Franklin Forks in Franklin Township thence northwesterly through Franklin Township intersecting Route 57077 thence through Liberty and Silver Lake Townships to a point where it intersects Route 57075 approximately .5 of a mile west of the Silver Lake-Liberty Township line in Susquehanna County a distance of about 3 miles

Route 57077 Beginning at a point on Route 57078 Silver Lake Township approximately two miles northwest of Fisk Mill thence in an easterly direction through Silver Lake and Franklin Townships to a point where it intersects Route 57076 approximately .25 of a mile west of Franklin Forks in Susquehanna County a distance of about 3.15 miles

Route 57078 Beginning at the northerly borough line of Montrose thence northerly through Bridgewater Township intersecting Route 57080 thence through Fisk Mill thence northwesterly through Silver Lake Township intersecting Route 57077 crossing Route 57075 thence northerly through Silver Lake Township to the New York State line approximately 1.5 miles northwest of Brackney in Susquehanna County a distance of about 12.46 miles

Route 57079 Beginning at a point on Route 316 Forest Lake Township approximately one mile north of Birchardsville thence in a northeasterly direction through Forest Lake Township crossing county road and Route 57009 to a point where it intersects Route 57080 approximately .75 of a mile northeast of Forest Lake in Susquehanna County a distance of about 3.85 miles

Route 57080 Beginning at a point on Route 57078 Bridgewater Township approximately one and three-fourth miles north of Montrose Borough line thence in a northwesterly direction through Bridgewater and Forest Lake Township intersecting Routes 57079 and 57009 thence through Forest Lake Silver Lake and Choconut Townships to a point where it intersects Route 316 near St Joseph in Susquehanna County a distance of about 7.2 miles

Route 57081 Beginning at a point on Route 174 near the Harford-Lenox Township line thence northerly through Harford Township to a point where it intersects Route 174 Spur approximately 1.25 miles east of Kingsley in Susquehanna County a distance of about 2.45 miles

Route 57082 Beginning at Bradford-Susquehanna County line approximately 3 miles south of the Apolacon Township line thence in an easterly direction through Middletown Township intersecting Route 57005 and crossing Route 468 near Middletown Center intersecting Route 57088 thence northeasterly through Middletown Township to the southeasterly boundary line of the borough of Friendsville thence from the northerly borough line of Friendsville in a northerly direction through Choconut Township to a point where it intersects Route 57083 approximately 1.5 miles east of the Apolacon Township line in Susquehanna County a distance of about 8.8 miles

Route 57083 Beginning at a point on Route 468 in Apolacon Township approximately .75 of a mile southeast of Little Meadows Borough line thence in an easterly direction through Apolacon Township intersecting Route 57084 thence to Bow Bridge in Apolacon Township thence easterly through Choconut Township intersecting Route 57082 thence easterly through Choconut Township to a point where it intersects Route 316 approximately 1.25 miles south of Choconut in Susquehanna County a distance of about 6.65 miles

Route 57084 Beginning at a point on Route 57083 in Apolacon Township approximately .75 of a mile south of Little Meadows Borough line thence northeasterly through Apolacon Township to the New York State line approximately one mile east of Little Meadows Borough line in Susquehanna County a distance of about 2.20 miles

Route 57085 Beginning at a point on a county road in Apolacon Township approximately 1.5 miles south of Little Meadows Borough line thence northeasterly through Apolacon Township to a point where it intersects Route 468 approximately .5 of a mile south of Little Meadows Borough line in Susquehanna County a distance of about 1.38 miles

Route 57086 Beginning at the Bradford-Susquehanna County line approximately 2.5 miles south of Apolacon Township line thence in a northerly direction through Middletown Township intersecting Route 57087 thence northerly through Middletown Township thence through Nixon in Apolacon Township to a point where it intersects the county road approximately two miles south of Little Meadows Borough line in Susquehanna County a distance of about 4.08 miles

Route 57087 Beginning at the Bradford-Susquehanna County line approximately .5 of a mile south of Apolacon Township line thence southeasterly through Middletown Township to a point where it intersects Route 57086 approximately .5 of a mile south of Apolacon Township line in Susquehanna County a distance of about .20 of a mile

Route 57088 Beginning at a point on Route 316 Rush Township approximately one mile south of Middletown Township line thence in a northerly direction through Rush Township thence northerly through Middletown Township to a point where it intersects Route 57082 approximately 1.25 miles south of Friendsville Borough line in Susquehanna County a distance of about 5.5 miles

Route 57089 Beginning at a point on Route 12 Springville Township approximately .5 of a mile north of Wyoming County line thence southeasterly through Springville Township to a point where it intersects the division line between Susquehanna and Wyoming County in Susquehanna County a distance of about .42 of a mile

Route 57090 Beginning at a point on the division line between Susquehanna and Wyoming Counties approximately 1.5 miles east of the Bradford County line thence northerly through Auburn Township to a point where it intersects Route 57001 approximately .5 of a mile southwest of South Auburn in Auburn Township in Susquehanna County a distance of about 1.2 miles

Route 57091 Beginning on the northern borough line of Uniondale approximately .5 of a mile west of Route 296 thence northerly through Herrick Township to a point where it intersects a county road approximately .25 of a mile west of Herrick Center in Susquehanna County a distance of about 1.15 miles

Route 57092 Beginning at a point on Route 57043 approximately one mile north of the North Clifford Township line thence in a northeasterly direction through Herrick Township to a point where it intersects Route 57041 approximately 1.5 miles north of the North Clifford Township line in Susquehanna County a distance of about .8 of a mile

Route 57093 Beginning at a point on the dividing line between Susquehanna and Lackawanna Counties in Lenox Township approximately 2.5 miles west of Clifford Township line thence northerly through Lenox Township to a point where it intersects Route 57037 approximately 1.75 miles west of Lenoxville in Susquehanna County a distance of about 1 mile

Route 57094 Beginning at a point on Route 57012 approximately 1.75 miles northwest of Auburn Corners thence in a northwesterly direction to Chase Corners thence in a northerly direction to a point on Route 57010 approximately 2.5 miles west of Elk Lake in Susquehanna County a distance of about 2.50 miles

Route 57095 Beginning at a point on Route 57010 at Parkvale thence in a northeasterly direction through Dimock and Brooklyn Townships to a point on Route 57020 approximately .5 of a mile south of the village of Brooklyn in Susquehanna County a distance of about 3.50 miles

Route 57096 Beginning at a point near the intersection of Routes 57045 and 57046 in Gibson Township thence northerly to a point of intersection with the county road approximately .5 of a mile east of Gibson Village in Susquehanna County a distance of about 1.3 miles

Route 57097 Beginning on Route 57001 at a point known as the Pines Corners approximately 1.25 miles southwest of South Auburn thence in a westerly direction to the Bradford-Susquehanna County boundary line in Susquehanna County a distance of about 1.1 miles

Route 57098 Beginning at school house in Transue thence southwesterly for a distance of approximately .25 of a mile to Durling Corner thence southeast past the Frank Gay farm thence due east about one mile thence southwest approximately one mile connecting with Route 57097 at Carlins Corners in Susquehanna County a distance of about 2.40 miles

Route 57099 Beginning at a point on Route 57067 about .25 of a mile north of Great Bend Borough in Great Bend Township thence westerly through Great Bend Township intersecting Route 227 about .5 of a mile north of Great Bend Borough in Susquehanna County a distance of about .5 of a mile

Section 58001 Beginning at a point on the Tiago-Lycoming County line in Morris Township approximately 2.0 miles north of Cedar Run thence northwesterly through Morris and Elk Townships to Leetonia thence northwesterly through Elk and Elk Township to Leetonia thence northwesterly through Elk and Gaines Township to Marshlands thence northerly through Gaines Township to a point on State Highway Route 102 at Watrous in Tioga County a distance of about 19.4 miles

Route 58002 Beginning at a point on Route 58001 near the covered bridge over Pine Creek in the village of Watrons thence northeasterly to the intersection with State Highway Route 102 about 0.75 of a mile west of Gaines in Tioga County a distance of about 0.4 miles

Route 58003 Beginning at a point on State Highway Route 102 at Phoenix Run thence northwesterly along Phoenix Run through Gaines Township to the Potter County line in Tioga County a distance of about 0.8 miles

Route 58004 Beginning at a point on Route 478 at Davis Station in Clymer Township thence northwesterly through Clymer Township to Clymer thence northerly through Clymer and Westfield Townships to the intersection of State Highway Route 103 at Potter Brook in Tioga County a distance of about 6.9 miles

Route 58005 Beginning at a point on State Highway Route 478 approximately 0.75 of a mile west of Sabinsville thence westerly through Clymer Township to Route 58004 at Clymer thence westerly to the Potter County line in Tioga County a distance of about 3.3 miles

Route 58006 Beginning at a point on State Highway Route 193 at the Fairgrounds in Westfield Township thence northerly through Westfield and Brookfield Townships along North Fork Creek through the village of Brookfield to the New York State line about 1.0 mile east of the northwestern corner of Brookfield Township in Tioga County a distance of about 6.3 miles

Route 58007 Beginning at a point on State Highway Route 103 in Westfield Township at the mouth of California Brook thence northwesterly along California Brook through Westfield and Brookfield Townships to the intersection with Route 58006 at the village of Brookfield in Tioga County a distance of about 6.3 miles

Route 58008 Beginning at a point on State Highway Route 103 near the mouth of Purple Brook thence northerly along Purple Brook in Westfield and Brookfield Townships to the intersection with State Highway Route 292 at Austinburg in Tioga County a distance of about 4.9 miles

Route 58009 Beginning at a point on Route 58007 in Brookfield Township about 1.5 miles southeast of the village of Brookfield thence northeasterly through Brookfield Township along North Brook to the intersection of State Highway

Route 292 just south of the New York State line in Tioga County a distance of about 3.5 miles

Route 58010 Beginning at a point on State Highway Route 292 at Austinburg thence northerly through Brookfield Township to the New York State line about 0.75 of a mile west of the northeast corner of Brookfield Township in Tioga County a distance of about 0.5 mile

Route 58011 Beginning at a point on the Lycoming County line in Morris Township thence northeasterly to the crossing over Pine Creek at Blackwell thence northeasterly along Babbs Creek through Doane to the intersection of State Highway Route 106 at Morris in Tioga County a distance of about 6.0 miles

Route 58012 Beginning at the end of State Highway Route 21-Spur in Stony Fork thence southeasterly through Delmar and Morris Townships to the intersection of State Highway Route 106 approximately 0.5 of a mile north of Morris in Tioga County a distance of about 6.7 miles

Route 58013 Beginning at a point on State Highway Route 21-Spur about 0.25 of a mile north of Stony Fork thence northwesterly through Delmar Township to State Highway Route 969 at Thumptown thence southwesterly through Delmar and Shippen Townships to Olmsville thence easterly in Delmar Township through Draper to the intersection with Route 58012 about 0.9 of a mile south of Stony Fork in Tioga County a distance of about 7.7 miles

Route 58014 Beginning at a point on Route 58036 in Charleston Township about 1.5 miles south of Round Top at the foot of Griffin Hill thence northerly through Charleston Township over the Shunway Hill road past the Tioga County Poor Farm to the intersection with State Highway Route 21 at Pitts in Tioga County a distance of about 3.7 miles

Route 58015 Beginning at a point on State Hihgway Route 696 in Delmar Township approximately 0.5 of a mile south of the Dexter Church thence southeasterly through Delmar Township to the intersection with State Highway Route 21-Spur thence southeasterly through Delmar Township to the intersection with State Highway Route 106 at Knapps Corners in Tioga County a distance of about 4.8 miles

Route 58016 Beginning at a point on State Highway Route 106 at Knapp thence northerly through Delmar Township over the Dean Hill Road to the southern boundary of Wellsboro in Tioga County a distance of about 4.1 miles

Route 58017 Beginning at a point on State Highway Route 102 at Ansonia thence southeasterly through Shippen and Delmar Townships over what was originally the east and west State road to the intersection of State Highway Route 969 approximately 0.75 of a mile west of the Tioga Country Club in Tioga County a distance of about 4.9 miles

Route 58018 Beginning at a point on State Highway Route 969 in Delmar Township at the Tioga Country Club thence northerly along Heise Run to the intersection of State Highway Route 102 at Hease Run Church in Tioga County a distance of about 2.4 miles

Route 58019 Beginning at a point on State Highway Route 102 at Ansonia thence northeasterly along the north bank of Marsh Creek through Shippen and Delmar Townships to a point about 0:3 of a mile west of Canada Creek thence south to the intersection with State Highway Route 102 near the mouth of Dantz Run in Tioga County a distance of about 4.2 miles

Route 58020 Beginning at a point on State Highway Route 22 in the village of Niles Valley thence northwesterly through Middlebury and Chatham Townships along Norris Brook to the intersection with State Highway Route 292 at Shirtsville in Tioga County a distance of about 6.5 miles

Route 58021 Beginning at a point on State Highway Route 478 in Sabinsville thence southeasterly through Clymer Township to Azelta thence northeasterly through Clymer Shippen and Chatham Townships to the intersection with State Highway Route 292 at Little Marsh in Tioga County a distance of about 9.9 miles

Route 58022 Beginning at a point on Route 58021 approximately 2.0 miles east of Sabinsville thence northerly through Clymer and Westfield Townships to the intersection with State Highway Route 292 approximately 3.5 miles from Phillips Station in Tioga County a distance of about 2.6 miles

Route 58023 Beginning at a point on Route 58021 in Clymer Township near the Clymer-Chatham-Shippen Township lines thence northeasterly through Clymer and Chatham Townships to State Highway Route 292 approximately 1.0 mile west of Little Marsh in Tioga County a distance of about 3.8 miles

Route 58024 Beginning at a point on State Highway Route 292 about 0.75 of a mile west of Little Marsh thence northerly through Chatham and Deerfield Townships to the intersection with State Highway Route 103 at Academy Corners in Tioga County a distance of about 5.1 miles

Route 58025 Beginning at a point on State Highway Route 292 in Shortsville thence northwesterly through Chatham and Deergeld Townships to intersection with Route 58024 in Deerfield Township about 1.0 mile north of the Chatham Township line in Tioga County a distance of about 4.7 miles

Route 58026 Beginning at a point on State Highway Route 292 in Keeneyville thence northwesterly through Middlebury Township to the Chatham Township line thence northerly through Chatham Deerfield and Osceola Townships to Osceola thence northwesterly along Holden Brook in Osceola Township to the New York State line in Tioga County a distance of about 12.6 miles

Route 57027 Beginning at a point on Route 58026 in the village of Osceola approximately .25 of a mile north of State Highway Route 103 thence northerly through Osceola Township to the New York State line in Tioga County a distance of about 1.1 miles

Route 58028 Beginning at a point on Route 58026 about one mile south of Osceola Township line thence westerly through Deerfield Township to the intersection with Route 58024 at the Gravel Deerlick Schoolhouse in Tioga County a distance of about 2.5 miles

Route 58029 Beginning at a point on State Highway Route 292 about .75 of a mile east of Keeneyville thence northerly through Middlebury and Farmington Townships through Farmington Center thence northwesterly through Farmington and Osceola Townships to the intersection with Route 58026 about 0.5 of a mile north of the Deerfield Township line in Tioga County a distance of about 7.9 miles

Route 58030 Beginning at a point on Route 58029 about 0.5 of a mile north of Farmington Center thence northerly through Farmington Osceola and Elkland Townships to the southern boundary of Elkland Borough in Tioga County a distance of about 3.1 miles

Route 58031 Beginning at Blackwell's Corner on State Highway Route 106 in Morris Township thence easterly in Morris Township through the village of Three Springs Run to Nauvoo in Liberty Township thence southeasterly through Liberty Township to the western boundary of Liberty Borough in Tioga County a distance of about 10.1 miles

Route 58032 Beginning at a point on State Highway Route 106 in the village of Morris thence southeasterly through Morris and Liberty Townships past the Hartfield Church to the western line of Liberty Borough in Tioga County a distance of about 9.6 miles

Route 58033 Beginning at a point on Route 58031 in Morris Township about one mile west of the Liberty Township line thence northwesterly through Morris Township to the intersection with Route 58032 about 1.75 miles west of the Liberty Township line in Tioga County a distance of about 1.9 miles

Route 58034 Beginning at a point on Route 58031 in Nauvoo thence northeasterly along Zimmerman Creek through Liberty Township to the intersection with Route 58032 about 1.5 miles east of the Liberty Township line in Tioga County a distance of about 1.9 miles

Route 58035 Beginning at a point on State Highway Route 21 in Sebring thence southwesterly through Liberty Township to the intersection with Route 58032 about 2.5 miles west of Liberty Borough in Tioga County a distance of about 3.3 miles

Route 58036 Beginning at a point on State Highway Route 106 at Morris in Morris Township thence northerly through Morris and Duncan Townships to Antrim thence northerly through Duncan Township to Brownlee thence northerly through Duncan and Charleston Townships to the end of State Highway Route 477 at Round Top in Tioga County a distance of about 8.4 miles

Route 58037 Beginning at a point on State Highway Route 106 in Delmar Township at the Sand Run Hotel thence southeasterly through Delmar and Duncan Townships to Antrim at the intersection of Route 58036 in Tioga County a distance of about 1.6 miles

Route 58038 Beginning at a point on State Highway Route 21 near the top of Bloss Mountain in Liberty Township thence northerly through Liberty and Bloss Townships to Arnot thence northwesterly through Bloss and Charleston Townships over the Maple Hill road to the intersection with State Highway Route 21 at the William Bliss farm in Tioga County a distance of about 12.7 miles

Route 58039 Beginning at a point on Route 58308 at Arnot thence easterly through Bloss Township to intersect State Highway Route 21 approximately 0.5 of a mile southwest of the Blossburg Borough line in Tioga County a distance of about 1.5 miles

Route 58040 Beginning at a point on Route 58038 in Charleston Township approximately 2.25 miles west of Cherry Flats thence through Charleston and Covington Townships to Cherry Flats thence easterly through Covington Township over what is called the Copp Hollow Road to the intersection with State-Aid Application 332 about .75 of a mile south of the Putman Township line in Tioga County a distance of about 7.2 miles

Route 58041 Beginning at a point on Route 58404 at Cherry Flats in Covington Township thence northeasterly along Elk Run to the intersection with State Highway Route 21 approximately 1.5 miles west of Richard's Bridge in Tioga County a distance of about 4.0 miles

Route 58042 Beginning at the eastern boundary of the borough of Wellsboro thence northeasterly through Charleston Township to the Charleston High School thence northerly down Hills Creek through Charleston and Middlebury Townships to the intersection of State Highway Route 22 0.5 of a mile east of Holliday in Tioga County a distance of about 9.0 miles

Route 58043 Beginning at a point on State Highway Route 22 at Niles Valley thence southeasterly along Catlin Hollow through Middlebury and Charleston Townships to the Charleston Townships to the Charleston High School thence southeasterly through Charleston Township crossing State Highway Route 21 to the intersection with Route 58040 about two miles west of the Covington Township line in Tioga County a distance of about 7.4 miles

Route 58044 Beginning at a point on State Highway Route 196 at Lambs Creek thence southwesterly along Lambs Creek through Richmond and Charleston Townships to intersect with the Ore Bed Road thence on the Ore Bed road to Whitneysville thence southerly through Charleston Township to the intersection with State Highway Route 21 at Ashleys Corner in Tioga County a distance of about 7.7 miles

Route 58045 Beginning at a point on State Highway Route 21 at the Township line between Charleston and Richmond Townships thence northeasterly through Richmond Township on what is called the Hollow road to the Mansfield Borough line in Tioga County a distance of about 5.5 miles

Route 58046 Beginning at a point on Route 58029 about two miles north of State Highway Route 292 thence northeasterly through Middlebury Farmington and Nelson Townships to the intersection with State Highway Route 103 at the mouth of Cummings Creek in Tioga County a distance of about 6.6 miles

Route 58047 Beginning at a point on Route 58046 in Farmington Township approximately two miles south of its intersection with State Highway Route 103 thence southeasterly through Farmington and Tioga Townships along the Elkhorn Creek to the intersection with State Highway Route 22 approximately 1.5 miles west of Tioga Borough in Tioga County a distance of about 5.5 miles

Route 58048 Beginning at a point on State Highway Route 22 at Holliday thence northerly through Middlebury and Farmington Township to Farmington Hill thence northeasterly through Farmington Township to Roue 58047 about 1.5 miles south of its intersection with Route 58046 in Tioga County a distance of about 5.8 miles

Route 58049 Beginning at a point on Route 58046 about 300 feet east of its intersection with Route 58029 thence easterly through Middlebury Township on the Ridge Road to its intersection with Route 58048 about 0.5 of a mile south of the Farmington Township line in Tioga County a distance of about 2.7 miles

Route 58050 Beginning at a point on State Highway 103 in the village of Nelson thence northerly through Nelson Township to the I O O F Hall thence westerly to the top of Hemlock Hill thence northerly through Nelson Township along Bill Hess Creek to the New York State line in Tioga County a distance of about 2.5 miles

Route 58051 Beginning at a point on State Highway Route 103 in Lawrence Township approximately 1.0 mile east of Tompkins thence southerly through Lawrence and Tioga Townships to the intersection with State Highway Route 22 at the northern boundary line of Tioga Borough in Tioga County a distance of about 5.2 miles

Route 58052 Beginning at a point on State Highway Route 103 at Tompkins thence northerly through Lawrence Township to the New York State line in Tioga County a distance of about 1.9 miles

Route 58053 Beginning at a point on the northern line of Liberty Borough on the east side of Blockhouse Creek thence northeasterly through Liberty Township to East Point thence northeasterly through Liberty and Union Townships to Ogdensburg thence easterly in Union Township through Union Center to a point on the Bradford County line approximately 2.0 miles north of Penbryn in Tioga County a distance of about 12.5 miles

Route 58054 Beginning at a point on the Lymoming County line about 1.0 mile south of the borough of Liberty thence northerly through Liberty Township to the southern boundary of Liberty Borough thence northeasterly through Liberty Township to the intersection with Route 58053 about 1.0 mile northeast of Liberty Borough in Tioga County a distance of about 2.0 miles

Route 58055 Beginning at a point on Route 58053 in Union Township approximately 2.0 miles east of East Point thence southerly to the intersection with State Highway Route 20 at Roaring Branch in Tioga County a distance of about 5.1 miles

Route 58056 Beginning at a point in Hamilton Township on the southern boundary of Blossburg Borough thence southeasterly over State-aid Application 7412 to the bridge over the Tioga River thence southeasterly through Hamilton and Union Townships through Ogdenburg thence southerly through Union Township along Mill Creek to Route 20 at Roaring Branch in Tioga County a distance of about 9.9 miles

Route 58057 Beginning at a point in Hamilton Township at the intersection with Route 58056 thence northeasterly through Hamilton Township to Morris Run thence easterly through Hamilton and Ward Townships to Fallbrook thence northeasterly through Ward Township along the Tioga River to a point on the Bradford County line approximately four miles west of Alba in Tioga County a distance of about 10.7 miles

Route 58058 Beginning at a point on Route 58057 in Ward Township about 1.5 miles north of Union Township line thence southerly through Ward and Union Townships to Gleason thence southerly through Union Township to the intersection with Route 58053 about one mile east of Union Centre in Tioga County a distance of about 6.5 miles

Route 58059 Beginning at a point on Route 58057 approximately 1.5 miles northwest of the mouth of Fellows Creek thence easterly through Ward Township to the Bradford County line at a point approximately 2.5 miles northwest of Canton Borough in Tioga County a distance of about 2.4 miles

Route 58060 Beginning at a point on State Highway Route 21 in the village of Covington thence easterly over what was formerly the east and west State road through Putman Covington and Sullivan Townships to the Bradford County line approximately 1.5 miles west of the Sylvania Borough line in Tioga County a distance of about 10.2 miles

Route 58061 Beginning at a point on State Highway Route 212 in Mainesburg thence southeasterly through Sullivan Township to the intersection with Route 58060 about four miles west of the Bradford County line in Tioga County a distance of about 2.0 miles

Route 58062 Beginning at a point on State Highway Route 308 approximately 1.5 miles north of the Sullivan Township line thence southeasterly through Rutland and Sullivan Townships to the intersection with State Highway Route 212 approximately 2.5 miles east of Mainesburg in Tioga County a distance of about 5.2 miles

Route 58063 Beginning at a point on the Mansfield Borough line on what was fomerly State Highway Route 308 northeasterly through Richmond and Sullivan Townships over Newtown Hill to the intersection with State Highway Route 308 near Richmond-Sullivan-Rutland Township line in Tioga County a distance of about 2.7 miles

Route 58064 Beginning at a point on Route 58062 approximately two miles northwest of its intersection with State Highway Route 212 thence easterly through Sullivan Township to the Bradford County line approximately two miles southwest of Austinburg in Tioga County a distance of about 3.3 miles

Route 58065 Beginning at a point on State Highway Route 196 in Tioga Township at the mouth of Mill Creek thence easterly along Mill Creek in Tioga and Rutland Townships to the intersection of State Highway Route 308 approximately three miles west of Roseville thence northeasterly along Bailey Creek through Rutland and Jackson Townships to the intersection with State Highway Route 308 at Jobs Corncrs in Tioga County a distance of about 13.1 miles

Route 58066 Beginning at a point on the Mansfield Borough line thence northerly over what is called the Pickle Hill Road through Richmond and Tioga Townships to Rout 58065 near the Richmond-Rutland-Tioga Township line in Tioga Township line in Tioga County a distance of about 3.5 miles

Route 58067 Beginning at a point on Route 58064 about 0.5 of a mile northeast of its intersection with Route 58062 thence northerly through Sullivan and Rutland Townships crossing State Highway Route 308 at Roseville thence northeasterly through Rutland and Jackson Townships to State Highway Route 308 at Jobs Corners in Tioga County a distance of about 8.0 miles

Route 58068 Beginning at a point on State Highway Route 308 in Rutland Township approximately 1.5 miles miles northeast of Roseville thence easterly to the Braford County line a distance of about six miles northwest of Columbia X-Roads in Tioga County a distance of about 0.8 miles

Route 58069 Beginning at a point on Route 58068 about .25 mile west of the Bradford County line thence southeasterly to the Bradford County line about 2.5 miles northwest of Austinville in Tioga County a distance of about 0.6 miles

Route 58070 Beginning at a point on Route 58065 in Rutland Township approximately three miles northeast of the intersection with State Highway Route 308 thence northerly through Rutland and Jackson Townships to the intersection with State Highway Route 567 at Trowbridge in Tioga County a distance of about 4.2 miles

Route 58071 Beginning at a point on State Highway Route 567 in Jackson Township approximately .75 of a mile southwest of Jackson Summit thence easterly through Jackson Township across Route 58070 to the intersection with State Highway Route 308 .75 of a mile north of Jobs Corners in Tioga County a distance of about 4.7 miles

Route 58072 Beginning at a point on State Highway Route 22 at the mouth of Mitchell Creek thence southeasterly through Tioga Township to the first fork in the road in Tioga County a distance of about 0.7 miles

Route 58073 Beginning at a point on State Highway Route 567 at Jackson Summit thence northerly then easterly through Jackson Township to the intersection with State Highway Route 567 approximately 1.5 miles southwest of Millerton in Tioga County a distance of about 5.2 miles

Route 58074 Beginning at a point on State Highway Route 22 in Lawrence Township near the Tioga River Bridge thence northeasterly along Smith Creek through Lawrence and Jackson Townships to the New York State line to connect with the Caton Road in Tioga County a distance of about 4.8 miles

Route 58075 Beginning at a point on State Highway Route 567 in the village of Millerton thence northwesterly through Jackson Township to the New York State line on the road to Caton in Tioga County a distance of about 3.8 miles

Route 58076 Beginning at a point on State Highway Route 308 at the Richmond -Sullivan Township line thence northeasterly through Sullivan Township to the intersection with Route 58062 .75 of a mile south of the Rutland Township line in Tioga County a distance of about 2.2 miles

Route 58077 Beginning at a point on the Lycoming County line on the east side of Roaring Branch Creek thence easterly through Union Township along the south side of Roaring Branch Creek to its intersection with State Highway Route 20 just south of the village of Roaring Branch in Tioga County a distance of about 2.2miles

Section 60 The township roads to be taken over under the provisions of this act in the County of Union are those situate and described as follows

Route 59001 Beginning at a point on the Mifflin County line about 0.25 of a mile south of the corner between Mifflin Centre and Union Counties thence northeasterly through Hartley Township to Weikert thence northeasterly through Hartley Township to the crossing of State Highway Route 545 at Laurelton thence northeasterly through Hartley Township to the western boundary of Hartleton Borough in Union County a distance of about 10.7 miles

Route 59002 Beginning at a point on Route 59001 about 2.0 miles east of Weikert thence southerly through Hartley Township about 0.5 of a mile thence easterly along the north bank of Penns Creek to the end of State Highway Route 454 at Glen Iron from thence northeasterly through Hartley Township to the southern boundary of Hartleton Borough in Union County a distance of about 6.3 miles

Route 59003 Beginning at a point on Route 59001 about 1.25 miles west of Laurelton thence northeasterly through Hartley Township to the crossing of State Highway Route 545 about 0.5 of a mile north of Laurelton thence northeasterly through Hartley Township to the intersection with State Highway Route 27 about 1.5 miles west of Hartleton Borough in Union County a distance of about 2.1 miles

Route 59004 Beginning at the end of State Highway Route 454 at Glen Iron thence southerly through Hartley Township to the Snyder County line at the end of Route 54031 in Snyder County about 3.5 miles north of Troxelville in Union County a distance of about 1.7 miles

Route 59005 Beginning at a point on Route 59002 about 1.5 miles northeast of Glen Iron thence easterly through Hartley Township and Lewis Township and Limestone Township to White Springs thence easterly through Limestone Township to the intersection with State Highway Route 26 and 0.5 of a mile north of Dice in Union Count a distance of about 7.0 miles

Route 59006 Beginning at a point on the southeastern corner of Hartleton Borough thence southerly through Lewis Township to Millmont thence southerly through Lewis Township to the intersection with Route 59005 about 0.75 of a mile east of the Hartley Township line in Union County a distance of about 1.1 miles

Route 59007 Beginning at a point on Route 59005 about 1.25 miles west of the Limestone Township line thence northeasterly through Lewis Township to Swengel thence northeasterly through Lewis and Limestone Townships to the intersection with State Highway Route 27 about 0.75 of a mile west of the Mifflinburg Borough line in Union County a distance of about 3.3 miles

Route 59008 Beginning at a point on the northern boundary of Hartleton Borough on the line between Hartley and Lewis Townships thence northeasterly through Lewis and West Buffalo Townships to Rand thence easterly through West Buffalo Township to the northwestern corner of Mifflinburg Borough in Union County a distance of about 5.0 miles

Route 59009 Beginning at a point on Route 59007 about 0.5 of a mile northeast of Swengel thence northerly through Lewis Township to the crossing of State Highway Route 27 about 1.5 miles east of Hartleton Borough thence northerly through Lewis Township to the intersection with Route 59008 about 1.5 miles west of Rand in Union County a distance of about 2.2 miles

Route 59010 Beginning at a point on Route 59006 just north of Millmont thence northeasterly through Lewis Township along the north side of the Pennsylvania Railroad to the intersection with Route 59009 about 0.75 of a mile south of State Highway Route 27 in Union County a distance of about 1.2 miles

Route 59011 Beginning at a point on Route 59005 about 0.75 of a mile east of White Springs thence southerly through Limestone Township to the north bank of Penn Creek thence easterly along the north bank of Penn Creek to the intersection with State Highway Route 6 at the Snyder County line in Union County a distance of about 1.8 miles

Route 59012 Beginning at a point on State Highway Route 26 about 1.0 mile south of Mifflinburg Borough thence easterly through Limestone Buffalo and East Buffalo Townships to a point on State Highway Route 24 about 1.25 miles north of Winfield in Union County a distance of about 9.4 miles

Route 59013 Beginning at a point on State Highway Route 26 at Dice thence northeasterly through Limestone Township to the intersection with Route 59012 about 0.75 of a mile west of the Buffalo Township line in Union County a distance of about 2.9 miles

Route 59014 Beginning at the northern boundary of New Berlin Borough thence northerly through Limestone and Buffalo Townships to the crossing of Route 5912 about 0.75 of a mile west of the East Buffalo Township line thence northerly through Buffalo Township to the intersection with State Highway Route 26 about 0.75 of a mile east of Vicksburg in Union County a distance of about 4.0 miles

Route 59015 Beginning at a point on Route 59012 about 1.5 miles east of the Buffalo Township line thecne northerly through East Buffalo Township to Fairville thence northerly through East Buffalo Township to the intersection with State Highway Route 26 about 0.5 of a mile west of Linntown in Union County a distance of about 2.5 miles

Route 59016 Beginning at a point on State Highway Route 27 at Dry Valley Crossroads thence northerly through Union and East Buffalo Townships to the intersection of State Highway Route 24 and 26 near the Lewisburg High School in Union County a distance of about 4.8 miles

Route 59017 Beginning at a point on the eastern boundary of Mifflinburg Borough thence northerly through West Buffalo Township to Red Bank thence northerly through West Buffalo Township to the intersection with State Highway Route 306 at Forest Hill in Union County a distance of about 3.3 miles

Route 59018 Beginning at a point on State Highway Route 306 at Cowan thence easterly through Buffalo Township to State Highway Route 628 at Buffalo Crossroads thence southerly through Buffalo Township to the intersection with State Highway Route 26 about 1.0 mile east of Vicksburg in Union County a distance of about 3.3 miles

Route 59019 Beginning at a point on State Highway Route 306 at Forest Hill thence easterly through West Buffalo and Buffalo Townships to the end of State Highway Route 628 at Mazeppa thence easterly through Buffalo and Kelly Townships to a point on State Highway Route 176 about 1.0 mile south of West Milton in Union County a distance of about 9.4 miles

Route 59020 Beginning at a point on State Highway Route 628 about 0.75 of a mile east of Buffalo Crossroads thence northerly through Buffalo and Kelly Townships to the intersection with Route 59019 about 2.0 miles south of Kelly Crossroads in Union County a distance of about 2.2 miles

Route 59021 Beginning at a point on State Highway Route 176 on the north bank of Buffalo Creek thence westerly through Kelly Township to the second road leading in a northerly direction in Union County a distance of about 0.6 mile

Route 59022 Beginning at the end of State Highway Route 628 at Mazeppa thence northerly through Buffalo Township along the west bank of Spruce Run to a point about 0.75 of a mile south of the corner between Buffalo Kelly and White Deer Townships thence easterly through Kelly Township to the end of State Highway Route 475 at Kelly Crossroads thence southerly through Kelly Township to a point on Route 59019 about 2.0 miles south of Kelly Crossroads in Union County a distance of about 5.5 miles

Route 59023 Beginning at a point on State Highway Route 176 about 0.5 of a mile south of New Columbia thence westerly through White Deer Township to a point about 1.0 mile north of Kelly Crossroads thence south to Kelly Crossroads in Union County a distance of about 4.8 miles

Route 59024 Beginning at a point on the northern boundary of Lewisburg Borough at Buffalo Creek thence northerly through Kelly Township over the original location of State Highway Route 176 past the Evangelical Home thence northwesterly through Kelly Township to the crossing of State Highway Route 176 about 1.0 mile north of Lewisburg thence northwesterly through Kelly Township across Route 59019 to the crossing of State Highway Route 475 about 1.0 mile east of Kelly Crossroads thence northerly through White Deer Township to a point about 2.0 miles northwesterly from New Columbia thence southeasterly through White Deer Township to the intersection with State Highway Route 176 at New Columbia in Union County a distance of about 9.6 miles

Route 59025 Beginning at a point on Route 59019 in Kelly Township about 1.0 mile west of its intersection with State Highway Route 176 thence northerly through Kelly Township to the intersection wih State Highway Route 475 about 1.0 mile west of West Milton in Union County a distance of about 1.4 miles

Route 59026 Beginning at a point on Route 59024 in White Deer Township about 2.0 miles northwest of New Columbia thence westerly through White Deer Township to a point about 2.5 miles north of Kelly Crossroads thence southerly to Route 59023 at a point approximately 1.0 mile north of Kelly Crossroads in Union County a distance of about 3.7 miles

Route 59027 Beginning at a point on State Highway Route 176 about 1.5 miles northwest of Allenwood thence westerly through Gregg Township to Spring Garden thence westerly through Gregg Township to the Lycoming County line on what is known as the Front Road in Union County a distance of about 2.6 miles

Route 59028 Beginning at a point on State Highway Route 176 about 0.5 of a mile east of Alvira thence northerly through Gregg Township to the Lycoming County line about 1.0 mile south of Stone Church in Union County a distance of about 1.1 miles

Route 59029 Beginning at a point on State Highway Route 176 at Allenwood thence northwesterly through Gregg Township over what was originally the old State Road from Uniontown to Muncy to the Lycoming County line about 2.5 miles south of Montgomery in Union County a distance of about 2.4 miles

Route 59030 Beginning at a point on State Highway Route 628 about 0.5 of a mile south of Mazeppa thence southerly through Buffalo Township to the intersection with Route 59018 about 1.0 mile west of Buffalo Cross Roads in Union County a distance of about 1.4 miles

Section 61 The township roads to be taken over under the provisions of this act in the County of Venango are those situate and described as follows

Route 60001 Beginning at a point on the Mercer-Venango County line and running east in Irwin Township to State Route 233 .25 of a mile south of Barkeyville road being known as the Grove City-Clintonville Road in Venango County a distance of about 1.4 miles

Route 60002 Beginning at Farn Corners at a point on the dividing line of Butler and Venango Counties and running northward in Irwin Township to a point .4 of a mile west of Nectarine on State Route 218 in Venango County a distance of about 1.6 miles

Route 60003 Beginning at J B Porter Corners at a point on the dividing line of Butler and Venango Counties and running northwest through Irwin Township crossing State Route 218 at Nectarine and State Route 233 .75 of a mile north of Wesley and continuing northwest to a point on the Mercer-Venango County line at Kilgore in Venango County a distance of about 8.2 miles

Route 60004 Beginning at a point on the dividing line between Mercer and Venango Counties thence easterly through Irwin Township past the Irwin Church to a point on State Route 233 approximately .3 of a mile north of Wesley Post Office in Venango County a distance of about 2.4 miles

Route 60005 Beginning at a point on the dividing line between Butler and Venango Counties and running north through Clinton Township by way of Smith's Corners to the south line of Clintonville Borough on what is known as the Clintonville-Annandale Road in Venango County a distance of about 1.7 miles

Route 60006 Beginning at Smith's Corners on the Annandale Road thence in an easterly direction through Clinton Township to a point on the dividing line of Clinton-Scrubgrass Townships thence east in Scrubgrass Township by way of Eakin's Corners to Clay Corners in Venango County a distance of about 4 miles

Route 60007 Beginning at a point on the dividing line between Butler and Venango Counties thence north to the Ross Rosenberry Corners thence west to Clay Corners thence north to Rockdale School Corners thence northeast across Route 218 at Lisban thence north through Cyrus to Humphrey Corners through Scrubgrass Township to a point on the dividing line between Scrubgrass Township and Clinton Township thence westward in Clinton Township to a point on the Kennerdell Pump Station Road in Venango County a distance of about 8.3 miles

Route 60008 Beginning at the Ross Rosenberry Corners about .1 of a mile north of the Butler County line thence easterly in Scrubgrass Township to a point about .5 of a mile north of the Butler County line on the road leading from Douglass Corners south to the Butler County line in Venango County a distance of about 1.5 miles

Route 60009 Beginning at the Venango-Butler County line north in Scrubgrass Township across State Route 218 at Douglass Corners and continuing northeast to Hoodville thence east and south in Scrubgrass Township to State Route 75 near top of Emlenton Hill in Venango County a distance of about 6.4 miles

Route 60010 Beginning at a point on State Route 218 about one mile east of Clintonville Borough known as the Riddle Crossroads and running northward in Clinton Township to a point on the lower Bullion-Kennerdell Road in Venango County a distance of about 3.1 miles

Route 60011 Beginning at a point on State Route 428 .3 of a mile south of Bullion and running east and northeast by way of Kennerdell Pump Station through Clinton Township to a point on the dividing line between Clinton and Rockland Townships thence back of Kennerdell thence east by way of Rockland and Barrs Corners through Rockland Township to a point on the dividing line between Rockland and Richland Townships to Ella Gardner Corners thence south in Richland Township to Adams Corners thence northeast in Richland Township to a point on State Route 75 approximately one mile southwest of Nickelville in Venango County a distance of about 16.1 miles

Route 60012 Beginning at a point at the southern end of Freedom and running northward through Freedom in Rockland Township to the southern end of State Route 581 in Rockland in Venango County a distance of about 1.7 miles

Route 60013 Beginning at a point on the dividing line between Emlenton Borough and Richland Township and running in a northeasterly direction in Richland Township to Distlers Corners at a point on State Route 75 in Venango County a distance of about 3.4 miles

Route 60014 Beginning at a point on the dividing line between Clarion and Venango Counties and running in a northwesterly direction through Nickelville in Richland Township to a point on State Route 75 in Venango County a distance of about 1.6 miles

Route 60015 Beginning at Twin Oaks on State Route 233 and extending easterly in Victory Township to Five Points in Venango County a distance of about 1.6 miles

Route 60016 Beginning at Allen Corners on the Georgetown Road and running north through Irwin Township by way of J Woods Corners to a point on the dividing line between Irwin and Mineral Townships and continuing northerly through Mineral Township to a point on the old Mercer-Franklin Pike at Mount Pleasant in Venango County a distance of about 5.9 miles

Route 60017 Beginning at a point on the dividing line between Mercer and Venango Counties and running in a northeasterly direction through Mineral Township by way of Mount Pleasant and Adams Corners to a point on the dividing line between Mineral and French Creek Townships at Waterloo Bridge through French Creek Township to a point on State Route 208 about .3 of a mile southwest of Polk Borough in Venango County a distance of about 4.6 miles

Rote 60018 Beginning at Adams Corners on the old Mercer-Franklin Road and running northward through Mineral Township to a point on the southerly end of State Route Spur 208 in the town of Raymilton in Venango County a distance of about .8 of a mile

Route 60019 Beginning at Wallace Corners on State Route 208 and running northerly through Mineral Township to a point on the dividing line between Mineral and French Creek Townships thence northerly through French Creek Township by way of North Sandy and J C Haylett Corners to a point on the dividing line between French Creek Township and Utica Borough in Venango County a distance of about 6.8 miles

Route 60020 Beginning at a point on the dividing line between Mercer and Venango Counties and running easterly through French Creek Township by way of Bodine Corners through Niles and Nicklin to a point on State Route 208 about 1.5 miles west of the city line of Franklin in Venango County a distance of about 7.7 miles

Route 60021 Beginning at a point on State Route 233 known as Ayres Garage thence southeasterly through Sandy Creek Township by way of Twin Churches Corner to the intersecting road at National Transit Toolhouse in Venango County a distance of about 2.5 miles

Route 60022 Beginning at the intersecting road .75 of a mile west of Belmar and running westerly and northerly through Sandy Creek Township past Foster School and National Transit Toolhouse and through Bully Hill to a point on the southerly dividing line between Sandy Creek Township and the city of Franklin in Venango County a distance of about 5 miles

Route 60023 Beginning at a point on State Route 65 at the eastern end of Franklin City near the Eighth Street Bridge thence easterly through Cranberry Township on the Bredinsburg Road across Deep Hollow Road to the state road at Seneca Post Office in Venango County a distance of about 6.8 miles

Route 60024 Beginning at the intersection of the Bredinsburg-Deep Hollow Road and running north in Cranberry Township to a point on the south city line of Oil City in Venango County a distance of about 1.4 miles

Route 60025 Beginning at a point on State-aid Application 56 and running northerly in Cranberry Township to a point on the southerly line between Oil City and Cranberry Township on what is known as the old Latonia Turnpike in Venango County a distance of about 1 mile

Route 60026 Beginning at a point on State Route 65 .5 of a mile west of Van thence northerly through Cranberry Township by way of Hill City and Ten Mile Bottom on the Hill City Road to a point on State Route 91 in Venango County a distance of about 5.7 miles

Route 60027 Beginning at the crossroads in Hill City and running easterly through Cranberry Township by way of J B Blauser Farm to a point on the dividing line between Cranberry and Pine Grove Townships thence northeasterly through Pine Grove Township by way of O B Perry Corners to the intersecting road at Centerville in Venango County a distance of about 4.1 miles

Route 60028 Beginning at a point on the dividing line between Clarion and Venango Counties and running northerly through Pine Grove Township by way of Centerville and Sawtown to State Route 91 at Coal Hill in Venango County a distance of about 4.9 miles

Route 60029 Beginning at a point on the boundary line between Clarion and Venango Counties and running northerly on the boundary line of Venango County and Clarion County to State Route 91 at the town of Venus in Venango County a distance of about 2.2 miles

Route 60030 Beginning at a point on Route 91 at McCrea School and extending northerly in Pine Grove Township past Clap Lease to a point on the Pine Grove-President Township line and continuing northerly in President Township to a point on the Allegheny River north of President Post Office in Venango County a distance of about 5.3 miles

Route 60031 Beginning at a point on State Route 90 .75 of a mile west of the city line of Franklin and running northerly through Sugar Creek Township on what is known as the Patchel Run Road by way of Burchfield's Corners to a point on the dividing line between Sugar Creek and Jackson Townships thence northwesterly through Jackson Township by way of Mason to a point on State Route 90 .75 of a mile south of the borough line of Cooperstown in Venango County a distance of about 6.4 miles

Route 60032 Beginning at a point on the dividing line between the city of Franklin and Sugar Creek Township known as Coefield's Corners and running in a northerly direction through Sugar Creek Township by way of Galloway to intersection of Warren road thence by way of Keely Corners to a point on the dividing line between Sugar Creek and Oakland Townships thence in a generally northeast direction by way of Bethel Corners to Dempseytown thence east by way of Baums Corners to a point on the dividing line between Oakland Township and Cherrytree Township thence northeast through Cherrytree Township to a point of intersection on State Route 205 at Cherrytree in Venango County a distance of about 12.1 miles

Route 60033 Beginning at a point of intersection at State Route 91 in Reno thence northerly over Fourth Street to the intersection of Walnut Street thence westerly ovr Walnut Street thence northerly in Sugar Creek Township to point of intersection with the concrete road at Foster's Corners in Venango County a distance of about 4.5 miles

Route 60034 Beginning at the dividing line between Oil City and Cornplanter Township and running northwesterly on what is known as the Holliday Run Road through Cornplanter Township to a point on the dividing line between Sugar Creek and Cornplanter Townships thence northerly by way of Foster's Corners to a point on the dividing line between Sugar Creek and Oakland Townships thence northerly in Oakland Township by way of Hays Corners to a point at the southern end of State-aid Application 4214 in Venango County a distance of about 4.5 miles

Route 60035 Beginning at the Oil City line being an extension of East Bissell Avenue eastwardly to intersection of old Oak Road thence following Oak Road to intersection with State-aid Application 5392 just west of Friedhaber Lane in Venango County a distance of about 1 mile

Route 60036 Beginning at State Route 207 at Hannaville and running northwesterly through Canal Township same being known as the old Waterford-Susquehanna Turnpike to a point on the dividing line between Crawford and Venango Counties in Venango County a distance of about 3.1 miles

Route 60037 Beginning at a point on the old Waterford-Susquehanna Turnpike .25 of a mile west of Hannaville and running northerly through Canal Township by way of Raugh Corners to a point on the dividing line between Crawford County and Venango County at Peters Corners in Venango County a distance of about 3.5 miles

Route 60038 Beginning at a point on the dividing line between Cooperstown Borough and Jackson Township and running northerly over what is known as the Lake Creek Road to a point on the dividing line between Crawford County and Venango County thence westerly along county line to intersecting roads at Wilson Mills in Venango County a distance of about 4.4 miles

Route 60039 Beginning at a point on the dividing line between Cooperstown Borough and Jacksan Township and running easterly through Jackson Township to a point on the dividing line between Jackson and Oakland Townships thence easterly through Oakland Township by way of Boyd Center Corners thence northerly to Federman Corners thence easterly to a point of intersection with the Franklin-Dempseytown Road in Venango County a distance of about 5.7 miles

Route 60040 Beginning at Bradleytown at State Route 90 and running in an easterly direction through Plum Township through Sunville to Wallaceville thence east by way of Strawbridge Corners to a point on the dividing line between Plum and Cherrytree Townships thence easterly in Cherrytree Township by way of Prathers Corners to a point on State Route 205 at Buxton Corners in Venango County a distance of about 9.8 miles

Route 60041 Beginning at the intersecting roads south of Sunville thence northerly in Plum Township by way of Battins Corners across State Route 89 at Plum thence continuing northerly to a point on the dividing line between Venango and Crawford Counties in Venango County a distance of about 3.6 miles

Route 60042 Beginning at a point on the Dempseytown-Cherrytree road about .25 of a mile west of Baum's Corners and extending in Oakland Township northwesterly towards Wallaceville to a point on the Oakland-Plum Township line thence northerly in Plum Township by way of Wallaceville Plum Center and Propers Corners to point of intersection with Route 89 at Diamond in Venango County a distance of about 7 miles

Route 60043 Beginning at State Route 89 at Diamond and running northerly to a point on the dividing line between Crawford and Venango Counties in Venango County a distance of about 1 mile

Route 60044 Beginning at Baums Corners .75 of a mile northeast of Dempseytown and running in a northerly direction through Oakland Township by way of Oakland Corners to a point on the dividing line between Oakland and Cherrytree Townships thence in a generally northerly direction through Cherrytree Township by way of Hamilton Corners by way of Prathers Corners by way of Kerrs Corners to a point on the dividing line between Venango and Crawford Counties in Venango County a distance of about 7.8 miles

Route 60045 Beginning at a point on State Route 205 at Rynd Farm and running in a northerly direction along the west bank of Oil Creek through Cornplanter Township to Petroleum Center thence northerly to a point on the dividing line between Cornplanter Township and Cherrytree Township thence north and west through Cherrytree Township by way of Mason Farm Corners to a point on State Route 205 about one mile north of Cherrytree in Venango County a distance of about 7 miles

Route 60046 Beginning at point of intersecting roads on the west bank of Oil Creek in Petroleum Center thence in a southeasterly direction through Cornplanter Township across the concrete pavement at Plumer to a point on the dividnig line between Cornplanter and President Townships thence southeasterly through President Township to Eagle Rock thence northeasterly by way of Baum to a point on the dividing line between Venango and Forest Counties in Venango County a distance of about 13.1 miles

Route 60047 Beginning at the east borough line of Rouseville and running in a northeasterly direction through Cornplanter Township to the southern end of State-Aid Application 2092 in the village of Plumer in Venango County a distance of about 3 miles

Route 60048 Beginning at the north end of State-aid Application 5392 at Grand View and running northeasterly through Cornplanter to a point on the concrete road south of Plumer in Venango County a distance of about 2.5 miles

Route 60049 Beginning at a point on State-aid Application 2092 about 1.5 miles north of Plumer and running northeasterly through Cornplanter Township by way of Pithole at a point on the dividing line between Cornplanter and Allegheny Townships thence northeasterly through Allegheny Township by way of Earl Raumbaugh Corners to a point of intersection at Lovells Corners in Venango County a distance of about 6 miles

Route 60050 Beginning at the end of State-aid Application 2092 at the dividing line between Cornplanter and Oil Creek Townships and running north through Oil Creek Township to Jerusalem Corners thence easterly to point of intersection with State Route 89 just west of Pleasantville Borough in Venango County a distance of about 4.7 miles

Route 60051 Beginning at the south borough line of Pleasantville and running southeasterly through Oil Creek Township to a point on the dividing line between Oil Creek and Allegheny Townships thence southeasterly in Allegheny Township to Lovells Corners thence east and southeast to a point on the dividing line between Forest and Venango Counties in Venango County a distance of about 4.8 miles

Route 60052 Beginning at the Drake Oil Well in Oil Creek Township and running north along east bank of Oil Creek to point on the Venango-Crawford County line at city of Titusville in Venango County a distance of about .3 of a mile

Route 60053 Beginning at Jerusalem Corners and running north in Oil Creek Township to a point of intersection with State Route 89 in Venango County a distance of about .8 of a mile

Route 60054 Beginning at school House .2 of a mile east of Goodman's Corners and running west in Pinegrove Township to Goodman's Corners thence north to a point of intersection with State Route 91 at the Tom Neffer property in Venango County a distance of about 1.8 miles

Section 62 The township roads to be taken over under the provisions of this act in the County of Warren are those situate and described as follows

Route 61001 Beginning at a point on the Crawford-Warren County line at a point about .5 of a mile north of the southwest corner of Southwest Township and running east in Southwest Township across State Route 89 at Enterprise and continuing east about .9 of a mile to intersecting road thence northeast about .9 of a mile to intersecting road thence northeast via Colorado to a point on the dividing line between Southwest and Triumph Townships thence northeast in Triumph Township via New London Corners Johnsons Corners and Bablin Hill Road to a point on Tidioute Borough line at Gordon Run Bridge in Warren County a distance of about 11.7 miles

Route 61002 Beginning at a point on the Forest-Warren County line about .6 of a mile south of Pineville and running generally north in Southwest Township via Pineville Corners to point of intersection with the Enterprise-New London Road at or near the Southwest-Triumph Township line in Warren County a distance of about 2.3 miles

Route 61003 Beginning at a point on the Warren-Forest County line about .75 of a mile south of Fagundus thence north in Triumph Township via Fagundus to a point at the Bablin Hill Road at Clelands Corners near the top of Bablin Hill in Warren County a distance of about 3.6 miles

Route 61004 Beginning at Gilson Corners on the Spring Creek Road about .5 of a mile northeast of the Warren-Crawford County line thence east and south in Eldred Township to a point on the Eldred-Southwest Township line thence south and southeast in Southwest Township to a point on Valley Road thence northeast along Valley Road to Selkirk Corners thence east in Southwest Township along Selkirk Road to Route 89 at Ripley Corners in Warren County a distance of about 5.4 miles

Route 61005 Beginning at a point on the Warren-Crawford County line about one-eighth mile north of Southwest Corners of Eldred Township thence in a general northeasterly direction in Eldred Township via Gilson Corners Cutler School and Trimm's Corners to a point on the Eldred-Spring Creek Township line near East Branch thence in generally northeast and north direction in Spring Creek Township through Cobbs Corners to a point on Route 200 at Ross Corners about .75 of a mile east of West Spring Creek in Warren County a distance of about 11.4 miles

Route 61006 Beginning at a point on the Crawford County line about .5 of a mile south of northwest corner of Eldred Township thence in a general easterly direction in Endred Township to Trimm's School on Spring Creek Road in Warren County a distance of about 2.3 miles

Route 61007 Beginning at a point on the Warren-Crawford County line about 1.5 miles south of the northwest corner of Eldred Township thence in an easterly direction in Eldred Township to a point on Spring Creek Road at Heisterman Corners in Warren County a distance of about 1.7 miles

Route 61008 Beginning at Starr on Route 89 thence north in Eldred Township through Sanford Corners to Ray's Corners on the Garland Road in Warren County a distance of about 3.4 miles

Route 61009 Beginning at a point on the Spring Creek Road at Trimm's Corners thence in a general easterly direction in Eldred Township through Ray's Corners to a point on the Eldred-Spring Creek Township line thence northeasterly through the southeast corner of Spring Creek Township to the Spring Creek-Pittsfield Township line thence in a general easterly direction in Pittsfield Township to a point at Heilers Corners on Route 89 about .25 of a mile south of Osburn Run in Warren County a distance of about 7.1 miles

Route 61010 Beginning at a point in Deerfield Township at Bartsch Corners thence in a northeasterly direction in Deerfield Township to Deerfield-Pittsfield Township line thence in Pittsfield Township in a general northeasterly direction via Cole Hill to a point on Route 89 at Whitestown about one mile east of Garland in Warren County a distance of about 4 miles

Route 61011 Beginning at a point on the north line of Tidioute Borough thence along Norrison Hill Road in Deerfield Township northwest via Bartsch Corners to a point on Deerfield-Pittsfield Township line thence northwest in Pittsfield Township to a point on Route 89 at Torpedo in Warren County a distance of about 7.8 miles

Route 61012 Beginning at a point on the east line of Tidioute Borough thence northeast in Deerfield Township along Tidioute-Cobham Station Road to a point about .5 of a mile northeast of Cobham Station thence generally northwest in Deerfield Township to a point on the Hemlock-Youngville Road thence north in Deerfield Township along the Hemlock-Youngville Road about 1.25 miles thence west in Deerfield Township to the Deerfield-Pittsfield Township line thence east and north via Andrews Run Road in Pittsfield Township to a point on Route 89 at Pittsfield in Warren County a distance of about 12.9 miles

Route 61013 Beginning at a point on the Warren-Erie County line about .75 of a mile north of southeast corner of Erie County thence generally southeast in Spring Creek Township to a point on Route 200 about one mile west of West Spring Creek and about .25 of a mile east of the Warren-Waterford Road in Warren County a distance of about 2.8 miles

Route 61014 Beginning at a point on Route 200 at West Spring Creek thence generally northwest and north in Spring Creek Township to a point on the Spring Creek-Columbus Township line about .25 of a mile south of Sample Corners thence north in Columbus Township to Sample Corners thence westerly and northerly via the Warner farm across Route 367 near Howard tannery to a point on Route 88 about .75 of a mile west of Columbus in Warren County a distance of about 8 miles

Route 61015 Beginning at Spring Creek at junction of Routes 367 and 200 thence in a general northeasterly direction in Spring Creek Township to south line in Columbus Township near Blue Eye School thence in a general northeasterly direction in Columbus Township to Perry Mead Corners thence northerly in Columbus Township to Jacob Kerinsky Corners thence westerly in Columbus Township to Barney Carrier Corners northerly in Columbus Township to John Pondell Coners on Route 89 in Warren County a distance of about 5.2 miles

Route 61016 Beginning at a point on Route 88 spur in the village of Columbus thence north and northwest in Columbus Township via West Lawn Cemetery and Scholton farm to a point on the Warren-Erie County line about .75 of a mile northwest of Tillotson School in Warren County a distance of about 3.5 miles

Route 61017 Beginning at a point on the west line of Bear Lake Boro thence west and northwest in Columbus Township via Doane School to a point on the New York State line about .75 of a mile west of Bear Lake Boro in Warren County a distance of about 1 mile

Route 61018 Beginning at Backus Corners at Route 88 thence north in Columbus Township to Dewey Corners thence east to Wilbur Crossing thence generally northeast in Columbus Township to Pine Valley thence northerly in Columbus Township to Humphreys Corners thence northeast to Columbus-Freehold Township line thence generally northeast through northwest corner of Freehold Township to south line of Bear Lake Boro in Warren County a distance of about 4.4 miles

Route 61019 Beginning at Wilbur Crossing thence east in Columbus Township to Freehold Township line thence east in Freehold Township via Wells Corners to a point on Bear Lake-Lottsville Road at Johnson Corners in Warren County a distance of about 4.8 miles

Route 61020 Beginning at end of Route 88 spur in Freehold Township being present improved road built under State-aid Applications 1164 and 1812 at Wrightsville thence north to Lottsville thence west to Johnson Corners thence northwest in Freehold Township to intersection with State-aid Application 1788 at Bear Lake Corners about one mile east of Bear Lake Borough in Warren County a distance of about 6.8 miles

Route 61021 Beginning at Lottsville in Freehold Township thence generally northeast in Freehold Township along Lottsville-Sugar rove Road to Sugar Grove Township line near Wilbur School thence northeast in Sugar Grove Township through Frodelious Corners to the west line of Sugar Grove Borough in Warren County a distance of about 4.7 miles

Route 61022 Beginning at Page Hollow Corners on Route 88 about one mile southeast of Dugall in Freehold Township thence north via Durlin Corners to a point in Sugar Grove Township line near southwest corner of Sugar Grove Township thence generally northeast in Sugar Grove Township through Shelden Corners Nutall and Dalrymple School Corners to a point on the Lottsville-Sugar Grove Road at Frodelious Corners about .75 of a mile west of Sugar Grove Borough line in Warren County a distance of about 9.2 miles

Route 61023 Beginning at a point at Matthews Run at north end of State-aid Application 4014 in Brokenstraw Township thence northwest to south line of Sugar Grove Township to Gourley's Corners and about .75 of a mile northeast of Nuttal in Warren County a distance of about 3.3 miles

Route 61024 Beginning at a point on the Matthew Run Road at the north end of State-aid Application 4014 in Brokenstraw Township thence northeast to the south line of Sugar Grove Township thence in a general northeasterly direction in Sugar Grove Township through Ericson's Corners and Johnson's Corners to a point on Route 279 at Swede Church Corners about one mile northwest of Chandler Valley in Warren County a distance of about 3.4 miles

Route 61025 Beginning at a point on Route 88 at Jackson Crossing thence in a general northwesterly direction in Conewango Township via Mead School and Upper Dunham's Corners and Seifert's Corners to the south line of Sugar Grove Township thence in a general northwesterly direction in Sugar Grove Township to the south line of Farmington Township near the southwest corner of Farmington Township thence northerly in Farmington Township to a point on Route 279 at Morris' Corners about one mile southeast of Chandler Valley in Warren County a distance of about 7.6 miles

Route 61026 Beginning at a point on Route 279 at Miller Hill Corner thence northerly in Conewango Township to the south line of Farmington Township thence northerly in Farmington Township through Parker Corners to a point on the public road at Lander at the west end of State-aid Application 154 thence northerly in Farmington Township via Wheeler School to the south line of New York State in Warren County a distance of about 7.3 miles

Route 61027 Beginning at a point on the east line of Sugar Grove Boro thence easterly in Sugar Grove Township via Gray School and Five Points to a point on the west line of Farmington Township thence southeasterly in Farmington Township via Mahan's Corners to a point on the public road at Lander at the west end of State-aid Application 154 in Warren County a distance of about 4.8 miles

Route 61028 Beginning at a point on the east end of State-aid Application 154 in Farmington Township thence easterly in Farmington Township via Marshtown Corner to the west line of Pine Grove Township thence in a general southeasterly direction via Kelly Corners approximately parallel with Johnnie's Run in Pine Grove Township to a point on Route 94 at Russel in Warren County a distance of about 4.4 miles

Route 61029 Beginning at a point on Route 94 about .25 of a mile west of Akeley at Schleack's Corner thence northwesterly in Pine Grove Township on west side of Conewango Creek to the south line of New York State about .75 of a mile west of the Conewango Creek in Warren County a distance of about 2.9 miles

Route 61030 Beginning at a point on Route 93 about one-eighth mile west of the River Bridge at Tidioute thence in a general easterly direction to Eisen Brown Corners thence in a northeasterly direction in Limestone Township through Bimber Corner to the Limestone-Watson Township Line thence in a general northeasterly direction in Datson Township via Plank Road School Sandstone Spring Corner and Harmonson Corner to the south line of Pleasant Township thence in a general northeasterly direction in Pleasant Township via Daly School to a point on the public road at the west end of State-aid Application 4104 at Sill School thence in a westerly and southwesterly direction in Pleasant Township via Grunderville to a point on Route 93 at Lenhart's Corner near the mouth of Lenhart Run in Warren County a distance of about 22.5 miles

Route 61031 Beginning at a point on the Warren-Tidioute Road about .25 of a mile northeast of Sandstone Spring thence in a general southeasterly direction via Dunham's Mills in Watson Township to the west line of Cherry Grove Township thence in an easterly direction in Cherry Grove Township via Vandergriff Corners and Farmsworth Corner to the west line of Sheffield Township thence in a general northeasterly direction in Sheffield Township via E O Anundson farm to a point on Route 253 at Sheffield in Warren County a distance of about 17 miles

Route 61032 Beginning at a point on the north line of Forest County near the top of Minister Hill thence northerly and northeasterly in Cherry Grove Township through Vandergrift Corners and Cherry Grove to the south line of Mead Township thence in a general northeasterly direction in Mead Township via Garfield Hill to a point on Route 95 at Weldbank in Warren County a distance of about 11.7 miles

Route 61033 Beginning at a point on the Forest County line about one mile west of Brookston thence in a general northwesterly direction along the south branch of Tionesta Creek via Cherry Run Station and Martin Station in Sheffield Township to the southeast end of State-aid Application 4250 near Donaldson Station in Warren County a distance of about 2.9 miles

Route 61034 Beginning at the north line of Warren Borough thence in a general northerly direction in Glade Township via Hatch Corner to the intersection of the Big Four Road in Warren County a distance of about 2.8 miles

Route 61035 Beginning at the east line of Warren Boro thence in a general northeasterly direction in Glade Township via Hunter's Corner to Mack Oleny's Corner in Warren County a distance of about 2.9 miles

Route 61036 Beginning at the east line of Warren Boro thence in a general northeasterly direction in Glade Township to Mack Oleny's Corner thence in a general easterly direction in Glade Township on the Scandia Road to a point on the public road known as Smith Corners in Warren County a distance of about 4.8 miles

Route 61037 Beginning on Park Street Extension at the east line of Warren Boro thence in a general northeasterly direction in Glade Township along Park Street Extension and Cobham Park Road to Smith Corners thence along the Warren-Olean Road to the west line of Elk Township about .25 of a mile north of the southwest corner of Elk Township thence in a general northeasterly direction in Elk Township along the Warren-Olean Road via Scandia and Germany to a point on the south line of New York State near Hanson's Corner and the Allegheny River in Warren County a distance of about 15.7 miles

Route 61038 Beginning at a point on Route 94 at Russell thence in a general easterly direction in Pine Grove Township via Madigan Corner to Grant Corner thence along the Priest Hollow Road to a point on the east line of Elk Township near Priest Run thence in a general southeasterly direction along Priest Hollow Road to Elk Township to a point on the Warren-Olean Road at Anderson's Corner about one mile northeast of Scandia in Warren County a distance of about 6.8 miles

Route 61039 Beginning at a point on Route 94 at Akley thence in a general easterly direction via Cable Hollow in Pine Grove Township to a point on the west line of Elk Township about two miles south of the New York State Line thence in an easterly and southeasterly direction via Glendenning School in Elk Township to a point on the Warren-Olean Road near Germany in Warren County a distance of about 6.8 miles

Route 61040 Beginning at a point on the west line of McKean County near the southwest corner of Corydon Township thence in a general northerly direction in Kinzua Township via Dew Drop and along the west bank of Kinzua Creek to a point on Route 209 about one-eighth of a mile southwest of the Kinzzua Creek Bridge and near the Methodist Church in the village of Kinzua in Warren County a distance of about 2.9 miles

Route 61041 Beginning at a point on Route 630 at Corydon about one-eighth of a mile south of Willow Creek thence in in general easterly direction in Corydon Township to the west line of McKean County about .25 of a mile south of the New York State Line in Warren County a distance of about 1.7 miles

Section 63 The township roads to be taken over under the provisions of this act in the County of Washington are those situate and described as follows

Route 62001 Beginning at State Route 115 near Florence thence northerly through Hanover Township via Five Point to Beaver County line 2.5 miles east of Frankfort Pa in Washington County a distance of about 4.1 miles

Route 62002 Beginning at county concrete road ½ mile north of Candor thence easterly to intersection of Township Route 62069 1½ miles north of Shaw Mine in Robinson Township in Washington County a distance of about 1.0 mile

Route 62003 Beginning near Robinson Church in Robinson Township thence northwesterly to a point near Raccoon Creek thence northwardly to a point near Murdocksville on the Beaver County line in Washington County a distance of about 3.7 miles

Route 62004 Beginning at road intersection near McAdam thence northeasterly to the Allegheny County line thence southeasterly to end of county road to McDonald in Washington County a distance of about 1.7 miles

Route 62005 Beginning at State Route 115 at the Burgettstown Borough line thence northerly through Smith Township to State Route 257 near Bavington in Washington County a distance of about 3.2 miles

Route 62006 Beginning at the West Virginia State line near Seldom Seen thence northeasterly through Jefferson Township via Bethel Church and Bethel Ridge Road to Eldersville in Washington County a distance of about 6.25 miles

Route 62007 Beginning at Greene and Washington County line at Burdett's Bridge thence northerly through West Finley Twonship via Burnsville to road intersection on Beham Ridge Road near the residence of Frank Kennedy in Washington County a distance of about 7.0 miles

Route 62008 Beginning at State Route 325 near Horne's School thence easterly in Amwell Township to county road near Lone Pine in Washington County for a distance of about 1.7 miles

Route 62009 Beginning at State Route 257 two and one-half miles east of Bavington thence northerly through Robinson Township to road intersection at Robinson Church in Washington County a distance of about 2.3 miles

Route 62010 Beginning at road intersection 1.2 miles southeast of Cherry Valley thence easterly along Cherry Run in Mt Pleasant Township to intersection of the Hickory-Primrose Road 1.3 miles southwest of Primrose in Washington County a distance of about 2.6 miles

Route 62011 Beginning at the Greene County line near West Union in Morris Township thence northerly through Morris

Township to road intersection at Lindley's Mill in Washington County a distance of about 2.0 miles

Route 62012 Beginning at Clarksville Borough line thence easterly through East Bethlehem Township via Resvo to State Route 268 in Washington County a distance of about 2.2 miles

Route 62013 Beginning at State Route 257 about 0.8 mile west of the Allegheny County line thence northerly through Robinson Township to the Allegheny County line about 1.4 miles south of Bald Knob in Washington County a distance of about 1.0 mile

Route 62014 Beginning at Van Voorhis in Carroll Township thence northerly to Ginger Hill thence northerly to Carroll Nottingham Peters and Cecil Townships via Venetia McMurray Hill Station Hendersonville and Cecil to State Route 545 at Cecil in Washington County a distance of about 21.0 miles

Route 62015 Beginning at Pleasant Grove in East Finley Township thence northerly to road intersection near So W Hancher's residence in Washington County a distance of about 1.75 miles

Route 62016 Beginning at road intersection ½ mile north of Coal Center thence northerly through E Pike Run West Pike Run Fallowfield and Carroll Township via White Pigeon School and Jonestown and Van Voorhis to Frye near Monongahela in Washington County a distance of about 13.0 miles

Route 62017 Beginning at county concrete road 0.8 miles northeast of Eldersville thence northerly through Jefferson and Hanover Townships via Hanlin Station to State Route 257 about 1.3 miles east of Paris in Washington County a distance of about 4.4 miles

Route 62018 Beginning at Clarksville thence northeasterly through E Bethlehem Township via Sandy Plains to the Deemston Borough line in Washington County a distance of about 2.1 miles

Route 62019 Beginning at the Greene County line near Dunn's Station thence northerly in Morris Township to Dunn's Station in Washington County a distance of about 1.1 miles

Route 62020 Beginning at Burdetts Bridge thence along Wheeling Creek to a point near Eno thence easterly along Wheeling Creek via Simpson's Store to State Route 109 about one and one-half miles southwest of Old Concord in Washington County a distance of about 5.9 miles

Route 62021 Beginning at county concrete road at Bulger thence northerly through Smith and Robinson Townships via Candor to State Route 257 about 1.3 miles west of the Allegheny County a distance of about 3.75 miles

Route 62022 Beginning at State Route 242 at West Middletown thence easterly through Hopewell Cross Creek and Conton Townships to State Route 115 at Taggart's School House in Washington County a distance of about 9.0 miles

Route 62023 Beginning at Bethel Church on Bethel Ridge Road in Jefferson Township thence northerly to the West Virginia State line in Washington County a distance of about 3.5 miles

Route 62024 Beginning at Patterson's Mill thence northerly through Cross Creek Township to the village of Cross Creek in Washington County a distance of about 4.3 miles

Route 62025 Beginning at county concrete road 1.8 miles northeast of Patterson's Mill on North Fork of Cross Creek thence northerly through Cross Creek and Jefferson Townships to intersection of the Burgettstown-Eldersville county road 1.8 miles east of Eldersville in Washington County a distance of about 3.0 miles

Route 62026 Beginning at intersection of the McMurray County Road near Van Eman thence easterly through Peters Township to road intersection at Thompsonville in Washington County a distance of about 2.0 miles

Route 62027 Beginning at county concrete road 1.3 miles north of Patterson's Mills thence northerly to intersection of Township Route 62025 two miles southeast of Eldersville in Washington County a distance of about 3.5 miles

Route 62028 Beginning at intersection of Township Route 62047 about two miles north of Thomas thence easterly in Peters Township to road intersection near John Henry's residence in Washington County a distance of about 2.0 miles

Route 62029 Beginning at State Route 545 at the eastern end of Hickory thence northerly on the Primrose-Hickory Road in Mt. Pleasant Township to intersection of the county concrete road about 1000 feet west of Primrose Railroad Station in Washington County a distance of about 4.5 miles

Route 62030 Beginning at road intersection at Wright's School House in Peters Township thence easterly to road intersection about 0.7 miles north of Turkeyfoot School House in Washington County a distance of about 1.5 miles

Route 62031 Beginning at State Route 545 in Hickory thence northerly through Mt Pleasant and Smith Townships via Cherry Valley to county concrete road at Raccoon in Washington County a distance of about 7.5 miles

Route 62032 Beginning at road intersection 1.25 miles southeast of B & O R R Station at Gamble thence easterly through North Strabane and Nottingham Townships and Union Township via Mingo Creek and Henry's Bridge to State Route 247 near Riverview in Washington County a distance of about 8.5 miles

Route 62033 Beginning at State Route 545 at Cecil in Cecil Township thence northerly via Reissing to county concrete road ½mile south of McDonald in Washington County a distance of about 4.7 miles

Route 62034 Beginning at State-aid Application 4274 near G J Hanna's residence thence easterly through North Strabane Township via Linden to county concrete road at Thomas in Washington County a distance of about 5.2 miles

Route 62035 Beginning at township line between Hopewell and Cross Creek Townships thence northerly through Cross Creek and Smith Townships via Rea and Nosgo School to county concrete road near Atlasburg in Washington County a distance of about 6.5 miles

Route 62036 Beginning at intersection of Munntown-Dunningsville Ridge Road about 1.7 miles south of Munntown thence easterly in Nottingham Township to road intersection about 1.3 miles north of J A McDonald's residence in Washington County a distance of about 0.7 miles

Route 62037 Beginning at road intersection near J E Adamson's residence thence northerly through Cross Creek Township to the Village of Cross Creek in Washington County a distance of about 3.5 miles

Route 62038 Beginning at State Route 247 near Mingo School House thence easterly through Union Township to State Route 736 at Houston Run in Washington County a distance of about 1.2 miles

Route 62039 Beginning at road intersection about 0.8 miles south of Bushy Rock School House in Cross Creek Township thence northerly via Woodrow to road intersection near the Nosgo School House in Cross Creek Township in Washington County a distance of about 3.3 miles

Route 62040 Beginning at Route 62052 near the Bentleyville Borough line thence northerly past Farquhar School and properties of Hetherington Heirs C A Hayden and V D Irwin to Ginger Hill in Washington County a distance of about 4.6 miles

Route 62041 Beginning at State Route 242 in the Village of Buffalo thence northerly through Hopewell Township via the Ridge School House to the intersection of Valley Road in Mt Pleasant Township about 0.6 miles east of the line between Cross Creek and Mt Pleasant Townships thence eastwardly to Mendon in Washington County a distance of about 6.2 miles

Route 62042 Beginning at county brick road one-half mile east of Venetia thence easterly through Nottingham and Union Townships to State Route 247 at Mingo Church in Washington County a distance of about 2.8 miles

Route 62043 Beginning at county road in Village of Westland thence northerly through Mt Pleasant Township via J L Cowden's farm to State Route 545 at J A Cowden's residence in Washington County a distance of about 3.0 miles

Route 62044 Beginning at a point on the county road near the North Borough line of Canonsburg thence northwardly to an intersection with Route 108 near Hickman in Washington County a distance of about 1.9 miles

Route 62045 Beginning at county concrete road near the Canonsburg Borough line thence northerly through Cecil Township via Muese to State Route 545 at Bishop Pa in Washington County a distance of 2.0 miles

Route 62046 Beginning at State Route 242 in the Village of Independence thence southwesterly through Independence Township to the West Virginia State line in Washington County a distance of about 1.3 miles

Route 62047 Beginning at county concrete road about 0.9 miles north of the Village of Thomas thence northerly through Peters Township to county road at McMurray in Washington County a distance of about .5 miles

Route 62048 Beginning at county brick road about 0.9 miles north of Colvin Pump Station thence easterly through Fallowfield Township to the Charleroi Borough line in Washington County a distance of about 2.7 miles

Route 62049 Beginning at road intersection near Peters Church Peters Township thence northerly to county concrete road via Wright's School House in Washington County a distance of about 1.0 miles

Route 62050 Beginning on Route 62048 about 1/4 mile east of county brick road thence northeasterly through Fallowfield Township to an intersection with Route 47 about ½ mile south of the Donora Road in Washington County a distance of about 1.4 miles

Route 62051 Beginning at county road one mile west of Venetia thence northerly through Peters Township to road intersection near John Henry's residence in Washington County a distance of about 2.0 miles

Route 62052 Beginning at the Bentleyville Borough line thence northerly through Somerset Nottingham and North Strabane Townships via Gamble and Gilkeson to intersection of the Linden Road 0.9 miles southwest of Thomas in Washington County a distance of about 11.5 miles

Route 62053 Beginning at the Greene County line on the Clarksville-Zollarsville Road thence northerly to intersection of the Zollarsville-Waynesburg Road in Washington County a distance of about 0.7 miles

Route 62054 Beginning in Somerset Township U P Church and Vanceville to the Ellsworth Borough line near Wherry School House in Washington County a distance of about 7.4 miles

Route 62055 Beginning at State Route 181 at Kammerer thence northerly to intersection of the Mingo Creek Road near the Sumney School in Washington County a distance of about 0.8 miles

Route 62056 Beginning at road intersection at H. A. Preston's thence easterly to intersection of Pigeon Creek Road at the Crouch Farm in Somerset Township in Washington County a distance of about 1.5 miles

Route 62057 Beginning at Thompsonville thence northerly through Peters Township to the Allegheny County line by Montour Railroad in Washington County a distance of about 1.6 miles

Route 62058 Beginning at Bentleyville Borough line thence westerly to Vanceville in Somerset Township in Washington County a distance of about 3.4 miles

Route 62059 Beginning at county concrete road near Gamble thence northerly through North Strabane Township to Linden in Washington County a distance of about 1.0 mile

Route 62060 Beginning at road intersection on the Marianna Road 1.6 miles southeast of State Route 113 thence easterly in North Bethlehem Township to National Pike in Washington County a distance of about 0.6 mile

Route 62061 Beginning at intersection of Township Route 62032 at mouth of Sugar Run thence northerly via Sugar Run and J A McDonald's residence to intersection of Township Route 62014 near Bryant's School House in Washington County a distance of about 2.9 miles

Route 62062 Beginning at road intersection about 1.5 miles south of Mount Lookout School on Glyde-Marianna Road thence easterly to road intersection about 0.6 mile north of Fairbank School in Washington County a distance of about 1.3 miles

Route 62063 Beginning at State Route 181 near Dunningsville thence northerly through Nottingham Township to Munntown Pa in Washington County a distance of about 4.5 miles

Route 62064 Beginning at State Route 519 two and one-half miles north of Pike Run thence easterly through West Pike Run Township to the old Pittsburgh road in Washington County a distance of about 0.8 miles

Route 62065 Beginning at county road near Finleyville thence northerly through Peters Township via Turkeyfoot School House to the Allegheny County line in Washington County a distance of about 3.4 miles

Route 62066 Beginning at a cross road near the Peoples School in West Pike Run Township thence easterly via Garwood across Route 62095 to an intersection with Route 62016 about one mile north of Grandeville in Washington County a distance of about 3.5 miles

Route 62067 Beginning at end of Route 62126 thence northerly through South Franklin Township to road intersection at about 1.4 mile north of Point Lookout in Washington County a distance of about 0.9 mile

Route 62068 Beginning at county concrete road near Pollock School thence eastrely through Union Township to the Allegheny County line on Lobbs Run in Washington County a distance of about 1 mile

Route 62069 Beginning at end of State-aid Application 5763 near McAdam thence northwesterly via Dickson School House to the Allegheny County line in Washington County a distance of about 3.4 miles

Route 62070 Beginning at the county improved road near the McClury farm thence westerly through West Finley Township to the West Virginia State line in Washington County a distance of about 1.0 mile

Route 62071 Beginning at State Route 115 one-half mile north of Florence thence northerly through Hanover Township via Purdy's School House to the Beaver County line near Comettsburg in Washington County a distance of about 4.4 miles

Route 62072 Beginning at State Route 325 about 0.6 mile south of Horne's School House thence easterly through Amwell Township to county road near Lone Pine in Washington County a distance of about 1.4 miles

Route 62073 Beginning at State Route 247 near Mingo School thence northerly through Union Township to county road at Gastonville in Washington County a distance of about 2 miles

Route 62074 Beginning at county road at Beallsville Borough line on Pike Run thence easterly to county road at W A Deem's Park in Washington County a distance of about 2.4 miles

Route 62075 Beginning at the Village of Ten Mile thence northerly through Amwell North Bethlehem and Somerset Townships via Lone Pine and Glyde to Eighty-four Pa in Washington County a distance of about 13.2 miles

Route 62076 Beginning at Centerville Borough line near the Nemacolin Country Club thence easterly to the residence of W A Deems in Washington County a distance of 0.8 mile

Route 62077 Beginning at county road near Marianna thence northerly through West Bethlehem and North Bethlehem Townships to State Route 113 about 0.6 mile east of Glyde in Washington County a distance of about seven miles

Route 62078 Beginning at the Greene County line on the Zollarsville-Waynesburg road thence easterly on said road to Zollarsville Pa in Washington County a distance of about 3.4 miles

Route 62079 Beginning at the R Dunn Farm on Daniels Run Road thence northerly through West Bethlehem and North Bethlehem Townships to State Route 113 at Scenery Hill in Washington County a distance of about 2.2 miles

Route 62080 Beginning at road intersection near Franklin School House thence northerly on ridge road to county road in Washington County a distance of about 4.4 miles

Route 62081 Beginning at State Route 247 near Geo Fisher's residence thence northerly in Union Township to Allegheny County line southeast of Library in Washington County a distance of about 1.1 miles

Route 62082 Beginning at end of county road east of Prosperity thence easterly through Morris Amwell and West Bethlehem Townships via Ten Mile to road intersection about one-quarter mile southeast of Franklin School House in West Bethlehem Township in Washington County a distance of about 9.7 miles

Route 62083 Beginning at Township Route 62077 one mile north of Lone Pine-Marianna Road thence northerly along Pennsylvania R R to State Route 113 east of Scenery Hill in Washington County a distance of about 3.4 miles

Route 62084 Beginning at Buffalo Village and extending northwardly through Hopewell Township to Route 62022 in Washington County a distance of about 1.4 miles

Route 62085 Beginning at county road two miles north of Wherry School House in West Bethlehem Township thence northerly through North Bethlehm Township to Lone Pine Glyde Road about 0.9 mile south of Glyde in Washington County a distance of about 3.8 miles

Route 62086 Beginning at road intersection near Clarke Hathaway's thence northerly in Amwell Township to State Route 113 about 1.3 miles west of Glyde in Washington County a distance of about 0.7 mile

Route 62087 Beginning at Gastonville in Union Township thence northeast via Stone Church to the Allegheny County line in Washington County a distance of about 2 miles

Route 62088 Beginning at State Route 181 near Washington City line thence easterly through South Strabane Township via Vance Station to road intersection near Eight-four in Washington County a distance of about 5.4 miles

Route 62089 Beginning at intersection of Township Route 62082 near Bissell in West Bethlehem Township thence northerly to end of county road below Lone Pine in Washington County a distance of about 4.6 miles

Route 62090 Beginning at State Route 108 near Hill Church thence northwesterly via Houston to State-aid Application 685 near the T D Weaver farm through North Strabane and Chartiers Townships in Washington County a distance of about 4.8 miles

Route 62091 Beginning at State Route 519 about 0.6 mile north of Moffitts Mill thence northerly through West Pike Run Township via Garwood and Clover Hill to road intersection at Bentleyville Borough line in Washington County a distance of about 3.2 miles

Route 62092 Beginning at State Route 108 near Quail Farm thence westerly through North Strabane Township to county road about one mile east of Meadowlands in Washington County a distance of about 1.4 miles

Route 62093 Beginning near W A Leems residence thence northerly through West Pike Run Township to road intersection near old White Pigeon School House in Washington County a distance of about 5 miles

Route 62094 Beginning at county concrete road about 0.3 miles north of East Washington Borough line thence northerly through South Strabane Township to county road at Meadowlands in Washington County a distance of about 2.9 miles

Route 62095 Beginning at the end of the concrete road near Krepps Knob about one mile north of State Route 113 thence northerly through East Pike Run and West Pike Run Townships to State Route 519 near Lover in Washington County a distance of about 5.7 miles

Route 62096 Beginning at county road about one mile north of Claysville thence easterly through Blaine Buffalo and Canton Townships via Taylorstown to State Route 242 at Walftown in Canton Townships in Washington County a distance of about 10.6 miles

Route 62097 Beginning at Twilight Borough line on South Branch of Maple Creek thence northwesterly via Lover to State Route 519 in Washington County a distance of about 3.2 miles

Route 62098 Beginning at State Route 325 near Horne's School thence westerly in Amwell Township to valley road near Conduit's Crossing in Amwell Township in Washington County a distance of about 1.5 miles

Route 62099 Beginning near the Village of Burnsville in West Finley Township thence in a southwesterly direction along the Ridge Road to a point near Majorsville in Washington County a distance of about 3.3 miles

Route 62100 Beginning at State Route 115 near McClays Farm thence easterly to State-aid Application 92 near the Washington County Children's Home in Washington County a distance of about 0.6 mile

Route 62101 Beginning on the Glyde Lone Pine Road about 1.8 miles south of Glyde thence in a northwesterly direction to Route 113 about 1.5 miles east of Laboratory through South Strabane Township in Washington County a distance of about 2.7 miles

Route 62102 Beginning at State Route 109 at Van Buren thence through South Franklin and Morris Townships to road intersection about 0.4 mile south of Mt. Herman in Washington County a distance of about 4.2 miles

Route 62103 Beginning at State Route 113 about 1.8 miles east of Laboratory thence northerly through South Strabane Township via Zediker to State Route 108 at Whiley's Woods in Washington County a distance of about 4.9 miles

Route 62104 Beginning at Route 62109 at Buffalo Creek thence easterly along Buffalo Creek to road intersection one mile south of Januson School House thence easterly through Independence and Hopewell Townships to the county brick road along Buffalo Creek in Washington County a distance of about 6.9 miles

Route 62105 Beginning at county road at Washington County Home thence northerly through Chartiers and Mt. Pleasant Townships to the Village of Hickory in Washington County a distance of about 7.9 miles

Route 62106 Beginning at intersection of valley road about 1.1 miles south of Farrar School in Hopewell Township thence northerly via Farrar School to State Route 242 near Tarrtown in Washington County a distance of about 3.7 miles

Route 62107 Beginning at county road about 1.2 miles southeast of Taylorstown thence northerly through Buffalo and Canton Township to intersection of Ridge Road about 1.6 miles west of Wolftown in Washington County a distance of about 4.7 miles

Route 62108 Beginning near Dutch Fork Church thence easterly through Donegal Township to road intersection near Manufacturers Light and Heat Company Tool House in Washington County a distance of about 1.9 miles

Route 62109 Beginning at State Route 114 near Coon Island thence northerly through Donegal and Independence Townships via Dutch Fork Church and Dunsfort to West Virginia State line on Buffalo Creek in Washington County a distance of about 9.4 miles

Route 62110 Beginning at Taylorstown and extending in a northerly direction to Route 62117 through Blaine Township in Washington County a distance of about 1.4 miles

Route 62111 Beginning near end of county road north of West Alexander thence northerly through Donegal Township to Dunsfort in Washington County a distance of about 6.1 miles

Route 62112 Beginning at State Route 109 about one mile east of Prosperity thence northerly to Pie Ridge Road near the residence of Oren Groves in Washington County a distance of about 2.3 miles

Route 62113 Beginning at road intersection near Dunsfort thence northerly via Scott School in Independence Township to Mt Hope Church in Washington County a distance of about 4 miles

Route 62114 Beginning at road intersection near F B Grimes residence thence westerly through Morris and East Finley Townships to the Village of East Finley in Washington County a distance of about 6 miles

Route 62115 Beginning at end of county improved road north of Claysville thence northerly through Blaine and Independence Townships to State Route 242 near Manchester School House in Washington County a distance of about 7.5 miles

Route 62116 Beginning at road intersection about 0.3 mile north of Lindley School House in South Franklin Township thence westerly through South Franklin and East Finley Townships to road intersection near J. I. Buchman's Store in Washington County a distance of about 4.7 miles

Route 62117 Beginning at road intersection near John Post's residence thence northerly through Blaine Township to road intersection on Brush Run about one mile north of Neely's School in Washington County a distance of abuut 3.5 miles

Route 62118 Beginning at West Virginia State line about one-half mile southwest of Beham thence northeasterly through W Finley and Donegal Township to Claysville in Washington County a distance of about 10.1 miles

Route 62119 Beginning at road intersection about one-half mile north of Taylorstown thence northerly via Arthur Reed's residence to intersection of Brush Run Road one and one-half miles west of State Route 242 in Washington County a distance of about 3.0 miles

Route 62120 Beginning at Route 114 about one mile west of Coon Island thence in a southerly direction to a road intersection near the Donegal-West Finley Township line thence in a general southely direction to a road intersection near Good Intent in West Finley Township in Washington County a distance of about 5.0 miles

Route 62121 Beginning at intersection of Township Route 62020 1.1 miles northeast of Simpson's Store thence northerly through East Finley Township to State-aid Application 507 near Stony Point School House in Washington County a distance of 6.7 miles

Route 62122 Beginning near Hanlin Station thence easterly through Jefferson Hanover and Smith Townships along the Pennsylvania Railroad to a point on the Burgettstown Borough line in Washington County a distance of about 3.5 miles

Route 62123 Beginning at road intersection near F Kennedy's thence northerly to county road at Kimmon's School House in West Finley Township thence northeasterly to intersection of Routes 62118 and 62120 in Washington County a distance of about 5.2 miles

Route 62124 Beginning at State Route 109 at Prosperity thence northerly through Morris South Franklin and Buffalo Townships to State Route 114 near the old "S" Bridge in Washington County a distance of about 8.0 miles

Route 62125 Beginning at West Virginia State line on Wright's Run thence northerly through West Finley Township to Beham in Washington County a distance of about 4.6 miles

Route 62126 Beginning at Van Kirk in South Franklin Township thence westerly through South Franklin anl Buffalo Townships via Lagonda to intersection Prosperity-Taylorstown road about one mile south of the old "S" Bridge in Washington County a distance of about 5.2 miles

Route 62127 Beginning at intersection about 1.2 miles west of Lagonda thence northerly through South Franklin Buffalo and Canton Townships to intersection of Ridge Road 1.5 miles northeast of Logan's Corners in Washington County a distance of about 3.8 miles

Route 62128 Beginning at Hackney thence northwesterly along the railroad through Amwell South Franklin and North Franklin Townships via Van Kirk and Gabby to end of county road about one mile south of Route 109 in Washington County a distance of about 10.2 miles

Route 62129 Beginning at State Route 268 in Fredericktown thence northerly through East Bethlehem Township to the Deemston Borough line in Washington County a distance of about 1.4 miles

Route 62130 Beginning at Route 109 about 1.2 miles south of Lagonda thence westerly through South Franklin Township to road intersection one-half mile north of Dickerson School in Washington County a distance of about 1.8 miles

Route 62131 Beginning at State Route 325 near Hart's Mills thence northerly through Amwell and North Franklin Townships to the Washington City line in Washington County a distance of about 4.7 miles

Route 62132 Beginning at end of county road near Sawhill School in East Finley Township thence easterly to road intersection on Buffalo Creek in Washington County a distance of about 0.9 mile

Route 62133 Beginning at State Route 545 near West Middletown Station thence in a southeasterly direction to an intersection with Route 62022 about one-half mile northeast of West Middletown in Washington County a distance of about 1.5 miles

Route 62134 Beginning at Route 62096 near Canton-Buffalo Township line thence northwardly to State Route 242 in Washington County a distance of about 0.5 mile

Route 62135 Beginning at State Route 109 about 1.2 miles south of Lagonda thence southwesterly and thence northwesterly through South Franklin East Finley and Buffalo Townships to county road one mile south of Taylorstown in Washington County a distance of about 9.5 miles

Route 62136 Beginning at State Route 118 near Twin Bridges thence southwesterly through Fallowfield Township to an intersection with Route 519 near Carson Cemetery in Washington County a distance of about 2.1 miles

Route 62137 Beginning at Route 62118 thence southerly along a branch of Robinson Fork to Robinson Fork thence northeasterly via Good-Intent through West Finley Township to the county road in East Finley Township in Washington County a distance of about 3.2 miles

Route 62138 Beginning on Route 109 near Sparta and extending through Morris Township northeasterly via Ed Parkinson residence to Prosperity in Washington County a distance of about 2.1 miles

Route 62139 Beginning on Route 109 near Sparta and extending in a southerly direction to a point on Greene County line through Morris Township in Washington County a distance of about 1.5 miles

Route 62140 Beginning on Route 62082 near Franklin School thence in an easterly direction to the Marianna Borough line in Washington County a distance of about 0.9 miles

Route 62141 Beginning at a point on Route 268 about one-half mile west of Elco Borough in East Pike Run Township thence northerly and easterly by way of Howe Cemetery to the west borough line of Long Branch in Washington County a distance of about 0.8 miles

Section 64 The township roads to be taken over under the provisions of this act in the County of Wayne are those situate and described as follows

Route 63001 Beginning at a point on the division line between Wayne and Monroe Counties approximately .75 of a mile southeast of Gouldsboro Lehigh Township thence northwesterly through Lehigh Township crossing State Highway Route 254 at Gouldsboro thence northwesterly through Lehigh Township to a point on the division line between Lackawanna and Wayne Counties approximately .75 of a mile west of Sterling Township in Wayne County a distance of about 1.03 miles

Route 63002 Beginning at a point on a secondary township road located on the division line between Sterling and Dreher Townships approximately 1.75 miles northeast of Lehigh Township thence easterly through Dreher Township to a point where it intersects State Highway Route 171 at Newfoundland in Wayne County a distance of about 2.4 miles

Route 63003 Beginning at a point on State Highway Route 171 in Dreher Township approximately one mile north of Newfoundland thence easterly through Dreher Township to a point on the division line between Pike and Wayne Counties approximately one and one-eighth miles northeast of Newfoundland in Wayne County a distance of about .95 of a mile

Route 63004 Beginning at a point on the division line between Lackawanna and Wayne Counties approximately two miles south of Hollisterville thence easterly through Sterling Township intersecting Route 63006 crossing county road and intersecting Route 3005 at Sterling thence southeasterly through Sterling and Dreher Townships to a point where it intersects State Highway Route 171 approximately 1.75 miles northwest of Newfoundland in Wayne County a distance of about 6.87 miles

Route 63005 Beginning at a point on county road at Sterling in Sterling Township thence northeasterly through Sterling Township to a point where it intersects State Highway Route 171 approximately 1.35 miles east of Sterling in Wayne County a distance of about 1.35 miles

Route 63006 Beginning at a point on Route 63004 Sterling Township approximately 1.5 miles northwest of Sterling tnence northwesterly through Sterling and Salem Townships to a point where it intersects State Highway Route 172 at Hollisterville Salem Township in Wayne County a distance of about 3.1 miles

Route 63007 Beginning at a point on State Highway Route 172 at Hollisterville in Salem Township thence southeasterly through Salem and Sterling Townships to a point where it intersects State Highway Route 171 approximately 1.5 miles north of Sterling in Wayne County a distance of about 3.55 miles

Route 63008 Beginning at a point on State Highway Route 171 Salem Township approximately 1.5 miles south of Hamlin thence easterly through Salem Township thence northwesterly through Salem Township crossing county road thence northwesterly through Salem Township to a point where it intersects State Highway Route 575 approximately 3.5 miles east of Hamlin in Wayne County a distance of about 8.56 miles

Route 63009 Beginning at a point on county road Paupack Township approximately .5 of a mile east of the division line between Salem and Paupack Townships thence northerly through Paupack Township crossing State Highway Route 575 thence northwesterly through Paupack Township to the outlet of Long Pond in Paupack Township in Wayne County a distance of about 6.17 miles

Route 62010 Beginning at a point on State Highway Route 575 in Salem Township approximately one mile east of Hamlin thence northerly through Salem and Lake Townships crossing Route 63011 thence northeasterly through Avoy Lake Township thence northeasterly through Lake Township thence southeasterly through Lake and Paupack Townships to a point where it intersects State Highway Route 575 at Lakeville in Wayne County a distance of about 8.9 miles

Route 63011 Beginning at a point on State Highway Route 575 in Salem Township approximately three miles east of Hamlin thence northwesterly through Salem and Lake Townships crossing Route 63010 thence northwesterly through Lake Township crossing State Highway Route 171 at Lake Ariel thence northerly through Lake Township intersecting Route 63019 at Gravity thence northwesterly through Lake and South Canaan Townships to a point intersecting county road at

Varden South Sanaan Township in Wayne County a distance of about 6.2 miles

Route 63012 Beginning at a point on the north and south turnpike Lake Township .83 of a mile west of the village of Lake Ariel thence in an easterly direction through Lake Township to a point where it intersects State Highway Route 171 at the village of Lake Ariel in Wayne County a distance of about .83 miles

Route 63013 Beginning at a point on State Highway Route 172 Salem Township approximately two miles west of Hamlin thence in a northerly direction through Salem Township intersecting Route 63014 thence northeasterly through Lake Township intersecting Route 63015 to a point where it intersects Route 63016 approximately .75 of a mile east of the Lackawanna County line in Wayne County a distance of about 5.9 miles

Route 63014 Beginning at a point on Route 63013 Lake Township near the Lake Salem Township line thence northeasterly through Lake Township to a point where it intersects the north and south turnpike approximately 1.25 miles southeast of the village of Lake Ariel in Wayne County a distance of about 2.24 miles

Route 63015 Beginning at a point on the division line of Wayne and Lackawanna Counties approximately 1.25 miles northwest of Maplewood thence in a southeasterly direction through Lake Township to a point where it intersects Route 63013 near Maplewood in Wayne County a distance of about 1.21 miles

Route 63016 Beginning at a point on the division line between Wayne and Lackawanna Counties approximately .75 of a mile south of South Canaan Township line thence in a southeasterly direction through Lake Township intersecting Routes 63017 and 63013 thence through Lake Township to a point where it intersects the north and south turnpike approximately one mile northwest of the village of Lake Ariel in Wayne County a distance of about 3.62 miles

Roupte 63017 Beginning at a point on Route 63016 near the dividing line between Lake Township Wayne County and Lackawanna County approximately .75 of a mile south of South Canaan Township line thence in a northeasterly direction through Lake Township and South Canaan Township intersecting Route 63018 and crossing the north and south turnpike at South Canaan thence northeasterly through South Canaan Township near Curtis Pond thence northwesterly through South Canaan Township to a point where it intersects the north and south turnpike near the dividing line between Canaan Township and South Canaan Township in Wayne County a distance of about 9.52 miles

Route 63018 Beginning at a point on the division line between Lackawanna and Wayne Counties approximately 1.75 miles south of Canaan Township line thence southeasterly through South Canaan to a point where it intersects Route 63017 approximately .25 of a mile west of South Canaan in South Canaan Township in Wayne County a distance of about 2.35 miles

Route 63019 Beginning at a point on Route 63011 near Gravity Lake Township thence northeasterly through Lake and South Canaan Townships thence easterly through South Canaan and Cherry Ridge Townships intersecting Route 63020 thence easterly through Cherry Ridge Township to a point where it intersects State Highway Route 171 near Hoadleys in Wayne County a distance of about 6.8 miles

Route 63020 Beginning at a point on Route 63019 approximately one mile west of Hoadleys in Cherry Ridge Township thence northerly through Cherry Ridge Township to a point where it intersects county road approximately 1.75 miles northwest of Cherry Ridge in Cherry Ridge Township in Wayne County a distance of about 2.45 miles

Route 63021 Beginning at a point on State Highway Route 575 approximately one mile west of Wilsonville in Paupack Township thence westerly through Paupack Township touching State Highway Route 575 at Uswick thence northwesterly through Paupack and Cherry Ridge Townships to a point where it intersects State Highway Route 171 near Hoadleys in Wayne County a distance of about 7.4 miles

Route 63022 Beginning at a point on the Milford-Oswego Turnpike in Palmyra Township approximately two miles from the Hawleyl Borough line thence easterly through Palmyra Township to the westerly borough line of Hawley in Wayne County a distance of about 1.9 miles

Route 63023 Beginning at a point on the Milford-Oswego Turnpike in Cherry Ridge Township approximately 1.25 miles east of Hoadleys thence northeasterly through Cherry Ridge and Texas Townships crossing State Highway Route 7 thence to a point where it intersects county road approximately .75 of a mile east of White Mills in Texas Township in Wayne County a distance of about 4.45 miles

Route 63024 Beginning at a point on State Highway Route 335 Berlin Township approximately one mile west of the village of Indian Orchard thence northeasterly through Indian Orchard in Berlin Township thence northeasterly through Berlin Township intersecting Routes 63026 and 63025 thence through Damascus Township to a point where it intersects State Highway Route 335 at Darbytown in Wayne County a distance of about 9.06 miles

Route 63025 Beginning at a point on the Wayne-Pike County line approximately 1.5 miles south of Darbytown thence northwesterly through Berlin Township to a point where it intersects Route 63024 approximately one mile southwest of Darbytown in Wayne County a distance of about .9 of a mile

Route 63026 Beginning at a point on Route 63024 in Berlin Township approximately 2.5 miles southwest of Darbytown thence northwesterly through Berlin Township to a point where it intersects the State Highway Route 335 near the division line between Berlin and Damascus Townships in Wayne County a distance of about 1.75 miles

Routhe 63027 Beginning at a point on a county road approximately .25 of a mile northwest of Narrowsburg New York thence northerly through Damascus Township intersecting Route 63029 at Milanville thence northerly through Damascus Township intersecting county road at Damascus thence northerly through Damascus Township intersecting Route 63045 thence northwesterly through Damascus and Manchester Townships thence southwesterly through Manchester and Damascus Townships to a point where it intersects State Highway Route 173 approximately .9 of a mile south of the village of Lookout in Manchester Township in Wayne Counay a distance of about 21.95 miles

Route 63028 Beginning at a point on county road approximately three miles northeast of Beach Lake Damascus Township thence northeasterly through Damascus Township to a point where it intersects Route 63029 near Milanville in Wayne County a distance of about 3.9 miles

Route 63029 Beginning at a point on the northerly borough line of Honesdale thence in a northeasterly direction through Dyberry and Berlin Townships intersecting Route 63032 thence through Berlin and Oregon Townships intersecting Route 63031 thence to the village of Torrey thence in a northeasterly direction through Oregon Township intersecting Route 63035 thence in an easterly direction through Damascus Township intersecting Route 63030 thence in an easterly direction through Damascus Township intersecting Route 63028 and thence to a point where it intersects Route 63027 near Milanville in Wayne County a distance of about 13.05 miles

Route 63030 Beginning at a point on county road approximately .25 of a mile north of Beach Lake in Berlin Township thence northerly through Calkins in Berlin Township thence northeasterly through Boyds Mill in Damascus Township to a point where it intersects Route 63029 in Wayne County a distance of about 4.5 miles

Route 63031 Beginning at a point on State Highway Route 7 at Halfway House in Texas Township thence northerly through Texas and Berlin Townships to Laurella School House and through Oregon Township to a point where it intersects Route 63029 at Torrey Corners in Oregon Township in Wayne County a distance of about 5.6 miles

Route 63032 Beginning at a point on Route 63029 Berlin Township approximately .5 of a mile north of Texas Township line thence northeasterly through Berlin and Oregon Township to a point where it intersects county road at approximately .5 of a mile south of Girdland in Wayne County a distance of about 5.7 miles

Route 63033 Beginning at a point on State Highway Route 6 in Texas Township at Sellyville thence northerly through Texas and Dyberry Townships thence westerly through Dyberry and Clinton Townships to a point where it intersects State Highway Route 227 approximately 1.5 miles southeast of Aldenville in Wayne County a distance of about 6.85 miles

Route 63034 Beginning at a point on Route 63017 in South Canaan Township near Curtis Pond thence northeasterly through South Canaan and Canaan Township to a point where it intersects the Milford and Owego turnpike approximately .25 of a mile west of Cherry Ridge Township line thence from a point on Milford and Owego turnpike approximately two miles southeast of Canaan Township line in a northeasterly direction to a point where it intersects State Highway Route 171 near Lake Cadjaw in Wayne County a distance of about 3.95 miles

Raute 63035 Beginning at a point on Route 63032 in Oregon Township approximately .5 of a mile west of Upper Wilcox Pond thence easterly through Oregon Township to a point where it intersects Route 63029 approximately 1.75 miles north of Berlin Townshib line in Wayne County a distance of about 2.2 miles

Route 63036 Beginningat a point on the north and south turnpike in Clinton Township thence northeasterly through Clinton Township thence southerly through Clinton and Canaan Townships to a point where it intersects State Highway Route 6 approximately one mile east of Waymart Borough line in Wayne County a distance of about 4.32 miles

Route 63037 Beginning at a point on the county road in Clinton Township approximately 1.75 miles north of Waymart Borough line thence easterly through Clinton Township to a point where it intersects a secondary township road approximately two miles north of Canaan Township line and approximately two miles west of Dyberry Township line in Wayne County a distance of about 1.55 miles

Route 63038 Beginning at a point on State Highway Route 583 approximately .5 of a mile northeast of the Junction of Susquehanna Lackawanna and Wayne Counties thence easterly through Clinton Township crossing county road thence easterly through Clitnon Township to a point where it intersects State Highway Route 227 at Aldensville in Wayne County a distance of about 6.9 miles

Route 63039 Beginning at a point on State Highway Route 583 in Clinton County approximately one mile northeast of Forest City Station thence northerly through Clinton and Mount Pleasant Townships to a point where it intersects county road approximately 3.25 miles south of the Belmont Fish Hatchery in Wayne County a distance of about 3.3 miles

Route 63040 Beginning at a point on intersection of State Highway Routes 227 and 583 in Clinton Township thence northeasterly through Clinton and Mount Pleasant Townships to a point where it connects the present southerly end of State Highway Route 584 in Wayne County a distance of about 2 miles

Route 63041 Beginning at a point on State Highway Route 173 in Dyberry Township 2.7 miles north of Honesdale Borough line thence northerly through Dyberry and Lebanon Townships intersecting Route 63042 crossing Newburg Turnpike at Coal Springs thence northerly through Lebanon and Buckingham Townships intersecting Route 63050 at High Lake thence northwesterly through Buckingham and Preston Townships to a point where it intersects Route 63051 and Route near Lake Como in Preston Township in Wayne County a distance of about 19.9 miles

Route 63042 Beginning at a point on Route 63041 in Lebanon Township approximately one mile north of Dyberry Township line thence northeasterly through Lebanon Township crossing county road thence northeasterly through Lebanon and Manchester Townships intersecting Route 63048 thence northerly through Manchester Township to a point where it intersects Route 63050 in Buckingham Township approximately one mile south of Equinunk in Wayne County a distance of about 12.8 miles

Route 63043 Beginning at a point on county road in West Damascus in Damascus Township thence northwesterly through Damascus Township intersecting Route 63044 thence northwesterly through Damascus Township to a point where it intersects State Highway Route 173 in Damascus Township approximately 2.5 miles northeast of Rileyville in Lebanon Township in Wayne County a distance of about 3 miles

Route 63044 Beginning at a point on Route 63043 in Damascus Township approximately .75 of a mile northwest of West Damascus thence northeasterly through Damascus Township thence easterly through Damascus Township to a point where it intersects Route 63045 at Galilee in Damascus Township in Wayne County a distance of about 3.7 miles

Route 63045 Beginning at a point on the county road in Damascus Township approximately .4 of a mile west of Damascus thence northwesterly through Damascus Township intersecting Route 63044 thence northerly through Damascus Township to a point where it intersects Route 63027 in Damascus Township approximately .75 of a mile south of Manchester Township line in Wayne County a distance of about 7.2 miles

Route 63046 Beginning at a point at the present end of county road in the village of Stalker in Manchester Township thence southeasterly through Manchester Township to a point where it intersects a secondary township road in Wayne County a distance of about 1.35 miles

Route 63047 Beginning at a point on State Highway Route 173 in Manchester Township approximately three miles southeast of Equinunk in Manchester Township thence easterly through Manchester Township to a point where it intersects county road at Braham in Manchester Township in Wayne County a distance of about 2.15 miles

Route 63048 Beginning at a point on State Highway Route 173 at Lookout in Manchester Township thence northwesterly through Manchester Township to a point where it intersects Route 63042 in Manchester Township approximately 2.25 miles north of Lebanon Township line in Wayne County a distance of about 3.9 miles

Route 63049 Beginning at a point on State Highway Route 173 at Equinunk in Manchester Township thence northeasterly through Manchester Township to a point where the Delaware River Bridge leads to Lordville New York in Wayne County a distance of 1.1 miles

Route 63050 Beginning at a point on Route 63041 Buckingham Township approximately .4 of a mile east of High Lake thence easterly through Buckingham Township thence northeasterly through Buckingham and Manchester Townships thence northeasterly through Buckingham Township intersecting Route 63042 thence northerly through Buckingham Township to a point where it intersects State Highway Route 173 in Buckingham Township approximately .25 of a mile west of Equinunk in Manchester Township in Wayne County a distance of about 7.6 miles

Route 63051 Beginning at a point on State Highway Route 450 approximately .40 of a mile east of Lakewood in Preston Township thence easterly through Preston Township intersecting Route 63053 and Route 63052 thence through Preston and Buckingham Townships intersecting Route 63041 near Lake Como thence northerly through Buckingham Township crossing State Highway Route 365 near the dividing line between Buckingham Township and Preston Township in a northerly direction through Buckingham Township to the village of Starlight in Wayne County a distance of about 7.35 miles

Route 63052 Beginning at a point on Route 63051 in the village of Lake Como in Preston Township thence northerly through Preston Township touching State Highway Route 450 thence through Preston Township to a point where it intersects State Highway Route 365 approximately .5 of a mile west of Preston Park in Wayne County a distance of about 3 miles

Route 63053 Beginning at a point on the present northerly end of State Highway Route 584 in Preston Township thence in a northwesterly direction through Preston Township to a point where it intersects Route 63051 approximately .75 of a mile east of Lakewood in Wayne County a distance of about 3.85 miles

Route 63054 Beginning at a point on State Highway Route 584 approximately one mile south of the dividing line between Preston Township and Mount Pleasant Township thence in a northwesterly direction through Mount Pleasant Township and through Preston to a point where it intersects Route 63055 in Prseton Township in Wayne County a distance of about 3.75 miles

Route 63055 Beginning at a point on county road approximately one mile east of Pleasant Mount in Mount Pleasant Township thence northerly through Mount Pleasant Township thence through Preston Township intersecting Routes 63061 and 63054 to a point where it intersects State Highway Route 450 and Route 63051 near Lakewood in Wayne County a distance of about 9.3 miles

Route 63056 Beginning at a point on the division line between Susquehanna and Wayne Counties approximately 3.75 miles north of Mount Pleasant Township line thence southeasterly through Preston Township to a point where it intersects Route 63057 and county road in Wayne County a distance of about .12 of a mile

Route 63057 Beginning at a point on the division line between Susquehanna and Wayne Counties approximately 3.5 miles north of Mt Pleasant Township line thence northeasterly through Preston Township intersecting county road and Route 63056 thence northeasterly through Preston Township thence easterly through Preston Township to Preston Center in Preston Township thence northwesterly through Preston Township to the south borough line of Starrucca approximately 2.25 miles east of Susquehanna County line in Wayne County a distance of about 6.85 miles

Route 63058 Beginning at a point on the northerly borough line of Starrucca thence northeasterly through Scott Township crossing Route 63059 at Scott Center thence through Buckingham Township to a point where it intersects State Highway Route 173 at approximately .75 of a mile west of Hancock New York in Wayne County a distance of about 11.7 miles

Route 63059 Beginning at a point on State Highway Route 365 in the village of Shehawken in Preston Township thence northerly through Scott Center in Scott Township crossing Route 63058 thence northerly terminating at the Scott Township Wayne County-New York State line in Wayne County a distance of about 9.1 miles

Route 63060 Beginning at a point on Route 63053 in Preston Township approximately .5 of a mile south of Sly Pond thence northeasterly through Preston and Buckingham Townships to a point where it intersects Route 63041 approximately .25 of a mile east of Preston Township line in Wayne County a distance of about 1.1 miles

Route 63061 Beginning at a point on Route 63055 approximately one mile south of the dividing line between Preston Township and Mount Pleasant Township thence in a northwesterly direction through Mount Pleasant Township to a point where it intersects State Highway Route 450 at Poyntelle in Wayne County a distance of about 2.8 miles

Route 63062 Beginning at a point on State Highway Route 450 .5 of a mile north of the village of Poyntelle in Preston Township thence in an easterly direction through Preston Township to a point where it intersects Route 63055 approximately two miles north of the dividing line between Preston Township and Mount Pleasant Township in Wayne County a distance of about 1.75 miles

Route 63063 Beginning at the intersection of Route 63059 and State Route 365 at Shewaken Preston Township thence in a southwesterly direction to Preston Center Preston Township in Wayne County a distance of about 2 miles

Section 65 The township roads to be taken over under the provisions of this act in the County of Westmoreland are those situate and described as follows

Route 64001 Beginning at Markle and extending in a general northerly direction via Shearersburg to and across Route 188 and continuing along old Route 69 and intersecting new Route 69 about 1.5 miles southeast of Garver's Ferry in Westmoreland County a distance of about 6.5 miles

Route 64002 Beginning at State Highway Route 188 3.5 miles west of Shearersburg and extending in a westerly direction by way of Leslie's School to Route 64139 also from Route 64139 in a westerly direction to Route 64007 at Braeburn in Westmoreland County a distance of about 1.8 miles

Route 64003 Beginning at Alverton near Township High School on Route 117 and extending in a westerly direction to Route 64115 in Westmoreland County a distance of about 1.6 miles

Route 64004 Beginning at the end of County improved road on the extension of Seventh Street in New Kensington and extending in a general southeasterly direction by way of Echles School and Walnut Hill School to Milligantown in Westmoreland County a distance of about 4.1 miles

Route 64005 Beginning at Route 64077 in the village of Crisp and extending in a southwesterly direction to Route 64070 about one-half mile southeast of Stahlstown in Westmoreland County a distance of about 3.25 miles

Route 64006 Beginning at improved county road about 1.25 miles north of Oak Grove and extending in a general northwesterly direction via Reed School to Route 64008 in Westmoreland County a distance of about 1.5 miles

Route 64007 Beginning at the village of Braeburn and extending in a southwesterly direction and southeasterly direction to and crossing Route 188 and continuing in a general southerly direction up Little Pucketa Creek to Route 64011 in Westmoreland County a distance of about 4.0 miles

Route 64008 Beginning at Route 64071 about 0.5 mile northeast of Route 119 and extending up Coal Pit Run in a northeasterly direction via intersection of roads about 0.25 mile northwest of Reed School and continuing northeasterly intersecting Route 64159 about 0.75 mile north of Hammill School in Westmoreland County a distance of about 6.5 miles

Route 64009 Beginning at Route 737 near Joint School and extending in a northeasterly direction to Route 64004 also beginning at Route 64004 at a point about one miles northeast of Martins School thence in a northeasterly direction to intersect with Route 64007 in Westmoreland County a distance of about 2.5 miles

Route 64010 Beginning at Route 188 near Melwood Park and extending in a southeasterly direction approximately 1.5 miles thence in a northeasterly direction by way of McGrary's School to Route 188 in Westmoreland County a distance of about 4.2 miles

Route 64011 Beginning at S R 312 and extending in Little Pucketa Creek to connect with Route 64007 thence a southwesterly direction by way of Vetter's School to up Pucketa Creek to Route 64004 near Milligantown in Westmoreland County a distance of about 3.9 miles

Route 64012 Beginning at Route 64010 about 1.5 miles northwest of Markle extending by way of Markle and Stewart School to 69-Spur and thence easterly to Oklahoma Borough Line in Westmoreland County a distance of about 5.2 miles

Route 64013 Beginning at Route 64060 in the village of Rector and extending in a southeasterly direction to intersection with State Forest Road at Ligonier-Cook Township Line in Westmoreland County a distance of about 1.5 miles

Route 64014 Beginning at Route 69 near Washington Township High School and extending in a northwesterly direction to 69-Spur in Westmoreland County a distance of about 0.8 miles

Route 64015 Beginning at Route 348 .5 mile southwest of Beamer's School and extending in a northerly direction to the village of Merwin in Westmoreland County a distance of about 2.3 miles

Route 64016 Beginning at Route 187 at Newlonsburg and extending in a northerly direction to intersect with Route 64141 in Westmoreland County a distance of about 1.9 miles

Route 64017 Beginning at Route 737 1.5 miles west of Cylers' School thence in a northeasterly direction approximately 1.25 miles thence in a northwesterly direction to Route 348 at Beamer's School in Westmoreland County a distance of about 1.8 miles

Route 64018 Beginning at Route 737 at Drennen and extending in a northeasterly direction to the village of Merwin thence in a northerly direction by way of Wylie School to the village of Markle in Westmoreland County a distance of about 5.9 miles

Route 64019 Beginning at Route 737 one mile east of Cyler's School and extending in a general northwesterly direction to Route 64022 in Westmoreland County a distance of about 2.8 miles

Route 64020 Beginning at Route 348 about .75 miles northeast of Brewer's School and extending in a general northeasterly direction by way of Myer's School to Route 69 in Westmoreland County a distance of about 2.0 miles

Route 64021 Beginning at improved county road about one mile northeast of Perrysville and extending in a general northwesterly direction by wa yof Roaring Run to intersection with Route 69 at Paulton in Westmoreland County a distance of about 6.0 miles

Route 64022 Beginning at Route 69 3.5 miles south of North Washington and extending in a northwesterly direction to Route 348 in Westmoreland County a distance of about 1.9 miles

Route 64023 Beginning at Route 64024 .5 mile west of Sloan's School and extending in a northerly direction by way of Pleasant Valley School and intersecting Route 348 at Pleasant View School in Westmoreland County a distance of about 2.5 miles

Route 64024 Beginning at Route 69 .75 mile north of Mamont and extending in a northeasterly direction down Beaver Run to Route 348 in Westmoreland County a distance of about 3.3 miles

Route 64025 Beginning at Route 64024 near Sloan's School and extending in a southeasterly direction to Route 228 in Westmoreland County a distance of about 0.6 miles

Route 64026 Beginning at Borough of Penn and extending in a northeasterly direction intersecting Route 639 about one mile southeast of Harrison City in Westmoreland County a distance of about 1.3 miles

Route 64027 Beginning at Route 64036 about .75 mile north of Route 187 near Export and extending in a northeasterly direction to Route 64184 in Westmoreland County a distance of about 1.7 miles

Route 64028 Beginning at Route 8 near Sardis and extending in a southerly and southwesterly direction to Allegheny-Westmoreland County Line in Westmoreland County a distance of about 2.7 miles

Route 64029 Beginning at improved county road between Salina and Avonmore and extending via Tintown to cross roads .75 mile southwest of Avonmore Cross Roads thence extending up Wolford Run to the end of Route 64032 in Westmoreland County a distance of about 1 mile

Route 64030 Beginning on Slickville-Perrysville improved road about .5 mile north of Alcorn's Cross Roads and extending in a westerly direction to Route 6404 in Westmoreland County a distance of about 1 mile

Route 64031 Beginning at improved county road at Avonmore Cross Roads and extending in a general southwesterly direction to Route 64029 in Westmoreland County a distance of about 0.6 mile

Route 64032 Beginning at Route 28 at cross roads near Fairbanks School and extending in a general northerly direction about 1.25 miles to forks of road thence in a northwesterly direction to Route 64029 in Westmoreland County a distance of about 1.6 miles

Route 64033 Beginning at State Reward Route 331 one mile southeast of Avonmore Cross Roads and extending in a general southwesterly direction to Route 64032 Also beginning at same point and extending in a southerly direction to intersection by way of S R 331F to intersection with Route 228 in Westmoreland County a distance of about 2.0 miles

Route 64034 Beginning at Route 64141 about 3.5 miles northeast of Murrysville and extending in an easterly and northerly direction by way of Ellwood School to Route 228 1.75 miles east of Hill School in Westmoreland County a distance of about 2.7 miles

Route 64035 Beginning at Route 187 at Harvey's Five points and extending in a northwesterly direction to Beaver-Run thence down Beaver Run to the county improved road at a point about 1.5 miles southwest of Slickville in Westmoreland County a distance of about 3.9 miles

Route 64036 Beginning at Route 187 about one mile west of Export and extending northerly and easterly by way of improved road and Franklin School to and across Route 64148 and across Route 69 about .5 mile north of Montgomery School thence extending in an easterly direction to Thorn Run thence northeasterly crossing Spur Route 348 to Route 228 about .5 mile west of Stewart's School in Westmoreland County a distance of about 11.8 miles

Route 64037 Beginning at Route 187 at Harvey's Five Points and extending in a northerly direction by way of Porter Run School and intersecting with Route 64186 thence to the village of Slickville in Westmoreland County a distance of about 4.5 miles

Route 64038 Beginning at Route 69 0.25 miles south of east end of Route 64078 and extending in a general easterly direction to and across Greensburg-Five Points Road Route 64054 to Route 68 traversing same in a northeasterly direction .5 mile thence extending eastwardly to Route 64147 in Westmoreland County a distance of about 6.8 miles

Route 64039 Beginning at the village of New Derry and extending in a northwesterly direction by way of Superior School Wray School to southeastern boro line of New Alexandria also from the north boro line of New Alexandria thence continuing in a northeasterly direction by way of Myers School to end of improved State-aid Road about 1.5 miles south of Saltsburg in Westmoreland County a distance of about 13 miles

Route 64040 Beginning at Route 119 at Beatty Inn and extending in a southwesterly direction to and across county improved road via Walter's School thence in a southerly direction to Route 64136 about .5 mile northwest of Pleasant Unity in Westmoreland County a distance of about 4 miles

Route 64041 Beginning at county improved road at West Derry and extending in a northerly direction to New Derry Town thence in a northeasterly direction via Milwood Shaft School to State-aid Application 965 at the village of Cokeville in Westmoreland County a distance of about 7.5 miles

Route 64042 Beginning at borough line of Mt Pleasant and extending in a southerly direction via township concrete road via village of Bridgeport intersecting county improved road .75 mile north of Iron Bridge in Westmoreland County a distance of about 2.25 miles

Route 64043 Beginning at county road at Kingston Bridge and extending in a general northeasterly direction to county road about 1.5 miles southwest of Derry in Westmoreland County a distance of about 1.8 miles

Route 64044 Beginning at the Borough of Export on Route 187 and extending in a general northeasterly direction to intersection with Route 69 about two miles north of Delmont in Westmoreland County a distance of about 3.0 miles

Route 64045 Beginning at Latrobe-Kingston County Road at end of Route 64047 and extending in a northeaserly direction to Latrobe-Bradenville County Road at St Rose Catholic Church in Westmoreland County a distance of about 1.8 miles

Route 64046 Beginning at the improved county road at the village of Bradenville and extending in a general northeasterly direction to intersection with Route 64041 near Peanut School in Westmoreland County a distance of about 1.6 miles

Route 64047 Beginning at Route 119 on the north boro line of Youngstown extending in a general northerly direction to Latrobe-Kingston County Road at end of Route 64045 in Westmoreland County a distance of about 1.2 miles

Route 64048 Beginning at Route 120 about one mile east of Lincoln Heighth and extending in a northerly direction to Sadlers Crossing thence on the south side of the Pennsylvania Railroad tracks northwesterly to the Jeannette Borough Line in Westmoreland County a distance of about 1 mile

Route 64049 Beginning at Route 68 about .25 mile east of Simpson School and extending in a northwesterly direction to cross roads near Myers School to joint Route 64039 in Westmoreland County a distance of about 4 miles

Route 64050 Beginning at Route 64039 about two miles north of New Alexandria and extending in a general northwesterly direction by way of Concord School to a point on the Slickville-Saltsburg County Road near Getty's School in Westmoreland County a distance of about 4.5 miles

Route 64051 Beginning at Route 68 village of Crabtreet extending in a general northwesterly direction to Route 64054 at White Thorn Creek in Westmoreland County a distance of about 2.8 miles

Route 64052 Beginning at Route 187 at White Thorn Creek and extending in a northeasterly direction across Loyalhanna Creek to Route 64039 in Westmoreland County a distance of about 2.8 miles

Route 64053 Beginning at Route 64039 about .5 mile northwest of Wray School and extending in a northeasterly direction to Route 68 near Jayne's School in Westmoreland County a distance of about 3 miles

Route 64054 Beginning at Route 187 at White Thorn Creek extending in a southwesterly direction to Route 68 about 2.75 miles southwest of Crabtree in Westmoreland County a distance of about 4.6 miles

Route 64055 Beginning at Route 480 near Kiser School thence extending in same northeastern direction to Route 64057 about one mile south of O'Hara School in Westmoreland County a distance of about 4.5 miles

Route 64056 Beginning at Route 302 about .3 mile south of New Florence and extending in a southeasterly direction to intersection of road leading to Wildcat School continuing through said intersection to Route 302 intersecting same approximately .3 of a mile north of Tubmill School in Westmoreland County a distance of about 2 miles

Route 64057 Beginning at Route 64041 about .75 mile northeast to the village of New Derry and extending in a northwesterly direction via O'Hara School to and across Route 68 and extending to Livermore in Westmoreland County a distance of about 8 miles

Route 64058 Beginning at end of Oak Grove-Wilpen improved county road at Ligonier Township Line and extending in a northeasterly direction to Route 302 intersecting same approximately .4 of a mile south of Fort Palmer Church in Westmoreland County a distance of about 1.2 miles

Route 64059 Beginning at State-aid Application 965 at southern end of the village of Cokeville and exteding via Torrance State Hospital to Blairsville Intersection now Torrance thence over P R R bridge to a point near Township School in Westmoreland County a distance of about 2 miles

Route 64060 Beginning at county improved road in Waterford and extending in a southerly direction to Willow Grove School thence in a southwesterly direction to the village of Laughlintown on Route 119 and from Route 119 in a general southwesterly direction to the village of Rector thence westerly to and across Route 302 thence in a general northwesterly direction by way of Fairview School to intersection with Route 64075 thence in a general northerly direction down Four Mile Run to the west side of Loyalhanna Creek and thence down said creek to Route 119 at McCance in Westmoreland County a distance of about 13.7 miles

Route 64061 Beginning at Factory School located on the Bolivar-Fairfield County road and extending in a northerly direction to the village of Lockport in Westmoreland County a distance of about 1.6 miles

Route 64062 Beginning at Route 119 at Hanauer Farm and extending in a southwesterly direction to cross roads near Speedwell School House on Route 64060 in Westmoreland County a distance of about 1.5 miles

Route 64063 Beginning at the Borough Line of New Florence and extending in a southeasterly direction along Baldwin's Run to intersection of road leading from New Florence to Laurel School Number 2 in Westmoreland County a distance of about .5 mile

Route 64064 Beginning at Route 119 near eastern Ligonier Borough line thence in a general northeasterly direction to intersect with Route 64066 at a point about .5 of a mile north of Thomas Crossroads in Westmoreland County a distance of about 1.6 miles

Route 64065 Beginning at Route 302 approximately .3 of a mile southwest of Tubmill School extending in a southerly direction through and beyond Ross Mountain Park in Fairfield Township continuing through Fairfield Township in a southwesterly direction by way of Luther's School to Route 64198 at a point one mile east of Waterford in Ligonier Township in Westmoreland County a distance of about 8.70 miles

Route 64066 Beginning at Route 302 at Oak Grove and extending in a southerly direction by way of Thomas Cross Roads thence in an easterly direction to intersection with Route 64060 in Westmoreland County a distance of about 3.2 miles

Route 64067 Beginning at the village of West Fairfield on Route 302 and extending in a general southeasterly direction and intersecting Route 64065 at or near Ross Mountain Park in Westmoreland County a distance of about 2.8 miles

Route 64068 Beginning at Route 64060 about .75 of a mile west of Rector and extending in a southwesterly direction to Crisp-Pleasant Grove Road on Route 64077 in Westmoreland County a distance of about 2 miles

Route 64069 Beginning at Waterford-Pohnstown County Road about .5 mile southeast of Oak Grove and extending northeasterly and northwesterly to Route 302 in Westmoreland County a distance of about 1.7 miles

Route 64070 Beginning at Route 64129 in the village of Pleasant Unit thence to Lycippus and extending in a southeasterly direction to and across Route 302 at Stahlstown and continuing in a southeasterly direction to Kregar and intersection with Route 64072 and 64157 in Westmoreland County a distance of about 13.1 miles

Route 64071 Beginning on Route 302 2.5 miles southwest of Ligonier and extending in a northerly direction by way of Brant School to and along Route 119 near Mill Bank and continuing in a northeasterly direction along Trout Run to intersection of said road about .5 mile south of Rife's School thence in a northwesterly direction to intersection of Township road leading from Derry to Mill Bank thence in a general northerly direction to Borough of Derry in Westmoreland County a distance of about 9.3 miles

Route 64072 Beginning at Route 64070 near Kregar and extending in a southwesterly direction via Horner's Mill to Route 186 near Jones Mills in Westmoreland County a distance of about 3.6 miles

Route 64073 Beginning on Route 119 about .5 mile west of Ligonier and extending in a northerly direction to Forks of road near Myers School thence extending in a northwesterly direction to intersection with township road at Coal Pit Run on Route 64008 in Westmoreland County a distance of about 2.3 miles

Route 64074 Beginning at the village of Acme on Route 186 and extending in a southeasterly direction along Fayette-Westmoreland County Line crossing Route 578 at the village of Roaring Run and continuing in a southeasterly direction to Westmoreland County-Somerset County Line at top of Laurel Ridge in Westmoreland County a distance of about 12 miles

Note only 6.8 miles in Westmoreland County 5.2 miles charged to Fayette County

Route 64075 Beginning at Route 64153 at Bethel Church down Four Mile Run to Route 64060 in Westmoreland County a distance of about 3.9 miles

Route 64076 Beginning at improved county road between Harrison City and Export about 1.6 miles north of Harrison City and extending northeasterly via the village of Boquet to Route 69 and from Route 69 to S R 321 near Miller's School in Westmoreland County a distance of about 7.5 miles

Route 64077 Beginning at Crisp Post Office on Route 64157 and extending in a northwesterly direction to Pleasant Grove on Route 302 in Westmoreland County a distanc eof about 1.9 miles

Route 64078 Beginning at Route 639 at Harrison City and extending in an easterly direction by way of Bushy Run Battle Field to Route 69 in Westmoreland County a distance of about 4.1 miles

Route 64079 Beginning at Route 302 at Stahlstown and extending in a southerly direction to Route 186 at Jones Mills in Westmoreland County a distance of about 4.5 miles

Route 64080 Beginning at Route 64085 near the Elliott Works and extending in a northwesterly direction in Westmoreland County a distance of about .5 miles

Route 64081 Beginning at the Borough Line of Jeanette and extending in a northeasterly direction by way of Potts School crossing Route 64078 to Route 69 at the Penn-Salem Township Line in Westmoreland County a distance of about 3.7 miles

Route 64082 Beginning at Route 64089 2.5 miles north of Manor and extending in a southwesterly direction to road intersection of Route 64209 in Westmoreland County a distance of about 1 mile

Route 64083 Beginning at Keister's Mill concrete bridge over Jacob's Creek and extending via Township concrete road to Scottdale Borough Line in Westmoreland County a distance of about .7 mile

Route 64084 Beginning at Route 639 1.75 miles northeast of Paintertown and extending in a southwesterly direction through Paintertown thence in a northerly direction to Route 639 1.5 miles east of Levelgreen School in Westmoreland County a distance of about 3.2 miles

Route 64085 Beginning at the Elliott Works at Jeannette and extending in a general northerly direction by way of Claridge to the village of Boquet on Route 64076 in Westmoreland County a distance of about 3.3 miles

Route 64086 Beginning at Route 639 at Levelgreen School and extending in a northeasterly direction to Route 64089 in Westmoreland County a distance of about 2.8 miles

Route 64087 Beginning at Route 181 about 500 feet northwest of intersection with Route 118 and extending down Pollock Run to Allegheny County Line in Westmoreland County a distance of about 1 mile

Route 64088 Beginning at Route 639 1.25 miles east of Levelgreen School and extending in a southwesterly direction by way of Baker School to the Penn-North Huntingdon Township Line and thence in a southerly direction to join the easterly end of Route 64097 in Westmoreland County a distance of about 2.7 miles

Route 64089 Beginning at end of county road at railroad crossing at Murrysville and extending in a southerly direction by way of Pleasant Valley to and across Route 639 and thence to county road to Manor in Westmoreland County a distance of about 6.5 miles

Route 64090 Beginning at Route 120 at Circleville and extending in a southerly direction crossing Long Run continuing in a southerly direction to Crawford Run thence southwesterly via the M M Turner Farm to road intersection thence in a northerly direction and westerly direction to road intersection with Route 64101 thence southwesterly to Route 64102 to

Robbins Station in Westmoreland County a distance of about 3.5 miles

Route 64091 Beginning at Route 639 1.5 miles west of Harrison City and extending in a northerly direction and southeasterly direction to county improved road about one mile north of Harrison City in Westmoreland County a distance of about 2.2 miles

Route 64092 Beginning at Route 120 in Circleville and extending in a southeasterly direction to Byerly School and to the Irwin-Herminie improved county road in Westmoreland County a distance of about 1.1 miles

Route 64093 Beginning at the north borough line of Irwin and extending in a northerly direction to Paintertown in Westmoreland County a distance of about 1.4 miles

Route 64094 Beginning at the county road in Hahntown about .5 of a mile south of Irwin and extending in a general southeasterly direction via Kunkles Crossroads to Edna No. 2 Coal Works on Route 64103 in Westmoreland County a distance of about 2.75 miles

Route 64095 Beginning at Route 64109 at Radebaugh and extending in a northwesterly direction via Grapeville and northeasterly along Brown Avenue to borough line of Jeannette in Westmoreland County a distance of about 1.5 miles

Route 64096 Beginning at the borough line of the borough of Adamsburg and extending in a northeasterly direction to borough of Penn in Westmoreland County a distance of about 1.4 miles

Route 64097 Beginning at Route 120 about 1.25 miles southeast of the Allegheny County Line and extending in a northeasterly direction and southeasterly direction to join Route 64088 on the north side of the Pennsylvania Railroad main line tracks at a point about .5 mile northwest of Larimer in Westmoreland County a distance of about 1.7 miles

Route 64098 Beginning at Route 117 about one-half mile south of the County Home and extending in a northeasterly direction to Route 64166 in Westmoreland County a distance of about .9 mile

Route 64099 Beginning at State-aid Application 302 .25 of a mile west of Circleville and extending in a southerly direction to Route 64090 in Westmoreland County a distance of about .2 mile

Route 64100 Beginning at the village of Herminie at county road and extending in an easterly direction to the intersection of Route 118 at Madison Mines or Darragh Post Office in Westmoreland County a distance of about 2.2 miles

Route 64101 Beginning at Route 64090 and extending in a northwesterly direction to State-aid Application 302 two miles west of Circleville in Westmoreland County a distance of about 1 mile

Route 64102 Beginning at the county road in Herminie and extending in a general southwesterly direction to the village of Dick thence in a northwesterly direction to Shaner also to the village of Guffey from a point about .5 mile east of Shaner and to Route 64090 near Robbins Station thence southwesterly to Robbins Station and easterly back to Route 64102 also from Route 64106 near end of county road in Herminie thence in a southerly direction to and across Route 118 to Route 64180 near Bells Mills in Westmoreland County a distance of about 8.9 miles

Route 64103 Beginning at improved road Route 64100 in the village of Herminie extending in a northeasterly direction by way of Ocean Mine School Edna No 2 to Borough of Adamsburg in Westmoreland County a distance of about 4.8 miles

Route 64104 Beginning at improved county road at Gratztown and extending in a general northeasterly direction to Dick to intersect with Route 64102 in Westmoreland County a distance of about 3.5 miles

Route 64105 Beginning at or near the Borough of Arona and extending in a northerly direction to Route 64103 near Adamsburg in Westmoreland County a distance of about 2.7 miles

Route 64106 Beginning at end of county road near Township High School in the village of Herminie and extending in a southeasterly direction to Madison Borough in Westmoreland County a distance of about 2.0 miles

Route 64107 Beginning at Route 118 about one mile east of Myers School and extending in a northerly direction to Route 120 in the village of Grapeville in Westmoreland County a distance of about 2 miles

Route 64108 Beginning at Madison Borough and extending in a northeasterly direction by way of Liberty School Middletown School to intersection with Route 118 at Harrold's School in Westmoreland County a distance of about 5.5 miles

Route 64109 Beginning at Route 120 about one mile west of Greensburg and extending in a northerly direction via Radebaugh to Route 639 in Westmoreland County a distance of about 1.2 miles

Route 64110 Beginning at Route 117 about one mile north of New Stanton extending in a westerly direction to Old Stanton thence in a northwesterly direction by way of Diamond School to and across Route 64108 at Village of Centerville thence in a general northwesterly direction to the Borough of Arona in Westmoreland County a distance of about 4.7 miles

Route 64111 Beginning at Route 120 about 1.5 miles west of Greensburg and extending in a southeasterly direction to Route 118 also from Route 118 in a southeasterly direction crossing Route 64166 to Route 117 at or near Haydenville in Westmoreland County a distance of about 2.4 miles

Route 64112 Beginning at Route 64108 at the village of Middletown and extending in a southeasterly direction to Youngwood Borough in Westmoreland County a distance of about 2.5 miles

Route 64113 Beginning at Route 118 about .5 mile northeast of Harrold School and extending in a general southeasterly direction across Route 64166 to intersection with Route 117 in Westmoreland County a distance of about 2.3 miles

Route 64114 Beginning at West Newton Borough Line extending in a northerly direction to intersect with Route 64162 thence in a southeasterly direction to Route 118 in Westmoreland County a distance of about 1.7 miles

Route 64115 Beginning on Route 64117 about one mile northeast of Macbeth and extending in a southeasterly direction to improved road leading from Smithton to Scottdale thence easterly along same to end of county road about 1.5 miles from the Borough of Scottdale in Westmoreland County a distance of about 2.8 miles

Route 64116 Beginning at Route 181 about 1.5 miles west of Ruffsdale and extending by way of Pierce School to Route 64117 in Westmoreland County a distance of about 2.7 miles

Route 64117 Beginning at Macbeth on Route 991 and extending in a northeasterly direction and in a northwesterly direction to Route 181 about .5 of a mile east of Mendon thence in a general northerly direction crossing Route 64164 thence by way of Walt's School to the Borough of Madison in Westmoreland County a distance of about 8 miles

Route 64118 Beginning at Route 118 about three miles southwest of West Newton extending in a general westerly direction to and across Route 288 thence to and across Route 330 thence to the improved county road about .5 of a mile east of Webster in Westmoreland County a distance of about 2.5 miles

Route 64119 Beginning at Route 181 about one mile west of Ruffsdale extending in a general southerly direction by way of Rankin's School to intersection with Route 64115 in Westmoreland County a distance of about 2.6 miles

Route 64120 Beginning at Route 181 about .5 of a mile east of Mendon extending in a southwesterly direction by way of Centerville to improved county road at Barren Run in Westmoreland County a distance of about 2.5 miles

Route 64121 Beginning at Route 288 about 1.5 miles northwest of Concord School and extending in a northeasterly direction to the intersection with Route 118 near West Newton in Westmoreland County a distance of about 3 miles

Route 64122 Beginning at Borough of Smithton and extending in a southerly direction along Youghiogheny River to the village of Jacobs Creek thence in a northeasterly direction to improved county road in Westmoreland County a distance of about 4.5 miles

Route 64123 Beginning at the northerly end of Route 992 and extending in a northerly direction to Route 181 at Turkeytown in Westmoreland County a distance of about 2.1 miles

Route 64124 Beginning at the end of county improved road about one mile west of Scottdale Borough and extending northwesterly to Route 64172 thence southwesterly via Felgers School to Tyrone Mills to intersect with Route 64167 thence northwesterly to Macbeth on Route 991 in Westmoreland County a distance of about 6.1 miles

Route 64125 Beginning at Route 181 about .5 of a mile west of Mount Pleasant and extending in a northwesterly direction by way of Cross Roads School to Route 117 at New Stanton in Westmoreland County a distance of about 5.5 miles

Route 64126 Beginning at the borough line of Mount Pleasant extending in a general southerly direction to improved county road thence southwesterly to the Borough of Scottdale in Westmoreland County a distance of about 3.2 miles

Route 64127 Beginning at northerly end of State-aid Road and suotherly end of Route 64134 extending in a general northerly direction by way of Hillside School and Armbrust and Feightner's School to South Greensburg Borough line in Westmoreland County a distance of about 7.5 miles

Route 64128 Beginning at the Borough of Mt. Pleasant and extending in a general southwesterly direction to Route 117 at Alverton in Westmoreland County a distance of about 2.1 miles

Route 64129 Beginning at end of county road in the village of Trauger and extending in a northeasterly direction by way of Pleasant Unity to the village of Marguerite at the end of county road in Westmoreland County a distance of about 2.1 miles

Route 64130 Beginning at the Borough of Youngwood and extending in a southeasterly direction to and along Sewickley Creek extending easterly along same to the Village of Armbrust continuing in a general easterly direction by way of Brinkerton School to end of improved road Route 988 one mile west of the Village of United also beginning at county road at Mammoth thence by way of improved township road extending in a northeasterly direction to the Village of Weltytown thence continuing through Weltytown and extending in a northeasterly direction to the Village of Lycippus continuin gin a northeasterly directio by way of Oakdale School Shirey School the Village of Baggaley to the borough line of Youngstown in Westmoreland County a distance of about 12.2 miles

Route 64131 Beginning at Route 186 about .75 of a mile east of Mt. Pleasant and extending in a southerly direction by way of Fairview School and the Village of Bridgeport to intersect with Route 64042 and to county bridge over Jacobs Creek in Westmoreland County a distance of about 1.6 miles

Route 64132 Beginning at Route 186 about 1.5 miles west of Donegal and extending in a northerly direction and northwesterly direction by way of Rodney to end of county road 1.5 miles southeast of Kecksburg and from county road in Kecksburg northwesterly to county improved road at Hurst School and from the Village of Hecla in a northwesterly direction to Route 64127 at Weavers Old Stand in Westmoreland County a distance of about 8.4 miles

Route 64133 Beginning at Route 186 the Village of Laurelville and extending in a northerly direction by way of Jacobs Creek to improved road at the Village of Kecksburg in Westmoreland County a distance of about 3.2 miles

Route 64134 Beginning at Route 64127 one mile north of Standard and extending in a northeasterly direction to Carpentertown in Westmoreland County a distance of about 2.2 miles

Route 64135 Beginning at Route 119 about .25 of a mile east of Hillview School and extending in a northerly direction to and across Route 64152 and continuing in a northerly direction to Route 64142 and from Route 64142 northwesterly to Route 68 in Westmoreland County a distance of about 3 miles

Route 64136 Beginning at county road .25 of a mile southeast of Mutual and extending in a northeasterly direction via Thomas School to Pleasant Unit to intersect with Route 64129 in Westmoreland County a distance of about 2.2 miles

Route 64137 Beginning at Route 118 at Harmony School No 2 in Rostraver Township and extending in a southerly direction to the Westmoreland-Fayette County line in Westmoreland County a distance of about .8 mile

Route 64138 Beginning at the borough line of South Greensburg and extending in a general easterly direction to intersect with Route 64174 near Walton's Corner in Westmorela and County a distance of about 1 mile

Route 64139 Beginning at Route 64007 about one-third of a mile southeast of end of county road and extending in a northerly direction to Route 64002 and thence to connect with Route 64177 at road intersection near Alters School in Westmoreland County a distance of about 2.3 miles

Route 64140 Beginning at a point on the improved county road southeast of Greensburg extending in a northeasterly direction to Route 119 by way of Greensburg-Pittsburgh Airport in Westmoreland County a distance of about 2.5 miles

Route 64141 Beginning at the end of the county road about 1.75 miles northeast of Murrysville and extending in a northeasterly direction up Haymaker's Run thence bearing in a northwesterly direction and intersecting Route 228 at Sardis in Westmoreland County a distance of about 3.5 miles

Route 64142 Beginning at Route 68 about one mile northeast of Greensburg and extending in a northeasterly direction via Jamison School to Route 64147 in Westmoreland County a distance of about 5 miles

Route 64143 Beginning at Route 288 about .6 of a mile south of Westmorealnd-Allegheny County line and extending in a northeasterly direction via Salem Church to Route 181 about .9 of a mile northwest of intersection with Route 118 in Westmoreland County a distance of about 2 miles

Route 64144 Beginning at Westmoreland-Fayette County line and extending in a northeasterly direction to Route 118 at Allens Corners thence extending in a northeasterly direction by way of Harmony School to Route 288 and from Route 288 in the same direction across the Youghiogheny River to the Borough of Smithton in Westmoreland County a distance of abut 5.4 miles

Route 64145 Beginning at Route 65132 where it joins Route 989 and the county road near Hursts School and extending along the township concrete road in a northerly direction across Sewickley Creek to the end of the county road at Shoups Crossing in Westmoreland County a distance of about .8 mile

Route 64146 Beginning at Route 68 about .5 of a mile northeast of Greensburg City line extending easterly and southeasterly under the Pennsylvania Railroad main line to Route 64152 in Westmoreland County a distance of about 1.3 miles

Route 64147 Beginning at end of county road at Beatty Station and extending in a northeasterly direction via Lloydsville Route 64152 also beginning at said Route 64152 and extending in a northwesterly direction intersecting with Route 64142 and intersecting Route 64038 o Crabtree Creek thence up creek to Crabtree at Route 68 in Westmoreland County a distance of about 7.4 miles

Route 64148 Beginning at Route 64123 about.5 of a mile north of the northern end of Route 992 and extending in a northeasterly direction along township improved road to Route 64189 thence bearing in a southerly direction to Route 64120 near Centerville in Westmoreland County a distance of about 2.2 miles

Route 64149 Beginning at old location of Route 119 about 500 feet east of Pennsylvania Railroad crossing and extending northwesterly to new location of Route 119 thence continuing to county road at St. Vincent College in Westmoreland County a distance of about 1 mile

Route 64150 Beginning at State-aid Road ebout .75 of a mile south of Webster and extending in a general southeasterly direction to intersection with Routhe 330 and 118 in Westmoreland County a distance of about 1.8 miles

Route 64151 Beginning at intersection of Route 64130 with township improved road from Lycippus to Whitney thence along said improved road via Whitney and Manito to and across the old and new location of Route 119 to county road at Robles Corners in Westmoreland County a distance of about 4.4 miles

Route 64152 Beginning at Route 119 about 1.5 miles east of Greensburg and extending in a northeasterly direction by way of Georges School Donohoe Kuhns School to borough line of Latrobe at West Latrobe in Westmoreland Cunty a distance of about 6.6 miles

Route 64153 Beginning at Route 302 about two miles northeast of Stahlstow and extending in a northwesterly direction via Mansville Bethel Church Ridge Schools to Baggaley on Route 64130 in Westmoreland County a distance of about 8.4 miles

Route 64154 Beginning at Route 348 at Sadris and extending in a northerly direction to the Allegheny-Westmoreland County line in Westmoreland County a distance of about .8 mile

Route 64155 Beginning at Route 302 about .5 of a mile northeast of Stahlstown and extending in a northerly direction to Mansville on Route 64153 in Westmoreland County a distance of about 1.5 miles

Route 64156 Beginning at Route 302 near Fort Palmer Church and extending in a northwesterly direction crossing Route 64159 to Covode School thence in a northeasterly direction to the county road at West Bolivar in Westmoreland County a distance of about 7.5 miles

Route 64157 Beginning at Route 64077 in the Village of Crips and extending in a general southwesterly direction via Snowball School to Route 64070 in Westmoreland County a distance of about 2.8 miles

Route 64158 Beginning at Route 64041 about .75 of a mile east of New Derry and extending in a general southeasterly direction to Millwood on State-aid Application 965 in Westmoreland County a distance of about 1.4 miles

Route 64159 Beginning at the end of improved county road about one mile northeast of Wilpen and extending in a northwesterly direction to Hamill's School thence to Route 64003 thence down Hypocrite Creek to and across Route 64166 to intersection with improved county road near Liberty Hall in Westmoreland County a distance of about 5 miles

Route 64160 Beginning at Route 187 at Newlonsburg and extendind in a southeasterly direction to and across county road thence via Manor Church School to Route 64076 at Boquet in Westmoreland County a distance of about 4.8 miles

Route 64161 Beginning at improved county road and extending in a general northeasterly direction crossing Route 64192 and extending to intersection with Route 69 at Delmont in Westmoreland County a distance of about 3.5 miles

Route 64162 Beginning at Route 64114 at Plummer's School and extending in a northwesterly direction about .75 of a mile thence in a general easterly direction via Pore School and Dick Church to intersect with Route 118 at Sewickley Garage in Westmoreland County a distance of about 4 miles

Route 64163 Beginning at Route 64102 at or near the Village of Herminie and extending in a southerly direction to Route 64162 in Westmoreland County a distance of about 1.6 miles

Route 64164 Beginning at improved county road at southern end of Yukon and extending easterly to Waltz thence in a northeasterly direction to Fox School thence in a southeasterly direction to intersection with Route 117 at Hunker in Westmoreland County a distance of about 3.8 miles

Route 64165 Beginning at Route 64164 at Fox School and extending in a general northerly direction via Seanor's Church to intersection with Route 64110 near Diamond School in Westmoreland County a distance of about 1.8 miles

Route 64166 Beginning at city line of Greensburg and extending in a southwesterly direction crossing Route 64111 thence via Swede Hill to and across Route 64113 southwesterly and southeasterly to Route 64112 at a point about .5 of a mile north of Youngwood in Westmoreland County a distance of about 4.6 miles

Route 64167 Beginning at Route 64115 at Reagentown and extending in a general southwesterly direction via Chapel School to Route 64124 at Tyrone Mills in Westmoreland County a distance of about 3.2 miles

Route 64168 Beginning at Route 64116 at Pierce School and extending in a northeasterly direction to intersection with Route 117 at Keystone Brick Yard in Westmoreland County a distance of about 1.4 miles

Route 64169 Beginning at Route 64122 near Hoffman Church and extending in a general northerly direction to intersection with county road near residence of George Stahl in Westmoreland County a distance of about 1 mile

Route 64170 Beginning at Route 64123 about .25 of a mile north of the northerly end of Route 992 and extending in a general westerly direction to Fitzhenry and Port Royal School in Westmoreland County a distance of about 1.8 miles

Route 64171 Beginning at the Village of Weaver's Old Stand at junction of Route 64127 and extending in a general westerly direction via Kemerer School to intersection with Route 117 at Foxtown in Westmoreland County a distance of about 2.1 miles

Route 64172 Beginning at Route 117 at Mayfield and extending in a southwesterly direction via Mt Nebo School crossing county road to intersection with Route 64124 in Westmoreland County a distance of about 2.4 miles

Route 64173 Beginning at Route 119 near eastern line of Greensburg and extending in a general southeasterly direction to and across Route 64140 thence by way of White School and Humphries Coal Works to Route 64136 in Westmoreland County a distance of about 5 miles

Route 64174 Beginning at county road at Waltons Corners and extending in a general southerly direction intersecting with Route 64138 via Armbrust School Pores School to intersection with Route 64130 near Brinkerton School in Westmoreland County a distance of about 3.6 miles

Route 64175 Beginning at improved county road near crossing of township line run and extending in a general northeasterly direction via White School at Route 64173 to intersection of improved county road near Dennison in Westmoreland County a distance of about 3.5 miles

Route 64176 Beginning at Village of Pricedale on county road and extending in a northeasterly direction via Lenity School to intersection with Route 64150 about .75 of a mile from State-aid Application 143 in Westmoreland County a distance of about 2.5 miles

Route 64177 Beginning at the northern end of Route 64139 near Alters School and extending in a general northeasterly and northerly direction via Alters School Carnegie Estate and intersecting Route 69 near Garver's Ferry in Westmoreland County a distance of about 3.1 miles

Route 64178 Beginning at end of Route 64004 at Village of Milligantown and extending in a northeasterly direction about .25 of a mile thence in a general easterly direction to Route 64018 at a point about one mile southeast of Markle in Westmoreland County a distance of about 1.7 miles

Route 64179 Beginning at Route 64177 near McKean and extending in a general easterly direction to and across Route 64001 thence continuing easterly to and across Route 69 and continuing easterly to Kiskiminetas River in Westmoreland County a distance of about 2.8 miles

Route 64180 Beginning at borough line of Madison and extending in a southwesterly direction crossing Big Sewickley Creek at Yukon thence along same to Bells Mills to intersection with Route 64102 and thence westerly to Route 118 near Oakdale Park in Westmoreland County a distance of about 3.5 miles

Route 64181 Beginning at Route 64012 and extending in a general southerly direction to Route 64004 at Milligantown thence from Route 64178 in Milligantown extending in a southeasterly direction via Merwin crossing Route 64018 to Route 348 also by Spur from 64181 beginning at top of hill about .5 of a mile southeast of Milligantown and extending along the township slag road in a westerly direction to Route 64004 in Westmoreland County a distance of about 5.6 miles

Route 64182 Beginning at Route 120 .4 of a mile west of Straw Pump and extending in a southeasterly direction crossing Route 64103 to intersect with Route 64105 about .4 of a mile southwest of Shady Lane School in Westmoreland County a distance of about 1.2 miles

Route 64183 Beginning at Route 69 near north borough line of New Salem and extending in a northeasterly direction to intersection with Route 64035 near Trees Mills and also from Route 64035 in a northeasterly direction to Route 64037 in Westmoreland County a distance of about 3.5 miles

Route 64184 Beginning at Route 64014 about two miles northeast of Export and extending in a general northerly direction to Route 64036 and from Route 64036 in same direction to Route 228 in Westmoreland County a distance of about 3 miles

Route 64185 Beginning at State-aid Application 280 and extending in a general southwesterly direction across Loyalhanna Creek and intersecting Route 64050 about .3 of a mile northeast of Concord School in Westmoreland County a distance of about 2.8 miles

Route 64186 Beginning at Route 64052 .75 of a mile northeast of William Penn Highway and extending in a northwesterly direction via Cline School to intersection with Route 64037 about .15 miles southeast of the Village of Slickville in Westmoreland County a distance of about 3.7 miles

Route 64187 Beginning at Route 64144 about .6 of a mile west of Youghiogheny River and extending in a southerly direction via Olyphant School to Van Meter and thence up river to Fayette County line in Westmoreland County a distance of about 2 miles

Route 64188 Beginning at Route 68 about .5 of a mile northwest of Bairdstown and extending in a general southwesterly direction to and along Stony Run to Route 64057 in Westmoreland County a distance of about 4.3 miles

Route 64189 Beginning at Route 181 about .5 of a mile west of Fort Robertson School and extending in a southerly direction to Route 64148 in Westmoreland County a distance of about 1 mile

Route 64190 Beginning at Route 302 .75 of a mile northeast of West Fairfield and extending down Tub Mill Run to improved county road in Westmoreland County a distance of about 1.25 miles

Route 64191 Beginning at county road at Rillton and extending in a general southwesterly direction to Route 64102 in Westmoreland County a distance of about 1.5 miles

Route 64192 Beginning at the Village of Claridge and extending northwesterly to and across Route 64076 64160 and 64161 to county improved road about .75 of a mile southwest of Export in Westmoreland County a distance of about 2.8 miles

Route 64193 Beginning at Route 120 about .5 of a mile east of Irwin near Scull's Street Car crossing and extending in a northeasterly direction to Irwin-Manor concrete State-aid Highway in Westmoreland County a distance of about .3 mile

Route 64194 Beginning at Route 117 about .75 of a mile southeast of Ruffsdale and extending northeasterly to Route 181 in the Village of Tarr in Westmoreland County a distance of about .6 mile

Route 64195 Beginning at Route 639 northwest of Greensburg and extending northeasterly to Route 6 9in Westmoreland County a distance of about 1.1 miles

Route 64196 Beginning at Route 69 at a point about .6 of a mile northwest of Weinels Cross Roads thence in a general easterly direction to the borough line of West Leechburg in Westmoreland County a distance of about .8 mile

Route 64197 Beginning at Route 120 at the Village of Jacktown and extending in a general northerly direction to Larimer in Westmoreland County a distance of about 1.1 miles

Route 64198 Beginning at the end of the macadam county road about one mile northeast of Waterford and extending to and past Route 64065 continuing along what is known as the Menoher Highway to the Westmoreland-Somerset County line in Westmoreland County a distance of about 5.3 miles

Route 64199 Beginning at the southern end of Routes 64127 and 64134 and northern end of State-aid macadam road and extending in a southerly direction to borough line of Mt Pleasant in Westmoreland County a distance of about .4 mile

Route 64200 Beginning at county improved road near Hursts School and extending across Route 64132 in a northeasterly direction to county improved road in Village of United in Westmoreland County a distance of about 1.2 miles

Route 64201 Beginning at Rodney on Route 64132 and extending in a northeasterly direction via Bear Rocks School and Laurel Run School to Route 64070 in Westmoreland County a distance of about 3.2 miles

Route 64202 Beginning at Route 64152 at Bridgeview School and extending in a northeasterly direction via Mellon School to Route 64142 in Westmoreland County a distance of about 2.5 miles

Route 64203 Beginning at Route 64090 about .75 of a mile northeast of Robbins Station and extending in a northwesterly direction to the Allegheny-Westmoreland County line in Westmoreland County a distance of about .5 mile

Route 64204 Beginning at Route 64102 near Guffey School thence in a northeasterly direction to road intersection near Thompson School thence easterly and northeasterly to Route 64092 and the county impoved road in Westmoreland County a distance of about 2.8 miles

Route 64205 Beginning at Route 120 at a point about .2 of a mile from Allegheny-Westmoreland County line and extendin a general northeasterly direction across Brush Creek to Cavittsville to the Trafford Borough line in Westmoreland County a distance of about 1.2 miles

Route 64206 Beginning at the borough line of North Belle Vernon or at Route 118 and extending in a general northwesterly direction through the Village of Pricedale and under the viaduct of the Pittsburgh and West Virginia Railroad to the county road at a point about .5 of a mile northwest of Pricedale in Westmoreland County a distance of about .7 mile

Route 64207 Beginning at Route 64202 at or near Sowash and extending past Donahoe Reservoir to road intersection thence northerly to Route 64142 at Luxor M E Church in Westmoreland County a distance of about .8 mile

Route 64208 Beginning at Baggaley School on Route 64130 and extending in a westerly direction to Route 64151 in Westmoreland County a distance of about 1.2 miles

Route 64209 Beginning at borough line of Irwin on the north side of Pennsylvania Railroad main line and extending in a northeasterly direction via Shawtown to the southern end of Route 64082 in Westmoreland County a distance of about 1.5 miles

Route 64210 Beginning at county improved road about .5 of a mile southeast of city line of Greensburg and extending northeasterly to Route 64173 in Westmoreland County a distance of about .7 mile

Route 64211 Beginning at State Highway Route 117 and near the northerly end of Route 64125 at the Village of New Stanton and extending in a northwesterly direction to Old Stanton in Westmoreland County a distance of about .8 mile

Route 64212 Beginning at Route 302 about 1.25 miles south of the end of county road and extending up Hendericks Run to Route 64065 at a point about 1.75 miles southwest of Ross Mountain Park in Westmoreland County a distance of about 2 miles

Route 64213 Beginning at end of township concrete road in the Village of Hecla near the intersection of Route 64132 with the same concrete road and extending in a southwesterly direction to and across Route 64134 and Middle Church via Standard Coke Works to State-aid road about .5 of a mile north of Mt. Pleasant in Westmoreland County a distance of about 3.1 miles

Route 64214 Beginning at county road about 1.25 miles southeast of Kecksburg and extending in a northerly direction to Sewickley Creek thence following the creek northwesterly to Weltytown on Route 64130 in Westmoreland County a distance of about 2.4 miles

Route 64125 Beginning at Route 120 Spur at the Brush Creek Cemetery and extending in a northeasterly direction to the Manor-Irwin State-aid Road at Wegley School House in Westmoreland County a distance of about .3 mile

Route 64216 Beginning at Route 64096 near Penn on the south side of Brush Creek and extending in a southeasterly direction to the Jeannette Borough line in the Village of High Park in Westmoreland County a distance of about .8 mile

Route 64217 Beginning at Route 64075 about one mile down Four Mile Run from Bethel Church and extending via Jefferson School in a southeasterly direction to Route 64060 in Westmoreland County a distance of about 2.7 miles

Section 66 The township roads to be taken over under the provisions of this act in the County of Wyoming are those situate and described as follows

Route 65001 Beginning at a point approximately one-half mile south of Stull in Noxen Township thence in a northeasterly direction through Noxen Township to Stull thence in a northeasterly direction through Noxen Township to Hettesheimer Corners thence in an easterly direction through Noxen Township to end of State Highway Route 11-Spur at the L V R R Station in Noxen in Wyoming County a distance of about 2.69 miles

Route 65002 Beginning at a point on the Wyoming and Luzerne County line in Monroe Township thence northerly through Monroe Township intersecting Route 65003 thence to a point intersecting State Highway Route 11-Spur approximately three-quarters of a mile west of Lutz Corners in Wyoming County a distance of about 3.41 miles

Route 65003 Beginning at a point on Route 65002 in Monroe Township approximately three-quarters of a mile north of the Wyoming County line thence through Monroe Township in a northeasterly direction to Beaumont intersecting State Highway Route 11 thence southeasterly through Monroe Township to a point on the dividing line of Wyoming and Luzerne Counties in Wyoming County a distance of about 4.33 miles

Route 65004 Begining at a point on State Highway Route 11 approximately one-quarter mile north of Beaumont in Monroe Township thence in a northeasterly direction through Monroe and North Moreland Townships to Vernon crossing State Highway Route 592 thence southeasterly through North Moreland crossing Route 65005 and intersecting Route 65054 thence through Exeter Township to a point intersecting on State Highway Route 592 approximately one-eighth of a mile west of Browns Corners in Wyoming County a distance of about 10.0 miles

Route 65005 Beginning at a point on State Highway Route 592 at Center Moreland in North Moreland Township thence northerly through North Moreland Township crossing Route 65004 and intersecting Route 65054 at Keelersburg thence northerly through Eaton Township and South Eaton to Eatonville on State Highway Route 11 in Wyoming County a distance of about 10.45 miles

Route 65006 Beginning at a point on State Highway Route 11 near Rosegrant Eaton Township thence northwesterly through Eaton and Mehoopany Townships intersecting State Highway Route 217 at Mehoopany in Wyoming County a distance of about 8.75 miles

Route 65007 Beginning at a point on State Highway Route 592 approximately one-quarter mile northwest of Vernon thence in a northwesterly direction through North Moreland and Eaton Townships to an intersecting point on State Highway Route 11 approximately one-quarter mile south of Jenks in Wyoming County a distance of about 2.60 miles

Route 65008 Beginning at a point on the dividing line of Luzerne and Wyoming Counties thence in a northerly direction through North Moreland Township to a point intersecting State Highway Route 592 at Finch's Corners in Wyoming County a distance of about 0.60 miles

Route 65009 Beginning at a point on State Highway Route 232 at Falls in Falls Township thence in an easterly direction through Falls Township intersecting Routes 65011 and 65010 thence to a point on the dividing line between Wyoming and Lackawanna Counties one and one-half miles southwest from the point where State Highway Route 365 intersects with Lackawanna County line in Wyoming County a distance of about 2.77 miles

Route 65010 Beginning at a point on the dividing line of Wyoming and Lackawanna Counties approximately one and three-fourth miles from Luzerne County line in Falls Township thence in a northerly direction through Falls Township to a point intersecting Route 65009 approximately one and one-fourth miles east of Falls in Wyoming County a distance of about 1.07 miles

Route 65011 Beginning at a point on Route 65009 at Falls in Falls Township thence northerly through Falls Township intersecting State Highway Route 365 at Mill City thence northerly through Falls and Overfield Townships to a point where it intersects Route 65014 approximately two miles northeast of Lake Winola Post Office in Wyoming County a distance of about .484 miles

Route 65012 Beginning at a point on State Highway Route 365 approximately two and one-quarter miles southeast of Mill City in Falls Township thence northerly through Falls and Overfield Townships to a connecting point on Route 65013 in Wyoming County a distance of about 2.06 miles

Route 65013 Beginning at a point on State Highway Route 365 approximately one-eighth mile south of Mill City in Falls Township thence northeasterly through Falls and Overfield Townships intersecting Route 65012 thence to a point on the dividing line of Wyoming and Lackawanna Counties in Wyoming County a distance of about 3.31 miles

Route 65014 Beginning at a point on Route 65016 at Lake Winola in Overfield Township thence in a northeasterly direction through Overfield Township intersecting Route 65011 to a point on the dividing line of Wyoming and Lackawanna Counties approximately 300 feet west of Walls Corners in Wyoming County a distance of about 3.38 miles

Route 65015 Beginning at a point on the dividing line of Wyoming and Lackawanna Counties in Clinton Township approximately .17 miles north of Walls Corners thence in a northerly direction through Clinton Township intersecting Route 65055 thence to a point on the Factoryville Borough line in Wyoming County a distance of about 0.53 miles

Route 65016 Beginning at a point on State Highway Route 365 at Lake Winola in Overfield Township thence in a northerly direction to a point of intersection with Route 65014 thence westerly to a point touching State Highway Route 365 at Lake Winola Post Office thence northerly through Overfield Township thence westerly through Overfield and Tunkhannock Townships thence northerly to a point of intersection with Route 65018 at a point one-fourth of a mile west of Bardwell Tunkhannock Township in Wyoming County a distance of about 6.1 miles

Route 65017 Beginning at a point on State Highway Route 479 at East Lemon thence in a northwesterly direction through Lemon Township intersecting Routes 65029 and 65030 through Avery to a point on the division line between Susquehanna and Wyoming Counties in Wyoming County a distance of about 6.65 miles

Route 65018 Beginning at a point on State Highway Route 479 about one-quarter mile north of Dixon in Tunkhannock Township thence northeasterly through Tunkhannock Township thence northeasterly through Tunkhannock Township to Bardwell intersecting Route 65016 thence easterly through Tunkhannock Township intersecting Route 65019 thence easterly through Tunkhannock and Clinton Townships to the westerly borough line of Factoryville in Wyoming County a distance of about 6.46 miles

Route 65019 Beginning at a point on State Highway Route 9 approximately one mile northwest of Factoryville Borough in Clinton Township thence in a westerly direction through Clinton Township thence in a southwesterly direction through Clinton and Tunkhannock Townships to a point where it intersects Route 65018 approximately three-quarter miles east of Bardwell in Wyoming County a distance of about 3.70 miles

Route 65020 Beginning at a point on State Highway Route 479 approximately one-quarter miles northeast of East Lemon thence easterly through Clinton Township to a point where it intersects State Highway Route 9 about one and three-quarter miles north of Factoryville Borough in Wyoming County a distance of about 3.34 miles

Route 65021 Beginning at a point on State Highway Route 9 about one and three-quarter miles north of the Factoryville Borough line in Clinton Township thence in a northwesterly direction through Clinton and Nicholson Townships to a point intersecting State Highway Route 479 about one-half mile northeast of Starkville in Wyoming County a distance of about 1.67 miles

Route 65022 Beginning at a point on State Highway Route 9 about three-quarters of a mile north of the Clinton-Nicholson Township line in Nicholson Township thence easterly through Nicholson Township to a point intersecting State Highway Route 648 at Lake Sheridan in Wyoming County a distance of about 1.78 miles

Route 65023 Beginning at a point on State Highway Route 365 about one-half mile east of the Nicholson Borough line in Nicholson Township thence in a southeasterly direction through Nicholson Township to an intersecting point on the Wyoming and Lackawanna County line approximately two miles south of the Susquehanna County line in Wyoming County a distance of about 2.04 miles

Route 65024 Beginning at a point on State Highway Route 365 about one and one-half miles east of the Nicholson Borough line in Nicholson Township thence in a northerly direction through Nicholson Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately one and one-quarter miles west of the Lackawanna County line in Wyoming County a distance of about 0.76 miles

Route 65025 Beginning at the easterly Nicholson Borough line east of State Highway Route 9 in Nicholson Township thence in a northeasterly direction through Nicholson Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately two and one-quarter miles west of the Lackawanna County line in Wyoming County a distance of about 1.09 miles

Route 65026 Beginning at the northerly Nicholson Borough line west of State Highway Route 9 in Nicholson Township thence in a northerly direction through Nicholson Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately three and three-quarter miles west of Lackawanna County line in Wyoming County a distance of about 0.64 miles

Route 65027 Beginning at a point on State Highway Route 479 about one mile southwest of Nicholson Borough line thence in a northerly direction through Nicholson Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately two miles northwest of Nicholson Borough line in Wyoming County a distance of about 2.58 miles

Route 65028 Beginning at a point on State Highway Route 479 at Starkville in Nicholson Township thence northerly through Nicholson Township to West Nicholson thence northwesterly through Nicholson Township intersecting Route 65029 thence to a point on the dividing line of Wyoming and Susquehanna Counties approximately one mile northwest of West Nicholson in Wyoming County a distance of about 3.92 miles

Route 65029 Beginning at a point on Route 65017 about one and one-half miles southeast of Avery in Lemon Township thence easterly through Lemon Township thence through

Nicholson Township to an intersecting point on Route 65028 about one-half mile northwest of West Nicholson in Wyoming County a distance of about 2.49 miles

Route 65030 Beginning at a point on State Highway Route 12 about one-half mile north of Lemon in Lemon Township thence easterly through Lemon Township to an intersecting point on Route 65017 about one and one-half mile southeast of Avery in Wyoming County a distance of about 1.63 miles

Route 65031 Beginning at a point on Route 65032 about three-quarters of a mile south of Cooper's Corners in Tunkhannock Township thence in an easterly direction through Tunkhannock Township to a point intersecting State Highway Route 479 about one-half mile southwest of East Lemon in Tunkhannock Township in Wyoming County a distance of about 3.04 miles

Route 65032 Beginning at a point on State Highway Route 479 at Millbrook Corners in Tunkhannock Township thence northerly through Tunkhannock Township intersecting Route 65031 thence to Cooper's Corners to a point intersecting Route 65033 thence northwesterly through Tunkhannock Township and Lemon Township to a point where it intersects Route 65033 and State Highway Route 12 at Weils Corners in Wyoming County a distance of about 3.82 miles

Route 65033 Beginning at a point on Route 65032 at Cooper's Cornres in Tunkhannock Township thence in a northwesterly direction around Lake Carey in Lemon Township to a point intersecting Route 65032 at Weils Corners in Lemon Township in Wyoming County a distance of about 2.36 miles

Route 65034 Beginning at a point on a township road in Falls Township approximately one and one-half miles southwest of Lake Winola Post Office thence northeasterly through Falls and Overfield Townships to a point where it intersects State Highway Route 365 approximately one-half mile south of Lake Winola Post Office in Wyoming County a distance of about 1.43 miles

Route 65035 Beginning at a point at Vosburg Washington Township thence in a northerly direction through Washington Township to a point intersecting State Highway Route 241 at Russell Hill in Wyoming County a distance of about 1.80 miles

Route 65036 Beginning at a point on State Highway Route 241 at Dark Hollow in Washington Township thence in a northerly direction through Washington Township intersecting Route 65053 and 65037 thence to Kaiserville thence in a northerly direction through Washington Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately two miles northwest of Avery in Wyoming County a distance of about 4.79 miles

Route 65037 Beginning at a point on State Highway Route 241 Meshoppen Township approximately one-quarter mile southeast of Meshoppen Borough thence southeasterly through Meshoppen Township thence northeasterly through Meshoppen Township thence southeasterly through Washington Township intersecting Route 65038 thence southeasterly through Washington Township crossing Route 65036 at Kaiserville thence northeasterly through Washington and Lemon Townships to a point where it intersects State Highway Route 12 approximately two miles north of Lake Carey Lemon Township in Wyomnig County a distance of about 7.46 miles

Route 65038 Beginning on Route 65037 about one mile northwest of Kaiserville in Washington Township thence in a northerly direction through Washington Township to a point on the dividing line of Wyoming and Susquehanna Counties approximately two and three-quarter miles northwest of Avery in Wyoming County a distance of about 2.11 miles

Route 65039 Beginning at a point on State Highway Route 12 at North Mehoopany in Mehoopany Township thence in a northerly direction through Mehoopany Township crossing the Susquehanna River thence in a northwesterly direction through Meshoppen Township to a point on the dividing line between Wyoming and Susquehanna Counties approximately three-quarters of a mile east of Braintrim Township line in Wyoming County a distance of about 6.03 miles

Route 65040 Beginning at a point on State Highway Route 241 approximately one mile northwest of Black Walnut Braintrim Township thence northerly through Braintrim Township to a point on the division line between Wyoming and Susquehanna Counties near the Bradford County line in Wyoming County a distance of about 2.35 miles

Route 65041 Beginning at the junction point of Route 65044 and township road approximately 2.13 miles north of Jenningsville in Windham Township thence in a northwesterly direction through Windham Township to the southern borough line of Laceyville Borough thence from the westerly borough line of Laceyville Borough in a westerly direction through Braintrim Township to a point on the east side of the Susquehanna River about two miles west of Laceyville Borough in Wyoming County a distance of about 5.12 miles

Route 65042 Beginning at a point on Route 65044 approximately one and three-quarter miles northeast of Jenningsville thence in a northwesterly direction through Windham Township for a distance of one and one-half miles in Wyoming County a distance of about 1.5 miles

Route 65043 Beginning at a point on State Highway Route 13 at Stowell in Windham Township thence in a northerly direction through Windham Township to a point on the division line between Wyoming and Bradford Counties approximately 1.4 miles north of Stowell Windham Township in Wyoming County a distance of about 1.36 miles

Route 65044 Beginning at a point on State Highway Route 13 Windhom Township approximately one-quarter mile northeast of Jenningsville thence northerly through Windham Township intersecting Route 65042 thence northeasterly through Windham Township to a point where it intersects Route 65041 at aproximately two miles northwest of Scottsville Windhom Township in Wyoming County a distance of about 2.13 miles

Route 65054 Beginning at a point on State Highway Route 217 Spur North Branch Township approximately one-half mile north of Lovelton thence northeasterly through North Branch Windham Township intersecting Route 65046 thence to a point where it intersects State Highway Route 13 at Jenningsville Windham Township in Wyoming County a distance of about 4.33

Route 65046 Beginning at a point on township road approximately six-tenth of a mile southwest of Kasson Brook in Forkston Township thence northerly through Forkston Township intersecting State Highway Route 217 at Forkston thence northwesterly through Forkston Township thence northeasterly through Forkston and Windham Townships to a point where it intersects Route 65045 approximately one-quarter mile southwest of Jenningsville Windham Township in Wyoming County a distance of about 8.87 miles

Route 65047 Beginning at a point on State Highway Route 241 Meshoppen Township approximately one mile west of Meshoppen Borough line thence southwesterly through Meshoppen Township for a distance of approximately 0.59 of a mile in Wyoming County a distance of about 0.59 miles

Route 65048 Beginning at a point on State Highway Route 217 Spur at Lovelton North Branch Township thence Southeasterly through North Branch Township to a point where it intersects State Highway Route 217 approximately one-eighth of a mile east of Lovelton in North Branch Township in Wyoming County a distance of about 0.32 miles

Route 65049 Beginning at a point on State Highway Route 365 approximately 0.75 miles northwest of Mill city thence in a southwesterly direction in Overfield and Falls Townships to a point where it intersects a secondary township road in Falls Township in Wyoming County a distance of about 2.00 miles

Route 65050 Beginning at a point on the northern borough line of Factoryville in Clinton Township thence in a northeasterly direction through Clinton Township to a point on the dividing line between Lackawanna and Wyoming Counties in Wyoming County a distance of about 0.20 miles

Route 65051 Beginning at a point on State Highway Route 217 approximately one-half mile south of North Mehoopany in Mehoopany Township thence in a westerly direction through Mehoopany Township thence in a southwesterly direction through Mehoopany Township for a distance of three and one-half miles in Wyoming County, a distance of about 3.5 miles

Route 65052 Beginning at a point on former State Highway Route 316 on the northerly borough line of Meshoppen Borough thence for a distance of one and one-half miles in Wyoming County a distance of about 1.5 miles

Route 65053 Beginning at a point on State Highway Route 12 in Tunkhannock Township approximately one and one-half miles north of Tunkhannock Borough thence in a northwesterly direction through Tunkhannock Township thence in a northerly direction through Lemon Township thence in a northwesterly direction through Washington Township to a point where it intersects Route 65036 about one-half mile south of Kaiserville in Wyoming County a distance of about 4.5 miles

Route 65054 Beginning at a point on Route 65004 in North Moreland Township approximately one and one-half miles west of Browns Corners thence in a northwesterly direction through North Moreland Township to a point where it intersects Route 65005 at Keelersburg in Wyoming County a distance of about 1.4 miles

Route 65055 Beginning at a point on Route 65015 approximately one-quarter mile south of Factoryville thence westerly through Clinton Township for a distance of approximately two miles in Wyoming County a distance of about 2,0 miles

Section 67 The township roads to be taken over under the provisions of this act in the County of York are those situate and described as follows

Route 66001 Beginning at a point in Franklin Township on the Adams-York County Line about two miles southeast of the York-Cumberland County line northeasterly through Franklin and Carroll Townships via Uniontown and Beavertown to a point on the western boundary line of Dillsburg Borough thence from a point in Carroll Township intersecting Route 123 about .5 of a mile north of Dillsburg Borough northeasterly thence southeasterly through Caroll Monagham and Fairview Townships via Siddonsburg and Pinetown to a point intersecting State-aid Application 1997 one mile north of Route 250 thence from a point in Fairview Township intersecting Route 250 about .5 of a mile northwest of Lewisberry westerly and northerly to a point intersecting Route 416 about .5 of a mile east of Lisburn in York County a distance of about 22.24 miles

Route 66002 Beginning at a point in Paradise Township at the northern limits of Route 717 thence northeasterly through Paradise and Dover Townships via Big Mount and Newport intersecting State-aid Application 1999 to the western boundary line of Dover Borough thence from a point on the eastern boundary line of Dover Borough northeasterly through Dover Conewago and East Manchester Townships intersecting Route 333 thence to a point on the western boundary line of Manchester Borough thence from a point intersecting Route 250 about 1.5 miles north of Manchester Borough northwesterly through East Manchester and Conewago Townships again intersecting Route 333 at Strinestown thence from a point again intersecting Route 333 about one mile north of Strinestown northeasterly through Newberry Township to a point intersecting Route 250 at Pleasant Grove in York County a distance of about 25.08 miles

Route 66003 Beginning at a point in Manchester Township intersecting Route 333 about one mile south of Roundtown thence northwestwardly through Manchester Conewago and Newberry Townships via Erney to a point on Newberry Township about .75 of a mile northeast of Erney thence northeastwardly to a point in Newberry Township intersecting Route 333 about one mile southeast of Newberrytown thence from a point in Newberry Township intersecting Route 250 about .5 of a mile west of Newberrytown northeastwardly through Newberry Township to a point on the western boundary line of Goldsboro Borough thence northwardly and westwardly through Newberry and Fairview Townships via Middletown Ferry to a point in Fairview Township intersecting Route 333 about one mile north of the Newberry-Fairview Township Line thence from a point in Fairview Township intersecting Route 333 about 1.5 miles north of the Newberry-Fairview Township Line northwestward through Fairview Township via Frogtown and Springville to a point in Fairview Township intersecting Route 250 at Bunches thence from a point in Fairview Township intersecting Route 250 about .75 of a mile southwest of New Cumberland Borough northwestwardly to a point on the York-Cumberland County Line in York County a distance of about 25.35 miles

Route 66004 Beginning at a point in Manheim Township on the Pennsylvania-Maryland State line about 1.5 miles south of Hokes thence northeasterly through Manheim Codorus and Shrewsbury Townships via Sticks Hildebrand and Seitzland to a point intersecting Route 127 about .5 of a mile north of Shrewsbury Borough thence from a point in Shrewsbury Township intersecting Route 127 about one-eighth of a mile north of Shrewsbury Borough easterly and northerly through Shrewsbury Hopewell and North Hopewell Townships to a point on the western boundary line of Winterstown Borough thence from a point on the western boundary line of Winterstown Borough northerly through North Hopewell and York Townships to a point on the southern boundary line of Dallastown Borough thence from a point on the eastern boundary line of Yoe Borough northeasterly through York Windsor and Lower Windsor Townships to a point intersecting Route 332 about one-eighth of a mile south of Yorkana Borough thence from a point in Lower Windsor Township on the northern boundary line of Yorkana Borough through Lower Windsor and Hellam Townships to a point intersecting Route 128 about .5 of a mile of Wrightsville Borough Line in York County a distance of about 36.52 miles

Route 66005 Beginning at a point in Paradise Township on the York-Adams County Line at East Berlin thence easterly through Paradise Jackson Dover and West Manchester Townships to a point intersecting Route 126 at State Street in York County a distance of about 11.27 miles

Route 66006 Beginning at a point in Carroll Township on the eastern boundary line of Dillsburg Borough thence southeasterly through Carroll and Warrington Townships to a point intesecting Route 124 at Rossville thence fom a point in Warrington Township intersecting State-aid Application 273 northeasterly through Warrington and Fairview Townships to a point intersecting State-aid Application 1997 about 1.5 miles south of Lewisberry Borough in York County a distance of about 12.37 miles

Route 66007 Begining at a point in Penn Township intersecting Route 190 about 1.5 miles north of Hanover thence easterly through Penn and Heidelberg Townships to a point intersecting Route 230 at Jacobs' Mills thence from a point intersecting Route 230 about .5 of a mile west of Jacobs' Mills southerly through Heidelberg and Manheim Townships to a point intersecting Route 441 about .5 of a mile east of Manheim-Penn Township Line thence from a point intersecting Route 441 about one mile northwest of Marburg thence northeasterly through Manheim Heidelburg and North Codorus Townships via Porters to a point intersecting Route 64 at Stoverstown thence from a point intersecting Route 644 about .25 of a mile north of Stoverstown northwesterly through North Codorus West Manchester and Jackson Townships via Bair's Station to a point intersecting Route 230 about .5 of a mile southwest of Bair thence from a point in Jackson Township on Route 230 about .75 of a mile southwest of Bair to intersect Route 126 at Thomasville thence northerly through Jackson and Dover Townships to a point intersecting Route 66034 at Harmony Grove in York County a distance of about 27.51 miles

Route 66008 Beginning at a point in Heidelberg Township intersecting Route 66009 about one mile north of Iron Ridge thence northerly and northeasterly through Heidelberg and Jackson Townships to a point intersecting Route 230 about .5 of a mile north of Spring Grove thence northerly westerly and northerly through Jackson Township to a point intersecting Route 126 .25 of a mile west of Labott thence from a point intersecting Route 125 at Labott northwesterly through Jackson Paradise Dover and Washington Townships via Big Mount to a point in Washington Township intersecting Route 66036 in York County a distance of about 13.22 miles

Route 66009 Beginning at a point in Manheim Township intersecting Route 66007 about .5 of a mile south of the Manheim-Heidelberg Township Line thence northeasterly through Manheim and Codorus Townships to a point on the western boundary line of Jefferson Borough thence from a point in North Codorus Township intersecting State-aid Application 2003 near the Codorus-North Codorus Township Line thence westerly through North Codorus and Heidelberg Townships to a point intersecting Route 66007 at Porters thence from a point intersecting Route 66007 about .25 of a mile northwest of Porters northerly through Heidelberg and Jackson Townships via Iron Ridge intersecting Route 230 to a point in Jackson Township intersecting Route 66008 about .5 of a mile west of Spring Grove Borough in York County a distance of about 12.75 miles

Route 66010 Beginning at a point in Manheim Township intersecting Route 41 at Marburg thence easterly to a point again intersecting Route 41 near the Manheim-Codorus Township Line thence from a point intersecting Route 441 in Codorus Township at Broodbeck easterly through Codorus Township to a point intersecting State-aid Application 2003-B about one mile south of Bowman's Store thence from a point intersecting State-aid Application 2003-B about .5 of a mile south of Bowman's Store northeasterly through Codorus Township to a point intersecting Route 715 about one mile south of Larue thence from a point intersecting Route 715 at Larue northeastrly thorugh Codorus and Springfield Townships to a point intersecting State-aid Application 2337 about 1.5 miles south of Loganville Borough thence from a point on the eastern boundary line of Loganville Borough northeasterly southeasterly and northeasterly through Springfield Township via White Oak Corner to a point intersecting Route 66004 about one mile south of Rye in York County a distance of about 15.33 miles

Route 66011 Beginning at a point in Shrewsbury Township on the eastern boundary line of Shrewsbury Borough thence easterly through Shrewsbury and Hopewell Townships to a point on the western boundary line of Stewartstown Borough thence from a point on the eastern boundary line of Stewartstown Borough easterly through Hopewell and southeasterly through Hopewell East Hopewell and Fawn Townships to a point in Fawn Township intersecting State-aid Application 2450 one mile northeast of New Park in York County a distance of about 14.52 miles

Route 66012 Beginning at a point in East Hopewell Township intersecting Route 66015 at Hickorys thence northeastwardly through East Hopewell Township via Hershey's Farms to Trullinger's thence northwardly through East Hopewell and Chanceford Townships via Meadetown and Laurel to a point intersecting Route 216 about 1.5 miles west of Brogueville thence from a point in Chanceford Township intersecting Route 216 about 2 miles west of Brogueville northeastwardly through Chanceford Township to a point intersecting Route 332 at New Bridgeville thence from a point again intersecting Route 332 at New Bridgeville westwardly and northwardly through Chanceford Windsor and Lower Windsor Townships via Martinsville intersecting Route 714 to a point in Lower Windsor Township intersecting Route 332 at Margaretta Furnace thence from a point on the western boundary ine of East Prospect Borough northerly to a point intersecting Route 66004 near the Lower Windsor-Hellam Township Line in ork County a distance of about 23.39 miles

Route 66013 Beginning at a point in Fawn Township on the northern boundary line of Fawn Grove Borough thence northerly through Fawn Township to a point intersecting State-aid Application 343 at Gatchellville thence from a point in Fawn Township intersecting the northern limits of State-aid Application 343 northerly through Fawn Lower Chanceford and Chanceford Townships via Pleasant Grove to a point intersecting Route 216 at Chanceford thence from a point again intersecting Route 216 about one mile northwest of Chanceford northeasterly through Chanceford Township to a point intersecting Route 332 about 1.5 miles northwest of Shenks Ferry in oYrk County a distance of about 13.67 miles

Route 66014 Beginning at a point in Windsor Township intersecting Route 333 .25 of a mile south of Red Lion Borough thence easterly via Springvale to a point intersecting Route 216 about 2 miles east of Red Lion Borough thence from a point again intersecting Route 216 about 1.5 miles east of Red Lion Borough easterly through Windsor Township to a point intersecting Route 66012 about .5 of a mile west of the Windsor-Lower Windsor Township Line in York County a distance of about 4.24 miles

Route 66015 Beginning at a point in Hopewell Township intersecting Route 66004 thence easterly to the western limits of State-aid Application 6519 thence from a point in Hopewell Township intersecting Route 333 about one mile north of Stewartstown Borough easterly through Hopewell and East Hopewell Townships to a point intersecting Route 66011 about .25 of a mile east of Dolf in York County a distance of about 4.19 miles

Route 66016 Beginning at a point in Windsor Township intersecting Route 66101 about .5 of a mile north of Red-Lion Borough thence northeasterly through Windsor and Lower Windsor Townships to a point intersecting Route 332 about one mile west of Margaretta Furnace thence from a point again intersecting Route 332 about one mile east of Delroy northeasterly through Lower Windsor Township to a point interescting Route 66012 about one mile northwest of East Prospect Borough in York County a distance of about 7.73 miles

Route 66017 Beginning at a point in Lower Windsor Township intersecting Route 332 near Delroy thence northwesterly through Lower Windsor and Hellam Townships to a point on the southern boundary line of Hellam Borough in York County a distance of about 2.82 miles

Route 66018 Beginning at a point in Hellam Township intersecting Route 6604 about one mile east of Yorkanna Borough thence northerly through Hellam Township to a point intersecting Route 128 one mile east of Hellam Borough thence from a point on the northern boundary line of Hellam Borough thence easterly to a point again intersecting Route 128 .5 of a mile west of Wrightsville Borough in York County a distance of about 6.43 miles

Route 66019 Beginning at a point in Windsor Township intersecting Route 332 about one mile east of Golden thence northerly and westerly through Windsor Hellam and Springetsbury Townships to a point intersecting Route 66021 about one mile south of Pleasureville thence from a point again intersecting Route 66021 .5 of a mile south of Pleasureville northeasterly through Springetsbury Township to a point intersecting Route 66020 about .5 of a mile south of Springetsbury-East Manchester Township Line in York County a distance of about 11.77 miles

Route 66020 Beginning at a point in Windsor Township on the northern boundary line of Windsor Borough thence northwesterly through Windsor and York Townships via Freysville to a point intersecting Route 332 about 1.5 miles east of Springetsbury-Spring Garden Township Line thence from a point intersecting Route 332 at Tilden northerly through Springetsbury and East Manchester Townships to a point intersecting State-aid Application 1993 about .75 of a mile southwest of Starview thence from a point again intersecting State-aid Application 1993 at Starview northerly and easterly through East Manchester Township to New Holland in York County a distance of about 14.92 miles

Route 66021 Beginning at a point in Spring Garden Township on the northern Boundary line of York City thence northerly through Spring Garden Springetsbury and Manchester Townships to a point intersecting Route 250 at Emigsville thence from a point again intersecting Route 250 about .5 of a mile north of Emigsville westerly and northerly through Manchester and East Manchester Townships to a point on the southern boundary line of Manchester Borough in York County a distance of about 7.70 miles

Route 66022 Beginning at a point in Franklin Township intersecting Route 66001 about 1.5 miles southwest of Uniontown thence easterly through Franklin Township to a point intersecting Route 123 at Clear Spring thence from a point in Franklin Township intersecting Route 123 about one mile north of Clear Spring southerly and easterly through Franklin and Washington Townships to the Adams County Line at Bermudian thence from a point on the Adams County Line .5 of a mile southeast of Bermudian through Washington and Warrington Townships intersecting Route 374 to a point in Warrington Township intersecting Route 124 about 1.5 miles west of Wellsville Borough thence from a point in Warrington Township again intersecting Route 124 at Mount Top southwesterly through Warrington and Washington Townships to a point intersecting Route 374 at Big Dam in York County a distance of about 13.10 miles

Route 66023 Beginning at a point in Franklin Township intersecting Route 123 and 1.5 miles north of Clear Spring thence easterly through Franklin Township to the western boundary line of Franklintown Borough in York County a distance of about 1.10 miles

Route 66024 Beginning at a point in Carroll Township on the eastern boundary line of Dillsburg Borough thence easterly through Carroll Township to a point intersecting Route 66006 about .25 of a mile south of Uno in York County a distance of about 3.16 miles

Route 66025 Beginning at a point in Warrington Township intersecting Route 66006 about 1.5 miles east of the Warrington-Carroll Township Line thence northerly through Warrington and Monaghan Township via Mt. Pleasant and Siddonsburg to a point intersecting Route 66027 about .5 of a mile south of the York-Cumberland County Line in York County a distance of about 4.85 miles

Route 66026 Beginning at a point in Carroll Township intersecting Route 125 about two miles north of Dillsburg northerly to a point on the York-Cumberland County Line in York County a distance of about .5 of a mile

Route 66027 Beginning at a point in Monaghan Township on the York-Cumberland County Line 1.5 miles northeast of Grantham thence southeasterly through Monaghan

Township to a point intersecting Route 66001 about one mile northeast of Siddonsburg in York County a distance of about 1.89 miles

Route 66028 Beginning at a point in Fairview Township on the York-Cumberland County Line about one mile northwest of Lisburn thence northeasterly and northerly through Fairview Township intersecting Route 250 to a point on the York-Cumberland County Line about 3.5 miles north of Bunches in York County a distance of about 4.57 miles

Route 66029 Beginning at a point in Fairview Township intersecting Route 250 near the York-Cumberland County Line thence southeasterly via New Market to a point in Fairview Township in York County a distance of about .63 of a mile

Route 66030 Beginning at a point in Newberry Township on the northern boundary line of Lewisberry Borough thence northeastwardly through Newberry Township to a point in Newberry Township intersecting Route 333 about one mile south of the Newberry-Fairview Township Line in York County a distance of about 3.2 miles

Route 66031 Beginning at a point in Newberry Township intersecting Route 250 about one mile east of Newberrytown thence northeasterly to a point intersecting Route 449 about .5 of a mile south of Goldsboro in York County a distance of about 2.2 miles

Route 66032 Beginning at a point in Warrington Township intersecting Route 66006 about one mile northeast of Rossville thence northwardly through Warrington and Fairview Townships to a point in Fairview Township intersecting Route 66001 about one-eighth of a mile south of Pinetown thence from a point in Fairview Township intersecting Route 66001 about .25 of a mile southeast of the Fairview-Monaghan Township Line eastward through Fairview Township to a point intersecting Route 66001 about 1.5 miles north of Pinetown in York County a distance of about 5.27 miles

Route 66033 Beginning at a point in Dover Township intersecting Route 124 at Mount Royal thence northeasterly through Dover and Conewago Townships to a point intersecting Route 66003 about one mile northeast of Andersontown in York County a distance of about 5.9 miles

Route 66034 Beginning at a point in Warrington Township intersecting Route 124 about one mile west of Wellsville Borough thence southeasterly through Warrington and Dover Townships via Roler and Harmony Grove to a point intersecting Route 124 about .5 of a mile north of Denver Borough in York County a distance of about 7.35 miles

Route 66035 Beginning at a point in Washington Township on the York-Adams County Line about four miles northwest of the Washington-Paradise Township Line thence easterly through Washington and Dover Townships to a point intersecting State-aid Application 6518 in York County a distance of about 5.61 miles

Route 66036 Beginning at a point in Washington Township intersecting Route 190 about one mile west of the Washington-Dover Township Line thence northeasterly to a point intersecting Route 66035 about .5 of a mile north of the Washington-Dover Township Line in York County a distance of about 2.16 miles

Route 66037 Beginning at a point in Warrington Township intersection Route 124 about one mile northwest of Mount Royal thence northerly via Alpine to a point intersecting Route 66006 about .5 of a mile southwest of Maytown in York County a distance of about 4.45 miles

Route 66038 Beginning at a point in East Manchester Township intersecting Route 66002 about one mile west of Manchester Borough thence northwesterly through East Manchester and Conewago Townships to a point intersecting Route 333 about one mile south of Strinestown in York County a distance of about 2.14 miles

Route 66039 Beginning at a point on Route 190 about 1.5 miles southeast of Bermudian in Washington Township and leading southwestward to the Adams County Line in York County a distance of about .12 of a mile

Route 66040 Beginning at a point in East Manchester Township intersecting State-aid Application 1993 thence easterly and northerly to a point intersecting Route 66020 about one mile east of Mt. Wolf Borough in York County a distance of about 1.37 miles

Route 66041 Beginning at a point in West Manchester Township intersecting Route 124 about one mile northwest of the York City Line thence easterly through West Manchester and Manchester Townships to a point intersecting Route 333 about .25 of a mile north of North York Borough thence from a point on Route 250 at the northern boundary lineline of North York Borough easterly through Manchester and Springetsburg Township to a point intersecting Route 66021 about .25 of a mile north of the Spring Garden Township Line in York County a distance of about 4.08 miles

Route 66042 Beginning at a point on Route 124 in West Manchester Township about .25 of a mile west of Shiloh thence northeasterly through West Manchester and Manchester Townships to a point intersecting Route 333 near Roundtown in York County a distance of about 3.96 miles

Route 66043 Beginning at a point in West Manchester Township on the northern boundary line of York City thence northerly through West Manchester Manchester and Conewago Townships via Fouststown to a point in Conewago Township intersecting Route 66002 approximately .25 of a mile northeast of the Dover-Conewago Township Line in York County a distance of about 5.11 miles

Route 66044 Beginning at a point in Peach Bottom Township intersecting Route 66068 about one mile northwest of Delta Borough thence northwesterly to a point intersecting Route 66066 about one mile west of Bryantsville in York County a distance of about 1.72 miles

Route 66045 Beginning at a point in York Township on the northern boundary line of Yoe Borough thence northerly through York and Springetsburg Township via Ore Valley and Ben Roy to a point intersecting Route 332 near the Springetsbury-Spring Garden Township Line thence from a point in Springetsbury Township intersecting Route 332 about .25 of a mile east of the Spring Garden Township Line northerly to a point intersecting Route 128 about two miles west of Spring Plains in York County a distance of about 6.65 miles

Route 66046 Beginning at a point in Paradise Township intersecting Route 66008 about one mile southeast of Big Mount thence easterly through Paradise and Dover Townships via Fordsville and Admire to a point intersecting State-aid Application 1999 about two miles west of Weigelstonw in York County a distance of about 5.35 miles

Route 66047 Beginning at a point in Paradise Township on the York-Adams County Line about two miles southeast of Abbottstown thence easterly to a point intersecting Route 66092 about 1.5 miles east of Abbottstown in York County a distance of about .81 of a mile

Route 66048 Beginning at a point in North Codorus Township intersecting Route 66008 about one mile north of Ambau thence easterly to a point intersecting Route 230 about 1.5 miles southwest of Spring Grove thence from a point intersecting Route 230 about .5 of a mile south of Spring Grove southeast and easterly through North Codorus Township via Lehman to a point intersecting Route 492 about one mile northwest of Seven Valleys Borough thence from a point intersecting Route 492 about 2.5 miles north of Seven Valleys Borough easterly through North Codorus and Springfield Townships via Glatfelter to a point on the western boundary line of Jacobus Borough in York County a distance of about 11.99 miles

Rute 66049 Beginning at a point on the western boundary line of Loganville Brough in Springfield Township thence northerly through Springfield and York Townships to a point intersecting Route 127 about 1.5 miles north of Jacobus Borough in York County a distance of about 6.14 miles

Route 66050 Beginning at a point in North Codorus Township intersecting Route 492 about .25 of a mile north of New Salem Borough thence northeasterly through North Codorus and West Manchester Townships to a point intersecting Hoke Avenue about .25 of a mile south of the southern boundary line of West York Borough thence from a point in Spring Garden Township intersecting State-aid Application 4952 at the Northern Central Railroad underpass westerly southerly and southeasterly through Spring Garden and York Townships intersecting Route 127 to a point on Route 216 about .5 of a mile south of Spry thence from a point again intersecting Route 216 about one mile south of Spry southerly through York and Springfield Townships to a point intersecting Route 66010 about 1.5 miles southwest of Rye in York County a distance of about 13.12 miles

Route 66051 Beginning at a point in North Codorus Township on the eastern boundary line of New Salem Borough thence easterly via Brilhart in York Township to a point intersecting Route 66050 in Spring Garden Township in York County a distance of about 3.13 miles

Route 66052 Beginning at a point in York Township intersecting Route 66050 about one mile southwest of Spry thence northerly to a point intersecting Route 127 near the York-Spring Garden Township Line in York County a distance of about 2.02 miles

Route 66053 Beginning at a point in York Township intersecting Route 216 about .5 of a mile south of the York-Spring Garden Township Line thence easterly through York Township to a point intersecting Route 66045 at Ore Valley in York County a distance of about 2.22 miles

Route 66054 Beginning at a point in York Township intersecting Route 333 about 1.5 miels southwest of Red Lion thence northwesterly to a point on the southern boundary line of Dallastown Borough in York County a distance of about 2.1 miles

Route 66055 Beginning at a point in North Hopewell Township on the eastern boundary line of Winterstown Borough thence easterly to the western boundary line of Felton Borough thence from a point in Windsor Township intersecting State-aid Application 3941 about 1.5 miles northwest of Felton Borough easterly through Windsor and Chanceford Townships via Brownton to a point intersecting Route 216 at Keys in York County a distance of about 5.4 miles

Route 66056 Beginning at a point in Chanceford Township intersecting Route 216 at Brogueville thence northeastly to a point intersecting Route 332 about three miles southeast of New Bridgeville in York County a distance of about 4.42 miles

Route 66057 Beginning at a point in East Hopewell Township intersecting Route 66012 about one mile southwest of Meadetown thence westerly to a point on the eastern boundary line of Cross Roads Borough thence from a point on the northeastern boundary line of Cross Roads Borough northeasterly via Park to a point intersecting Route 66012 in Chanceford Township about two miles southwest of Brogueville in York County a distance of about 6.82 miles

Route 66058 Beginning at a point on Route 66012 .75 of a mile northwest of Hopewell Center at the property of Thomas Trollinger in East Hopewell Township and leading past Collins School House to Pleasant Grove in Lower Chanceford Township intersecting Route 66013 thence from a point intersecting Route 66013 on the Chanceford-Lower Chanceford Township Line northerly to the southern limits of State-aid Application 1994 in Chanceford Township thence southwesterly to a point intersecting Route 66012 at Laurel in York County a distance of about 7.16 miles

Route 66059 Beginning at a point in Lower Chanceford Township intersecting Route 216 about one mile southeast of Lower Chanceford-Chanceford Township Line thence northeasterly via Goram to a point intersecting Route 332 at Shenks Ferry in York County a distance of about 4.03 miles

Route 66060 Beginning at a point in Lower Chanceford Township intersecting Route 216 about .25 of a mile southeast of Airville thence northeasterly to a point on Route 332 in Lower Chanceford Township in York County a distance of about 4.12 miles

Route 66061 Beginning at a point in Lower Chanceford Township intersecting Route 216 about .25 of a mile south of Sunnyburn thence easterly through Lower Chanceford Township via Slab in York County a distance of about 2.6 miles

Route 66062 Beginning at a point in Lower Chanceford Township intersecting Route 216 about .5 of a mile northwest of Castle Fin thence southeasterly through Lower Chanceford and Peach Bottom Townships to a point about one mile northwest of Peach Bottom in York County a distance of about 3.55 miles

Route 66063 Beginning at a point in Fawn Township on the northern boundary line of Fawn Grove Borough thence northeasterly through Fawn Township via Bald Eagle to a point intersecting Route 675 at Woodbine in York County a distance of about 5.25 miles

Route 66064 Beginning at a point in Fawn Township intersecting State-aid Application 343 about .5 of a mile north of Gatchelville thence northeasterly through Fawn and Lower Chaceford Townships intersecting Route 675 thence from Route 675 at a point .25 of a mile north of the last mentioned intersection to intersect Route 216 at Kyleville thence to McCall's Ferry Dam in York County a distance of about 8.49 miles

Route 66065 Beginning at a point in Peach Bottom Township intersecting Route 66068 about .5 of a mile north of the Maryland State Line thence northwesterly through Peach Bottom and Fawn Townships to a point intersecting Route 66063 about .5 of a mile southwest of Woodbine in York County a distance of about 5.27 miles

Ruote 66066 Beginning at a point in Fawn Township intersecting Route 66067 in Constitution thence northeasterly and easterly through Fawn and Peach Bottom Townships to a point intersecting Route 216 about two miles north of Delta Borough in York County a distance of about 5.98 miles

Route 66067 Beginning at a point in Fawn Township on the eastern boundary line of Fawn Grove Borough thence easterly through Fawn Grove Township via Constitution to a point in Peach Bottom Township about .75 of a mile east of Fawn-Peach Bottom Township Line in York County a distance of about 2.65 miles

Route 66068 Beginning at a point in Peach Bottom Township about 1.5 miles east of the Peach Bottom-Fawn Township Line thence easterly to a point intersecting State-aid Application 342 in York County a distance of about 2.46 miles

Route 66069 Beginning at a point in Peach Bottom Township on the Pennsylvania-Maryland State line about two miles west of the Susquehanna River thence northwesterly to a point intersecting Route 66062 about 1.5 miles east of Castle Fin in York County a distance of about 3.75 miles

Route 66070 Beginning at a point in Peach Bottom Township intersecting State-aid Application 342 at West Bangor thence easterly to a point intersecting Route 66069 at Slate Hill thence from a point intersecting Route 66069 about .25 of a mile north of Slate Hill westerly to the eastern limits of State-aid Application 342 thence from a point in Peach Bottom Township intersecting Route 216 about one mile north of Delta Borough thence northeasterly to a point intersecting Route 66069 about 1.5 miles northwest of Slate Hill in York County a distance of about 4.56 miles

Route 66071 Beginning at a point in Fawn Township on the Pennsylvania-Maryland State Line about one mile south of New Park thence northerly and northwesterly via New Park through Fawn and Hopewell Townships to a point intersecting Route 66011 about .5 of a mile south of the Hopewell-East Hopewell Township Line in York County a distance of about 4.57 miles

Route 66072 Beginning at a point in Hopewell Township at the western limits of State-aid Application 1998 thence northerly to a point intersecting Route 66071 about three miles east of Stewartstown Borough in York County a distance of about 2.55 miles

Route 66073 Beginning at a point in Codorus Township intersecting Route 66004 about .5 of a mile north of Stiltz thence southerly and easterly through Codorus and Shrewsbury Townships to a point on the western boundary line of New Freedom Borough thence from a point on Shrewsbury Avenue on the northeastern boundary line of New Freedom Borough northeasterly through Shrewsbury Township to a point intersecting Route 127 about .5 of a mile south of Turnpike in York County a distance of about 5.72 miles

Route 66074 Beginning at a point in West Manheim Township intersecting Route 190 near West Manheim thence northeasterly through West Manheim and Codorus Townships via Hobard and Hokes to a point intersecting Route 441 at Glenville in York County a distance of about 9.43 miles

Route 66075 Beginning at a point in Manheim Township intersecting Route 66074 at a point two miles north of the Maryland line thence northerly to a point intersecting Route 441 about 1.5 miles east of Manheim-West Manheim Township line thence from a point intersecting Route 441 about two miles west of Manheim-Codorus Township line southwesterly to a point intersecting Route 66074 about .25 of a mile north of Hokes in York County a distance of about 3.63 miles

Route 66076 Beginning at a point in West Manheim Township intersecting Route 66074 about one mile north of West Manheim thence easterly through West Manheim and Manheim Townships to a point on the Pennsylvania-Maryland line about one mile east of the West Manheim-Manheim Township line in York County a distance of about 3.88 miles

Route 66077 Beginning at a point in West Manheim Township intersecting Route 66080 about one mile east of Raubenstine thence easterly to a point intersecting Route 190 about one mile northwest of Bandanna thence from a point again intersecting Route 190 about 1.5 miles northwest of Bandanna easterly to a point intersecting Route 66078 in York County a distance of about 4.71 miles

Route 66078 Beginning at a point in Manheim Township about .25 of a mile east of Hobart thence northwesterly through Manheim and West Manheim Townships to a point intersecting Route 190 about one mile south of Hanover in York County a distance of about 5.14 miles

Route 66079 Beginning at a point in Penn Township intersecting Route 190 about two miles southeast of Hanover thence northeasterly to a point intersecting Route 411 about .5 of a mile west of Blooming Grove thence to Route 230 about two miles east of Hanover in York County a distance of about 3.02 miles

Route 66080 Beginning at a point in West Manheim Township on the Pennsylvania-Maryland State line about one mile east of the York-Adams County line thence northerly through West Manheim and Penn Townships to a point intersecting Route 230 about .25 of a mile southwest of Hanover in York County a distance of about 5.46 miles

Route 66081 Beginning at a point in West Manheim Township on the York-Adams County line about one mile north of Raubenstine thence northeasterly to a point intersecting Route 66080 thence from a point in Penn Township near the Penn-West Manheim Township line intersecting Route 66080 northwesterly to a point on the York-Adams County line in York County a distance of about .91 of a mile

Route 66082 Beginning at a point in Codorus Township intersecting State-aid Application 2003-B at Bowman's Store thence northeasterly through Codorus Township to a point intersecting Route 715 near the Codorus-North Codorus Township line in York County a distance of about 5.46 miles

Route 66083 Beginning at a point in Codorus Township on the northern boundary line of Jefferson Borough thence northeasterly through Codorus and North Codorus Townships to a point on Route 492 about .25 of a mile north of Seven Valleys Borough thence from a point on the eastern boundary line of Seven Valleys Borough southeasterly through Springfield Township to a point intersecting Route 66010 about one mile southwest of Loganville in York County a distance of about 7.59 miles

Route 66084 Beginning at a point in Springfield Township intersecting Route 127 about one mile north of the Springfield-Shrewsbury Township line thence northeasterly through Springfield and North Hopewell Townships to a point intersecting Route 66004 about .5 of a mile south of Graydon in York County a distance of about 4.24 miles

Route 66085 Beginning at a point in Peach Bottom Township intersecting Route 66069 at Slate Hill thence northeasterly to a point in Peach Bottom Township in York County a distance of about .78 of a mile

Route 66086 Beginning at a point in Manchester Township intersecting Route 250 about 1.5 north of North York Borough thence northeasterly to a point intersecting Route 66021 in York County a distance of about 1.67 miles

Route 66087 Beginning at a point in Newberry Township intersecting Route 66003 about .5 of a mile north of Erney thence northerly through Newberry Township to a point intersecting Route 250 about 2.5 miles east of Lewisberry in York County a distance of about 1.25 miles

Route 66088 Beginning at a point in Lower Windsor Township intersecting Route 332 about ⅛ of a mile south of East Prospect Borough thence easterly to a point intersecting Route 714 in York County a distance of about 1.35 miles

Route 66089 Beginning at a point in Hellam Township intersecting Route 66018 about one mile east of Highmount thence northeasterly to a point near the Susquehanna River in York County a distance of about 1.22 miles

Route 66090 Beginning at a point in Windsor Township intersecting Route 66019 about .75 of a mile north of Route 332 thence northwestwardly through Windsor and Springetsbury Township via Kauffman's Orchard to a point in Springetsbury Township intersecting Route 128 at Spring Plain in York County a distance of about 2.09 miles

Route 66091 Beginning at a point in Paradise Township intersecting Route 126 at Farmers thence northerly to a point intersecting Route 66005 about one mile east of Swam in York County a distance of about 1.69 miles

Route 66092 Beginning at a point in Heidelberg Township intersecting Route 66007 about one mile north of Jacobs Mill thence northerly through Heidelberg and Paradise Townships to a point intersecting Route 126 about one mile east of the York-Adams County line in York County a distance of about 4.71 miles

Route 66093 Beginning at a point in Jackson Township intersecting Route 66009 near Gnatstown thence northeasterly to a point intersecting Route 66008 about .5 of a mile south of Route 126 in York County a distance of about 4.70 miles

Route 66094 Beginning at a point in Spring Garden Township intersecting Route 66050 about 1.5 miles north of the Spring Garden-York Township line thence westerly and northerly through Spring Garden and West Manchester Townships via Smysers Station and Hoke's Mill Road to a point intersecting Route 126 in York County a distance of about 1.90 miles

Route 66095 Beginning at a point in York Township intersecting Route 127 about one mile south of the Spring-Garden-York Township line thence northwardly through York and Spring Garden Townships via the Grantley Road to a point intersecting State-aid Application 165 thence westerly through Spring Garden Township via the Country Club Road to a point intersecting the southern limits of State-aid Application 4952 in York County a distance of about 2.36 miles

Route 66096 Beginning at a point in Springfield Township on the southern line of Seven Valleys Borough thence northeasterly to a point intersecting Route 66048 near Glatfelter in York County a distance of about .9 of a mile

Route 66097 Beginning at a point in Springfield Township on the eastern line of Jacobus Borough thence easterly through Springfield and York Townships to a point intersecting Route 66050 about .5 of a mile east of the Spring-York Township line in York County a distance of about 1.28 miles

Route 66098 Beginning at a point in West Manheim Township intersecting Route 66080 about .5 of a mile south of the Penn-West Manheim Township line thence southeasterly through West Manheim Township to a point intersecting Route 190 about .25 of a mile north of the Maryland-Pennsylvania State line in York County a distance of about 5.34 miles

Route 66099 Beginning at a point in West Manchester Township on the northern boundary line of West York Borough thence northerly over Highland Avenue and easterly over Carlisle Avenue to a point intersecting Route 124 in York County a distance of about .30 of a mile

Route 66100 Beginning at a point in North Hopewell Township intersecting Route 333 about .25 of a mile south of Winterstown Borough thence easterly through North Hopewell Township to the western line of Cross Roads Borough thence from a point on the northern line of Cross Roads Borough through East Hopewell and North Hopewell Townships to a point on the southern line of Felton Borough in York County a distance of about 3.56 miles

Route 66101 Beginning at a point on Route 66004 in Windsor Township about .25 of a mile southeast of Freysville and extending southwest to Red Lion Borough thence northwestward through East Yoe to intersect Route 66020 about one mile southeast of Tilden in York County a distance of about 5.53 miles

Route 66102 Beginning at a point on the dividing line between Manchester and West Manchester Townships intersecting Route 66043 about one mile south of Fouststown thence following the dividing line between Manchester-West Manchester Townships and Conewago-Dover Townships to a point intersecting Route 66033 about .5 of a mile west of Andersontown in York County a distance of about 8.80 miles

Route 66103 Beginning at a point in Fairview Township intersecting Route 250 at Navoc thence northwesterly to a point intersecting Route 416 near the York-Cumberland County line in York County a distance of about 1.52 miles

Route 66104 Beginning at a point on Route 125 in Carroll Township about two miles north of Dillsburg and extending northerly through Carroll Township to the Cumberland County line in York County a distance of about .15 of a mile

Route 66105 Beginning at a point on the Railroad Borough line near the northwest corner of said borough in Shrewsbury Township and leading in a northwesterly direction along the tracks of the Baltimore Division of the Pennsylvania Railroad toward Glen Rock Borough and intersecting Route 66004 at a point about .75 of a mile south the Seitzland in York County a distance of about 1.7 miles

Route 66106 Beginning at the end of State-aid Application 3827 at a point on the Spring Garden-Springetsbury Township line and leading northward to Route 66041 in York County a distance of about .12 of a mile

Route 66107 Beginning at a point on Route 332 in Chanceford Township halfway between St Johns and Bethel Churches into the village of Lock Port in York County a distance of about 1.8 miles

Route 66108 Beginning at a point in Newberry Township intersecting Route 66003 about 1.25 miles west of the Susquehanna Trail thence southeasterly to the Conewago Creek in York County a distance of about .6 of a mile

Route 66109 Beginning at a point on Route 333 .5 of a mile southeast of Stewartstown Borough in Hopewell Township and leading south toward Gorsuch Mills and ending on the Pennsylvania-Maryland State line in York County a distance of about 1.45 miles

Route 66110 Beginning at a point in Fawn Township at the southern limits of Route 675 in Woodbine thence northwesterly in Fawn Township to a point intersecting Route 66064 in Bridgeton in York County a distance of about 1.07 miles

Route 66111 Beginning at a point on the Shrewsbury-Codorus Township line intersecting Route 66004 at Hildebrand thence easterly through Shrewsbury Township to a point intersecting Route 66073 about .1 of a mile west of the New Freedom Borough line in York County a distance of about 2.71 miles

Route 66112 Beginning at a point in Conewago Township intersecting Route 333 at Zions View thence northwesterwardly through Conegawo Township to the first crossroad northwest of Zions View in York County a distance of about 1.42 miles

Route 66113 Beginning at a point in Newberry Township intersecting Route 66030 at the Newberry-Fairview Township line northeastwardly through Newberry and Fairview Townships to a point in Fairview Township intersecting Route 333 about one mile north of the Newberry-Fairview Township line in York County a distance of about 2 miles

Route 66114 Beginning at a point in Newberry Township intersecting Route 333 about .5 of a mile south of the Fairview-Newberry Township line thence easterly to Yocumtown in Newberry Township in York County a distance o fabout .75 of a mile

Section 68 The township roads hereinbefore described shall be taken over by the Commonwealth through the Department of Highways not later than the fifteenth day of August one thousand nine hundred thirty-one subject however to the following exceptions

(a) No township road or part thereof described in the foregoing sections of this act shall be taken over by the Commonwealth if an order or decree for the improvement thereof has been issued until there has been full complicance with the terms of such order or decree

(b) No township road or part thereof described in the foregoing sections of this act shall be taken over by the Commonwealth if a contract for the improvement thereof has been entered into between a contractor and the Commonwealth or the local authorities or both until the contract has been completed

(c) No township road or part thereof described in the foregoing sections of this act shall be taken over if an agreement has been entered into between the local authorities and the Commonwealth or any other party for the maintenance or construction of such road even though no formal contract has been executed pursuant to such agreement and no work has been done until the terms of the agreement have been fulfilled or the agreement has been cancelled by the local authorities

Section 69 This act is not intended and shall not be construed

(a) To authorize the Department of Highways to assume for the Commonwealth any obligation to maintain construct or reconstruct any structure of any kind or character whatsoever situate upon or forming part of any township road described in the foregoing sections of this act except only drainage structures with a total spanned length not exceeding ten feet measured along the center line of the highway and which were the sole obligation of the townships prior to the passage of this act Responsibility for the construction reconstruction and maintenance of any other structures shall remain with the county township person association or corporation responsible therefor at the date of the approval of this act

(b) To authorize any assessment to be made against the Commonwealth by reason of or to assist in the elimination of any grade crossing on any highway described and designated in the foregoing sections of this act and no such assessment shall hereafter be made under any Act of Assembly heretofore enacted

(c) To include or in any manner affect any private road county road or any road street or highway in any city borough or incorporated town of the Commonwealth

Section 70 Any highway or part thereof described in the foregoing sections of this act may be maintained or constructed or reconstructed by the Department of Highways prior to the time such highway or part thereof is taken over by the Commonwealth under this act if an application for township reward has been made prior to the approval of this act and if the local authorities shall agree within thirty days after the date of mailing of an appropriate notice to them by the Department of Highways to bear prior to August fifteenth one thousand nine hundred and thirty-one such portion of the cost of maintenance or to pay such part of the cost of construction or reconstruction as would have been required under the provisions of the State Reward Law in effect on the date of the application

Section 71 After the highways described in the foregoing sections of this act shall have been taken over by the Commonwealth they shall be built rebuilt reconstructed reconstructed repaired and maintained by the Department of Highways at the expense of the Commonwealth but it shall nevertheless be lawful for the Department of Highways to enter into agreements in the discretion of the Secretary of Highways with counties or townships or with persons associations or corporations for sharing with the Commonwealth the cost of construction reconstruction or maintenance of highways or parts thereof taken over by the Commonwealth under this act The construction or improvement of any such highways shall be of such width type and location as may be determined by the Secretary of Highways with the approval of the Governor and repairs and maintenance shall be of such type as shall be determined by the Secretary of Highways

Section 2 All moneys received by the Commonwealth under any contract or agreement for sharing the cost of the construction reconstruction or maintenance of any section of a highway under the provisions of this act shall be deposited in the Motor License Fund and as much of the money in the Motor License Fund as may be necessary to carry out the provisions of this act is hereby specifically appropriated to the Department of Highways for the purposes of this act

Section 73 It is the intention of the General Assembly that if this act cannot take effect in its entirety because of the judgment of any court of competent jurisdiction holding unconstitutional any part or parts thereof the remaining provisions of the act shall be given full force and effect as completely as though the part or parts held unconstitutional had not been included herein

Section 74 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

Section 75 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1079 (Senate Bill No. 231), as follows:

An Act to amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" as amended extending the provisions of said act to the Sons of the American Revolution and the Daughters of the American Revolution

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" which was amended by the act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred seventy-seven) entitled "An act to amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled 'An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution' by extending the provisions of said act to the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans of the World War" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the department commanders or State Presidents of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion [and] the Disabled American Veterans of the World War the Sons of the American Revolution and the Daughters of the American Revolution shall report to the Secretary of Internal Affairs the proceedings of the annual encampment or conventions of their respective departments with such general and special orders and circulars and other data which may form a part of said proceedings then the said proceedings so reported shall be considered State records and under the direction of the Secretary of Internal Affairs shall be printed and bound and a printed and bound copy thereof shall be sent to each post or chapter in the State of Pennsylvania of the organization of whose proceedings the same is a report

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1280 (Senate Bill No. 195), entitled:

A Joint Resolution proposing an amendment to article three, section twenty-two, of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1184 (Senate Bill No. 338), entitled:

An Act providing for the dissolution of corporations organized for the support of public worship, and for the preservation, allocation and distribution of the property and assets of such corporations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1185 (Senate Bill No. 339), entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1284 (Senate Bill No. 416), entitled:

A Supplement to the act, approved the eighth day of May, one thousand nine hundred and nineteen, (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River," authorizing the widening of approaches to bridges heretofore acquired, and to provide sheds for storing and seasoning lumber; and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 96, as follows:

An Act for the relief of owners and operators of motor vehicles from liability for injuries death and loss suffered by guests except in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person transported by the owner or operator of a motor vehicle as his guest without payment for such transportation shall have a cause of action for damages against such owner or operator for injury death or loss in case of accident shall have been caused by the willful and wanton misconduct of the owner or operator of such motor vehicle and unless such willful and wanton misconduct contributed to the injury death or loss for which the action is brought

Section 2 This act shall not relieve a public carrier of responsibility for any injuries sustained by a passenger being transported by such public carrier

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 181, as follows:

An Act to amend clause four section three article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended by providing for the levy and collection of a license tax upon the business transacted at each separate place of business

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause four section three article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" which was amended by section nine of the act approved the twenty-seventh day of May one thousand nine hundred nineteen (Pamphlet Laws three hundred ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" is hereby further amended to read as follows

4 To levy and collect a license tax for general revenue purposes not exceeding one hundred dollars each annually on all auctioneers contractors druggists hawkers peddlers produce or merchandise venders bankers brokers undertakers pawnbrokers trading stamp or premium companies or dealers warehouses or storage houses or places merchants of all kinds persons selling or leasing goods upon installments grocers confectioners butchers wholesale meat dealers restaurants billiard-parlors bowling-alleys billiard-tables pool-tables and other gaming tables drays hacks carriages omnibuses automobiles carts wagons street railway cars and including other vehicles likewise used in the city for hire or pay lumber dealers commission men and all persons who make a business of buying lumber for sale at wholesale or retail furniture dealers saddle or harness dealers stationers jewelers livery or automobile or boarding-stable keepers real estate agents market-house companies and owners of market houses garage companies and owners of other than private garages express companies or agencies and where no other license tax is imposed on telegraph telephone steam-heating gas natural gas water electric light or power companies or agencies or individuals furnishing communication light heat or power by any of the means enumerated and to regulate the collection of the same and if any person firm or corporation conducts a business at more than one location in a city of the third class the business conducted at each location shall be considered and assessed as a separate and independent business and shall be subject to license tax and the taxes assessed under this clause shall be in addition to all other taxes levied and collected by the city county or Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 193, as follows:

An Act making ao appropriation for the preservation and reconditioning of the flags standards and guidons of the Pennsylvania regiments that served in the various wars in which the United States has engaged

Whereas The State of Pennsylvania has many flags of the regiments and other units that served in the American Civil War and the Spanish-American War on display in the rotunda of the Capitol building and the regimental flags of the Pennsylvania regiments that served in the World War which are now in the State Arsenal ready to be displayed when a place is provided for the purpose and

Whereas The regimental flags of Pennsylvania regiments that served in the wars in which the United States has engaged are objects of peculiar historical interest and value and are a splendid heritage inspiring all that now or will in the future behold them and

Whereas The said flags standards and guidons were well taken care of according to the best known methods at the time they were placed in the rotunda of the Capitol but there has since that time been discovered or invented processes or methods that preserve and recondition the flags standards and guidons in their entirety and add to the life of such flags

Section 1 Now therefore be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000.00) or so such thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the preservation and reconditioning of Pennsylvania regimental flags standards and guidons of the regiments that served in the Civil War Spanish-American War and the World War

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 331, entitled:

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering providing for the appointment by the Governor of an examining board defining the powers and duties of such board regulating barber shops barber schools and barber colleges and apprentices and students therein and providing penalties

The first, second, third, fourth, fifth, sixth, seventh and eighth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person to follow the occupation of barber in this Commonwealth unless he or she shall have first passed an examination and obtained a certificate of registration as provided in this act Nothing contained in this act however shall apply to or effect any person who is now actually engaged in such occupation except as hereinafter provided

Section 2 A Board of Examiners to consist of five persons is hereby created to carry out the purposes and enforce the provisions of this act The board shall be appointed by the Governor the appointees to be chosen from practical barbers who have for at least ten years prior to their appointment followed the occupation and have been residents of this Commonwealth for a period of five years Each member of the board shall serve for a term of three years and until his successor is appointed and qualified Of the first board appointed two of the appointees shall be for a term of one year two for a term of two years and one for a term of three years Vacancies in the board occurring from any cause whatsoever shall be filled by the Governor for the unexpired portion of the term Each member of the board shall take the oath provided by law for public officers

Section 3 The board may appoint deputies to assist in carrying out the provisions of this act The salary of such deputies shall be fixed by the board in a sum not to exceed eight dollars for each day so employed

Section 4 The board shall elect a president secretary and treasurer and shall have its headquarters at such place in the Commonwealth as the board may determine The board shall have a common seal and may administer oaths A majority of the board may in meeting duly assembled perform the duties and exercise the powers devolving upon the board under the provisions of this act The secretary of the board shall receive a salary of eighteen hundred dollars annually The members of the board shall receive for their compensation ten dollars per diem and such expenses actually and necessarily incurred

Section 5 The board shall make a report annually to the Governor which shall set forth in full the receipts and disbursements of the board in itemized account and shall contain a full statement of its doing and proceedings and such recommendations as to it may seem proper looking to the better carrying out of the purposes of this act A copy thereof shall be furnished to the Legislature

Section 6 All moneys received by the board from fees or otherwise shall be deposited with the State Treasurer within thirty days from its receipt All disbursements shall be paid on warrants of the Auditor General on the State Treasurer upon the requisition of the board of examiners

Section 7 The board shall hold public examinations on the first Tuesdays in March June September and December in the cities of Philadelphia Pittsburgh Scranton Harrisburg and Erie at such hours as the board shall prescribe

Section 8 Every person now engaged in the occupation of a barber shall within ninety days after the board is appointed file with the secretary of the board two affidavits The one shall be made by the applicant and shall set forth his or her name age residence and length of time during which and the place where he or she has practiced said occupation The other shall be made by a practicing physician and shall set forth that the applicant was examined and is free from all contagious and infectious disease The applicant at the time or filing these affidavits shall pay to the secretary of the board the sum of one dollar Thereupon the board shall issue to such applicants a certificate of registration entitling him or her to practice such occupation

The ninth section was read as follows:

Section 9 Any person not holding a license under the provisions of thme preceding section and desiring to obtain a license under this act shall make application in such form as the board shall prescribe and shall be verified by the applicant as to the truth of the statement or answers therein made to the board Such application shall be accompanied by an affidavit which shall be made by a practicing physician and shall set forth that the applicant was examined and is free from all contagious and infectious disease The applicant at the time of filing such application and affidavit shall pay to the secretary of the board an examination fee of five dollars and shall present himself or herself at the next regular meeting of said board for examination of applicants The board shall thereupon proceed to examine such person If satisfied that he or she is above the age of sixteen years free from contagious and infectious disease and has either (a) studied the occupation for a period of two years as apprentice under a qualified and practicing barber or (b) studied the occupation in a properly appointed and conducted barber school under the instruction of a competent barber for a period of at least two years (c) practiced the occupation in an another State for a period of at least two years and is possessed of requisite skill in said occupation to propertly perform all the duties thereof including his or her knowledge and ability in the antiseptic preparation of tools shaving hair cutting and all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation The board shall enter his or her name in the register hereinafter provided for and shall issue a certificate of registration to him or her authorizing him or her to practice such occupation

On the question,

Will the House agree to the section?

Mr. MUSMANNO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 9, page 4, line 26 by striking out the word "an"

Amend section 9, page 5, line 5, by striking out the word "accupation" and inserting in lieu thereof the following: "occupation"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The tenth, eleventh, twelfth, thirteenth, fourteenth and fifteenth sections were separately read and agreed to as follows:

Section 10 Any person who holds a certificate of registration granted after examination by a board of barber examiners of any other State who shall present credentials showing that he or she is a qualified barber under the laws of that Commonwealth and who shall file an affidavit made by a practicing physician as hereinbefore provided may be granted a certificate of registration by said board without practical examination upon the payment of the registration fee of two dollars

Section 11 Nothing in this act shall prohibit any person from serving as an apprentice in such occupation under a registered barber of this Commonwealth or from serving as a student in any barber school for the training of students in said occupation under the training of a duly registered barber authorized to practice such occupation in this Commonwealth Provided that such apprentice or student shall apply to the board to have his or her name registered with said board in a book which shall be kept by the board for the registering of apprentices or students and secure a permit to practice as an apprentice or student under a duly registered barber such permit to be displayed in front of his or her working chair After having practiced the occupation for two years under a registered barber such apprentice or student shall be eligible to become a registered barber and shall present himself or herself at the next meeting of the board held nearest to him or her for the examination of applicants and pay the fee as provided for in section nine of this act

Section 12 The board shall furnish to each person to whom a certificate of registration is issued a card bearing the seal and signature of said board certifying that the holder thereof is entitled to practice the occupation of barber The holder of such card shall display the same in a conspicuous place in front or his or her working chair where it may be readily seen by all persons whom he or she may serve

Section 13 The card shall be renewed on or before the first day of January in each year and the holders of said certificates of registration shall pay the secretary of said board the sum of two dollars for a renewal card Upon the failure of any holder of a certificate of registration to apply for a renewal of his or her card on or before the first day of January in each year his or her certificate of registration shall be revoked by the board and a new certificate of registration shall not be issued to such person until he or she shall again comply with all the provisions of this act in the same manner as if he or she had never been registered

Section 14 The board may revoke any certificate of registration granted by it under this act for (a) habitual drunkenness (b) having or imparting any contagious or infectious disease (c) doing work in an unsanitary or filthy manner or (d) gross incompetence Before any cetrificate shall be revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before the board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so revoked may after the expiration of ninety days on application have the same reissued to him or her upon satisfactory showing that the disqualification has ceased except where such certificate was revoked for having or imparting any contagious or infectious disease in which case a new certificate shall not be issued for a period of at least one year and then only after the provisions of this act have been fully complied with by such person in the same manner as if he or she had never been registered

Section 15 The board may adopt reasonable rules and regulations prescribing the sanitary requirements of each barber shop barber school or barber college subject to the approval of the Department of Health and shall cause the rules and regulations so approved to be printed in a suitable form and shall transmit a copy thereof to the proprietor or person operating such barber shop school or barber college which shall at all times be kept conspicuously displayed in such shop school or college Any member of the board or duly authorized agent may enter and make reasonable examination of any barber shop barber school or barber college during the business hours for the purpose of ascertaining the sanitary conditions thereof Any barber shop barber school or barber college in which tools appliances and furnishings in use therein are kept in an unclean and unsanitary condition as to be a danger to health is hereby declared to be a public nuisance and the proprietor thereof or any person operating such barber shop school or barber college shall be subject to prosecution and punishment therefor

The sixteenth section was read as follows:

Section 16 The board shall keep a register in which shall be entered the names of all persons to whom certificates of registration or permits for serving apprenticeship or as students are issued under this act the register shall at all times be open to public inspection

On the question,

Will the House agree to the section?

Mr. MUSMANNO. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 16, page 8, line 15 by striking out the word "shal" and insert in lieu thereof "shall".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The seventeenth section was read as follows:

Section 17 In no barber shop shall there be more than one apprentice to two barbers authorized under this act to practice such occupation All barber shops having but one chair shall be entitled to at least one apprentice All barber schools or barber colleges shall keep prominently displayed a sign reading "Barber College" or "Barber School" Any copartnership corporation or person desiring to operate or conduct a barber shop or barber college shall first secure from the board a permit to do so and shall keep the same prominently displayed The board may pass upon the qualifications appointments an course of study in said college which shall not be less than two years All barber schools or barber colleges shall have not less than one teacher or instructor for every twelve students

On the question,

Will the House agree to the section?

Mr. MUSMANNO. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 17, page 9, line 1 by striking out the word "an" and inserting in lieu thereof "and"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighteenth section was read as follows:

Section 18 To shave or trim the beard or regular hair cutting to give facial and scalp massaging facial and scalp treatments with any preparations made for this purpose either by hand or mechanical appliances to singe and shampoo the hair or apply any makes of hair tonics and to dye the haid of any person for hire by the person performing such service or any other person shall be construed as practicing the occupation of barber within the meaning of this act Provided however That nothing contained in this act shall be construed to include so-called beauty shops or hair-dressing parlors patronized by women except as to regular hair cutting

On the question,

Will the House agree to the section?

Mr. MUSMANNO Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 18, page 9, line 15, by inserting after the word "parlors" the words "or schools of beauty culture"

Amend section 18, page 9, line 16, by inserting after the word "cutting" the following: "performed by one engaged in the occupation of barbering as herein defined."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The nineteenth section was read as follows:

Section 19 Any barber apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease or any person who shall permit himself to be served kwowing at the time that he is afflicted with any such contagious or infectious disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or undergo an imprisonment not exceeding one year or both at the discretion of the court.

Any barber apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding two years or both at the discretion of the court

Any person who shall violate any of the other provisions of this act except as herein otherwise provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo an imprisonment not exceeding ninety days or both at the discretion of the court

On the question,

Will the House agree to the section?

Mr. MUSMANNO Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 19, page 9, line 25, by striking out the word "five" and inserting in lieu thereof "one"

Amend section 19, page 9, line 26, by striking out "one year" and inserting in lieu thereof "thirty days"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twentieth section and title were separately read and agreed to as follows:

Section 20 All acts and parts of acts inconsistent with this act are repealed

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering; providing for the appointment by the Governor of an examining board, defining the powers and duties of such board, regulating barber shops, barber schools and barber colleges and apprentices and students therein, and providing penalties.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 667, as follows:

An Act making an appropriation to the Board of Trustees of the Soldiers' and Sailors' Home at Erie to pay the Commonwealth's share of paving Third Street along the property of said Home

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand eight hundred dollars ($2.800) or so much thereof as may be necessary is hereby specifically appropriated from the Motor License Fund to the Board of Trustees of the Pennsylvania Soldiers' and Sailors' Home at Erie for the purpose of paying to the City of Erie the Commonwealth's proper share not however exceeding one-half of the entire cost of paving Third Street along the property of said Home from the middle of the intersection of Ash Street to the middle of the intersection of Reed street a distance of six hundred and sixteen feet Payment from said appropriation shall be made on bills rendered by the City of Erie approved by the Board of Trustees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 763, as follows:

An Act to amend clause (e) of section three hundred and six and to add section three hundred and twenty to article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" as amended by providing for additional hospital service and providing for the presentation of certain claims in compensation cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (e) of section three hundred and six of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" as last amended by the act aproved the thirteenth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred eighty-six) entitled "An act to further amend sections three hundred and six three hundred and seven four hundred and ten four hundred and thirteen four hundred and seventeen and four hundred and twenty-six and to amend sections three hundred and eleven and three hundred and seventeen of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and thirty-six) entitled 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder' as amended by increasing changing and revising compensation schedules fixing the time when compensation begins providing that hernia shall be considered as a physical weakness and compensable only when certain proof given providing a time limit for notice to employer in order to obtain compensation fixing the time within which agreements or awards may be reviewed modified or reinstated and the time within which rehearings may be granted by the board providing for the payment of interest on certain compensation claims and for the payment of compensation to dependents and personal representatives where a claimant for compensation dies before final adjudication of his claim making certain changes in practice and procedure under the said act and fixing the date when this act becomes effective" is hereby further amended to read as follows

(e) During the first thirty days after disability begins the employer shall furnish reasonable surgical and medical services medicines and supplies as and when needed unless the employe refuses to allow them to be furnished by the employer The cost of such services medicines and supplies shall not exceed one hundred dollars ($100) If the employer shall upon application made to him refuse to furnish such services medicines and supplies the employe may procure the same and shall receive from the employer the reasonable cost thereof within the above limitations In addition to the above service medicines and supplies hospital treatment services and supplies shall be furnished by the employer for [the said period of thirty days] a period not to exceed forty-five days The cost for such hospital treatment service and supplies shall not in any case exceed the prevailing charge in the hospital for like services to other individuals If the employe shall refuse reasonable surgical medical and hospital services medicines and supplies tendered to him by his employer he shall forfeit all right to compensation for any injury or any increase in his incapacity shown to have resulted from such refusal

Section 2 That article three of said act is hereby amended by adding thereto the following section

Section 320 Any hospital institution physician surgeon or other person who has furnished medicines supplies or services for which the employer is made liable under the provisions of this article shall be deemed a party in interest and have standing before the Board and the courts to present his or its claim and have the same heard and determined

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL DROPPED FROM THE CALENDAR

Mr. GOEHRING. Mr. Speaker, I move that this bill be dropped from the calendar.

Mr. HAGMAIER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 878, as follows:

An Act to amend section five of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by decreasing the number of voters to one election district

Section 1 Be it enacted by the Senate and House of Representitives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) enttiled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" is hereby amended to read as follows

Section 5 Changing the Boundaries of Election Districts

(a) The courts of quarter sessions shall upon petition redivide wards of cities or boroughs where voting machines are adopted into election districts of compact and contiguous territory or shall consolidate election districts therein into new districts each having [eight] five hundred registered voters as nearly as may be except that districts having less than [eight] five hundred registered voters may be created whenever the court shall be of opinion that the convenience of the voters and the public interests will be promoted thereby

(b) Petitions may be presented to the court of quarter sessions to redivide wards of cities or boroughs into election districts or to consolidate election districts either by the county commissioners or by ten or more qualified voters of the districts involved Such petitions may specify the boundaries desired by the petitioners

(c) Upon the redivision of any ward of a city or borough into election districts and upon the consolidation of election districts under the provisions of this section the said court shall appoint the necessary election officers and fix the places for holding the first election thereafter in said new districts

(d) The cost of proceedings for the redivision and consolidation of election districts under this section shall be paid by the county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1158, as follows:

An Act To amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" as amended by fixing the weight of bituminous coal by bushel

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" as last amended by the act approved the act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred twenty-five) entitled "An act to amend section six as amended of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled 'An act defining commodities regulating the sale thereof and providing penalties for violation thereof' changing the legal weight of apples" is hereby further amended to read as follows

Section 6 Whenever any commodity named in this section shall be sold by the bushel the bushel shall consist of the number of pounds herein stated and wherever sold in the subdivisions of the bushel and number of pounds shall consist of the fractional part of the number of pounds as are herein set forth for the bushel namely

Alfalfa seed sixty pounds
Apples forty-five pounds
Apples dried twenty-five pounds
Barley forty-eight pounds
Beans dried sixty pounds
Beans castor (shelled) forty-six pounds
Beets fifty-six pounds
Blue-grass seed fourteen pounds
Bran twenty pounds
Broom-corn seed fifty pounds
Buckwheat forty-eight pounds
Cabbage fifty pounds
Carrots fifty pounds
Cement one hundred pounds
Charcoal twenty pounds
Cherries with stems fifty-six pounds
Cherries stemmed sixty-four pounds
Chestnuts hulled fifty pounds
Clover-seed sixty pounds
Coal anthracite seventy-five pounds
Coal bituminous [seventy-six] eighty pounds
Coal stone eighty pounds
Coke forty pounds
Corn shelled fifty-six pounds
Corn ear (husked) seventy pounds
Corn-meal fifty pounds
Cranberries thirty-two pounds
Cucumbers forty-eight pounds
Currants forty pounds
Flaxseed fifty-six pounds
Gooseberries forty pounds
Grapes forty-eight pounds
Hair (plastering) eighty pounds
Hemp-seed forty-four pounds
Herd's grass forty-five pounds
Hickorynuts fifty pounds
Hominy sixty pounds
Horseradish fifty pounds
Hungarian grass seed fifty pounds
Kaffir corn fifty-six pounds
Lentils sixty pounds
Lime eighty pounds
Linseed fifty-six pounds
Malt thirty-eight pounds
Millet fifty pounds
Oats thirty-two pounds
Onions fifty pounds
Onion sets twenty-eight pounds
Orchard grass seed fourteen pounds

Parsnips fifty pounds
Peaches forty-eight pounds
Peaches dried (peeled) thirty-eight pounds
Peaches dried (unpeeled) thirty-three pounds
Peanuts twenty-two pounds
Pears fifty pounds
Peas green (unshelled) twenty-eight pounds
Plums sixty-four pounds
Potatoes sixty pounds
Potatoes sweet fifty-four pounds
Quinces forty-eight pounds
Rape-seed fifty pounds
Raspberries forty-eight pounds
Redtop grass seed fourteen pounds
Rice rough forty-five pounds
Rutabagas sixty pounds
Rye fifty-six pounds
Ryemeal fifty pounds
Salt (coarse) eighty-five pounds
Salt (ground) sixty-two pounds
Sand one hundred pounds
Shorts twenty pounds
Sorghum-seed fifty pounds
Spelt forty pounds
Spinach twelve pounds
Strawberries forty-eight pounds
Timothy-grass seed forty-five pounds
Tomatoes fifty-six pounds
Turnips fifty-six pounds
Walnuts (common) fifty pounds
Wheat sixty pounds

Provided That when any fruits or vegetables named in this section are sold in Pennsylvania standard containers which are the original packages and are filled in accordance with good commercial practices such fruits and vegetables shall be exempt from the provisions of this section

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1173, as follows:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "All acts relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

(b) Stock fire insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (1) and (2) of this subdivision stock marine insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (2) and (3) and stock fire and marine insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (1) (2) and (3)

For making insurances

(1) On dwelling houses stores and all kinds of buildings and household furniture and other property against loss or damage including loss of use or occupancy by fire smoke lightning and explosion whether fire ensue or not except explosion on risks (other than steam boilers carrying a pressure of not more than fifteen pounds per square inch and apparatus for heating connnected therewith) specified in paragraph (5) of subdivision (c) and by tornadoes cyclones windstorms earthquakes hail frost sleet snow or flood against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers pumps or other apparatus erected for extinguishing fires and of water pipes against accidental injury to such sprinklers pumps or other apparatus against loss or damage caused by the caving in of the surface of the earth above coal mines against perils arising out of the ownership or maintenance or from the use of aircraft automobiles or other motor vehicles and against loss or damage caused by bombardment invasion insurrection riot civil war or commotion and military or usurped power and to effect reinsurance of any risk provided for in this clause

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1197, as follows:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction reconstruction and improvement of State highways and State-aid highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixteen of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure theein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as last amended by the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws six hundred ninety-two) is hereby further amended to read as follows

Section 16 Before the Secretary of Highways shall undertake the construction reconstruction or improvement of any State highway on the plan of the State highways wherein a change of width or of existing lines and location is necessary and damage is likely to result to abutting property he shall notify the county commissioners of the proper county in writing of the contemplated change in such existing width lines and location whereupon the county commissioners when possible shall enter into an agreement with the owner or owners of said property as to amount of damage to be paid to the said owner or owners which damage if agreed upon shall be paid by the county or in case an agreement satisfactory to the county commissioners and said owner or owners cannot be made the Secretary of Highways may proceed with the work of construction reconstruction or improvement and the owner or owners of said property damaged thereby or in counties of the second class the county commissioners may present their petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damages The proceedings upon said petition and by the viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for opening public highways The county commissioners or any other party to such proceedings may appeal from the award of the viewers to the court of common pleas and shall be entitled to a trial by jury From the judgment of the court of common pleas an appeal may be had to the Supreme or Superior Court as in other cases Such damages when ascertained shall be paid by the county in which the State highway is located The county shall also provide for the removal of all structures within the lines of the highway as thus established unless otherwise provided by agreement between said county and the Secretary of Highways

Section 2 That section thirty-two of said act as amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred sixty-six) is hereby further amended to read as follows

Section 32 Whenever in the construction reconstruction maintenance and repair of any State-aid highway it shall appear to the Secretary of Highways that any part or portion of a State-aid highway is dangerous or inconvenient to the traveling public in its present location either by reason of grades dangerous turns or other local conditions or that the expense in the construction building rebuilding maintenance and repair thereof would be too great or unreasonable and could be materially reduced or lessened by a divergence from the road or highway the secretary is hereby empowered to divert the course or direction of the same and he may diverge from the line or route of same in such direction or directions as in his discretion may seem best in order to correct said danger or inconvenience or to lessen the cost and where a portion of the road or highway so abandoned shall be entirely contiguous to the new line or being of a length not exceeding one-half mile shall have both termini in the new highway whereby such new highway supplies and takes the place of the abandoned portion so that in the opinion of the Secretary of Highways the same shall be unnecessary for public use and travel or burdensome or dangerous the secretary may at any time by written order declare the portion of the road so abandoned to be vacated and thereafter the same shall be closed to public use and travel and shall no longer be a public road provided that the secretary shall first submit a plan of the proposed change and any proposed order of vacation to the Governor and that the same shall be approved by him

The Secretary of Highways shall also have power with the approval of the Governor to establish the widths and lines of any State-aid highway before or after the construction reconstruction or improvement of the same not however exceeding the maximum width fixed by law for public roads Whenever the Secretary shall establish the width and lines of any said State-aid highway he shall cause a description and plan thereof to be made showing the center line of said highway and the established width thereof and shall attach thereto his acknowledgment Thereupon such description plan and acknowledgment shall be recorded in the office of the recorder of deeds of the proper county in a separate book kept for such purpose which shall be furnished to the recorder of deeds by the county commissioners at the expense of the county

Any damages sustained by reason of the relocation or change of width or lines of a State-aid highway as herein provided shall be ascertained in the same manner as now or hereafter may be provided for the ascertainment of damages in connection with the relocation of a State highway and when so determined shall be paid by the county in which such State-aid highway is located

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1203, as follows:

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of Wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" is hereby amended to read as follows

Section 17 The director shall have power to lease for a period not to exceed ten years under such covenants and conditions as [they] he may prescribe storage facilities wharves piers bulkheads docks slips and basins belonging to said cities All leases of public storage facilities wharves piers bulkheads docks slips and basins shall be exposed to public sale and sold to the highest bidder by public sale and vendue or outcry at such place and time as the director may designate and if no bid satisfactory to the said director is made at such sale the director may in the manner aforesaid again expose the said lease or leases to public vendue or outcry or the director may lease the same for a term not exceeding one year for such rent or rents as [they] he may deem advisable At least two weeks' public notice of such sale or sales shall be given by advertising at least twice a week for two successive weeks in at least two newspapers of general circulation published in the city in which the premises are situated The term of any such lease so sold shall begin within twelve months from the date of such sale The director may in his discretion require of the lessee or lessees a bond with satisfactory surety for the faithful performance of the conditions and covenants of said lease but said cities shall have power by ordinance heretofore or hereafter enacted to provide for the leasing of the said structures or any of them for such period in excess of ten years and on such terms and conditions as may be deemed advantageous or desirable subject to the foregoing provisions with respect to public sale vendue and outcry pursuant to published notice and advertisement as hereinabove provided

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1261, as follows:

An Act empowering cities of the third class under certain conditions to lease dead ends or blind ends of streets or highways to certain organizations of veterans and to receive a rental therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any city of the third class may lease to any branch post or canp of any national organization of veterans of any war in which the United States has been engaged any blind end or dead end of any street or highway or any part thereof laid out and/or opened within the limits of said city whenever the same is not necessary for immediate public use Said lease or leases may be made for any number of years subject however to the condition that said lease or leases may be terminated by said city whenever in the judgment of the council thereof the same may be necessary or required for the use of the general public

Section 2 The terms of said lease or leases shall be made by ordinance of said city fixing the period of duration and the compensation or terms thereof and prescribing the terms and conditions under which said lease may be terminated as provided by section one hereof

Section 3 The said leases or leasing under the authority of this act or renewal or extensions thereof shall not be taken or construed as a vacation or abandonment of said streets or highways or parts thereof and the said streets or highways or parts thereof which may be leased shall always continue and remain as public streets and highways subject only to the temporary use thereof under the terms and conditions of said leases or leasing

Section 4 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 963 (Senate Bill No. 10), entitled:

An Act to amend section seven hundred and two of the act approved the eleventh day of July, one thousand and nine hundred and twenty-three, (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by imposing additional penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1180 (Senate Bill No. 212), entitled:

An Act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled "An act to fix the time for filing petitions for nomination with the county commissioners."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1190 (Senate Bill No. 422), entitled:

An Act making an appropriation to the Board of Trustees of the Philipsburg State Hospital, of Philipsburg, Pennsylvania, for deficiencies in the construction of hospital buildings and equipment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1308 (Senate Bill No. 158), entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," as added, by providing for filing of amended charters and certifications thereof, in merger proceedings.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

The **SPEAKER**. House Bill No. 1046, Senate Bill No. 167, Printer's No. 193, on page 1 of today's calendar, is printed in error under the head of bills on third reading. This bill should be under the caption of bills on second reading. If there is no objection the Chair will lay before the House this bill on second reading. The Chair hears none and the House will proceed with the consideration of the bill on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1046 (Senate Bill No. 167), entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be the duty of the board for the assessment and revision of taxes or the board of revision of every county of the second class and city of the second class revising assessments and hearing appeals from valuations for taxation purposes to give each taxable whose valuation of property has been increased at least five days' written or printed notice of the day fixed for appeals stating in such notice the amount of the previous valuation of any land and buildings and the proposed new valuation thereof if such new valuation represents an increase

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

The title was read as follows:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days

On the question,

Will the House agree to the title?

Mr. **GEORGE L. REED**. Mr. Speaker, I desire to offer the following amendments.

The **SPEAKER**. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, line 2 by inserting after the word "cities" the following: "of the second class"

Amend title, line 2 by inserting after the word "counties" the following: "of the second class"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Mr. **WILSON**. Mr. Speaker, I desire to call up at this time House Bill No. 965 (Senate Bill No. 13) Printer's No. 46, on page 4 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Wilson,

The House resumed the consideration on final passage of House Bill No. 965 (Senate Bill No. 13), entitled:

An Act to amend sections thirty-two one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that a county shall not lose its classification by means of a decrease in population and that in a county in which the office of controller has been established the same shall not be abolished by reason of a decrease in population

On the question recurring,

Shall the bill pass finally?

Mr. **STEWART**. Mr. Speaker, I sincerely regret the necessity of taking the floor in opposition to a bill that has been regularly passed through the Senate and through the Committee of this House, but a reading of this bill reveals the harm there is in it for the few counties affected under its provisions

The bill affects but three counties at the present time in this Commonwealth. They are Clearfield, my county, Bradford and Potter. If the passage of this bill would affect all of these three counties in like manner, I believe that we could approach the problem from the same angle, but the bill does not affect the other two counties as it does mine, for the reason that my county, under the last census, was a fifth class county, and by virtue of dropping in population is entitled to recede to the sixth class and, therefore it gives to our taxpayers the benefit of the lower salary range.

The bill affects another county in another manner, because that county recedes from sixth to seventh class and still another county which recedes from seventh to eighth class.

Our county, as you know, is in the coal belt, with no hope whatever of a resumption of the soft coal industry to the extent that we can look forward to a return of the population we once had. We came into fifth class counties by a hair, the largest population we had at one time being 103,000. Today we have only 83,000 population, having receded one-sixth in our population, or a total of almost 17,000 It follows that when we lose one-sixth of our population and we lose similarly as to assessments, the cost of county government falls upon the remaining five-sixths of the population remaining there, and that without the increase of millage or the increase of county government in another respect we, who are left, are bound to maintain that cost as designated by the classification of counties.

I think you are all aware that the cost of county government is regulated, influenced and affected by the classification of the county, and that is a very proper proceeding.

I do not wish to burden you with anything of an extensive nature, but in 1919, I think it was, this general assembly passed a county classification law for the purpose of correcting just such a situation as would be created by the passage of this bill At that time that bill recited, in the preamble, that because of an opinion by one of the justices of the Supreme Court, it was found necessary to nullify it. By virtue of that classification, we were in the fifth class, and having receded into the sixth class, there is no reason why we should not have the benefits of that classification law.

To be more direct on the issue of how we are affected in dollars and cents, in addition to how we are affected as to assessments and population, let it be said here that the tangible, first-instance cost of Clearfield County, if this measure is enacted into law, will be no less than $6,500 per year, and that it is easly understandable that cost will double when the salary ranges are pared down to clerks working in the various county offices. Now, I am not arguing for a reduction of salaries. I am not and will not be a party to the reduction of wages in any respect or in any form. In this economic industrial situation, it is as important to maintain the status quo with respect to salaries and wages as it is to prevent increases being put upon us. But this bill seeks to create for my county a classification to which it is not now entitled. It seeks, if you please, to make of our county, a pauper county now—it seeks to invest that pauper county in princes' raiment and, further, to invest our county officials with kingly appetites and salaries. This bill creates an artificiality in the face of a fact.

By reference to section two of that same classifications act, you will read that the classifications of counties shall be ascertained and fixed according to their population by reference from time to time to the last preceding decennial United States census. By reference to the last United States census, you will find there that our county has a population of but 83,000. By reference to the annual, which lies before me, our population is in the same class as Somerset, in the same class as Lycoming, in the same class with Indiana, and in the same class with several other counties which do not find any difficulty whatever in obtaining able and efficient officers to man their county offices at the salaries prescribed for counties of that class.

By what right, ladies and gentlemen, would this general assembly put our county into a class to which we are not entitled, a class that simply adds to our cost and without our approval? Frankly, I do not believe that when the facts are laid before you, you will be willing to do that.

I now want to read you section 3 of said act, which provides: "The affairs of counties are herein and shall hereafter be legislated for and regulated by general laws, applicable to all counties, or to particular classes, as herein fixed and appointed."

It is my contention, ladies and gentlemen that the passage of this act will be the passage of an amendment that will be found to be in conflict with the plain statements and purposes of the classification act, and, as such, will be subject to a test in court. I would remind you that at this year's election we will elect a majority of our county officers, and if this bill is passed and they are elected under the provisions of this bill, when they come to draw their first salary checks a test will be made of the amendment, and I have it on what I consider to be unimpeachable authority that this bill, Senate Bill No. 13, will not stand when put to the test of legality and you can readily imagine then that we will have held our elections for no good purpose; that there is even a possibility that they will be nullified by court action, and when that step is taken it follows that unusual and tremendous expense and inconveniences will be put upon the people of my county. Our county is divided into two legislative districts. I represent one-half of the county, and in my district is the county seat of that county.

I want to enter my protest here in the passage of this bill. I want to ask all of you to join with me whether you are now affected by this bill or not, for it is within the realm of possibility that you may some time be affected in a similar manner, and I may ask you gentlemen of the fifth class counties not affected immediately, if you want to remain in a higher range class, if you wish to add materially to the cost of your government. This is one of those measures that may not affect you now, but once it is upon the statute books the time may come when it will pinch and then it will be too late.

I ask you, ladies and gentlemen of the House, to vote no on this proposed law. Thank you.

Mr. WILSON. Mr. Speaker and members of the House, I do not want to make any extensive speech upon this bill. The matter received vary careful consideration when it was in the Senate. We have taken the matter up with the Attorney General and gone over it with him. It meets a very serious situation in the two smaller counties which are affected by it. The drop in salary is very large, and it is almost impossible to find men of the proper caliber to accept the salary that will be fixed by the drop into that smaller classification.

I have great regard for the gentleman from Clearfield. I think I know his county pretty well. I do not agree with him that Clearfield County is dead. Clearfield County is suffering from a depression in the coal business, and I feel that when this depression is over and when it gets on its feet again, Clearfield County will be back in the fifth class. It is not a salary raiser; it is not a hard and fast classification of the counties and school districts making for us a great deal of trouble. There is no difference so far as the work of a public officer is concerned. For instance, in one of these counties that drops from below 50—whether it is 51 or 52—it drops into 49 goes from the sixth to the seventh class. There is not a particle of difference what the county commissioners and other officers have to do in the county.

This matter has been very carefully considered by Senator Baldwin, who has given it a great deal of attention, and we have taken it up with the Attorney General and the Legislative Bureau. I, therefore, respectfully ask the members of this House to give this bill their approval.

Mr. STEWART. Mr. Speaker and members of the House, my friend, the gentleman from McKean, has referred to my county. I know that he has some knowledge of conditions there, but I happened to have been born in that county. I think I am a competent judge as to whether conditions will right themselves. I would not pretend to say for his county what is good for his county. I do not pretend to say for the other counties affected what is good for these counties. I do contend that if there is anything wrong with the salary range in the eighth class counties, in which one of these counties will go if the law takes its course, that there is a remedy for it I do contend that if there is anything wrong with the salary range in counties of the seventh class, in which one county goes, there is a remedy for it without dragging us along.

I repeat, this bill affects three counties: Bradford, Potter and Clearfield.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—126.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Beyer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
DeFrehn,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, J. W.,
Hermansen,
Haines,
Hart,
Hartsock,
Haws,
Heffran,
Hoffman,
Hutton,
Jaffe,
Jones, E. F.,
King,
Kirkbride,
Lewis,
Lockhart,
Male,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
Memolo,
Meredith,
Metzinger,
Mumford,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rice,
Richards,
Riddle,
Ronemus,
Royle,
Sarig,
Sautter,
Schrock,
Sheely,
Sheffer,
Simon,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stone,
Storb,
Storer,
Stott,
Strickler,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—31.

Batchelor,
Black,
Byrne,
Evans, T. C.,
Graham,
Griffin,
Heffner,
Hermansen,
Hoopes,
Jones, B.,
Leidich,
Lose,
Mason,
McElwee,
McKay,
Musmanno,
Musser,
Patterson,
Peelor,
Reader,
Rhodes, C. H.,
Rhys,
Roan,
Scott,
Shellenberger,
Snyder,
Stevenson,
Stewart,
Way,
Wilson, L. M.,
Wise,
Harkins,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

RESOLUTION No. 34

Mr. DUNN asked and obtained unanimous consent to call up out of order Resolution No. 34, Printer's No. 409, which was twice read, considered and adopted:

In the House of Representatives, April 1, 1931.

Whereas The present economic conditions have imposed upon the hospitals within the Commonwealth a greater amount of free treatment of patients made necessary by increased illness and lack of money of those who are in need of medical and surgical treatment and

Whereas This situation imposed upon the Commonwealth a greater degree of responsibility for the care and treatment of such persons which can only be accomplished by making larger appropriations to these institutions therefore be it

Resolved that this House is in favor of substantial increases of financial aid to the hospitals within the Commonwealth for the free treatment of patients and regrets that Constitutional limitations prevent the granting of appropriations to institutions classed as sectarian but which are doing splendid service in the relief afforded to those who suffer and be it further

Resolved That this House favors making such increased appropriations even if they necessitate the abandonment of the promotion of other activities on the part of the Commonwealth for the reason that the relief of the afflicted is the Commonwealth's first duty

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 689, as follows:

An Act to amend section two of Appropriations Act Numbre forty-four A approved May fourth one thousand nine hundred and twenty-seven Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise towards the cost of such monuments and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of Appropriation Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" is hereby amended to read as follows

Section 2 That the sum of ten thousand dollars (10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of this act This appropriation is made contingent upon the raising by the citizens of the city of Chester and vicinity of a sum of at least [fifteen] ten thousand dollars ($15,000) ($10,000) to be applied to the cost of the construction erection and dedication of said monument and no part of said appropriation shall be paid until proof has been produced to the satisfaction of the Auditor General that said sum of (fifteen) ten thousand dollars ($15,000) ($10,000) is available for said purposes Payments from said appropriation shall be made upon requisition of the Secretary of Property and Supplies by warrant of the Auditor General on the State Treasurer in the usual manner

Section 3 That the unexpended and unencumbered appropriation of ten thousand dollars ($10,000) made by section two of said act or as much thereof as may be necessary is hereby reappropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of said act

On the question,
Shall the bill pass finally?

BILL POSTPONED

Mr. TURNER. Mr. Speaker, I move that this bill be placed upon the postponed calender.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON FINAL PASSAGE

Mr. NOTHNAGLE. Mr. Speaker, I desire to call up House Bill No. 776, Printer's No. 328, on page 4 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Nothnagle.

The House resumed the consideration on final passage of House Bill No. 776, entitled:

An Act to amend clause (f) of section one, article two, and section four of article five of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expenses and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constituion, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may change and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act." by providing that new tariffs and schedules shall not go into force until after the approval of the Commission.

On the question recurring,
Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. NOTHNAGLE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,
Shall the bill pass finally?

BILL RECOMMITTED

Mr. NOTHNAGLE. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Utilities for further amendment.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur), That Senate Bill No. 21, Printer's No. 41, entitled:

An Act to enable the farmers of the Commonwealth of Pennsylvania as an emergency measure to borrow money from the United States under the provisions of the Joint Resolution of Congress approved the twentieth day of December one thousand nine hundred and thirty (Public Resolution Number one hundred twelve Seventy-first Congress) for the relief of farmers in the drought and storm-stricken areas of the United States authorizing the execution and recording of Chattel Mortgages unto the Government on crops already planted or to be planted and designating the nature of the lien operation and effect of such mortgages

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, Tuesday, April 7, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 13, 1931 at nine o'clock, and when the House of Representatives adjourn this week it reconvene on Monday evening, April 13, 1931 at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 737, entitled:

An Act providing for the care protection and maintenance of the brig Niagara Commodore Perry's Flagship at the Battle of Lake Erie and now the property of the State of Pennsylvania creating a commission to be "The Flag-ship Niagara Commission" and making an appropriation for such care protection and maintenance

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price.
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Rooney.
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 977, entitled:

An Act making a deficiency appropriation to the State Veterans' Commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202.

Adams.
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy.
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure.
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS——0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 564 (Senate Bill No. 40), as follows:

An Act requiring the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgages and judgment creditors of the parties thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all agreements in writing relating to real property situate in this Commonwealth by the terms thereof the parties executing the same do grant bargain sell or convey any rights or privileges of a permanent nature pertaining to such real property or do release the grantee or vendee thereunder against damages which may be inflicted upon such real property at some future time shall be acknowledged according to law by the parties thereto or proved in the manner provided by law and shall be recorded in the office for the recording of deeds in the county or counties wherein such real property is situate

Section 2 The legal effect of the recording of such agreements shall be to give constructive notice to subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements of the fact of the granting of such rights or privileges and/or of the execution of said releases and the rights of the subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements shall be limited thereby with the same force and effect as if said subsequent purchasers mortgagees and/or judgment creditors had actually joined in the execution of the agreement or agreements aforesaid

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. MATHAY. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. E. P. BROWN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. MATHAY. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 15, by striking out the word "thereof" and insert in lieu thereof the following: "whereof"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chairs hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 897, as follows:

An Act to amend section three of article nineteen of the act approved the seventh day of March one thousand nine hundred one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" authorizing the creation of sign districts or zones in which special regulations may be in force for the regulating of signs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of article nineteen of the act approved the seventh day of March one thousand nine hundred one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" be amended by inserting between clauses thirteen and fourteen of said section the following

XIII A To make and establish zones or districts within which special provisions may be made regulating the construction and maintenance of signs over or upon streets which regulations may be different in one district from another and the boundaries of which districts may be defined by the ordinance creating them

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—140.

Bell,
Conner,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Reed, F. M.,
Rhodes, J. A.
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2.

Adams,
Baker,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. PEELOR. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. PEELOR. Mr. Speaker, and ladies and gentlemen of the House, I hold in my hand a letter addressed to me as chairman of the Committee on Legislative Apportionment. It is from Mr. Fertig, the Director of the Legislative Reference Bureau, which reads as follows:

April 7, 1931.

Dear Mr. Peelor:

I am transmitting herewith about twenty-five copies of the data relating to the number of Members of the House each county is entitled to. This shows that reapportionment would make the number of members 209 instead of 208. The changes from the present apportionment are as follows:

Gains	Losses
Allegheny 1	Cambria 1
Delaware 1	Dauphin 1
Lehigh 1	Philadelphia 1
Luzerne 1	

The notice should immediately go out to each member of the House and Senate of the number to which each county is entitled, and request be made that the apportionment within the county be furnished to your Committee.

In the meantime a skeleton bill should probably be introduced so that the same can be advanced.

I cannot recall the names of the members of the subcommittee, so I am transmitting this material to you, so you can hand it to them.

Sincerely yours,
J. H. FERTIG, Director,
Legislative Reference Bureau."

Mr. Speaker and members of the House, I want to say in conclusion that the Committee on Legislative Apportionment will meet in Room No. 324 tomorrow morning at 9.00 o'clcok and it is of vital importance I presume to every member of this House as it affects your legislative district. I hold in my hand in addition to this the schedule of apportionment so that you can each avail yourselves of that piece of information and find out exactly what it is your duty and mine to do and I ask that this be spread on the Journal.

I am notifying the members of the committee to call and get their copies so they may have an opportunity of studying it between this time and tomorrow morning at 9.00 o'clock.

The **SPEAKER**. The remarks of the gentleman under the question of personal privilege will be spread upon the Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. **WILSON**. Mr. Speaker, I rise to a question of personal privilege.

The **SPEAKER**. The gentleman will state his question of personal privilege.

Mr. **WILSON**. Mr. Speakers and members of the House; there has been a public hearing announced for the House Caucus Room at 2.00 o'clock on House Bills No. 845 and No. 36 affecting the school districts of Allegheny County, Pittsburg and Philadelphia, but owing to a conflict of announcements I now ask for unanimous consent to use the Hall of the House for the purpose of the public hearing before the Committee on Education.

GRANTING USE OF HALL OF HOUSE

The **SPEAKER**. The gentleman from McKean, Mr. Wilson, asks unanimous consent for the use of the Hall of the House for a public hearing by the Committee on Education. Is there objection? The Chair hears none and consent is granted.

BILL ON SECOND READING

Mr. **HEFFERON** asked and obtained unanimous consent to call up House Bill No. 1031, Printer's No. 397, on page 17 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1031, as follows:

An Act to amend clause (b) section four hundred and fifteen Article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as added further defining and regulating group life insurance and exempting policies of group life insurance and the proceeds thereof from execution

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) section four hundred and fifteen Article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighth-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as added by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred eighty-five) entitled "An act to amend article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' defining and regulating group life insurance and exempting policies of group life insurance and the proceeds thereof from execution" is hereby amended to read as follows

(b) The following forms of life insurance are hereby declared to be group life insurance within the meaning of this act (1) Life insurance covering the members of one or more companies batteries troops battalions divisions or other unites of the National Guard or naval militia of any State written under a policy issued to the commanding general of the National Guard or commanding officer of the naval militia as the case may be who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the National Guard or naval militia not less than seventy-five per centum of the members of such a unit may be so insured (2) Life insurance covering the members of one or more troops or other units of the State troopers or State police of any State written under a policy issued to the commanding officer of the State troopers or State police who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the State troopers or State police not less than seventy-five per centum of the members of such a unit may be so insured and (3) Life insurance covering the members of any labor union organization of police employed by any municipal county or state authority and any organization or association of public school teachers written under a policy issued to such union organization or association which shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the union organization or association or by the union organization or association and its members jointly and insuring only all of its members who are actively engaged in the same occupation for the amounts of insurance based upon some plan which will preclude individual selection for the benefit of persons other than the union organization or association or [its] the officials of either Provided however That when the premium is to be paid by the union organization or association and its members jointly and the benefits are offered to all eligible members not less than seventy-five per centum of such members may be so insured Provided further That when members apply and pay for additional amounts of insurance a smaller percentage of members may be insured or such additional amounts if they pass satisfactory medical examinations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 5:00 o'clock P. M. The Chair hears none and a recess is declared until 5:00 o'clock P. M.

AFTER RECESS

The House reconvened at 5:00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. D. GLENN MOORE. HOUSE BILL No. 1476.

An Act to amend sections two hundred and two hundred and two of the act approved the fourteenth day of Mya, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto," as amended by removing the exemption of the counties of Center, Lycoming, McKean, Montour, and Wayne, retaining the existing poor districts and the existing number of directors; overseers and authorities in charge of said districts, the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county poor district administered by county commissioners of including within the county district all territory within the county.

Referred to the Committee on Counties.

By Mr. WILSON. HOUSE BILL No. 1477.

An Act to further amend section three hundred nine of the act, approved the eleventh day of July, Anno Domini one thousand nine hundred twenty-three (Pamphlet Laws, nine hundred ninety-eight), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental deceases and institutions for mental defectives and epileptics; governing the transfer, discharge, interestate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties."

Referred to the Committee on Ways and Means.

By Mr. WILSON. HOUSE BILL No. 1478.

An act making an appropriation to the Beacon Light Mission near the City of Bradford, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STERLING. (By Request). HOUSE BILL No. 1479.

An Act to amend section two hundred and eight of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, the legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing for the continuance of a lien or motor vehicles where ownership is changed by operation of law of Judicial sale.

Referred to the Committee on Highways.

By Mr. STERLING. (By Request). HOUSE BILL No. 1480.

An Act to amend sections one, two and three of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 311), entitled "An act providing for a more equitable method of assessing capital stock tax against corporations, limited partnerships, joint-stock associations, and companies, in certain cases," by providing for certain exemptions.

Referred to the Committee on Ways and Means.

By Mr. BEYER. HOUSE BILL No. 1481.

An Act to provide for the examination and registration of operators having charge of stationary and portable boilers, engines, refrigerating machinery, air compressors and hoisting and portable machinery used in construction work by the Department of Public Instruction and designating the requirements necessary to secure registration, providing for the collection of fees, making it a misdemeanor to operate such machinery without a license and providing penalties.

Referred to the Committee on Education.

By Mr. DUNN. HOUSE BILL No. 1482.

An Act providing for a referendum to ascertain the opinion of the electors of the Commonwealth with respect to the eighteenth amendment to the Constitution of the United States, and the Federal and State Laws enacted to enforce said amendment.

Referred to the Committee on Elections.

By Mr. GEORGE W. WILLIAMS. HOUSE BILL No. 1483.

An Act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire.

Referred to the Committee on Ways and Means.

By Mr. HAGMAIER. (By Request). HOUSE BILL No. 1484.

An Act to safeguard human health and life by providing for the licensing and regulation of persons and entities engaged in the disposal of garbage through the construction, keeping, maintenance of conduct of garbage disposal plants, including piggeries herein defined; conferring powers and imposing duties on the State Department of Health, and the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. STERLING. (By Request). HOUSE BILL No. 1485.

An Act amending the act of June 9, 1881, P. L. 59, entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section 4 providing a method to ascertain the amount of bonus due in such cases.

Referred to the Committee on Ways and Means.

By Mr. GOLDSTEIN. HOUSE BILL No. 1486.

An Act to amend sections one, two, three, four and five of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of, said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor;" extending the provisions of said act to driveways.

Referred to Committee on Cities.

By Mr. MATHAY. HOUSE BILL No. 1487.

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax on the gross receipts derived from the business of producing natural gas.

Referred to the Committee on Ways and Means.

By Mr. MATHAY. HOUSE BILL No. 1488.

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertently paid by wholesale drug dealers, and importers as a license fee as wholesale dealers in vinous spiritous malt or brewed liquors or any mixture thereof and making an appropriation.

Referred to the Committee on Ways and Means.

By Mr. BECHTEL. HOUSE BILL No. 1489.

An Act to amend clause (a) of section seventeen of the act approved the seventh day of June, one thousand nine hundred seventeen (P. L. 337), entitled "An act relating to the jurisdiction, powers, and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate for the purpose of distribution; and the fees, costs, and expenses therein," by making the security given for payment of real estate taken in partition proceedings a lien on such real estate until paid.

Referred to the Committee on Judiciary General.

By Mr. BECHTEL. HOUSE BILL No. 1490.

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and twenty-eight (P. L. 453), entitled "An act to prevent the failure of trusts, to provide for the settlement of accounts of trustees and for other purposes," providing procedure for the filing of accounts of trustees and the advertisement thereof.

Referred to the Committee on Judiciary General.

By Mr. GRIFFIN. HOUSE BILL No. 1491.

An act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

Referred to the Committee on Counties.

By Mr. WATSON. HOUSE BILL No. 1492.

An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto;" providing for a solicitor for the county treasurer in counties of the fourth class, and fixing his compensation.

Referred to the Committee on Counties.

By Mr. SOWERS. HOUSE BILL No. 1495.

An act to further amend Sections one and three of an Act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 185) entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," by designating all the Saturdays during the months of June, July, August and September as legal holidays.

Referred to the Committee on Banking.

By Mr. SOWERS. HOUSE BILL No. 1494.

A Joint Resolution authorizing the appointment of a commission to study, investigate and report upon the advisability of establishing a school to be maintained by the Commonwealth for the purpose of teaching and qualifying persons to become detectives, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. ROAN. HOUSE BILL No. 1495.

An act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree thereon," prescribing procedure when judgments, decrees of record or other matter of like character are entered against such persons.

Referred to the Committee on Judiciary Special.

By Mr. DENNING. HOUSE BILL No. 1496.

An act providing for referendums to ascertain the opinion of the electors of counties with respect to the playing of professional baseball on Sunday; and declaring said game lawful where the electors vote in favor of the same.

Referred to the Committee on Elections.

By Mr. W. H. MOORE. HOUSE BILL No. 1497.

An act to amend section one thousand and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," as amended, further regulating the payment of bounties for noxious birds and animals.

Referred to the Committee on Game.

By Mr. FISH. HOUSE BILL No. 1498.

An act making lawful the playing of professoinal baseball on Sunday during certain months of the year.

Referred to the Committee on Law and Order.

By Mr. EMHARDT. HOUSE BILL No. 1499.

An Act making an appropriation to the Kenwood Sanitarium at one hundred and eighty-six Bethlehem Pike, Chestnut Hill, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. THOMAS C. EVANS. HOUSE BILL No. 1500.

An Act to amend section two thousand one hundred five of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local or any parts thereof, that are or may be inconsistent therewith," as amended; raising the minimum number of teachers required in districts permitted to conduct their own institutes.

Referred to the Committee on Education.

By Mr. HAINES. HOUSE BILL No. 1501.

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen, (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

Referred to the Committee on Agriculture.

By Mr. HAINES. HOUSE BILL No. 1502.

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

Referred to the Committee on Game.

By Mr. HENDERSON. HOUSE BILL No. 1503.

An Act to provide for the assessment of property for county tax purposes in counties of the fourth class by aboard of county assessors, by creating such board, providing for the election of two county assessors at large, and assessors in cities and boroughs divided into wards, imposing certain duties upon said board, providing for appeals from assessments and terminating terms of office of assessors elected.

Referred to the Committee on Counties.

By Mr. RICE. HOUSE BILL No. 1504.

An Act to amend sections one, two and three of the act approved the twenty-second day of April, one thousand nine hundred and twenty-seven (P. L. 350), entitled "An act making it unlawful for any architect or engineer, in the employ of the Commonwealth, or of any county, municipality, borough, township, or other subdivision of the Commonwealth, and engaged in the preparation of plans, specifications, or estimates, to bid on any public work, or to be interested in contracts for public work; making it unlawful for the officers of the Commonwealth, or any county, municipality, borough, township, or other subdivision of the Commonwealth to award the contract to any such architect or engineer in the employ of the Commonwealth; and fixing penalties; limiting the prohibitions of the act to public work based upon or in any way related to plans, specifications and estimates prepared by such architect or engineer in his capacity as an employe of the Commonwealth or a municipal subdivision thereof.

Referred to the Committee on State Government.

By Mr. RICHARDS. HOUSE BILL No. 1505.

An Act to fix the number of Representatives in the General Assembly of the Commonwealth, and to apportion the State into Representative districts as provided by the Constitution.

Referred to the Committee on Legislative Apportionment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title were publicly read as follows:

SENATE BILL No. 13.

An Act To amend sections thirty-two one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that a county shall not lose its classification by means of a decrease in population and that in a county in which the office of controller has been established the same shall not be abolished by reason of a decrease in population

SENATE BILL No. 117.

An Act Authorizing the county commissioners of any county to erect and provide for the management of a building or buildings for general hospital purposes and-or for the care and treatment of communicable diseases to acquire by purchase gift condemnation or otherwise a site therefor

SENATE BILL No. 325:

An Act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board, and providing that directors shall not be surcharged for payments thereunder.

SENATE BILL No. 328:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

SENATE BILL No. 395:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled: "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

REPORTS FROM COMMITTEES

Mr. BURNS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 632, entitled:

An Act relating to the right to practice Drugless Therapy in the Commonwealth of Pennsylvania and providing a Board of Drugless Therapy, Education, Examination and Licensure and means and methods whereby the right to practice Drugless Therapy may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses granted by said Board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent with this act.

Mr. HAINES, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 976, entitled:

An Act amending sections seven and nineteen, and section twenty as amended, of the act approved the seventh day of

June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health, and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by providing for the furnishing of notice of the death of unnaturalized citizens of the consuls of the Nations of which they are nationals.

Mr. WHITE, from the Committee on Highways, reported as committed, House Bill No. 1087, entitled:

An Act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, and county commissioners; providing for rewards; imposing certain costs on counties conferring powers and imposing certain duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation.

Mr. BURNS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1193, entitled:

A Supplement to an act approved the third day of June, one thousand nine hundred and eleven (P. L. 639), entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing for a Bureau of Medical Education and Licensure as a Bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing an appropriation to carry out the provisions of said act; and providing for revocation and suspension of licenses given by said Bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith;" providing for the creation and appointment of a State Board of Chiropractic Examiners, fixing the powers and duties thereof, the registration of students of Chiropractic, the licensing of persons to practice Chiropractic in the Commonwealth of Pennsylvania, defining the scope and limits of Chiropractic practice, defining basic sciences, providing for preliminary and final examinations, fixing the fees therefor, providing fines and penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith.

Mr. GEORGE W. WILLIAMS, from the Committee on Highways, reported as committed, House Bill No. 1246, entitled:

An Act to amend section one of the act, approved the twelfth day of July, one thousand nine hundred and twenty-three, (P. L. 1077), entitled "An act establishing a State highway in the counties of Clarion, Forest, Elk and McKean; providing for its location, construction, improvement and maintenance by the Commonwealth; and vacating certain sections of State road in the counties of Clarion, Forest, McKean and Elk.

Mrs. PENNOCK, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1399, entitled:

An Act to further amend section four of the act approved the eighth day of May, one thousand nine hundred and nine (P. L. 470), entitled "An act to prevent the manufacture and sale of adulterated or misbranded drugs; defining the word 'drugs'; prescribing penalties for violation of this act, and the method of its enforcement"; by declaring drugs and preparations recognized in official standards misbranded when the official name or title is prefixed or suffixed by any trade or manufacturers' name.

Mr. HEFFRAN, from the Committee on Counties, re-reported as amended, House Bill No. 5, entitled:

An Act to amend sections one and five of the act approved the ninth day of May, one thousand nine hundred and twenty-nine, (P. L. 1684) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by extending time for making returns and holding sales and eliminating penalties.

Mr. FLINCHBAUGH, from the Committee on Building and Loan Associations, re-reported as amended, House Bill No. 214, entitled:

An Act requiring building and loan associations to include statement of amount of funds invested in liens on real estate in all reports and in advertisements; and providing penalties.

Mr. WADE, from the Committee on Forestry, reported as amended, House Bill No. 1309 (Senate Bill No. 375), entitled:

An Act to further amend section two and to repeal section seven of the act, approved the ninth day of June, one thousand nine hundred and eleven, (P. L. 861), entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof," by extending the provisions thereof to, and requiring persons transporting trees, shrubs, suitable for planting to carry a permit.

Mr. SCHWARTZ, from the Committee on Pensions and Gratuities, reported as committed, House Bill No. 1286 (Senate Bill No. 436), entitled:

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

Mr. TALBOT, from the Committee on Appropriations, reported as committed, House Bill No. 1403 (Senate Bill No. 415), entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom; imposing certain duties upon the Sanitary Water Board; and making an appropriation.

BILL RE-REFERRED

Mr. **HIMES** returned from the Committee on Education with recommendation that it be re-referred to the Committee on Insurance, House Bill No. 1256, entitled:

An Act to establish in the Department of Public Instruction a fund for the purpose of insuring school buildings against loss by fire or lightning or windstorms and tornadoes, creating a board to administer the fund, providing methods of administration, and making an appropriation for the expenses of initiating the fund.

The **SPEAKER**. The bill is now re-referred to the Committee on Insurance.

BILL ON FIRST READING

Mr. **TALBOT** asked and received unanimous consent to have House Bill No. 1403 (Senate Bill No. 415), read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1403 (Senate Bill No. 415), entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom; imposing certain duties upon the Sanitary Water Board; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RESOLUTION

RECALLING HOUSE BILL NO. 60 FROM THE GOVERNOR

Mr. **JOSEPH T. EVANS** asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate Concur) That House Bill No. 60 Printer's No. 67, entitled:

An Act to amend section two thousand one hundred five of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended; authorizing other forms of teacher training in lieu of teachers' institutes in districts of the fourth class.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM SECRETARY OF HIGHWAYS

The **SPEAKER**. The Chair lays before the House communication from the Secretary of Highways, together with information requested in a resolution of the House.

The Clerk read the communication as follows:

Commonwealth of Pennsylvania,
Department of Highways, Harrisburg, April 7, 1931.

Eugene F. White, Chief Clerk,
House of Representatives.

My dear Mr. White:

In compliance with instructions contained in Resolution No. 30 I am herewith transmitting three hundred copies of my reply, which is a sufficient number to answer the purposes intended.

Very truly yours,
S. S. LEWIS,
Secretary of Highways.

Commonwealth of Pennsylvania,
Department of Highways, Harrisburg, April 2, 1931.

To the Members of the General Assembly:

Complying with the request for information, as provided in Resolution No. 30, I will endeavor to answer the inquiries seriatim.

(a) Approximately 20,000 miles.

(b) Approximately 6,000 miles.

(c) Approximately 14,000 miles.

(d) Impossible to supply this information. Program for next, as well as succeeding bienniums dependent upon money available, as well as action on House Bill No. 1351 (Rural Road Bill).

(e) Impossible to supply this information. Program for next, as well as succeeding bienniums dependent upon money available, as well as action on House Bill 1351 (Rural Road Bill).

(f) Approximately 13,404 miles.

(g) The total number of miles of improved State Highway in detail by type, as of January 1, 1931, as follows:

Oilbound macadam approximately	854
Bituminous macadam approximately	2,977
Bituminous concrete approximately	471
Concrete approximately	5,679
Brick Approximately	349

(h) Impossible to answer. Dependent entirely upon amount of money available.

(i) Impossible to answer. Dependent upon conditions of the highways, the development of traffic, the money available and action of the Legislature on pending and future legislation affecting this type of improvement.

S. S. LEWIS,
Secretary of Highways.

BILLS ON THIRD READING

The **SPEAKER**. Under the caption bills on final passage appears House Bill No. 953, Senate Bill No. 179, Printer's No. 177. The caption over this bill is in error. The bill should be on third reading. If there are no objections the Chair will consider the bill as being upon third reading. The Chair hears none and the House will proceed to the consideration of this bill on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 953, (Senate Bill No. 179), as follows:

An Act to amend article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by adding section three hundred and twenty thereto providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries defining "additional compensation" making certain provisions regarding its payment and administration defining the possession of an employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" is hereby amended by adding thereto a new section which reads as follows

Section 320 (a) If the employe at the time of the accident is a minor under the age of eighteen years employed or permitted to work in violation of any provision of the laws of this Commonwealth relating to minors of such age compensation either in the case of injury or death of such employe shall be double the amount that would be payable to such minor if legally employed The amount by which such compensation shall exceed that provided for in case of legal employment may be referred to as additional compensation

(b) The employer and not the insurance carrier shall be liable for the additional compensation Any provision in an insurance policy undertaking to relieve an employer from such liability shall be void

(c) Where death or the nature of the injury renders the amount of future payments certain the total amount of the additional compensation subject to discount as in the case of commutation shall be immediately due and payable It shall be deposited subject to the approval of the Board in any savings bank trust company or life insurance company in good standing and authorized to do business in this state

Where the amount of the future payments of compensation is uncertain the Board shall upon the approval of the agreement or the entry of an award determine as nearly as may be the total amount of payments to be made and the additional compensation so calculated shall immediately upon such determination become due and payable by the employer The amount may be redetermined by the Board and any increase shall then become due and payable and any excess which shall be shown to have been paid shall be returned to the person paying the same Upon determination of the amount due it shall be deposited as above provided Payments of compensation out of deposits shall be made to the employe or dependents as payments of other compensation are made Provided however that the Board may in its discretion and upon inquiry as in cases of commutation accelerate such payments

(d) The provisions of the foregoing paragraph (c) shall not apply to employers who are exempted by the Bureau from the necessity of carrying insurance

(e) Possession of an employment certificate duly issued and transmitted to the employer in accordance with the provisions of the child labor law and receipt thereof duly acknowledged by him shall be conclusive evidence to such employer of his legal right to employ the minor for whose employment such certificate has been issued

(f) The possession of an age certificate duly issued and transmitted to the employer by the school authorities of the school district in which a minor resides shall be conclusive evidence to the employer of the minor's age as certified therein

(g) If neither party has elected not to be bound by the provisions of article three of the act to which this act is an amendment in the manner prescribed by section three hundred and two of said act they shall be held to have agreed to be bound by the provisions of this act and to have waived any other right or remedy at law or in equity for the recovery of damages for injuries occurring under the circumstances herein described

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall take effect the first day of July one thousand nine hundred and thirty-one

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—112

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Barton,
Batchelor,
Bechtel,
Bell,
Bidelspacher,
Black,
Blumberg,
Byrne,
Conner,
Cooke,
Denning,
Dietrich,
Dunn,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Frederick,
Gaghan,
Gangloff,
Gicking,
Goehring,
Hagmaier,
Hartsock,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holmes,
Hoopes,
Jones, B.,
Jones, E. F.,
King,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Male,
Maloney,
Mason,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Musmanno,
Musser,
Myers, F. H. Jr.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Storb,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Wall,
Weaver,
Weidemann,
Williams, G. W.,
Wilson, L. M.,
Wise,
Wright,
Goodnough,
Speaker.

NAYS—24

Bicker,
Braham,
Brown, T. J.,
Burns,
Duffy,
Ederer,
Fish,
Flinchbaugh,
Fox,
Griffin,
Griffith, J. W.,
Haines,
Holcombe,
Hutton,
Jaffe,
Myers, P. M.,
Reader,
Rieder,
Schrock,
Shortz,
Stone,
Wade,
Way,
Yeakel,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE

Mr. TURNER. Mr. Speaker, I desire at this time to call up House Bill No. 689, Printers No. 412, from the final passage postponed calendar.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner,

The House resumed the consideration on third reading of House Bill No. 689, entitled:

An Act to amend section two of Appropriation Act number forty-four A, approved May fourth, one thousand nine hundred and twenty-seven, (Appropriation Acts, page 32), entitled "An act authorizing the Department of Property and Supplies to construct, erect, and dedicate, in the city of Chester, a monument to the memory of John Morton; and making an appropriation," by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. TURNER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 3, by inserting a parenthesis before the word "Appropriation"

Amend Sec. 1, page 2, line 11, by placing a dark faced bracket before the word "by"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 576, as follows:

An Act relating to the collection of city and school taxes within the territorial limits of cities of the third class naming the city treasurer as collector of taxes therein defining his duties and powers and providing for the fixing and payment of his salary changing the powers of and imposnig duties upon cities of the third class and school districts and the officers thereof and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That in cities of the third class the city treasurer shall be the collector of city and school taxes and shall be charged with the duty of collecting and accounting for all city and school taxes collectible within the territorial limits of such cities The proper authorities of the city and school district shall promptly turn over to said collector their respective tax duplicates covering taxes collectible within such territorial limits as provided by law

Section 2 For the purpose of this act the term "municipal corporation" shall be deemed to include cities and school districts and the word "collector" shall mean the city treasurer acting as collector of city and school taxes

Section 3 On or before the day when the respective tax duplicates are required by existing law to be delivered to the collector he shall file with the municipal authorities concerned a surety bond to be approved by them in such sum as the municipal authorities shall have respectively designated and conditioned for the faithful performance of his duties as now required by law in such cases

Section 4 Such collector shall receive a salary of not less than one thousand six hundred dollars ($1,600) nor more than nine thousand five hundred dollars ($9,500) per annum to be fixed by councils and the board of directors and shall be paid in monthly installments in equal proportions one-half thereof by the city and one-half by the school district.

In cities having a population of twenty-five thousand or under the salary of the collector shall be fixed at not less than sixteen hundred dollars ($1,600) nor more than four thousand five hundred dollars ($4,500)

In cities having a population of over twenty-five thousand and not exceeding fifty thousand the salary of the collector shall be fixed at not less than three thousand five hundred dollars ($3,500) nor more than seven thousand dollars ($7,000)

In cities having a population of over fifty thousand and not exceeding seventy-five thousand the salary of the collector shall be fixed at not less than four thousand dollars ($4,000) nor more than seven thousand dollars ($7,000)

In cities having a population of over seventy-five thousand the salary of the collector shall be fixed at not less than five thousand five hundred dollars ($5,500) nor more than nine thousand five hundred dollars ($9,500)

The collector shall appoint all necessary clerks and assistants whose number and salaries shall be fixed by the city council and the board of school directors

Section 5 The city shall provide and furnish said collector with suitable office space and heat and the city and school district shall pay in equal proportion the cost of the furniture and equipment of such office and the cost of stationery supplies printing of notice postage light telephone and janitor service and the customary premiums on the collector's surety bond The salary of the collector and of his clerks and assistants shall be paid in monthly installments in equal proportions one-half thereof by the city and one-half by the school district

Section 6 All moneys collected by said collector shall be forthwith deposited at not less than the customary interest rate for similar deposits in one or more State or national banks or trust companies located within said city selected by the council of the city for city funds and by the board of directors of the school district for school funds Such designated banks or trust company or companies shall before accepting any such money for deposit file with the interested Municipal authorities a surety bond to such municipal corporation in an amount or amounts to be fixed by the said authorities respectively and to be approved by them conditioned upon the safekeeping and proper payment to or for the City or School District of all moneys so deposited by the Collector of taxes Such moneys shall be kept by such bank or banks or trust company or trust companies in accounts to be designated respectively "City Funds Accounts" or "School Funds Account" as the case may be and the moneys of the respective municipal corporations shall not be intermingled in the same account In case of loss due to insolvency of any such banking depository said collector shall not be responsible for such loss unless he deposited or retained funds on deposit in a depository which he had reasonable ground for believing to be insolvent All interest earned upon such accounts shall belong to the municipal corporation to whom the principal of the fund belongs Neither the collector nor any member of his family shall receive nor shall any person offer or give directly or indirectly any gift or other thing of value to influence the said collector in the performance of any official duty. A breach of any of the provisions of this section shall be a misdemeanor and shall subject any person found guilty thereof to a fine of not more than five thousand dollars ($5,000) or imprisonment for not more than two years or both at the discretion of the court of quarter sessions

Section 7 Said Collector shall make reports as required by the municipal authorities interested at least once each month of collections and moneys on hand and shall pay into the treasuries of the respective municipal corporations all moneys collected at such times as shall be required by the municipal authorities interested which shall be at least once each month He shall be allowed exonerations in the same manner as the collectors of the aforesaid taxes have heretofore been exonerated under existing laws

Section 8 Said collector shall at all times keep true and accurate books records and accounts showing all the business affairs of his office which shall be public records open to the inspection of any citizen during business hours The office of the collector shall be closed on Sundays and legal holidays but shall be open for business from nine Ante Meridian until noon on Saturdays and from nine Ante Meridian until five Post Meridian on all other days

Section 9 The powers and duties of the appropriate municipal authorities with reference to filing reviving and collection of tax liens the auditing of the accounts of the collector of taxes and the practice upon surcharge and appeal shall remain as under existing laws

Section 10 Except as otherwise specified in this act said collector shall have all the powers rights and remedies to compel the payment of taxes and shall be subject to all the penalties and liabilities and duty to make return of unpaid taxes in force under existing laws with reference to tax collectors of the respective municipal corporations for which he acts

Section 11 The provisions of this act are severable and if any of its provisions are declared unconstitutional the decision so holding shall not be construed to impair any other provision of this act It is hereby declared as a legislative intent that this act would have been enacted had such unconstitutional provision not been included therein

Section 12 All acts or parts of acts general local or special inconsistent with the provisions of this act are hereby repealed

On the question,

Shall the bill pass finally?

Mr. FITZGERALD. Mr. Speaker and members of the House, all the while that this House has been in session I have been an attentive listener to the various members who took the floor in behalf of fair play. I have heard by word of mouth and from the bottom of their hearts I believe with every sincerity of purpose arguments put up on this floor for fair play to their constituents. I have determined and I have tried in my humble manner as a new legislator to give to the members of this House and to the constituency of the Commonwealth of Pennsylvania the very thing they stood and cried for on this floor, fair play.

This bill was introduced two months ago and during that period has been undergoing extensive amendments so it would bring within its confines reasonableness to everybody who is affected by it. A few days ago I had the privilege of listening to the Honorable Doctor King in an address before the Committee on Education of this House and I was amazed by some of the statements he made. I was amazed to learn that after all the money we had voted to spend in this legislative session that we had done nothing whatever to conserve the interests of the constituency of Pennsylvania who wanted it. And that, my friends, is the purpose of this bill. I do not want to take up much of your time because I believe you are all familiar with this bill. It is not my purpose to quote Doctor King but he brought out very forcibly the fact that in Pennsylvania we have at the present time over one hundred defaulted school districts. These figures are amazing to me. He also specified, and it is a matter of record in print, that in comparing the counties of our State to counties in neighboring states, as an example he took Baltimore County in Maryland, whose cost for the collection of school taxes was $4000 and compared it with a similar county in Pennsylvania, Chester County, in Pennsylvania, where to collect the same amount of taxes it cost the enormous sum of $23,000.

Ladies and gentlemen of this House, I ask if that is a fair proposition. This bill applies only to the third class cities and it would save to the taxpaying public in the neighborhood of two or three million dollars each year. I am asking this Legislature to stop and consider what could be accomplished if that money was put to the proper purposes instead of being pocketed by some individuals. My friends, I have gone the limit in trying to be a gentleman and meet the requirements of every specific community. We have amended and re-amended the bill, considered and reconsidered it, and I only ask you for one thing in voting for or against this bill, to use your judgment. I have heard members of this House say that the people back home are opposed to this bill. Gentlemen, use your own judgment and see if they were opposed. Was it the people, the constituency back home, or was it the tax collector back home that was opposed to this measure? My friends, I can bear that statement out in writing by offering in print letters which I have received and which I now have, that the people back home are not opposed to it. I say to you and to them, it is not the people back home that are opposed to it, it is the tax collector who is opposed to this measure. Furthermore, I desire at this time to correct an erroneous report that trickles through the halls of this House. It has been asserted that the people in my locality were not in favor of this bill, that it was my own selfish interest. I assure you that is not a fact, and I can prove it by a file that I have that shows the origin of this bill.

In conclusion, and not wanting to burden you with these enormous figures it runs into, I want to say for my sake and the sake of the people of Pennsylvania, give this the same consideration that you would give to a private industry. We are wondering now where we are going to get money enough to carry on. Gentlemen, consider them as you would wish to be considered by them.

Mr. GEORGE L. REED. Mr. Speaker and members of the House, when this bill was before the House on a previous occasion, it provided for a minimum salary of $1,000 and a maximum of $7,500 to be applied to all cities of the third class. I believe that many members of this House from third class cities felt that the bill in that form was objectionable. As the gentleman from Erie has stated, it has been amended many times, and particularly that provision has been amended so that various of the third class cities, having different populations, will have a minimum or a maximum as the city council and board of school directors may determine. I believe that the bill is now in good form, and that it should receive the favorable consideration of this House.

The question comes, as I view it, with respect to the bill as to what shall be the attitude of the House on this proposition? Shall the law continue to be that the treasurer of a third class city shall receive commissions, which, as we know mount into large sums of money or shall he receive a salary which is adequate for the service that he performs? On that proposition I believe that I am voicing a well-nigh unanimous opinion of the people of the city of Harrisburg, that the treasurer of a third class city should be on a salary basis.

As the gentleman from Erie has stated here, this bill has been amended. It is in good form. It meets the needs of the cities of the third class, doing away with the injustice of the taxpayers having to pay large sums of money for this particular office. During the time I have been a member of this House, I have never voted for a bill with a stronger conviction that it is wise legislation than I entertain with respect to this bill, and I hope that this bill will receive the favorable consideration of the House.

Mr. HOOPES. Mr. Speaker, members of the House of Representatives of the third class cities of the State of Pennsylvania, I want to add my voice in support of this bill. I introduced a measure somewhat similar to it around about the beginning of the session, and it has been lying in committee since that time. I expect to support this bill, and I hope that it passes. The bill means a saving to the taxpayers of the city of Reading of between twelve and fifteen thousand dollars every year, and I understand that in certain other third class cities it will mean a greater saving. I hope the House will pass the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. FITZGERALD. Mr. Speaker, I ask for a verification of the roll.

The roll was verified as follows:

YEAS—117

Barton,
Batchelor,
Bechtel,
Griffith, C. R.,
Griffith, J. W.,
Haines,
McKay,
Meredith,
Metzinger,
Sheely,
Sheffer,
Shellenberger,

Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Burns,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Duffy,
Dunn,
Ederer,
Emhardt,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Garard,
Gillette,
Graham,
Griffin,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lockhart,
Lose,
Male,
Mathay,
McArran,
McCallister,
McElwee,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Musser,
Myers, F. H. Jr.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rice,
Richards,
Ronemus,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Spangler,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Surface,
Terry,
Turner,
Wade,
Way,
Weaver,
Weidemann,
Wheeler,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—55

Adams,
Argentieri,
Baker,
Bell,
Beyer,
Brown, T. J.,
Byrne,
Carmany,
Denning,
Dietrich,
Evans, J. T.,
Evans, T. C.,
Gaghan,
Gangloff,
Gicking,
Goehring,
Greeby,
Green,
Hefferon,
Himes,
Hoffman,
Jones, E. F.,
Lewis,
Lynch,
Maloney,
Mason,
McClure,
McGregor,
Memolo,
Musmanno,
Myers, P. M.,
Perry,
Reed, F. M.,
Rhodes, J. A.,
Rhys,
Riddle,
Rieder,
Roan,
Rooney,
Root,
Soffel,
Spann,
Stadtlander,
Storb,
Stott,
Strickler,
Tahl,
Tucker,
White,
Williams, J. J.,
Wise,
Witkin,
Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 161, as follows:

An Act to amend section fifty and section two hundred and twenty as amended of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by permitting and regulating the use of eel baskets

Whereas The eel (Anguilla rostrata) is a catadromous fish going down stream in the fall of the year to spawn in the depths of the ocean and

Whereas It does not feed nor bite at bait while on its downward migration and therefore cannot be caught by any device now legal in Pennsylvania and

Whereas After having left our streams the same eels never return to them thus resulting in a permanent economic loss to our citizens and

Whereas The eels which go with legal protection down our streams and are caught by fishermen in other states and regions below Pennsylvania are shipped back to us at high prices and

Whereas To permit our own fishermen to catch them while on their downward migrations would provide food and occupation for many of our citizens therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 50 Devices to Coatch Game-fish and Bait-fish No person shall use any device means or method whatsoever except as in this article otherwise provided for taking fish from the waters within this Commonwealth except the following that is to say for

(a) Game fish two rods and two lines and one hand line with not more than three hooks attached to either line

(b) Bait-fish two rods and lines with not more than three hooks attached to each line a dip-net or minnow seine not over four feet square or four feet in diameter a minnow trap with not more than one opening which shall not exceed one inch in diameter The rods hooks and lines must be under the immediate control of the person using the same

(c) Eels in rivers of this Commonwealth in addition to such rods and lines eel baskets from the first day of August to the last day of November in each year Sundays excepted but only from four o'clock in the afternoon to eight o'clock in the morning on such days when a special license therefor in addition to the regular fishing license has been first secured A metal tag issued at the time the special license is secured shall be securely fastened to the eel basket in a conspicuous place

No wing walls of stone or other material shall be constructed for more than three-fourths of the distance across any river The heads of no two wing walls when constructed side by side shall be closer together than a distance of twenty feet

All eel baskets must be kept free of rubbish and all game fish found therein must be immediately returned to the water of the river uninjured

During the hours of each day and on Sunday when the operation and use of eel baskets is not legal under this section a portion of the bottoms of such baskets shall be removed to facilitate the unobstructed passage of fishes

Section 2 That section two hundred and twenty of said act which was amended by section one of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred fifty-one) entitled "An act to amend sections two hundred twenty as amended two hundred twenty-one two hundred twenty-two two hundred twenty-three two hundred twenty-four two hundred twenty-five as amended and two hundred eighty-five as amended of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth' " is hereby further amended to read as follows

Section 220 Resident Fishing License Fees For the purposes of this article every person sixteen years of age and upward upon application to any county treasurer within the Commonwealth or to the Department of Revenue and the presentation of proof that he has been a bona fide resident of this Commonwealth for a period of thirty days next preceding his application and was born in the United States or was fully naturalized under the laws of the United States shall upon the payment to the county treasurer or the Department of Revenue of a license fee of one dollar and fifty cents for the use of the Commonwealth and in the event that the license is issued by a county treasurer a fee of ten cents for the use of the county treasurer be entitled to the license herein referred to as "a resident fishing license"

Upon the making of an application by any person to the Department or county treasurer for a special license to catch eels by the use and operation of an eel basket and the payment of a fee of one dollar for the use of the Commonwealth and ten cents for the use of the county treasurer where application is made to him such person shall be entitled to a special eel basket license and a special metal tag to use and operate an eel basket in the Susquehanna River below the northern boundary of Berwick on the North Branch below the bridge at the Northumberland-Lycoming County line on the West branch in the Juniata River below Mount Union and in the Delaware River below Easton in accordance with the provisions of this act

On the question,

Shall the bill pass finally?

Mr. SURFACE. Mr. Speaker and members of the House, apropos of this bill I want to say a few words especially in regard to the habits of that immortal animal, the American eel. In legislating for any living being, the legislation must be based upon a knowledge of the habits of the creature. The eel is the most remarkable fish that we have, going down stream to spawn in the ocean, rushing pell mell down to the salt waters. All the eels that live in our fresh waters are female eels. Migrating across the Atlantic for five hundred miles beyond the Bahamas and the Antilles, there in the salt water they join the males. Every season the female eel lays five hundred million eggs I have this—this is from the latest information, the latest and the last to be had in the world. I have the advance sheets of the report of the study of Dr. O'Mallory. I have more information in regard to the eel that is to be had in any library in the country. I have the latest reports from the United States Fish Commission. I have studied this subject for many years and I know whereof I speak.

The main point, ladies and gentlemen, is this, that the eels go down stream in the fall of the year out into the ocean and spawn and there they die. If we don't have the chance to catch them on the way down—our eel fishermen merely ask for the privilege of catching these eels while they are on their way down stream to be gone forever. After one and a half years of age the young eel is only about two inches in length and has come to the shore, and those which become females in the course of time pass up the streams. The males remain in the salt water. The females go up stream, up and up to the headwaters of our streams, where the water is a little rill a foot or two across. They live in these little streams feeding mostly on the spawn and eggs of other fishes, such as trout and the fewer eels there are in the headwaters the better for the game fish. Here is a new point that has just been brought out; they go up the streams and there they remain in the headwaters of our streams from eight to twenty years, and the time when they migrate down the stream depends on the food they get. When they rush down the stream they rush pell mell never stop to feed. There is no plan to catch them except this device known to fishermen as an eel-basket. It does not kill game fishes; any game fishes that may be caught in it may escape; the eel bores downward and the game fish works upward. We have the right to trust eel fishermen the same as we trust the trout fisherman. If the trout fisherman catches a bass he is trusted to return it to the waters and if a bass fisherman catches a trout he is trusted to return it to the waters.

The eel basket is the most conspicuous device for catching fish in the world. You can see it half a mile away; those great, wide wing walls terminating in the apex, ten or fifteen feet in length. The name of the operator is on that basket. If he trespasses the law his license will be revoked. Surly the provisions of this bill are right. From every standpoint—economic, humanitarian and civic—I say this bill is right, and I trust it will be given the support of the members of this House. Thank you.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—146

Adams,
Argentieri,
[illegible]r,
[illegible]i, C.C.A.Jr.,
B[illegible]ll, J.F.M.,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Lewis,
Lockhart,
Male,
Maloney,
Marcks,
Mason,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Metzler,
Metzinger,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
Pennock,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Schreck,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Sterling,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Weaver,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Goodnough,
Speaker.

NAYS—19

Bechtel,
Haines,
Hermansen,
Himes,
Jones, B.,
Leidich,
McAlee,
Patterson,
Scott,
Staudenmeier,
Stevenson,
Wall,
Wheeler,
White,
Williams, G. W.,
Wise,
Wood,
Wright,
Yeakel,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1098, as follows:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and fourteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" as finally amended by the act approved the twenty-sixth day of March one thousand nine hundred and twenty-five (Pamphlet Laws seventy-six) entitled "An act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school' system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by providing for the education of deaf, blind or crippled children" and by the act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred thirty-one) entitled "An act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be incomsistent therewith' by granting full term school privilege to children in fourth class districts up to fourteen years of age" is hereby further amended to read as follows

Section 1414 Every child having a legal residence in this Commonwealth as herein provided between the ages of eight and sixteen years and every migratory child between those ages is required to attend a day school in which the common English branches provided for in this act are taught in the English language and every parent guardian or other person in this Commonwealth having control or charge of any child or children between the ages of eight and sixteen years is required to send such child or children to a day school in which the common English branches are taught in the English language and such child or children shall attend such school continuously through the entire term during which the public elementary schools in their respective districts shall be in session or in cases of migratory children during the time the schools are in session in the districts in which such children are temporarily domiciled Provided That the certificate of any principal or teacher of a private school or of any institution for the education of children in which the common English branches are taught in the English language setting forth that the work of said school is in compliance with the [provision] provisions of this act shall be sufficient and satisfactory evidence thereof and provided further that the term migratory child wherever used in this act shall include any child domiciled temporarily in any school district for the purpose of seasonal employment but not acquiring residence therein and any child accompanying his parent or guardian who is so domiciled Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools Every parent guardian or other person in this Commonwealth having control or charge of any child between the ages of six and sixteen years who is deaf or blind or is so crippled or whose hearing or vision is so defective as to make it impracticable to have such child educated in the public schools of the district in which he is a resident shall allow such child to be sent to some school where proper provision is made for the education of the deaf or of the blind or of crippled children or shall provide for the tuition of such child by a legally certified private tutor

Provided further That the board of school directors in any district of the fourth class may at a meeting held at any time before the opening of the school term reduce the period of compulsory attendance for pupils fourteen years of age or more to not less than seventy per centum of the school term as fixed in such district in which case however the board of school directors must at the same time fix the period for the compulsory attendance to begin

Section 2 Any acts or parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall take effect immediately upon its passage and approval by the Governor

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Adams,
Argentieri,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. GEORGE L. REED. Mr. Speaker, I rise to a question of personal privilege.

The **SPEAKER.** The gentleman will state his question of personal privilege.

Mr. REED. Mr. Speaker and members of the House, I desire to call the attention of the members of the House to the resolution passed last week by which the use of this Hall is given tonight for a motion picture lecture to be delivered by the Honorable Clarence E. Myers, Director of the Department of City Transit of Philadelphia. This lecture will be given between the hours of eight and nine o'clock, and is sponsored by the Engineers Society of Pennsylvania. The subject will be that of High Speed Transportation, particularly with reference to the city of Philadelphia.

I simply desire to call the attention of the members of the House to the fact that the lecture will be given this evening, and I trust that we will have as large a number of members here as is possible.

The **SPEAKER.** The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

BILL ON THIRD READING

The SPEAKER. The Chair is advised that House Bill No. 1044, Senate Bill No. 96, on page 1 of today's calendar, bills on third reading, which was passed over this morning for the reason that it was not upon the files, is now on the files and will be considered by the House.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1044 (Senate Bill No. 96), as follows:

An act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixteen of the act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 216 Joint Agreement for Consolidation Decree Of Court Such consolidation shall be made under the following conditions

(a) The councils of the boroughs may of their own initiative or shall within sixty days after each is requested in writing by at least one hundred qualified electors of the respective borough enter into a joint agreement under the corporate seal of each borough for the consolidation thereof into one borough The joint agreement shall set forth the name of the new borough the number of wards if any into which the borough is to be divided the territorial boundaries thereof It may also set forth such terms as have been agreed upon for the disposition of the assets of each of the boroughs and for the liquidation of the indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

(b) If the councils are unable to effect such joint agreement within sixty days after each shall be requested so to do in writing as aforesaid or if for any reason the councils fail to effect such joint agreement within said sixty day period the court of quarter sessions of the county or counties in which said boroughs are situated shall if satisfied after petition or petitions presented by at least ten per centum of the qualified electors of each borough and hearing held thereon that the councils have failed after being duly requested in writing as aforesaid to enter into such joint agreement enter a decree for an election to be held in said boroughs on the question of consolidation of said boroughs into one borough the decree to fix the date for such election designate the name of the new borough (which name shall be as prayed for in the petition or petitions) the number of wards if any into which the borough is to be divided the territorial boundaries thereof and shall also set forth such terms as appears equitable just and proper for the disposition of the assets of each of the boroughs and for the liquidation of indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

The court shall direct the county commissioners to furnish to each election district in such boroughs the necessary ballots and supplies for such election

On presentation of such petition or petitions the court shall fix a date for hearing which shall be held within thirty days from date of presentation of the petition or petitions Notice of the time and place of the hearing shall be given the president and secretary of each of the boroughs at least fifteen days before the date fixed for the hearing

The petition or petitions aforesaid may be presented to court at any time after councils have failed to enter into a joint agreement in response to the written request aforesaid within the sixty day period aforesaid

Section 2 That section two hundred seventeen of said act is hereby amended to read as follows.

Section 217 Election on Question of Consolidation The question of the consolidating of such boroughs shall be submitted to the vote of the qualified electors of each of the boroughs at a special election to be held on the day to be designated in the joint agreement or in the decree of court as the case may be The election shall be held by the [regular] legal election officers and in accordance with the provisions of the laws regulating general elections If such special election shall be ordered within ninety days of any general or municipal election the election shall be held on the day fixed for the holding of such election Notice of such election shall be given by proclamation by the high constables of the respective boroughs in the manner prescribed for proclamations for elections for municipal officers

The election shall be by ballot which shall be marked "Proposed consolidation" and below shall be printed the words "For consolidation" and "Against consolidation" and the elector shall designate with an "X" his desire to vote for or against such consolidation

If the majority of the votes cast for and against the proposed consolidation at such election in each of the boroughs is in favor of the [ratification of the agreement] consolidation of the two boroughs that fact shall be certified to the council of each of the boroughs by the respective election boards or return judges and the burgess and secretary of the respective boroughs shall cause a certification of the result to be endorsed upon the [joint] said agreement if the councils have entered into an agreement or if not on a certified copy of the decree of court

Section 3 That section two hundred eighteen of said act is hereby amended to read as follows

Section 218 Agreement or Certified Copy of Decree to be Filed with Secretary of Commonwealth Letters Patent The agreement or a certified copy thereof with all its endorsements or a certified copy of the decree of court of quarter sessions with all its endorsements shall be filed in the office of the Secretary of the Commonwealth Upon the filing thereof the Governor shall cause letters patent to be issued under the great seal of the Commonwealth consolidating the boroughs into one corporation by the name set forth in the joint agreement or decree of the court of quarter sessions A copy of such agreement or of such decree duly certified by the Secretary of the Commonwealth under the seal of his office shall be evidence of the existence of the new borough

Section 4 Repeal All laws general special or local or any parts thereof that are or may be inconsistent herewith be and the same are hereby repealed in so far as the same are inconsistent with this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,

Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), that Senate Bill No. 271, Printer's No. 36, entitled:

An Act to amend section three of the act approved the twenty-seventh day of April, one thousand nine hundred and eleven (P. L. 101), entitled "An act for the assignment of judges to districts other than their own, for the purpose of expediting business, with provision for their compensation," providing that such assignments may be made to any court at the request of the president judge or a majority of the judges thereof.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), that Senate Bill No. 393, Printer's No. 88, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor, to convey certain land in the Borough of Kutztown to the Borough of Kutztown.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate concur), That House Bill No. 60, entitled "An act to amend section two thousand one hundred five of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended authorizing other forms of teacher training in lieu of teachers' institutes in districts of the fourth class" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 243.

An Act regulating the removal or dismissal of policemen and firemen in cities of the Second Class "A"

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended in which amendments the Senate has concurred.

TIME OF NEXT MEETING

Mr. D. GLENN MOORE. Mr. Speaker, I move that when this House adjourns today, it adjourns until Wednesday, April 8, 1931, at 11.30 o'clock A. M.

Mr. FLYNN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion.

Mr. D. GLENN MOORE. Mr. Speaker, the reason for this motion is that there are six important committee meetings tomorrow morning and we have a lot of legislation to report out. The extra half hour will help us to clear the desk.

On the question,

Will the House agree to the motion.

It was agreed to.

ADJOURNMENT

Mr. TURNER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.30 o'clock.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to, and at 6.13 o'clock P. M., the House adjourned until tomorrow morning at 11.30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., WEDNESDAY, APRIL 8, 1931 No. 33

SENATE

WEDNESDAY, April 8, 1931.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

The CHAPLAIN. Mr. President, there was presented to me by the wife of the Senator from Philadelphia, Dr. Woodward, a copy of the Episcopal Prayer Book. In it there is a prayer for the State Legislature. With your permission I will read that this morning.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

O God, the Fountain of Wisdom, whose statutes are good and gracious and whose law is truth; we beseech Thee so to guide and bless the Legislature of this State that it may ordain for our governance only such things as please Thee, to the glory of Thy Name and the welfare of the people; through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SNYDER, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 271.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 271, entitled "An act to amend section three of the act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws one hundred one) entitled 'An act for the assignment of judges to districts other than their own for the purpose of expediting business with provision for their compensation' providing that such assignments may be made to any court at the request of the president judge or a majority of the judges thereof" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 393.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 393, entitled "An act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain land in the Borough of Kutztown to the Borough of Kutztown" be recalled from the Governor for the purpose of amendment.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 161 (Senate Bill No. 721), entitled:

An Act to amend section fifty and section two hundred and twenty as amended of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth" by permitting and regulating the use of eel baskets

Which was committed to the Committee on Game and Fisheries.

House Bill No. 576 (Senate Bill No. 722), entitled:

An Act relating to the collection of city and school taxes within the territorial limits of cities of the third class; naming the city treasurer as collector of taxes therein; defining his duties and powers; changing the powers of and imposing duties upon cities of the third class and school districts, and the officers thereof; and imposing penalties.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1098 (Senate Bill No. 723), entitled:

An Act to amend section one thousand four hundred and fourteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by defining migratory child and providing for the school attendance of such child.

Which was committed to the Committee on Education.

LEAVES OF ABSENCE

Mr. BUCKMAN asked and obtained leave of absence for the Senator from Allegheny, Mr. Einstein.

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

REPORTS FROM COMMITTEES

Mr. KRAUSE, from the Committee on Judiciary General, reported as amended, Senate Bill No. 648, entitled:

An Act to amend section one of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L.

286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers, and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by exempting from the provisions of said act children displaying talents in theatres, motion picture theatres, and concert halls.

Mr. CLIPPINGER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 630 (House Bill No. 336), entitled:

An Act to amend the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 463) entitled "An act to regulate the pay of witnesses in this Commonwealth" providing for the mileage of witnesses

Mr. NORTON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 367 (House Bill No. 621), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

Mr. HOWELL, from the Committee on Judiciary General, reported as amended, Senate Bill No. 219 (House Bill No. 185), entitled:

An Act fixing the number, terms and compensation of directors and auditors of the poor districts of "The Directors of the Poor of Jenkins Township, Pittston Borough and Pittston Township;" providing for their appointment by the court of common pleas of Luzerne County en banc; terminating the terms of directors and auditors in office, fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

Mr. BRANDT, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 434, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties.

Mr. WILLIAMSON, from the Committee on Education, reported as committed, Senate Bill No. 662 (House Bill No. 975), entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by extending the time for a present employe as defined in the act to elect to be covered by the retirement system

Mr. HARRIS, from the Committee on Education, reported as amended, Senate Bill No. 650, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens and college certificates of teachers; anulling the right of certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers and providing a uniform system of the publication of notices and advertisements.

Mr. RIAL, from the Committee on Education, reported as committed, Senate Bill No. 694 (House Bill No. 662), entitled:

An Act to repeal sections two thousand two hundred and three, two thousand two hundred and four, two thousand two hundred and five, two thousand two hundred and six, two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Mr. SALUS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 581 (House Bill No. 931), entitled:

An Act to further amend section twenty-one of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," by permitting the levy on and selling of personal goods and chattels of copartnerships, associations and corporations, as well as those of other persons; and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws.

Also from the Committee on Law and Order, reported as committed, Senate Bill No. 377 (House Bill No. 95), entitled:

An Act relating to prostitution, defining and prohibiting pandering, prohibiting the leaving of a wife in a house of prostitution, the receipt or appropriation of money from earnings of a prostitute, the detention of a female in a house of prostitution, and the transportation of a female for purposes of prostitution, fixing the jurisdiction of the courts in cases involving transportation, providing penalties, and regulating the competency of certain evidence at the trial of persons indicted for violations hereof.

Mr. GELDER, from the Committee on Judicary General, reported as committed, Senate Bill No. 686 (House Bill No. 994), entitled:

An Act to amend paragraph twenty-five of section three, and section six, and to repeal section four of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1784), entitled "An act concerning newspapers; creating uniformity in the publication of legal notices and advertisements; defining the newspapers in which official and legal advertising shall be published; prescribing methods for computing the charges thereof, and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings," by providing who shall verify a proof of publication; eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined; and validating certain legal proceedings.

Also from the Committee on Judiciary General, reported as amended, Senate Bill No. 356 (House Bill No. 188), entitled:

An Act authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital in the Armory Board of the State of Pennsylvania of the Pennsylvania National Guard

Mr. TRAINER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 681 (House Bill No. 463), entitled:

An Act to amend section one clause first section one clause second as amended section one clause tenth as amended and section one clause twelfth of the act approved the ninth day of July one thousand nine hundred one (P. L. 614) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns

Mr. FRAZIER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 424 (House Bill No. 495), entitled:

An act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for payment of costs thereof.

Mr. BALDWIN, fom the Committee on Judiciary General, reported as committed, Senate Bill No. 311 (House Bill No. 525), entitled:

An Act to amend section twenty-two of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

Mr. WILLIAMSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 600 (House Bill No. 996), entitled:

An Act to amend article eleven of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing the directors to make temporary loans to meet unusual expenditures.

BILLS INTRODUCED

Mr. CLIPPINGER read in his place and presented to the Chair Senate Bill No. 74, entitled:

An Act to amend Route number six hundred and twenty, of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," as amended.

Which was committed to the Committee on Public Roads and Highways.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 725, entitled:

An Act fixing the fees of the clerk of the orphans court for attendance in court, in counties of the seventh class, and providing for the payment thereof by the several counties.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 726, entitled:

An Act to amend sub-heading (1) of article three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto;" providing for the appointment of a solicitor for register of wills and recorder of deeds in counties of the seventh class.

Which was committed to the Committee on New Counties and County Seats.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 727, entitled:

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 728, entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire property whereon was the John Brown farm and tannery, in Richmond Township, Crawford County, from the John Brown Memorial Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof.

Which was committed to the Committee on Judiciary General.

Mr. ROBERTS read in his place and presented to the Chair Senate Bill No. 729, entitled:

An Act to amend section nine hundred and eleven of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by increasing the amount for which poor directors are liable for expense of burial of indigent persons.

Which was committed to the Committee on Judiciary General.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 730, entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain euipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

Which was committed to the Committee on Public Health and Sanitation.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 731, entitled:

An Act regulating the method of assessing certain kinds of real estate for purposes of taxation, prescribing certain duties of assessors and the board of revision of taxes in counties of the first class.

Which was committed to the Committee on Municipal Affairs.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 732, entitled:

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplains, and directing the salary boards of such counties to fix the salaries and compensation of such chaplains.

Which was committed to the Committee on New Counties and County Seats.

RESOLUTION RELATIVE TO CONTINUING COMMITTEE TO DEVISE WAYS AND MEANS OF FINANCING THE COMMONWEALTH

The Chair cleared his table and laid before the Senate the following resolution:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That the legislative committee authorized to be appointed pursuant to concurrent resolution, approved April 30, 1929 (Pamphlet Laws, page 1816), to devise ways and means of financing the Commonwealth is hereby continued for a further period of two years and shall make a further report of their recommendations to the General Assembly of 1933. Any vacancy existing on said committee, for any cause, shall be filled by an appointment of a Senator or Member by the President pro tempore or Speaker as the case may be.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RELATIVE TO AMOUNT OF MONEY SPENT OVER A THREE YEAR PERIOD FOR OPENING AND IMPROVEMENT OF STREETS AND ROADS

The Chair cleared his table and laid before the Senate the following resolution:

In the House of Representatives, January 26, 1931.

Whereas, In the early days of this Commonwealth, real estate was practically the only income producing property and for that reason was selected as the principal object of taxation in order to raise revenue for the opening and maintenance of streets and roads, and

Whereas, In those days, streets and roads were chiefly provided for the convenience of the farmer and landowner and were used exclusively by horse-drawn vehicles and pedestrians, and

Whereas, Today finds these streets and roads a necessity of the many, instead of a convenience for the few, and the swift flight of the motor vehicle has relegated the slow horse-drawn vehicle and the pedestrian to a minor place, and

Whereas, It is proper that the burden of the improvement of these streets and roads should shift as the need they fill has shifted, and that the new users should bear the cost that has so long been borne by those originally served, and

Whereas, The fairest method of apportioning the cost of any benefit is in proportion to the benefits received, and those who use roads and streets benefit most, and

Whereas, By far the greatest number of users of streets and roads are those who operate motor vehicles, and

Whereas, It is the sense of the General Assembly that the cost of the future improvement of the roads and streets within the Commonwealth, other than the State highways, should be borne by those who most use them and that to accomplish this and the full cost thereof should be raised by some means other than by a tax on real property, and

Whereas, Before any such change is made, the General Assembly should have definite information as to the amount of money required to be raised in order to provide sufficient funds to pay for such improvements, and

Whereas, Such information can only be accurately obtained after thorough investigation and study, therefore be it

Resolved, (if the Senate concur) That the Department of Internal Affairs shall, as soon as possible, ascertain the amount of money yearly expended over a three year period by the counties, cities, boroughs and townships within the Commonwealth upon the opening and improvement of streets and roads within their respective jurisdiction and report the same in detail to the General Assembly in Session, or the one first convening after such study has been completed, and be it further

Resolved, That the proper authorities of the various counties, cities, boroughs and townships be requested to furnish the information herein required promptly to the Department as and when requested.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

MEMORIALIZING CONGRESS ON VETERAN HOSPITAL

The Chair cleared his table and laid before the Senate the following resolution:

In the House of Representatives, February 2, 1931.

Whereas, The duty of providing hospital facilities for veterans of the World War requiring the same is recognized by all humanity as a paramount obligation of the nation to whose service those veterans offered themselves; and

Whereas, The United States of America has recognized such obligation by providing hospital facilities for a certain percentage of such veterans; and

Whereas, The hospital facilities so provided within this Commonwealth are totally inadequate to care for the veterans, citizens of this Commonwealth, requiring the same; and

Whereas, There are at present before Congress certain bills the intention of which is to render less acute this deplorable condition, to wit: The Darrow Bill (H. R. 10166), providing for a hospital of eight hundred beds for general medical cases at League Island, Philadelphia; The Wolfenden Bill (H. R. 10527), increasing the available beds in Coatesville Hospital for mental cases from four hundred and eighty-one to twelve hundred and fifty; The Swick Bill (H. R. 14815), providing for two hundred additional beds in the Aspenwall Hospital; The Chase Bill (H. R. 10065), providing for a new general medical hospital for Central Pennsylvania; and The Welsh Bill (H. R. 14449), providing for a diagnostic Centre in Philadelphia; therefore, be it

Resolved (if the Senate concur), That the Senate and House of Representatives of the 1931 Session of the Pennsylvania State Legislature hereby memoralize the present Congress of the United States to act favorably upon the above referred to bills.

Resolved, That a copy of this resolution be forwarded by the Secretary of the Commonwealth, to the Senate and House of Representatives of the United States, and to each Senator and Representative from Pennsylvania, in the Congress of the United States.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of C. F. Sencenbach, of Bath, as Justice of the Peace in the Borough of Bath, Northampton County, vice Frank Sencenbach, deceased.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Walter S. Leffard, of Huntington, as Justice of the Peace in the Borough of Huntington, Huntington County, vice James Kelly, deceased.

GIFFORD PINCHOT.

The PRESIDENT. Referred to the Committee on Executive Nominations.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of John C. McManemin, 22 Virginia Avenue, South, Atlantic City, New Jersey, as Commissioner of Deeds for Pennsylvania with residence in Atlantic City, New Jersey.

GIFFORD PINCHOT.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set oposite their names:

BERKS COUNTY

Anthony Zaffiro, Reading, April 10, 1931.

ALLEGHENY COUNTY

L. M. Shoemaker, Pittsburgh, April 16, 1931.
M. A. Silverman, Pittsburgh, April 23, 1931.

WESTMORELAND COUNTY

Miss Bessie S. Hoffman, Jeannette, April 23, 1931.

WASHINGTON COUNTY

J. W. Minton, Washington, April 29, 1931.

NORTHUMBERLAND COUNTY

Miss S. D. Young, Northumberland, April 29, 1931.

FAYETTE COUNTY

Edward Hay, Uniontown, April 30, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

L. C. Knirnschild, Millvale.
Frank S. Martin, Pittsburgh.
William M. Scheider, Pittsburgh.

BERKS COUNTY

Fred J. Becker, Reading.
Mrs. Caroline P. Muntz, Reading.
Michael S. Strebig, Reading.
William J. Atkins, Reading.

CAMBRIA COUNTY

Mrs. Mary F. Leonard, Johnstown.

PHILADELPHIA COUNTY

Edward J. Agnew, Philadelphia.
Miss F. Evelyn Curtis, Philadelphia.
Raymond Uzumecki, Philadelphia.

WASHINGTON COUNTY

Miss Matilda Langenbacher, Washington.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. MANSFIELD. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGES

SENATE BILL No. 96. RETURNED WITH AMENDMENTS.

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen, two hundred seventeen and two hundred eighteen of an act approved the fourth day of May, one thousand nine hundred twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," regulating the consolidation of boroughs.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. WILLIAMSON. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 2, line 12, by striking out "indebedness" and inserting in lieu thereof the word "indebtedness"; also section 2, page 4, line 8, by striking out the word "provision" and inserting in lieu thereof the word "provisions"; also line 13 by striking out the word "constable" and inserting in lieu thereof the word "constables"; also section 3, page 5, line 12, by striking out the word "letter" and inserting in lieu thereof the word "letters".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 179 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 179, entitled:

An Act to amend article three of the act approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six), entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by adding section three hundred and twenty thereto; providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries; defining "additional compensation," making certain provisions regarding its payment and administration, defining the possession of a valid employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued, and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. MANSFIELD. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 4, line 3, by striking out the words "a valid" and inserting in lieu thereof the word "an".

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Apple
Armstrong,
Aron
Clark,
Clippinger,
Coyne,
Harvey,
Homsher,
Howell,
Roberts,
Salus,
Scott,

Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were public read as follows:

Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen, two hundred seventeen and two hundred eighteen of an act approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," regulating the consolidation of boroughs.

Senate Bill No. 179, entitled:

An Act to amend article three of the act approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws, seven hundred thirty-six), entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by adding section three hundred and twenty thereto; providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries; defining "additional compensation," making certain provisions regarding its payment and administration, defining the possession of a valid employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued, and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment.

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 334, as follows:

An Act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as amended by excepting life insurance companies from the operation of said section twenty-four

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-four of an act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" (Pamphlet Laws one hundred twelve) as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred sixty-five) entitled "An act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled 'A further supplement to an act entilted "An act to provide revenue by taxation 'approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' by modifying the procedure for the settlement and payment of the tax and changing the time for making reports" is hereby further amended to read as follows

Section 24 It shall be the duty of the president secretary or other proper officer of each and every insurance company association or exchange incorporated by or under any law of this Commonwealth except life insurance companies and companies doing business upon the mutual plan without any capital stock and purely mutual beneficial associations whose funds for the benefit of members their families or heirs are made up entirely of the weekly or monthly contributions of their members and the accumulated interest thereon to make report in writing to the Department of Revenue on or before the fifteenth day of March in each year setting forth the entire amount of premiums premium deposits or assessments received by such company association or exchange during the year ending with the thirty-first day of December preceding whether the said premiums premium deposits or assessments were received in money or in the form of notes credits or any other substitutes for money and whether the same were collected in this Commonwealth or elsewhere and every such company association or exchange shall pay into the State Treasury through the Department of Revenue within the time prescribed by law for the payment of State taxes settled by the Department of Revenue in addition to any other taxes to which it may be liable under the first and twenty-first sections of this act a tax of eight mills on the dollar upon the gross amount of said premiums premium deposits and assessments received from business transacted within this Commonwealth

Such company association or exchange in reporting for taxation may deduct from the gross premiums premium deposits and assessments all amounts returned on policies canceled or not taken and all premiums paid for reinsurance where such reinsurances are effected in companies associations and exchanges authorized to transact business in this Commonwealth and mutual companies associations exchanges and stock companies with partiipating features which may for any reason be required to report under this act in addition to the aforesaid deductions may deduct that portion of the advanced premiums premium deposits or assessments returned in cash or credited to members or policy holders whether as dividends earnings savings or return deposits upon the expiration or termination of their contracts Provided That hereafter the annual tax upon premiums of insurance companies of other States or foreign governments shall be at the rate of two per centum upon the gross premiums of every character and description received from business done within this Commonwealth within the entire calendar year preceding The penalties for failure to make report and pay the tax as herein required shall be as provided by law

Section 2 This act shall become effective as of the first day of January one thousand nine hundred and thirty-one except with respect to the duty of officers of life insurance companies to render reports for periods prior to that date and the obligation of such companies to pay taxes for such earlier periods

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39.

Apple,
Armstrong,
Aron,
Clark,
Clippinger,
Coyne,
Harvey,
Homsher,
Howell,
Roberts,
Salus,
Scott,

Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 442 (House Bill No. 677), as follows:

An Act to amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended providing that a foreign attachment may be issued against the real or personal property of a non-resident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" which was last amended by the act approved the twenty-first day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand ninety-seven) entitled "An act amending section forty-four of an act approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six entitled 'An act relating to the commencement of actions' as amended by an act approved the thirtieth day of March Anno Domini one thousand nine hundred and five entitled 'An act to amend section forty-four of the act of Assembly of this Commonwealth entitled "An act relating to the commencement of actions" approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six so as to make all the provisions of said act apply to certain actions ex delicto as well as to all actions ex contractu' by extending its provisions to foreign corporations" is hereby further amended to read as follows

Section 44 A writ of foreign attachment in the form aforesaid may be issued in all actions ex contractu and in actions ex delicto for a tort committed within this Commonwealth against the real or personal estate of (a) any person not residing within this Commonwealth [and not being within the county in which such writ shall issue] whether or not such person is in the Commonwealth at the time of the issuing thereof or (b) [of] any corporation incorporated under the laws of any other State or Nation [in all actions ex contractu and in actions ex delicto for a tort committed within this Commonwealth] or (c) any person who being a resident of this Commonwealth shall have removed therefrom after having become liable in an action ex delicto But in such cases the person having such right of action ex delicto or some one in his behalf must upon oath or affirmation certify to the truth of the claim and of the facts upon which such attachment is founded as well as that he verily believes such person has removed to escape service of process to answer for such alleged tort

Section 2 The act approved the fifteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred eighty-three) entitled "An act supplementary to an act relating to the commencement of actions approved June thirteenth one thousand eight hundred and thirty-six applying to writ of foreign attachment to actions ex delicto" is hereby repealed

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39.

Appie,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. EARNEST. Mr. President, I ask that Senate Bill No. 505 (House Bill No. 983), on final passage, entitled:

An Act establishing a Legislative Finance Bureau; defining its powers and duties and for the election and removal of a Director by the General Assembly; authorizing the employment of assistants; imposing certain duties and responsibilities upon the departments, boards and commissions of the State government and upon agencies receiving State appropriations.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 454 (House Bill No. 798), entitled:

An Act making the surviving spouse competent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent whether decedent died testate or intestate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Apple
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Mansfield,
Norton,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Clippinger,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 270, as follows:

An Act authorizing and regulating the establishment and operation by counties of Children's Homes and Psychopathic Hospitals for the care and treatment of certain children providing for the acquisition of property for such hospitals by power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for children cared for taught and treated in such homes and hospitals of other counties and authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever one hundred or more citizens residents of a county petition the county commissioners for the establishment of a Children's Home and Psychopathic Hospital for the care education and treatment of abandoned neglected or improperly cared for children and children of low mentality the county commissioners shall at the next general or municipal election submit to the voters of the county the question whether or not the county shall establish such a home and hospital Such question shall be printed at the foot of the ballot and shall be in the form provided by the general laws for the submission of such question The vote on such question shall be counted returned and computed in the manner prescribed by the general election laws of the Commonwealth

Section 2 If the majority of the electors voting upon such question at such election shall vote in favor of the establishment of such a home and hospital the county commissioners shall acquire a site for such home and hospital either by purchase or condemnation in case such site be acquired by condemnation the procedure for the assessment of damages for the property taken shall be the same as is now provided by law for the acquisition of land under the power of eminent domain by any school district for school purposes the power to acquire such a site for a hospital by eminent domain is hereby vested in the county the same being exercised through the county commissioners to the same extent and in the same manner that the power of eminent domain is exercised through school directors in the acquisition of property for school purposes

Section 3 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of a home and hospital the court of common pleas of the county shall immediately appoint an advisory board of five members all of who shall be electors of the county and one of whom shall be a licensed physician The members of said board shall be appointed one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments at the expiration of any term shall be for a term of five years

The board shall meet monthly and at such other times as it may be deemed necessary The board shall visit and inspect and keep in close touch with the management and operation of said home and hospital and shall from time to time make such recommendations and suggestions to the county commissioners for changes or improvements in said management and operation as may be deemed advisable It shall also make an annual report to the county commissioners concerning the management and operation of said hospital

The county commissioners shall at the expense of the county provide a meeting place for said board and furnish all supplies and materials necessary to carry on its work

The members of the board shall not receive any compensation for their services but shall be allowed all actual and necessary expenses incurred in the discharge of their duties which shall be paid by the county

Section 4 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of the home and hospital the county commissioners shall after consultation with the advisory board select a site for such home and hospital and shall have plans and specifications prepared for such home and hospital such home shall consist of a cottage or cottages school building vocational school building and sufficient recreation buildings but no such home and hospital shall be erected until such plans and specifications and the site therefor have been first approved by the Secretary of the Department of Health of the Commonwealth and the county controller if there be a controller in said county

Section 5 Any such home and hospital shall be constructed by contract or contracts let by the county commissioners to the lowest responsible and best bidder after due advertisement in at least three newspapers one of which shall be published in the county once a week for four consecutive weeks and when so constructed the home and hospital shall be equipped by the county commissioners at the cost of the county in the same manner as other county buildings are equipped including equipment necessary for the proper teaching of the children committed thereto in the common school branches and in useful trades and occupations

Section 6 The county commissioners may after consultation with the advisory board employ a superintendent and such physicians nurses teachers and other employes as may be necessary to properly conduct and manage such home and hospital and shall fix their compensation except in counties having a salary board where such compensation shall be fixed by the salary board which shall consist of the county commissioners and the county controller All such salaries shall be paid from the county treasury in the usual manner

Section 7 The county commissioners may after consulting with the advisory board make general rules and regulations for the management of the home and hospital and may do all acts deemed necessary to promote the usefulness of the same

Section 8 Every home and hospital established under the provisions of this act shall be used for the care and treatment of all children of the county whose parents or guardians fail or neglect to provide proper homes or children whose parents are not proper persons to have the custody of children or children whose welfare will be better conserved in such homes and hospital or children whose mental tests show an Intelligence Quotient of seventy or lower The court committing any such child may order the parent of such child to pay for the care maintenance and treatment of such child during the time it remains in said home and hospital

Section 9 The county commissioners may admit children to said home and hospital who are resident within any other county of the Commonwealth provided such other county agrees to reimburse the county in which the hospital is located for all charges in connection with the admission maintenance care and treatment of such children Authority is hereby conferred upon all counties in the State to pay to any other county in which such home and hospital is located reasonable charges for children cared for by said home and hospital resident in the county paying such charges All money received from the care and maintenance of children or from gifts or donations shall be paid into the county treasury and shall be used only for the maintenance of such home and hospital County commissioners are authorized and empowered to receive contributions donations property and trust funds for the erection and maintenance of home and hospitals as provided in this act

Section 10 The court of quarter sessions or the county court or county relations court of any county having no such home and hospital may for the same reasons commit children to the home and hospital of any other county and make orders upon the parents of such children for the payment of the cost of their care and maintenance

Section 11 The advisory board herein provided for shall by December thirty-first of each year furnish to the county commissioners and the county controller if any a schedule of expenses deemed necessary for the maintenance and operation of the home and hospital for the ensuing year and the county commissioners shall after considering the schedule submitted by the advisory board annually make appropriations deemed by them sufficient to properly manage and operate said home and hospital The county commissioners may levy a special tax sufficient to produce the moneys appropriated to said home and hospital which tax shall be collected in the same manner as other county taxes and shall be paid into the county treasury All payments from the county treasury shall be made by warrant of the county commissioners countersigned by the county controller if any in the usual manner

Section 12 The county commissioners of every county establishing a home and hospital as provided for in this act may incur or increase the indebtedness of the county in the manner now provided by law to an amount sufficient to pay the cost of acquiring a site and of erecting constructing and equipping the said home and hospital by issuing coupon bonds at a rate of interest not exceeding six per centum and payable within thirty years from the date of issue The county commissioners shall levy an annual tax in an amount necessary to pay interest and sinking fund charges upon such bonds

Section 13 Committments to such home and hospital shall be made only by the Court of Quarter Sessions of the county erecting such home and hospital or by the county court or county relations court where such courts exist and all committments shall be for an undeterminate term to be terminated only upon order of such court where in the opinion of the court the mentality of such child has improved to such an extent that it is no longer a menace to society but in no case shall any such child be released until it has reached in school work what would be equal to the sixth grade in the public school and has learned some useful occupation or trade The school of said home shall be under the supervision of the Department of Public Instruction of the Commonwealth of Pennsylvania

Section 14 Such Court of Quarter Sessions county court or county relations court shall commit to such home and hospital all such children of the county where parents or guardians fail or neglect to provide proper home for them children of parents who in the opinion of the court are not proper persons to have the care and custody of children and children whose welfare will be better conserved by committment to such home and hospital

Section 15 Committments for any of the reasons set forth in the preceding section shall be made by such court after petition by any probation officer or any interested person and hearing thereon or at any hearing in any proceedings before such court that any such reason or reasons exist

Section 16 Whenever it shall appear to the court of quarter sessions of the county in which such home and hospital has been erected under the provisions of this act or the county court or the county relations court where such court exists upon petition of any parent or guardian or probation officer or in any proceedings pending or being heard in such court that the mental test of any child according to Stanford's Revision of Binet's test shows an Intelligent Quotient of seventy or lower such court may commit such child to the said home and hospital for care and treatment

Section 17 The provisions of this act are severable and if any of its provisions are held unconstitutional the decision shall not affect the remaining provisions of this act It is hereby declared as a legislative intent that this law would have been enacted had such unconstitutional provisions not been included therein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 617 (House Bill No. 160), entitled:

An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (P. L. 224) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" by requiring persons selling such insecticides and fungicides to give printed directions therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 628 (House Bill No. 1048), entitled:

An Act to repeal the act approved the twenty-eighth day of April, one thousand eight hundred and seventy-six (P. L. 51), entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth, and providing penalties for the injury and destruction of the same," and its amendments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

Mr. **WOODWARD.** Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. **FREEMAN.** Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The **PRESIDENT.** The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. **WILLIAMSON.** Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT.** Is there objection? The Chair hears none.

Mr. WILLIAMSON, from the Committee on Executive Nominations reported with a favorable recommendation the following nomination by his Excellency, the Governor of the Commonwealth:

JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Walter S. Leffard, of Huntingdon, as Justice of the Peace in the Borough of Huntingdon, Huntingdon County, vice James Kelly, deceased.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. WILLIAMSON,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into

Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WILLIAMSON,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Mansfield,
McClure,
Norton,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. GELDER. Mr. President, I move that the Executive Session do now rise.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILL INTRODUCED

Mr. HUNSICKER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER read in his place and presented to the Chair Senate Bill No. 733, entitled:

An Act making an appropriation to the Wills Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

RECESS

Mr. SALUS. Mr. President, I move that the Senate do now take a recess until three o'clock.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL No. 18

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 18, entitled:

An Act to amend section three hundred and three of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended; authorizing any board of school directors of any district to elect as treasurer of the district any corporations of the Commonwealth of Pennsylvania, duly qualified and legally authorized to transact a fiduciary business as treasurer of any district.

with the information that the House has passed the same without amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 777

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 777, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 778

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 778, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 903

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 903, entitled:

An Act to amend sections nine hundred and one nine hundred and three nine hundred and four and nine hundred and five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing said counties to purchase and improve bridges tunnels subways or underground roads within said counties and to borrow money and incur indebtedness for that purpose.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 303

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 303, entitled:

An Act to amend section one thousand six hundred and ten one thousand six hundred and eleven and one thousand six hundred and twelve one thousand six hundred and thirteen one thousand six hundred and fourteen and one thousand six hundred and fifteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by providing for the vacation of roads streets and alleys or parts thereof where the owners of all the property abutting thereon petition for such vacation and release the boroughs from damages.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

MEMORIALIZING CONGRESS ON VETERAN HOSPITAL

He also informed the Senate that the House of Representatives has concurred in resolution from the Senate, as follows:

In the Senate, February 2, 1931.

Whereas, The duty of providing hospital facilities for veterans of the World War requiring the same is recognized by all humanity as a paramount obligation of the nation to whose service those veterans offered themselves; and

Whereas, The United States of America has recognized such obligation by providing hospital facilities for a certain percentage of such veterans; and

Whereas, The hospital facilities so provided within this Commonwealth are totally inadequate to care for the veterans, citizens of this Commonwealth, requiring the same; and

Whereas, There are at present before Congress certain bills the intention of which is to render less acute this deplorable condition, to wit: The Darrow Bill (H. R. 10166), providing for a hospital of eight hundred beds for general medical cases at League Island, Philadelphia; The Wolfernden Bill (H. R. 10527), increasing the available beds in Coatesville Hospital for mental cases from four hundred and eighty-one to twelve hundred and fifty; The Swick Bill (H. R. 14815), providing for two hundred additional beds in the Aspenwall Hospital; the Chase Bill (H. R. 10065), providing for a new general medical hospital for Central Pennsylvania; and The Welsh Bill (H. R. 14449), providing for a diagnostic Centre in Philadelphia; therefore, be it

Resolved (if the House concur), That the Senate and House of Representatives of the 1931 Session of the Pennsylvania State Legislature hereby memoralize the present Congress of the United States to act favorably upon the above referred to bills.

Resolved, That a copy of this resolution be forwarded by the Secretary of the Commonwealth, to the Senate and House of Representatives of the United States, and to each Senator and Representative from Pennsylvania, in the Congress of the United States.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the chair, announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 23, entitled:

An Act to amend section two hundred and twenty-four of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law.

House Bill No. 359, entitled:

An Act to further amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" by imposing the duty of printing such proceedings on the Department of Property and Supplies.

House Bill No. 387, entitled:

An Act to amend section one of the act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-six), entitled "A Supplement to an act entitled 'An act to authorize the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the associations except under certain circumstances' approved June second one thousand eight hundred and seventy-four providing for the continuance of such associations after the expiration of the original term prescribing the manner of electing managers thereof and conferring authority to adopt by-laws for the regulation and government thereof fixing the number of managers and designating the title of the principal executive officer" by providing for the further continuance of such associations after the expiration of any renewal thereof and waiving publication of notice of meeting of the members in certain cases.

House Bill No. 534, entitled:

An Act to amend section one of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1054), entitled "An act providing that county bridges over streams on State highway routes in boroughs, towns and townships may, under certain circumstances, be taken over by the Commonwealth; and providing that all contracts for the construction, building, rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways," by including additional county bridges within the terms of said act.

House Bill No. 598, entitled:

An Act to amend section ten of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties," as amended extending the length of professional bouts to fifteen rounds.

House Bill No. 988, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

House Bill No. 989, entitled:

An Act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroad corporations or street railway corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated

House Bill No. 990, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and Sinking Fund requirements on the State debt.

House Bill No. 243, entitled:

An Act regulating the removal or dismissal of policemen and firemen in cities of the Second Class "A."

Senate Bill No. 18, entitled:

An Act to amend section three hundred and three of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered. and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended; authorizing any board of school directors of any district to elect as treasurer of the district any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. EARNEST. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EARNEST, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 379 (House Bill No. 143), entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

Mr. NORTON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON (at the request of Mr. Salus), from the Committee on Insurance, reported as committed, Senate Bill No. 563, entitled:

An Act to amend Section 517 of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire, stock marine, or stock fire and marine insurance company of this Commonwealth to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein.

Also (at the request of Mr. Salus), from the Committee on Insurance, reported as committed, Senate Bill No. 564, entitled:

An Act to amend sections one, two and three of the act approved the eighth day of May, Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing, for the purpose of obtaining property, money, credit, or the extension of credit; and providing penalties for the violation thereof" by extending the provisions of the act to include the procuring of contracts of surety therein.

Mr. BRANDT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BRANDT, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 383 (House Bill No. 414), entitled:

An Act providing for the appointment and compensation of park guards in cities of the third class, defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

Mr. McCLURE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 536, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 425 (House Bill No. 558), entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorizing to be issued in pursuance of such proceedings and elections.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at tihs time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 606 (House Bill No. 1074), entitled:

An Act to amend section one of article six of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended, by making residents of adjacent territory annexed to such cities qualified to act as assessors.

Mr. WILLIAMSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 597 (House Bill No. 458), entitled:

An Act to amend section two of the act approved the twenty-eighth day of April, one thousand nine hundred three, (P. L. 332), entitled "An act for the annexation of any city, borough, township, or part of a township to a contiguous city, and providing for the indebtedness of the same;" providing that in case a part of a township is proposed to be annexed, notice shall be given and the election held in the entire township affected.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 219 (House Bill No. 185), entitled:

An Act fixing the number, terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township, Pittston Borough and Pittston Township;" providing for their appointment by the court of common pleas of Luzerne County en banc; terminating the terms of directors and auditors in office, fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 311 (House Bill No. 525), entitled:

An Act to amend section twenty-two of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 356 (House Bill No. 188), entitled:

An Act authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital in the Armory Board of the State of Pennsylvania of the Pennsylvania National Guard.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 367 (House Bill No. 521), entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 377 (House Bill No. 95), entitled:

An Act relating to prostitution defining and prohibiting pandering prohibiting the leaving of a wife in a house of prostitution the receipt of appropriation of money from earnings of a prostitute the detention of a female in a house of prostitution and the transportation of a female for purposes of prostitution fixing the jurisdiction of the courts in cases involving transportation providing penalties and regulating the competency of certain evidence at the trial of persons indicted for violation hereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 379 (House Bill No. 143), entitled:

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 383 (House Bill No. 414), entitled:

An Act providing for the appointment and compensation of park guards in cities of the third class defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 424 (House Bill No. 495), entitled:

An Act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for the payment of costs thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 425 (House Bill No. 558), entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 65) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 434, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and dispositions of the bodies of deceased persons, and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 536, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 563, entitled:

An Act to amend Section 517 of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchange and fire insurance rating bureaus and the regulation and supervision of insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire, stock marine, or stock fire and marine insurance company of this Commonwealth to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 564, entitled:

An Act to amend sections one, two and three of the act approved the eighth day of May, Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing, for the purpose of obtaining property, money, credit, or the extension of credit; and providing penalties for the violation thereof" by extending the provisions of the act to include the procuring of contracts of surety therein.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 597 (House Bill No. 458), entitled:

An Act to amend section two of the act approved the twenty-eighth day of April, one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city, borough, township or part of a township to a contiguous city and providing for the indebtedness of the same," providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 600 (House Bill No. 996), entitled:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 606, entitled:

An Act to amend section one of article six of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 630 (House Bill No. 336), entitled:

An Act to amend the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 463), entitled "An act to regulate the pay of witnesses in this Commonwealth;" providing for the mileage of witnesses.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 648, entitled:

An Act to amend section one of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286) entitled "An act to provide for the health, safety and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by exempting from the provisions of said act children displaying talents in theatres, motion picture theatres, and concert halls.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 650, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens, and college certificates of teachers; annulling the right to certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 662 (House Bill No. 975), entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe as defined in the act to elect to be covered by the retirement system.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 681 (House Bill No. 463), entitled:

An Act to amend section one Clause First Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 686 (House Bill No. 994), entitled:

An Act to amend paragraph twenty-five of section three and section six and to repeal section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing who shall verify a proof of publication eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined and validating certain legal proceedings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 694 (House Bill No. 662), entitled:

An Act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The PRESIDENT. The Chair announces the receipt, from the House of Representatives, of an invitation to attend a concert to be given by the Works Choir, of the Altoona Works of the Pennsylvania Railroad, in the Hall of the House of Representatives on the evening of April 20, 1931, between the hours of 8:00 p. m. and 9:00 p. m.

Mr. WILLIAMSON. Mr. President, I move that the invitation be accepted.

Mr. SCOTT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WILLIAMSON. Mr. President, I would like to suggest to the members of the Senate, before voting on this motion, that the Works Choir is a very talented and very fine organization, and there is a very great treat in store for us all on the evening of the twentieth if this invitation is accepted. I know whereof I am speaking.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:48 p. m., until 9:00 o'clock Monday evening, April 13, 1931.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 8, 1931.

The House met at 11.30 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Infinite God, we are always in Thy presence and under Thy loving care. Thou hast not withdrawn Thyself nor hidden Thy face from us, this glad noon hour. As the bright rays of the natural sun warm and cheer all nature this day, so may the smile of Thy love rest upon us, enriching and making glad all our lives.

Thou art always challenging us to prove Thee and see if Thou wilt not open the windows of heaven and pour out such blessings upon us as we shall not be able to receive. We have longed to see the return of temporal prosperity within our borders. Help us to know that blessings temporal are not of first importance, but that Thy promise still stands on record for us if we will "Seek first the Kingdom of God and His righteousness" then "All these things shall be added unto you."

Help us Lord, not to miss the real joy of living by being over-burdened with the cares of the day. May we remember that men can still totally lose the world by buying it with too much care. We would not be engaged in planting thorns in any man's bosom. But we would gladly pluck some of the thorns out of life's pathway and plant fragrant roses in their stead. Blessed, and forgiven, and guided by Thee, thus would we live each passing day until the great Master shall say to us all "It is enough; come up higher." We ask it in His name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Reader, seconded by Mr. King, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. SOWERS. HOUSE BILL No. 1506.

An Act to amend the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1063), entitled "An act creating in cities of the first class a Bureau of Building Inspection; regulating the erection, enlargement, alteration, repair, moving, removal, demolition and inspection of buildings and other structures, and the erection, encroachment, extension, repair, inspection, and use of party walls; defining certain words and terms used; repealing conflicting legislation; and providing penalties for violations of this act," by changing certain specifications for materials, appliances and methods of construction fixed therein, providing for tests of such as are not provided for, and requiring certain approvals to be made by the bureau instead of the chief thereof.

Referred to the Committee on Cities.

By Mr. METZINGER. HOUSE BILL No. 1507.

An Act relating to search warrants; regulating their issuance, execution and return; prescribing the powers and duties of justices of the peace, aldermen and magistrates issuing them, and of officers executing them; inflicting penalties for unlawfully procuring, unlawfully executing and unlawfully resisting the execution of a search warrant.

Referred to the Committee on Law and Order.

By Mr. FLEISHER. HOUSE BILL No. 1508.

An Act to further amend section twenty-one of the act approved the first day of June, one thousand eight hundred eighty-nine (Pamphlet Laws four hundred twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini, one thousand eight hundred and seventy-nine," by making additional exemption from taxation thereunder.

Referred to the Committee on Ways and Means.

By Mr. BAKER. HOUSE BILL No. 1509.

An Act creating borough and township poor districts in the counties of Union, Snyder and Juniata, to be administered by overseers of the poor; and abolishing the county poor district.

Referred to the Committee on Counties.

By Mr. ROOT. HOUSE BILL No. 1510.

An Act authorizing cities of the first class to prohibit, by ordinance, the operation of one-man trolley cars.

Referred to the Committee on Railroads and Railways.

By Mr. MUSSER. HOUSE BILL No. 1511.

An Act to amend section ten of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto"; prescribing hopeless lunacy or a condition of being non compos mentis for a period of ten years as a ground for divorce.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1512.

An Act to promote the safety of travelers upon street railways in cities of the first class, by prohibiting the operation upon any street in said cities of trolley cars with less than a crew of two persons.

Referred to the Committee on Railroads and Railways.

By Mr. LOSE. HOUSE BILL No. 1513.

An Act making an appropriation to the Department of Forests and Waters for the acquisition of lands for State forests.

Referred to the Committee on Forestry.

By Mr. FOX. HOUSE BILL No. 1514.

An Act to amend section two of the act approved the fourteenth day of May, one thousand eight hundred and seventy-four (P. L. 165), entitled "An act to permit cemetery companies not organized for the purposes of corporate profit, to take and hold any grant, donation or bequest of property, for the uses herein mentioned," permitting cemetery companies to create trust funds in bank or trust companies of permanent donations and bequests.

Referred to the Committee in Banking.

By Mr. SHELLENBERGER. HOUSE BILL No. 1515.

A Joint Resolution amending article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

Referred to the Committee on Constitutional Amendments.

By Mrs. PITTS. HOUSE BILL No. 1516.

An Act making an appropriaton to the Philadelphia College of Osteopathy and Osteopathic Hospital of Philadelphia, Forty-eighth and Spruce Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. I. B. WILLIAMS. HOUSE BILL No. 1517.

An Act concerning the domicile of a married woman.

Referred to the Committee on Judiciary General.

By Mr. ADAMS. HOUSE BILL No. 1518.

An Act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof, and a trust fund for the maintenance of the same; providing for the control, management, supervision, restoration, and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof.

Referred to the Committee on State Government.

By Mr. HOFFMAN. HOUSE BILL No. 1516.

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commisson; making an appropria therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; exempting from the provisions of said act certain boxing, sparring and wrestling exhibitions.

Referred to the Committee on Ways and Means.

REPORTS FROM COMMITTEES

Mr. FOX, from the Committee on Counties, reported as committed, House Bill No. 625, entitled:

An Act authorizing and permitting county commissioners of the several counties of this Commonwealth to require male prisoners confined in the county jails of this Commonwealth, to perform manual labor and authorizing the employment of necessary guard or guards for such prisoners while so laboring, and providing compensation for such guard or guards and the necessary expenses for transportation of prisoners and guards while so working to be paid by such counties.

Mr. HEFFRAN, from the Committee on Counties, reported as committed, House Bill No. 801, entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand eight hundred and ninety-seven, (P. L. 83), entitled "An act to provide for the maintenance, care and treatment of the indigent insane in county and local institutions," as amended; increasing the weekly payments, and extending the provisions of said act to poor districts.

Mr. JOHN A. RHODES, from the Committee on Judiciary General, reported as committed, House Bill No. 894, entitled:

An Act to amend section one of the act approved the twenty-eighth day of April, one thousand eight hundred and ninety-nine (P. L. 117), entitled "An act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney-at-law, or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth, and providing a penalty therefor," as amended, extending the provisions of said act so as to prohibit the pracitce of law by persons not duly and regularly admitted to practice.

Mr. HOFFMAN, from the Committee on Counties, reported as amended, House Bill No. 1108, entitled:

An Act to amend section one as amended, sections seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

Mr. BAKER, from the Committee on Agriculture, reported as committed, House Bill No. 1195, entitled:

An Act to amend sections eleven, thirteen, fourteen and sixteen of the act approved the thirtieth day of April, one thousand nine hundred and twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," by conferring additional powers on such corporations, to frame by-laws on certain subjects; by regulating the use of the reserve fund, altering the provision for the removal of directors and officers of the association.

Mr. BARTON, from the Committee on Counties, reported as committed, House Bill No. 1219, entitled:

An Act to amend section two of the act approved the eleventh day of April, one thousand nine hundred and twenty-nine, (P. L. 490), entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor; prescribing the duties of said solicitor; and fixing his salary payable by the county," by decreasing the salary of said solicitor.

Mr. GANGLOFF, from the Committee on Boroughs, reported as committed, House Bill No. 1221, entitled:

An Act to amend the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine, (P. L. 823), entitled "An act permitting boroughs to provide a method of assessment for boroughs taxes," by providing for appeals from assessments.

Mr. MATHAY, from the Committee on Judiciary General reported as committed, House Bill No. 1230, entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and one (P. L. 143), entitled "An act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered, or shall hereafter make or enter, any order, sentence, decree or judgment for the payment of any moneys whatsoever, in any matter or thing within its jurisdiction, a copy of said order, sentence, decree or judgment may be certified to any court of common pleas of the same county, and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court," to limit the lien of such judgments and regulate the revival thereof.

Mr. SCHROCK, from the Committee on Boroughs, reported as committed, House Bill No. 1327, entitled:

An Act to amend sections seven hundred and twenty three and one thousand one hundred and three of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing boroughs to impose tax and regulate vehicles transporting passengers or freight for pay.

Mr. MILLER, from the Committee on Boroughs, reported as committed, House Bill No. 1330, entitled:

An Act to amend and re-enact section two thousand nine hundred and fifteen of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidatig the law relating to boroughs," by providing for the regulation of the transportation by vehicles of passengers or property for pay.

Mr. CONNER, from the Committee on Appropriations, reported as committed, House Bill No. 1350, entitled:

A Supplement to the Act approved the fourth day of March, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-one), entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefore; imposing duties in connection therewith upon the Governor, the Board of Trustees of Eastern State Penitentiary, and the Department of Welfare; and making an appropriation," its amendments and supplements, making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities, and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford, and the development of the grounds thereof.

Mr. SCHROCK, from the Committee on Agriculture, reported as committed, House Bill No. 1364, entitled:

An Act to amend section two of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 1366, entitled:

An Act regulating the sale, transfer and possession of certain firearms, prescribing penalties, procedure and rules of evidence, and to make uniform the law with reference thereto.

Mr. SNYDER, from the Committee on Agriculture, reported as committed, House Bill No. 1372, entitled:

An Act relating to domestic animals, and providing for their appraisement when about to be slaughtered, to prevent the spread of disease; and regulating payments by the Commonwealth in such cases and the payment of salvage by butchers.

Mrs. PITTS, from the Committee on Elections, reported as committed, House Bill No. 1373, entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

Mr. MILLER, from the Committee on Agriculture, reported as amended, House Bill No. 1391, entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

Mr GRIFFIN, from the Committee on Agriculture, reported as amended, House Bill No. 1394, entitled:

An Act to prevent, suppress, control and eradicate animal tuberculosis; authorizing officers and agents of the Department of Agriculture to enter premises and to examine and tuberculin test animals and poultry; providing for the appraising and slaughering of diseased animals; defining the powers and duties of the Department of Agriculture in relation thereto; imposing certain duties upon owners of animals; and providing penalties for the violation of this act.

Mr. WEIDEMANN, from the Committee on Counties, reported as amended, House Bill No. 1428, entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

Mr. STADTLANDER, from the Committee on Judiciary General, reported as committed, House Bill No. 1429, entitled:

An Act authorizing the recorder of deeds of any county of the second class to record any where re-recording is authorized by law to re-record by a photographic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him and fixing the fees for such recording and re-recording providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent authorizing the board of county commissioners of any such county to contract for purchase and pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by such photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind, number and compensation of such skilled employes and assistants and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Mr. McGREGOR, from the Committee on Counties, reported as committed, House Bill No. 1491, entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

Mr. SHEELY, from the Committee on Agriculture, reported as committed, House Bill No. 1501, entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

Mr. NEELY, from the Committee on Judiciary General, reported as committed, House Bill No. 1283 (Senate Bill No. 323), entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

Mr. SCHROCK, from the Committee on Elections, reported as committed, House Bill No. 1415 (Senate Bill No. 398), entitled:

An Act providing for the assessment by the board of assessment and revision of taxes in counties of the second class of persons subject to the county tax on trades occupations and professions not theretofore assessed at any time more than sixty days prior to any election.

Mrs. KIRKBRIDE, from the Committee on Elections, reported as committed, House Bill No. 1416 (Senate Bill No. 399), entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades, occupations and professions and defining the powers and duties of assessors, assistant and registry assessors, county tax collectors, county treasurer and delinquent tax collector in connection therewith.

Mr. MEMOLO, from the Committee on Appropriations, reported as committed, House Bill No. 1417 (Senate Bill No. 437), entitled:

An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital, providing for the erection, construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare.

Mr. TAHL, from the Committee on Judiciary General, rereported as amended, House Bill No. 119, entitled:

An Act to amend section one of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (P. L. 357) entitled "An act prohibiting the manufacture of gambling machines and providing penalties" extending the provisions of the act to the possession and storage of gambling machines.

Mr. RICHARDS, from the Committee on Elections, rereported as amended, House Bill No. 280, entitled:

An Act to enable cities other than cities of the first class to adopt the city manager plan of government with proportional representation providing the procedure for the adoption or repeal thereof making suitable provisions for the conduct of elections and city government thereunder and in connection therewith imposing certain duties on mayors city councils election officers prothonotaries county commissioners and courts of common pleas.

Mr. PEELOR, from the Committee on Appropriations, rereported as committed, House Bill No. 780, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine," providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first, one thousand nine hundred and thirty-one.

Mr. D. GLENN MOORE, from the Committee on Law and Order, reported as amended, House Bill No. 1016, entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act, and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

Mr. JOHN A. RHODES, from the Committee on Judiciary General, reported as amended, House Bill No. 1040, entitled:

An Act defining and prohibiting the practice of law, the rendering of legal service or legal advice, the use of the term lawyer, attorney-at-law, counsel or similar term, by individuals not members of the bar and by corporations, and providing a penalty.

HOUSE BILL NO. 1351 MADE SPECIAL ORDER

Mr. TURNER. Mr. Speaker, I move that House Bill No. 1351, Printer's No. 405, entitled:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act.

on page 16 of today's calendar, bills on third reading, be made a special order of business for Monday, April 20, 1931, at 10:00 o'clock P. M.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

RESOLUTION

IN MEMORIAM OF KNUTE ROCKNE.

Mr. HEFFERNAN offered the following resolution which was twice read, considered and adopted.

In the House of Representatives, April 8, 1931.

Whereas, The voice of the air brought to us recently the news of that latest grim tragedy of the air, the crashing to earth of that peerless football coach and legendary figure in the world of sports, Knute Rockne; and

Whereas, His world wide reputation as a molder of successful football teams came as the crowning achievement of a life that was begun in this country when he arrived as a boy from Norway at the age of four years; and

Whereas, His success and his fame came only after working his way through school and college and after years of struggle and after years of relentlessly pursuing the way that led to the goal he sought; and

Whereas, The story of the life of this great inspirational leader of American youth, carries a convincing promise of the rich reward of labor and the coming true of dreams, to the lowliest emigrant or the poorest child of the slums; and

Whereas, His life and his success again demonstrates to the world that equality of opportunity which is at once the glory and the challenge of our American civilization; therefore be it

Resolved, That in the passing of Knute Rockne, this Nation has lost a wholesome influence in the training of its youth that is inestimable; that the world of sports has been deprived of its leading figure, and that the national game of football has lost its master mind and will sorely miss its most inspiring and picturesque figure; and be it further

Resolved, That the Nation, and the world of sports and the game of football, and those fortunate youths who came under his instruction and his discipline are all better because he lived.

HOUSE BILL NO. 817 MADE SPECIAL ORDER

Mr. SCHWARTZ. Mr. Speaker, owing to a conflict of committees having arranged for hearings at the same time on April 14, at 2.00 o'clock P. M., and in order not to interfere with the previous arrangement, I present the following motion:

I move that House Bill No. 817, Printer's No. 333, entitled,

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven), entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

be made a special order of business for Tuesday, April 14, 1931, at 2 o'clock P. M., be amended to read Tuesday, April 21ts, at 11:30 A. M.

The motion was agreed to.

QUESTION OF PERSONAL PRIVILEGE

Mr. GEORGE L. REED. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. REED. Mr. Speaker and members of the House, on June 12th, 1930, a conference was called by the Honorable John S. Fisher, then Governor of Pennsylvania, which conference was also attended by his Excellency, Gifford Pinchot, now Governor of Pennsylvania, and other officials of the state and of the city of Harrisburg, to consider plans for the further erection and development of the capitol group. As an outcome of the conference a commission was appointed by Governor Fisher, consisting of the Honorable Benson E. Taylor, Secretary of Property and Supplies, the Honorable Samuel Eckels, Chief Engineer of the Department of Highways, Dr. J. Horace McFarland, Chairman of the State Arts Commission, Mr. George W. Reily, a member of the Harrisburg Planning Commission and Mr. E. W. Cowden, city engineer of Harrisburg, to consider the matters coming before that conference and to report subsequently to his Excellency, Governor Fisher.

This Commission during December, 1930, presented its report, making numerous recommendations and particularly three major recommendations for the consideration of this session of the Legislature.

The first suggestion was to build the finance building in order to complete the Brunner group, also to acquire sufficient land to the north of the Capitol grounds, and also to arrange for a dignified approach to the eastern end of the Soldiers and Sailors Memorial Viaduct.

This matter has particularly come to my mind at this time by reason of the fact that within a week of Governor Fisher's retirement from office, at a large reception given to him, attended by members of the Chamber of Commerce of Harrisburg, Governor Fisher expressed his regret that during his administration he had not completed the program, and had the finances so that the Finance Building could be erected. He stated, had he known of the surplus in the treasury at that time, that the plan would have been consummated.

We now find, according to information which I have from various newspapers, that in addition to the surplus of $29,000,000 at the time of Governor Fisher's retirement from office, nearly $5,000,000 more has been found and added to that surplus.

I feel, Mr. Speaker and members of the House, that the report of this able commission should be brought to the attention of the members of this House, and therefore, I ask unanimous consent that the report of this commission may be spread in full upon the Legislative Journal in the proceedings of this day's session for the information of the members of the House.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

REPORT OF PLANNING COMMISSION

The SPEAKER. The gentleman from Dauphin, Mr. Reed, asks unanimous consent that the report of the Planning Commission be spread upon the Journal. Are there objections? The Chair hears none and the report will be spread upon the Legislative Journal.

To the Honorable John S. Fisher, Governor of Pennsylvaina:

On June 12, 1930, there occurred in your Reception Room a conference called by you to consider the progress and future of the Capitol Group in Harrisburg, with its approaches, and in connection with the great Soldiers and Sailors Memorial Viaduct, then nearing completion. At this conference were present, in addition to Your Excellency, the State and city officials intimately concerned, and Honorable Gifford Pinchot, now Governor-elect.

At the request of this conference, presided over under your direction by Honorable Benson E. Taylor, Secretary of Property and Supplies, you later appointed a committee to consider the subjects discussed, and to make consequent recommendations to you, the committee consisting of those whose names are here appended:

Benson E. Taylor, Secretary of Property and Supplies;
Samuel Eckels, Chief Engineer, Department of Highways;
J. Horace McFarland, Chairman State Art Commission;
George W. Reily, Member Harrisburg Planning Commission;
E. C. Cowden, City Engineer of Harrisburg.

The subjects presented to the conference by Secretary Taylor which therefore constituted the terms of reference to this committee, are summarized as follows:

1. To arrange for a dignified approach to the eastern end of the Soldiers and Sailors Memorial Viaduct.

2. To arrange for the North Office Building, now in use, and for the Finance Building, soon to be erected, adequate open space to the north.

3. To consider future needs of the State for further office buildings in connection with the preservation of the approaches to the Soldiers and Sailors Memorial Viaduct.

4. To confer with the officials of the City of Harrisburg upon the best arrangement of highways relating to Capital Park, and including the necessary widening of Commonwealth Avenue as an approach from the Pennsylvania Railroad Station.

5. To include all these and other related matters in a study by the best obtainable advice of the whole problem of the Capitol Group and its surroundings, to the end that further development may be in harmony with the buildings and improvements contemplated in the Brunner Plan.

The committee thus appointed has held many meetings, and has broadly considered the subjects referred to it. It now respectfully recommends for your consideration and that of the incoming Governor the following suggestions, named in the order of their immediate importance:

1. To provide for the just completed North Office Building and for the Finance Building to be immediately erected as the fourth item in the Brunner Group, "adequate open space to the north," it is urged that the State acquire all the property to the north of the present Capitol Park between and including North Street to Briggs Street, the first parallel street. from Third Street to the line of the Pennsylvania Railroad, at the earliest possible time.

If the property thus described is acquired now, many of the problems arising from necessary changes in the grades of the bordering city streets would be eliminated. The committee believes that a considerable portion of the cost of the property to be acquired could be saved from the amount that otherwise would be necessary to pay damages to owners of abutting and adjoining properties affected by the change of grades due to the completion of the new buildings along North Street.

Further, the grades existing are such as to make safe and dignified approaches to these great structures impossible. unless the recommended additional space to the north is acquired.

It is further suggested that if Capitol Park is thus extended to the north, it would be essential to have North Street closed from Third Street to the Pennsylvania Railroad, and to have Briggs Street opened in adequate width from the Pennsylvania Railroad to Front Street.

2. "To arrange for dignified approach to the eastern end of the Soldiers and Sailors Memorial Viaduct" the committee believes to be of the utmost importance.

The approach to this viaduct from the west is now marked by the great pylons, 143 feet in height. No suitable approach can be arranged from the east unless ample space is provided for that purpose. As recently developed by the State Highway Department and the City of Harrisburg, a major highway from the east enters here. The most impressive view of the whole Capitol Group is from the eastern approach

It is further pointed out that the State now owns considerable property north of the viaduct, there being erected upon it important structures used by the Department of Highways.

It is therefore recommended that the State presently acquire the minimum amount of property necessary for the comprehensive development of this eastern approach, including at least the property in the area between Thirteenth and Fourteenth Streets, and extending north and south of State Street approximately 100 feet together with such other property adjoining the Memorial Viaduct as the study suggested in the terms of reference and hereafter recommended may indicate as necessary in the development of the comprehesnive plan.

It will be apparent to Your Excellency that the acquisition of the above properties, together with the immediate erection of the Finance Building, are imperative at this time, and we therefore so recommend.

3. In further consonance with the terms of reference, in which we are instructed "to include all these and other related matters in a study by the best obtainable advice of the whole problem of the Capitol Group and its surroundings," it is urged that Your Excellency recommend to the incoming Governor the institution of such study by professional talent of national or international reputation and experience with the surroundings of great government buildings, looking toward the development of a comprehensive plan including the improvement of the areas proposed to be acquired as well as the existing Capitol Park and its approaches.

Such study, it is believed, would serve to adequately extend the Brunner Plan, upon which during your administration an unparalleled Capital Group has taken definite form.

4. Your committee has studied the problems committed to it not only at meetings, but also upon the ground. There have appeared other related improvements which might well be submitted for the attention of the designer above referred to.

Included in these problems are the desirable widening of Commonwealth Avenue to Market Street, followed as promptly as practicable by its extension past the Pennsylvania Railroad Station to a junction with the Mulberry Street Viaduct.

Preliminary studies have also been made in the State Highway Department for the erection of a bridge across the Susquehanna River, beginning upon the axis of State Street, and shown by those studies to give access on the western bank of the Susquehanna to such improvements in the highway system as would solve certain very difficult traffic problems arising from the strategic location of Harrisburg, the Capital of Pennsylvania, on intersecting national thoroughfares. Such a bridge and its connecting arteries could, among other advantages, provide a much improved connection to the national capital.

It is believed that as the plans for such a bridge were developed it might be found possible to remove a more dignified and less dangerous location the Soldiers Monument now at the intersection of Second and State Streets.

Accompanying this report are estimates and diagrams which may serve to guide any recommendation you may care to make to the incoming legislature and administration.

Upon motion duly put and unanimously adopted on December 23, 1930, this report is herewith respectfully submitted to Your Excellency.

BENSON E. TAYLOR, Chairman,
E. CLARK COWDEN,
SAMUEL ECKELS,
J. HORACE McFARLAND,
GEORGE W. REILY.

REMARKS EXPUNDED FROM RECORDS

Mr. SOWERS. Mr. Speaker, I move that the words uttered and spoken by the gentleman from Blair County, Samuel G. Hartsock, speaking upon House Bill No. 932, entitled:

An Act to amend section seven hundred and eighteen of the Act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An Act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended, by further regulating the holding of field meets and trials for dogs.

and which are reported and recorded in the Legislative Journal of March 30th, 1931, page 1344, namely "not the black ones" being the last words of the sentence, "so as to protect our Pennsylvania coons not the black ones," be stricken from the Journal and expunged from the records of the House.

The motion was seconded by Louis Schwartz, Daniel J. Green, Joseph Argentieri, Nathaniel E. Jaffe, Samuel B. Hart, Jacob Mathay, Grover C. Talbot, Ellwood J. Turner, Richard D. Burns, James J. Heffernan, Edward A. Duffy, William H. Fuller, Walter E. Tucker.

The motion was agreed to.

BILLS ON FIRST READING

The SPEAKER. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 632, entitled:

An Act relating to the right to practice Drugless Therapy in the Commonwealth of Pennsylvania and providing a Board of Drugless Therapy Education Examination and Licensure and means and methods whereby the right to practice Drugless Therapy may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses granted by said Board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent with this act

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 976, entitled:

An Act amending sections seven and nineteen and section twenty as amended of the act approved the seventh day of June one thousand nine hundred and fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing for the furnishing of notice of the death of unnaturalized citizens to the consuls of the Nations of which they are nationals

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1087, entitled:

An Act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1193, entitled:

A Supplement to an act approved the third day of June one thousand nine hundred and eleven (P. L. 639) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing for a Bureau of Medical Education and Licensure as a Bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing an appropriation to carry out the provisions of said act and providing for revocation and suspension of license given by said Bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" providing for the creation and appointment of a State Board of Chiropractic Examiners fixing the powers and duties thereof the registration of students of Chiropractic the licensing of persons to practice Chiropractic in the Commonwealth of Pennsylvania defining the scope and limits of Chiropractic practice defining basis sciences providing for preliminary and final examinations fixing the fees therefor providing fines and penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1246, entitled:

An Act to amend section one of the act approved the twelfth day of July one thousand nine hundred and twenty-three (P.

L. 1077) entitled "An act establishing a State highway in the counties of Clarion Forest Elk and McKean providing for its location construction improvement and maintenance by the Commonwealth and vacating certain sections of State road in the counties of Clarion Forest McKean and Elk"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1399, entitled:

An Act to further amend section four of the act approved the eighth day of May one thousand nine hundred and nine (P. L. 470) entitled "An act to prevent the manufacture and sale of adulterated or misbranded drugs defining the word 'drug' prescribing penalties for violation of this act and the method of its enforcement" by declaring drugs and preparations recognized in official standards misbranded when the official name or title is prefixed or suffixed by any trade or manufacturers' name

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1309 (Senate Bill No. 375), entitled:

An Act to further amend section two and to repeal section seven of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 861) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" by extending the provisions thereof and requiring persons transporting trees or shrubs suitable for planting to carry a permit

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1286 (Senate Bill No. 436), entitled:

An Act to further amend clauses six and nine of section one to add clause nine to section eight and to further amend clause two of section eleven of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system opening the system further for original members permitting members to change the class for the making of deductions and for retirement purposes and extending the time for returning employes to re-enter the system

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 243

An Act Regulating the removal or dismissal of policemen and firemen in cities of the Second Class "A"

SENATE BILL No. 96.

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

SENATE BILL No. 179.

An Act to amend article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by adding section three hundred and twenty thereto providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries defining "additional compensation" making certain provisions regarding its payment and administration defining the possession of an employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 7, 1931.

Resolved (if the House of Representatives concur), That the legislative committee authorized to be appointed pursuant to concurrent resolution, approved April 30th, 1929 (Pamphlet Laws, page 1816), to devise ways and means of financing the Commonwealth is hereby continued for further period of two years and shall make a further report of their recommendations to the General Assembly of 1933. Any vacancy existing on said committee, for any cause, shall be filled by an appointment of a Senator or Member by the President pro tempore or Speaker as the case may be.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. HERMANSEN. Mr. Speaker, I don't believe that the House can vote intelligently on this resolution unless we have it for study. I, therefore, if I am in order, move that action on the resolution be postponed until it can be printed.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 2, 1931.

Whereas, The duty of providing hospital facilities for veterans of the World War requiring the same is recognized by all humanity as a paramount obligation of the nation to whose service those veterans offered themselves; and

Whereas, The United States of America has recognized such obligation by providing hospital facilities for a certain percentage of such veterans; and

Whereas, The hospital facilities so provided within this Commonwealth are totally inadequate to care for the veterans, citizens of this Commonwealth, requiring the same; and

Whereas, There are at present before Congress certain bills the intention of which is to render less acute this deplorable condition, to wit: The Darrow Bill (H. R. 10166), providing for a hospital of eight hundred beds for general medical cases at League Island, Philadelphia; The Wolfenden Bill (H. R. 10527), increasing the available beds in Coatesville Hospital for mental cases from four hundred and eighty-one to twelve hundred and fifty; The Swick Bill (H. R. 14815), providing for two hundred additional beds in the Aspinwall Hospital; The Chase Bill (H. R. 10065), providing for a new general medical hospital for Central Pennsylvania; and The Welsh Bill (H. R. 14449), providing for a diagnostic Centre in Philadelphia; therefore be it

Resolved (if the House concur), That the Senate and House of Representatives of the 1931 Session of the Pennsylvania State Legislature hereby memorialize the present Congress of the United States to act favorably upon the above referred to bills.

Resolved, That a copy of this resolution be forwarded by the Secretary of the Commonwealth to the Senate and House of Representatives of the United States, and to each Senator and Representative from Pennsylvania, in the Congress of the United States.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows, viz:

SENATE BILL No. 96.

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

SENATE BILL No. 179.

An Act to amend article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by adding section three hundred and twenty thereto providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries defining "additional compensation" making certain provisions regarding its payment and administration defining the possession of an employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION NO. 3

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, January 26, 1931.

Whereas In the early days of this Commonwealth real estate was practically the only income producing property and for that reason was selected as the principal object of taxation in order to raise revenue for the opening and maintenance of streets and roads and

Whereas In those days streets and roads were chiefly provided for the convenience of the farmer and landowner and were used exclusively by horse-drawn vehicles and pedestrians and

Whereas Today finds these streets and roads a necessity of the many instead of a convenience for the few and the swift flight of the motor vehicle has relegated the slow horse-drawn vehicle and the pedestrian to a minor place and

Whereas It is proper that the burden of the improvement of these streets and roads should shift as the need they fill has shifted and that the new users should bear the cost that has so long been borne by those originally served and

Whereas The fairest method of apportioning the cost of any benefit is in porportion to the benefits received and those who use roads and streets benefit most and

Whereas By far the greatest number of users of streets and roads are those who operate motor vehicles and

Whereas It is the sense of the General Assembly that the cost of the future improvement of the roads and streets within the Commonwealth other than the State highways should be borne by those who most use them and that to accomplish this and the full cost thereof should be raised by some means other than by a tax on real property and

Whereas Before any such change is made the General Assembly should have definite information as to the amount of money required to be raised in order to provide sufficient funds to pay for such improvements and

Whereas Such information can only be accurately obtained after thorough investigation and study therefore be it

Resolved (if the Senate concur) That the Department of Internal Affairs shall as soon as possible ascertain the amount of money yearly expended over a three year period by the counties cities boroughs and townships within the Commonwealth upon the opening and improvement of streets and roads within their respective jurisdiction and report the same in detail to the General Assembly in Session or the one first convening after such study has been completed and be it further

Resolved That the proper authorities of the various counties cities boroughs and townships be requested to furnish the information herein required promptly to the Department as and when requested

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 23.

An Act to amend section two hundred and twenty-four of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law.

HOUSE BILL No. 359.

An Act to further amend section one of the act, approved the third day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, one hundred and thirty-four), entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State; and providing for their publication and distribution," by imposing the duty of printing such proceedings on the Department of Property and Supplies.

HOUSE BILL No. 387.

An Act to amend section one of the act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-six) entitled "A Supplement to an act entitled 'An act to authorize the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the associations except under certain circumstances' approved June second one thousand eight hundred and seventy-four providing for the continuance of such associations after the expiration of the original term prescribing the manner of electing managers thereof and conferring authority to adopt by-laws for the regulation and government thereof fixing the number of managers and designating the title of the principal executive officer" by providing for the further continuance of such associations after the expiration of any renewal thereof and waiving publication of notice of meeting of the members in certain cases.

HOUSE BILL No. 397.

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing adjoining boroughs to construct and maintain overhead or underground passageways.

HOUSE BILL No. 534.

An Act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws ten hundred fifty-four) entitled "An act providing that county bridges over streams on State highway routes in boroughs towns and townships may under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways" by including additional county bridges within the terms of said act.

HOUSE BILL No. 598.

An Act to amend section ten of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; extending the length of professional bouts to fifteen rounds.

HOUSE BILL No. 988.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

HOUSE BILL No. 989.

An Act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction, relocation, alteration, or abolition of any crossing of the tracks of railroad corporations or street railways corporations at, above, or below grade of public highways, exclusive of State Highways designated as primary routes; and regulating the expenditures of the amount hereby appropriated.

HOUSE BILL No. 990.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and Sinking Fund requirements on the State debt.

With the information that the Senate has passed the same without amendment.

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 689, as follows:

An Act to amend section two of Appropriation Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of Appropriation Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" is hereby amended to read as follows

Section 2 That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of this act This appropriation is made contingent upon the raising by the citizens of the city of Chester and vicinity of a sum of at least [fifteen] ten thousand dollars [($15,000)] ($10,000) to be applied to the cost of the construction erection and dedication of said monument and no part of said appropriation shall be paid until proof has been produced to the satisfaction of the Auditor General that said sum of [fifteen] ten thousand dollars [($15,000)] ($10,000) is available for said purposes Payments from said appropriation shall be made upon requisition of the Secretary of Property and Supplies by warrant of the Auditor General on the State Treasurer in the usual manner

Section 3 That the unexpended and unencumbered appropriation of ten thousand dollars ($10,000) made by section two of said act or as much thereof as may be necessary is hereby reappropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of said act

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. TURNER. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 145, entitled:

An Act to amend subsection ninth of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" providing a method of service of a writ of replevin when the defendant cannot be served in the county and no one is in possession of the goods and chattels.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subsection ninth of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" is hereby amended to read as follows

Ninth The writ of replevin may be served by the sheriff in the county in which it is issued

(a) By taking possession of the goods and chattels described therein and by serving the defendant if found as in the case of a summons and by adding to the record and serving as in the case of a [summon] summons any other than the defendant who may be found in possession of such goods and chattels or any of them or

(b) By taking possession of the goods and chattels described therein and posting a notice on the premises that such property has been taken in possession whenever the defendant cannot be served in the county and no one is in possession of the goods and chattels or

[(b)] (c) If the goods and chattels cannot be found then by serving the writ as in the case of a summons in which event the cause shall proceed with the same effect as if a summons in trespass had been duly served and alias and pluries writs may issue in the same suit at any time prior to verdict and said goods and chattels may be taken by virtue thereof with the same effect as if taken on the original

On the question,

Will the House agree to the section?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 14 by inserting after the word "the" the following: "owner or lessee of the premises is not a resident of the county and the"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend subsection ninth of section one of the act approved the ninth day of July, one thousand nine hundred and one, (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs;" providing a method of service of a writ of replevin when the defendant cannot be served in the county and no one is in possession of the goods and chattels.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 79, entitled:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by making the raccoon a game instead of a fur-bearing animel

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred seventeen) entitled "An act to amend section one hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-thee (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' further defining game and protected and unprotected birds" is hereby amended to read as follows

Section 101 DEFINITIONS Whenever used in this act unless a contrary intention is evident from the context the word "person" shall include individuals copartnerships, associations and corporations the singular shall include the plural and the masculine the feminine and neuter

The word "board" shall mean the Board of Game Commissioners

The word "secretary" shall mean the Executive Secretary of the Board of Game Commissioners

The term "game birds" shall include (a) the anatidae commonly known as geese brant and river and sea ducks (with the exception of wood duck and eider duck) (b) the rallidae commonly known as rails coots mud-hens and gallinules (c) the limicolae commonly known as shore birds plover surf birds snipe woodcock sandpipers tattler and curlew (d) the gallinae commonly known as wild turkey grouse pheasants partridges and quail and (e) the birds commonly known as blackbirds

The term "game animals" shall include (a) the wapiti or elk (b) the deer (c) the bear (d) the wild rabbit and hare (e) the red gray black and fox squirrel and (f) the raccoon

The word "game" shall include "game animals" and "game birds"

The term "fur-bearing animals" shall include (a) the mink (b) the muskrat (c) the opossum (d) the otter (e) the raccoon (f) (e) the skunk commonly called the polecat and [(g)] (f) the beaver

The word "vermin" shall include all wild animals not classed as game animels or fur-bearing animals and all wild birds other than game birds and protected birds

The term "unprotected birds" shall include (a) the blue jay (b) the English sparrow (c) the European starling (d) the kingfisher (e) the buzzard (f) the goshawk (g) the sharp-shinned hawk (h) the Cooper's hawk (i) the red-tailed hawk (j) the red-shouldered hawk (k) the broad-winged hawk (l) the marsh hawk (m) the rough-legged hawk (n) the duck hawk (o) the pigeon hawk (p) the barred owl (q) the great horned owl (r) the snowy owl and (s) the crow

The term "protected birds" shall include all wild birds not included within the terms "game birds and "unprotected birds"

The term "wild birds" includes all birds other than domestic birds

The term "open season" shall mean the time during which game or fur-bearing animals may be legally taken or killed and shall include both the first and the last day of the season or period designated by this act

The term "close season" shall mean the time during which game or fur-bearing animals may not be legally taken or killed and includes all periods of time not included within the open season

On the question,

Will the House agree to the section?

Mr. BAKER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Section 1, page 3, line 9, by striking out, before the words "the skunk," the letter "(e)".

Amend Section 1, page 3, line 10, by striking out the light faced brackets before and after the letter "(g)"; also the same line, by striking out the letter "(f)".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third and fourth sections were separately read and agreed to as follows:

Section 2 That section five hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "An act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 OPEN SEASON The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

Kind of Game	Open Season
Blackbirds	From August 1st to November 30th
Rail	From September 1st to November 30th
Woodcock and Wilson or jack-snipe	From October 1st to November 30th
All birds known as wild waterfowl coots or mud-hens and gallinules	From October 1st to January 15th
Raccoon	From [November 1st to January 15th] November 1st to January 1st in the Counties of Greene Fayette Somerset Bedford Fulton Franklin Adams York Chester Montgomery Lehigh Bucks Dauphin Lebanon Cumberland Philadelphia Washington Delaware Lancaster Berks and Carbon and from October 15th to December 15th in all other counties
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From November 1st to November 30th
Red squirrel	From November 1st to August 15th next following
Wild rabbit and hare	From November 1st to December 15th
Bear over one year old	From November 10th to December 15th
Male deer with two or more points to one antler	From December 1st to December 15th
Male elk with four or more points to one antler	From December 1st to December 15th

Section 3 That section five hundred two of said act as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-five (Pamphlet Laws eight hundred three) is hereby further amended to read as follows

Section 502 BAG LIMIT It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

Kind of Game	In One Day	In One Season
Wild Turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20
Wild rabbits	5	30
Hares	3	15
Raccoons (by individual or hunting party)	3	10
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "Still Hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except laws pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

Section 4 That section six hundred one of said act as amended by the act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred fifty-five) entitled "An act to amend section six hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' fixing the open season for muskrats" is hereby further amended to read as follows

Section 601 OPEN SEASON FOR FUR-BEARING ANIMALS The open season for fur-bearing animals excepting raccoons beavers and muskrats is from the first day of November to the last day of February next following [The open season for raccoons is from the first day of November to the fifteenth day of January next following Sundays excepted] The open season for muskrats is from the first day of December to the last day of February both days inclusive There is no open season for beavers

The title was read as follows:

An Act to amend sections one hundred one, five hundred one, five hundred two, six hundred one of the act approved the twenty-fourth day of May, one thousand nine hundred twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by making the raccoon a game instead of a furbearing animal.

On the question,

Will the House agree to the section?

Mr. **BAKER**. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER**. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, lines 8 and 9, by striking out the words "making the raccoon a game instead of a fur bearing animal" and inserting in lieu thereof: "fixing the open season and bag limits for raccoon".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Commitee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 372, as follows:

An Act to amend section three hundred three of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by increasing the amount of the nonresident Hunter's license fee

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred three of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changin gthe law relating thereto" as amended by section two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred forty-four) entitled "An act to amend sections three hundred two as amended three hundred three three hundred four three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten and twelve hundred one as amended of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 303 Nonresident License Fee Every nonresident of this Commonwealth upon application made verbally or in writing to any county treasurer or to the Department of Revenue and the presentation of proof that he is a citizen of the United States and the payment of [fifteen] the proper fee to said county treasurer or department shall be entitled to the license herein designated as a Non-resident Hunter's License and a tag with the number of the license thereon The fee for a non-resident hunter's license shall be the same as is charged for non-resident licenses by the State or county of which the applicant for licensure is a resident but shall not in any case be less than fifteen dollars

It is unlawful for any county treasurer or any of his representatives or for the Department of Revenue to knowingly issue a nonresident hunter's license to any person physically or mentally unfitted to carry or use firearms

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 807, entitled:

An Act making it unlawful to unnecessarily crop or cut off the ear or ears of dogs or to show or exhibit such dogs and providing for the registration of dogs so cut or cropped before this act became effective with the county treasurer

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person to crop or cut off or cause or procure to be cropped or cut off the whole or any part of the ear or ears of a dog unless such person has in his or her possession a certificate of the duly licensed veterinarian stating that such cropping or cutting is necessary for the health of the dog

The possession by any person of a dog with an ear or ears cut off or cropped and with the wound resulting therefrom unhealed or any such dog being found in the charge or custody of any person or confined upon the premises owned by or under the control of any person shall be prima facie evidence of a violation of this section but such person except as provided for in section two of this act

The second section was read as follows:

Section 2 The owner of any dog whose ear or ears have been cut off or cropped before this act became effective may if a resident of this Commonwealth register such dog with the treasurer of the county wherein he resides and if nonresident of this Commonwealth with the treasurer of any county in this Commonwealth by certifying under oath that the ear or ears of such dog were cut or cropped before this act became effective and the payment of a fee of one dollar into the county treasury The said treasurer shall thereupon issue to such person a certificate showing such dog to be a lawfully cropped dog

On the question,

Will the House agree to the section?

Mr. **SURFACE**. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER**. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 2, line 8, by striking out the word "treausrer" and insert in lieu thereof the following: "treasurer"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third and fourth sections were separately read and agreed to as follows:

Section 3 It shall be unlawful for any person to show or exhibit or to procure the showing or exhibition of any dog whose ear is or ears are cropped or cut off in whole or in part unless the person showing such dog has in his possession either a certificate of a duly licensed veterinarian stating that such cutting or cropping was necessary for the health of the dog or a certificate of registration from a county treasurer showing that such dog was cut or cropped before this act became effective as provided by this act

Section 4 Any person violating any of the provisions of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than two hundred and fifty dollars ($250) and costs of such proceedings

The title was read as follows:

An Act making it unlawful to unnecessarily crop or cut off the ear or ears of dogs or to show or exhibit such dogs, and providing for the registration of dogs so cut or cropped before this act became effective with the county treasurer.

On the question,

Will the House agree to the title?

Mr. SURFACE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 3, by inserting after the word "registration" the following: "with the county treasurer"

Amend title, page 1, lines 4 and 5, by striking out the words "with the county treasurer"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 858, as follows:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters through the Water and Power Resources Board is hereby authorized to make a survey of Turtle Creek and its tributaries and the lands and embankments adjacent thereto and to prepare plans an dspecifications for the widening deepening removal of obstructions or the construction or repair of walls or the changing of the course of the channel of said creek and its tributaries or the construction of storage reservoirs as may be necessary to obviate as far as possible any danger from floods

Section 2 The sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the payment of all costs and expenses incurred under the provisions of this act including the salaries compensation and expenses of persons engaged in making said survey plans and specifications Payments from such appropriation shall be made in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 951, as follows:

An Act to amend sections one and four of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Highways is hereby authorized to enter into agreements with cities of the second class A and third class providing for the improvement construction reconstruction and/or maintenance in whole or in part of the existing width or of a lesser width of any streets and highways in any such city which are not on the plan of the State highway system but which are continuations of State highways entering such cities or running through such cities or which furnish the shortest or most convenient route through such cities for the traveling public and such agreements may provide that the improvement construction reconstruction and/or maintenance shall be done by the Department of Highways or the city or by contract let by the Department of Highways or by the city or by both and that the Commonwealth shall in either event pay the whole or any portion of the cost of such improvement construction and/or maintenance the city to pay the remaining portion of such cost In the event that the moneys allocated to any city during any fiscal biennium from any appropriation to carry into effect the provisions of this act cannot reasonably be expended in the improvement construction reconstruction and/or maintenance of the streets of such city hereingefore described then such moneys so allocated shall be expended in like manner as in this act provided in the improvement construction reconstruction and/or maintenance of any street or streets within the limits of such city Any city of the second class second class A or third class is hereby authorized to enter into any contract as hereinbefore provided for with the Department of Highways and to expend the moneys of the city for such purposes Any such agreement may also provide for the improvement construction or reconstruction of a greater width of any such street or highway than that agreed to be paid for wholly or partly by the Commonwealth and for the payment by the city or by the assessment of benefits as hereinafter provided or both of the whole cost of any such additional width

Section 2 That section four of said act is hereby amended to read as follows

Section 4 The sum of two million dollars ($2,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Highways out of moneys in the Motor License Fund for the improvement construction reconstruction and/or maintenance of city streets and highways in the manner provided by this act and its amendments for the two fiscal years beginning June first one thousand nine hundred and twenty-nine The moneys so appropriated shall be allocated by the Department of Highways for expenditure in the several cities to which this act applies upon the ratio that the mileage of streets in any city which are continuations of

State highways entering such cities and which are continuations of State highways running through such cities and which furnish the shortest and most convenient route for State highways through such cities bears to the total mileage of such streets in the cities of this Commonwealth to which this act applies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 987, as follows:

An Act making an appropriation to the Department of Military Affairs for the payment of expenses at the Yorktown Sesqui-centennial Celebration

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsllvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for the payment of the necessary traveling subsistence transportation housing contigent or other expenses incident to the participation in the Sesqui-centennial Celebration at Yorktown Virginia October sixteen seventeen eighteen and nineteen one thousand nine hundred and thirty-one of officers and enlisted men of the Pennsylvania National Guard selected by the Adjutant General with the approval of the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1039, as follows:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article nine is hereby amended to read as follows

Section 1 All property taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit institutions of purely public charity and real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines Uniformity shall not be required in the case of inheritance income and other excise taxes but all such taxes shall be levied and collected under general laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1109, as follows:

An Act making an appropriation to the Department of Property and Supplies for the purpose of renovating repairing or replacing the roof on the Main Capitol Building

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred thousand dollars ($200,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for renovating repairing or replacing the roof on the Main Capitol Building including supervision architectural and engineering fees and any other necessary expense

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1111, as follows:

An act making an appropriation to the Department of Property and Supplies for the purpose of carrying on additional work on the Soldiers and Sailors Memorial Bridge

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred five thousand dollars ($205,000) or as much thereof as may be necessary is hereby specifically apprropriated to the Department of Property and Supplies for the purpose of carrying on additional work on the Soldiers and Sailors Memorial Bridge the approaches thereto and memorial pylons in the City of Harrisburg in accordance with plans and specifications All supervision architectural and engineering fees and any other necessary expense shall be paid from the funds made available by this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1116, as follows:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters through the Water and Power Resources Board is hereby authorized to make a survey of Darby Creek in Delaware County and the Delaware River from the city line of Philadelphia south to a point where Darby Creek enters said river and the lands and embankments adjacent to said creek and river and to prepare plans and specifications for the widening deepening removal of obstructions or the construction or repair of walls or the changing of the course of the channel of said creek as may be necessary to obviate as far as possible any danger from floods

Section 2 The sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the payment of all costs and expenses incurred under the provisions of this act including the salaries compensation and expenses of persons engaged in making said survey plans and specifications Payments from such appropriation shall be made in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1167, as follows:

An Act authorizing school districts with the assent of the electors duly obtained at an election to use moneys borrowed or authorized to be borrowed for purposes which have proved impracticable or impossible for any other lawful municipal purpose

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any school district has increased its indebtedness with the assent of the electors of such school district in accordance with the provisions of an act approved the twentieth day of April one thousand eight hundred seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and the purpose for which said increase was asked and assent obtained has proved to be impracticable or impossible the board of directors of any such school district may by a resolution signify a desire to use the money so borrowed or authorized to be borrowed for any other lawful school district purpose and the said moneys so borrowed or authorized to be borrowed may be used for such other purpose if the assent of the electors thereto is obtained as herein provided

Section 2 The board of directors of any such school district shall give notice during at least thirty days by weekly advertisements in newspapers not exceeding three in the district and if no newspaper be published therein then by at last twenty printed handbills posted in public places in said district of an election to be held at the place or places of holding the municipal elections on a day to be by them fixed Such notices shall state (a) The date of such election (b) the amount of money heretofore borrowed or authorized to be borrowed (c) the purpose for which such money was originally authorized (d) the reason why said money may not be used for the purpose for which it was borrowed or authorized to be borrowed (e) the new purpose for which the board of directors of the school district desire to use said money borrowed or authorized to be borrowed.

A certified copy of the resolution hereinbefore required and of the above notice shall be filed in the office of the clerk of the court of quarter sessions

Section 3 The board of directors of the school district shall in all cases fix the time of the holding of any such election on the day of the municipal or general or other special election unless more than ninety days elapse between the date of the ordinance and the day of holding the muncipal or general or other special election If any day other than the day of the municipal or general or other special election day is fixed the expense of holding the election shall be paid by the school district

Section 4 Such election shall be held at the place time and under the same regulations as provided by law for the holding of municipal elections and the question to be submitted to the electors shall be in the following form

Shall the sum of .... dollars heretofore borrowed or authorized to be borrowed by the school district of .... for the purpose of .... be used by the said school district for the purpose of ....

The ballot shall be prepared in the manner provided by the general election law for the submission of similar question

Section 5 The election shall be conducted by the regular election officers The election officers shall count the tickets cast at such election and make a return thereof to the clerk of the court of quarter sessions of the county duly certified as is required by law in receiving and counting and in making return of the votes cast the inspectors clerks and judges of election shall be governed by the laws of this Commonwealth governing municipal elections and the vote shall be counted by the court as is now provided by laws governing municipal elections All penalties of the said election laws for violation thereof are hereby extended to and shall apply to the voters inspectors judges and clerks voting at and in attendance upon elections held under the provisions of this act

Section 6 The clerk of the court shall make a return of the vote cast upon such question as filed in his office to the board of directors of the school district and the same shall be placed on record among or upon the minutes thereof

Section 7 If at such election a majority of the electors shall vote in favor of using said borrowed or authorized to be borrowed money for the purpose other than that for which it was originally authorized the said money shall thereafter be used for such new purpose in the same manner as if it had originally been authorized and borrowed for such purpose

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1226, as follows:

An Act to amend section one thousand three hundred and eight of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" reducing time for allowance of tax reductions and changing penalties for non-payment

Section 1 Be it enacted by the Sneate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand three hundred and eight of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 1308 ABATEMENT AND PENALTIES All persons who shall within [ninety] sixty days from the date of notice make payment of any taxes charged against them in the duplicate shall be entitled to a reduction of five per centum from the amount thereof that shall be paid All persons who shall fail to make payment of any taxes charged against them in said duplicate [for six months after notice given as aforesaid shall be charged five per centum additional on the taxes charged against them] within the sixty days from the date of said notice shall be charged three-fourths of one per centum per month or fractional part thereof until the first of the following January and thereafter one per centum a month which shall be added thereto by the tax collector and collected by him

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1235, as follows:

An Act to amend section two section four as amended sections five six and seventeen and to repeal section fifteen of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-three) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowment for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" excepting cities boroughs towns and townships where libraries are maintained from county library districts unless such libraries are merged with the county library and providing for taxation in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-three) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" is hereby amended to read as follows

Section 2 The term "municipal authorities" wherever used in this act shall be interpreted as meaning the mayor and council of any city the burgess and council of any borough or town the commissioners or supervisors of any township or the commissioners of any county as the case may be

Section 2 That section four of said act which was amended by section one of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred twenty-four) entitled "An act to amend sections four twelve and sixteen of an act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-three) entitled 'An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already establsihed by the several counties cities boroughs towns and townships and providing that all library property and all gfts devises grants or endowments for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects extending the referendum process validating elections heretofore had and taxes heretofore levied and extending provisions relating to making reports and auditing the same" is hereby further amended to read as follows

Section 4 The municipal authorities of any municipality may submit to the qualified municipal election the question of establishing [or] maintaining and/or [both] aiding in maintaining a free public nonsectarian library and must submit such question if petitioned for by three per centum of the voters at the last preceding general election At such election the question of establishing an annual tax at a certain rate not exceeding two mills on the dollar on all taxable property of the municipality shall be submitted

In cases where such questions are submitted to the voters of a county they shall not be submitted to the voters residing in cities boroughs towns and townships in which there is then being maintained a free public nonsectarian library whether by the city borough town township or school district or otherwise unless the municipal authorities the board of school directors or the board of trustees or managers of any endowed library or association library in such municipality shall have previous to such submission signified their intent by ordinance or resolution to become a part of the county library district and to merge any existing library in such municipal district if the same can legally be done with the county library Any city borough town township school district or any board of trustees or managers of any endowed library or association library maintaining such a free public nonsectarian library shall have power to contract with the county commissioners before the submission of such question upon the terms and conditions under which it will become a part of such county library district Title to the books and other property of said municipally supported library school district library or other library shall remain in the said municipality school district board of managers or trustees but the books and other property shall be used by the county library in accordance with the terms of a written agreement between the county commissioners and the said municipal authorities board of school directors or board of trustees or managers of any endowed library or association library Provided however That title to such books and other property may be transferred to the county library district if the same may be legally done

But where a county library district is established and a municipality has not joined in said establishement it may nevertheless thereafter join said county library district if the municipal authorities school district or any board of trustees or managers of any endowed library or association library in such municipality enter into an agreement with the county board of library directors to merge its facilities with the county library in the manner herein provided

Section 3 That section five of said act is hereby amended to read as follows

Section 5 If the majority of votes cast upon this question shall be in favor of establishing such tax rate the municipal authorities at the first meeting following the official announcement of the result of such election shall take the necessary steps to levy and collect the tax so levied and shall appoint a board of library directors as provided in section nine of this act Said board shall have exclusive control of the library so established or maintained or both and shall be governed as provided in other sections of this act In the case of a county tax no tax shall be levied on any property in cities boroughs towns or townships where free public nonsectarian libraries are being maintained and which have not elected up to the time of such tax levy to join the county library district

Section 4 That section six of said act is hereby amended to read as follows

Section 6 The rate of tax so voted shall be an annual tax rate until another vote is taken changing the same [Provided That the municipal authorities may increase said rate not to exceed two mills on the dollar on all taxable property of the municipality without submitting the question to a vote] The tax shall be levied and collected in like manner as other taxes in the municipality and shall be in addition to all other taxes except where included within the general levy and shall be used for no other purpose than that of establishing or maintaining or both a free public nonsectarian library The money so raised shall be under the exclusive control of the board of library directors provided in section nine of this act

Section 5 That section seventeen of said act is hereby amended to read as follows

Section 17 The annual report required by the last preceding section shall cover the fiscal year of the municipality Said report shall contain an itemized statement of all receipts from whatever source and expenditures and shall show the condition of the library and any branches thereof the number of volumes maps pamphlets and other material the number added by purchase gift or otherwise the number lost or withdrawn the number of registered borrowers and readers a classified statement of the circulation of material with such other information and suggestions as may seem desirable a copy of each report made to the municipal authorities shall be sent to the State [Free] Library [Commission] at Harrisburg

Section 6 That section fifteen of said act is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1247, as follows:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

Section 1 Be it enacted by the Sneate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-five thousand dollras ($65,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Fish Commissioners for the purchase of a new boat for the use of said Commission at the Port of Erie and on Lake Erie Payment from said appropriation shall be made in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1248, as follows:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Commonwealth of Pennsylvania hereby gives its consent and accords to the Government of the United States and the United States Commissioner of Fisheries and his duly authorized agents the right to establish a fish-cultural station in this Commonwealth and to conduct fish hatching and fish culture at said hatchery in any manner and at any time the said Commissioner may consider necessary and proper

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1307, as follows:

An Act to amend section two thousand five hundred and one of article twenty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for the appropriation of lands for landing-fields and airports

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand five hundred and one of article twenty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concernig boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 2501 Exercise of Eminent Domain Boroughs may enter upon and appropriate private property and also land heretofore granted or dedicated to public use or other use and which is no longer used for the purpose for which the same was granted or dedicated and also lands where the title is defective disputed or doubtful for the erection thereon of such public buildings and works as are necessary for municipal purposes within the limits of such borough and may enter upon and appropriate private property within or outside the limits of such borough and within four miles therefrom for landing-field or airport purposes whenever the munipical authorities deem the same necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1328, as follows:

An Act to amend section one thousand twenty-six of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand twenty-six of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 1026 Burgess to Collect Costs and Fees In all cases where the burgess is given the jurisdiction of a justice of the peace he shall collect the same costs and fees as is charged by justices of the peace for like services and in all cases he may collect such costs and fees as are allowed by law to a justice of the peace for services of a similar character Provided however That he shall procure a docket in book or looseleaf form wherein he shall enter all cases and charges which docket shall be open to public inspection at reasonable times

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1329, as follows:

An Act to amend clause twenty-six of section one thousand two hundred and two of the act approved the fourth day of May one thonsand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause twenty-six of section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

XXVI Licensing Amusements To regulate license fix the time of opening and closing or prohibit theatrical exhibitions amusements dances at which an admission or other fee is charged and other exhibitions to regulate and license and to fix the time of opening and closing of pool-rooms billiard-rooms and tenpin alleys

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1340, as follows:

An Act to amend sections two thousand four hundred seventy two thousand four hundred seventy-two and two thousand four hundred and seventy-three to repeal two thousand four hundred seventy-nine and to add sections two thousand four hundred eighty two thousand four hundred eighty-one and two thousand four hundred eighty-two to article twenty-four of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by providing for and regulating the purchase and condemnation of electric light plants poles wires and other apparatus and the purchase and supply of electricity

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand four hundred seventy of article twenty-four of the act approved the fourth day of May one thausand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 2470 MANUFACTURE AND PURCHASE OF ELECTRICITY Without approval of the Public Service Commission or other regulatory commission or board and in competition with any person firm or corporation supplying electricity boroughs may manufacture or purchase electricity for the use of the inhabitants of such borough Boroughs owning or operating electric light plants may make contracts for supplying of electricity for commercial purposes outside the limits of suh borough with the consent of the municipal and township at rates not less than those established from time to time within the limits of such borough Nothing in this section shall conflict with the corporate electricity in territory adjacent to such boroughs or with the rights of any other borough No person firm or corporation shall introduce electric current for light heat or power purposes without the consent of the borough authorities in the limits of any borough which is furnishing electric current to the inhabitants Provided however That this section shall not apply to any persons firm or corporation manufacturing electricity exclusively for its own use

Section 2 That section two thousand four hundred seventy-two of said act is hereby amended to read as follows

Section 2472 CONDEMNATION OR PURCHASE OF ELECTRIC LIGHT WORKS Whenever any person co-partnership or any electric light company organized under the laws of this Commonwealth is furnishing light to any borough or the public such borough is authorized to condemn or to purchase the works of the electric light plants poles wires and other apparatus of such person co-partnership or corporation at such price as may be agreed upon by the borough and such person or co-partnership or a majority in value of the stockholders of such corporation without approval of the Public Service Commission or other regulatory commission or board

Section 3 That section two thousand four hundred seventy-three of said act is hereby amended to read as follows

Section 2473 PETITION FOR VIEWERS Upon condemnation or refusal to sell or failure so to agree the borough may present a petition to the court of common pleas asking for the appointment of viewers to assess the value of the plant and works or the electric light plant poles wires and other apparatus so taken whereupon the court shall appoint three viewers from the county board of viewers neither of whom shall be interested in such work or be stockholders in such corporations or taxpayers in such borough and shall appoint a time for their meeting of which ten days notice shall be given to all parties in interest

Section 4 That section two thousand four hundred seventy-nine of said act is hereby repealed

Section 5 That said act is hereby amended by adding sections two thousand four hundred eighty two thousand four hundred eighty-one and two thousand four hundred eighty-two which read as follows

Section 2480 POSSESSION OF PROPERTY UPON TENDER OF BOND Whenever in a condemnation proceeding the borough has tendered a bond to secure the payment of damages and the same has been accepted or if the acceptance has been refused and the bond has been filed in and approved by the court the borough shall have the right to immediate possession of the plant and works so taken

Section 2481 NOTICE TO QUIT POSSESSION PROCEDURE If the owner lessee or person in possession of such plant and works shall refuse to give up possession the borough may serve notice upon such owner lessee or his agent or the person in possession to give up possession of said plant and works within ten days from the date of service of such notice If the owner lessee or his agent or the person in possession of such plant or works shall refuse to give possession upon proof of service of the notice a writ of habere facias possessionem shall forthwith issue directing the sheriff to give to the borough possession

Section 2482 BOND OF BOROUGH WITHOUT SURETY SUFFICIENT Whenever any court shall order any borough to enter security for the payment of damages for the taking of such property the bond of the borough shall be taken without sureties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. STRICKLER. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for consideration by that committee because the provisions of this act are covered by House Bill No. 1275, known as the Fair Rate Board Bill, and it should be considered in connection with it.

Mr. E. P. BROWN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. W. H. MOORE. Mr. Speaker and members of the House, this bill has been carefully considered by the Associated Boroughs, and very carefully considered by the Committee on Boroughs, the ones who are vitally affected by this measure.

I think it is a very good measure, a measure concerning all the boroughs of our Commonwealth. The other bill takes a chance along with this one, but I would prefer to see this bill go through on its merits.

Mr. SOWERS. Mr. Speaker and members of the House, the very subject matter of this bill is contained in what is known as the fair rate bill and to pass this bill at this time would mean not to give proper consideration to the bill and the fair rate bill. It seems to me that the one committee that has charge of the fair rate bill ought to have the same subject matter before it, so that it can consider both properly.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, I merely rise to assure the sponsor of this bill, Mr. Moore, that the very provisions of the bill that he has in mind will be given due and earnest consideration by the Committee on Judiciary Special, where the fair rate bill now lies for consideration. The motion by the gentleman from Lancaster, I am sure, is not made for the purpose of interfering with the bill, but merely that we will not have legislation coming out here on the floor that is overlapping. It is merely sent back for the purpose of being considered along with the fair rate bill.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1375, as follows:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time co-operative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" which was amended by section one of the act approved the first day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred eighteen) entitled "An act to amend sections one to eleven inclusive and to repeal section twelve of an act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled 'An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tunition by certain school districts and reimbursement thereof by the State' by making changes in the manner of disbursement of State and Federal funds for the furtherance of vocational education" is hereby further amended to read as follows

Section 1 That the following words and phrases as used in this act shall unless a different meaning is plainly required by the context have the following meaning

"Vocational education" shall mean any form of education of less than college grade given in school or elsewhere the purpose of which is to fit an individual to pursue effectively a recognized profitable employment whether pursued for wages or otherwise

"Vocational industrial education" shall mean those forms of vocational education that fit for industrial pursuits It includes occupational training for women and girls other than training for the vocation of home-making

"Vocational agricultural education" shall mean that form of vocational education which fits for the occupations connected with the tillage of the soil the care of domestic animals forestry and other wage-earning or productive work on the farm

"Vocational commercial education" includes those forms of vocational education the direct purpose of each of which is to fit for some recognized commercial calling

"Vocational home economics education" shall mean that form of vocational education which has for its controlling purpose the preparation of girls and women for useful employment as house daughters and home-makers engaged in the occupations and the management of the home

"Vocational industrial vocational agricultural or vocational home economics school or department" or "vocational school or department" shall mean a distinctive organization of course pupils and teachers approved by the State Council of Education designed to give either vocational industrial vocational agricultural or vocational home economics education as herein defined

"Vocational evening class" shall mean a class giving such training as can be taken by persons already employed during the working-day and which must in its instruction deal with the subject-matter of and be so carried on as to relate to the day employment

"Vocational evening class" in vocational home economics shall mean a class giving training in home-making to girls or women over fourteen years of age however they may be employed or engaged during the day

"General continuation school or class" as used in this act refers to that group of employed minors between fourteen and sixteen years of age who are required under the provisions of the Child Labor Act to attend school for eight hours each week

"Vocational home economics school or department" shall mean a vocational school or department designed to develop on a vocational basis the capacity for useful employment as house daughters and home-makers in the occupations and the management of the home

"Part-time co-operative vocational education" refers to that form of vocational instruction that involves [alternate] attendance [upon] on alternate equal periods of school and work at the vocation during the school year given in accordance with an agreement by which the school and industry cooperate and co-ordinate in making available the combined educational and training facilities of both

"Practical" The term "practical" as used in the act to which this is an amendment refers to the manipulative or "practice-of-the-trade" aspects of a vocation It includes such work given in shops laboratories mines drafting rooms and other places and is used to distinguish such work from "academic" or "non-vocational" education

Section 2 That section four of said act which was amended by section four of said amending act is hereby further amended to read as follows

Section 4 Any school district may through its board of school directors

(a) Establish and maintain vocational industrial vocational agricultrual vocation income economics and vocational commercial schools or departments

(b) Receive any donation made to said school district for the conduct of any vocational school or department or vocational evening classes The donation shall be administered by or under the direction of the board of directors of the district to which it is made subject to the approval of the Superintendent of Public Instruction Provided That the board of school directors in any district shall not be obliged to accept any such donation unless it seems proper so to do

(c) Require a deposit fee of a sum not to exceed ten dollars ($10.00) from each person enrolling in evening vocational schools or classes Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five (75) per cent or more of the class sessions of said term Provided That nothing herein shall be construed as prohibiting the return of said deposit fee because of death sickness or any other cause which the board may deem justifiable

Section 3 That section nine of said act which was amended by section nine of said amending act is hereby further amended to read as follows

Section 9 The Commonwealth in order to aid in the maintenance of the approval local or joint vocational industrial vocational home economics and vocational agricultural schools or departments shall as provided in this act pay annually from the treasury to school districts and unions of school districts maintaining such schools or departments by order on the State Treasurer signed by the Superintendent of Public Instruction from funds appropriated by the Legislature for that purpose or otherwise available and in addition to the amounts paid to such school districts under the provisions of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended amounts computed in accordance with the following schedules

Districts of the first class The Commonwealth shall reimburse as hereinafter provided districts of the first class to the extent of twenty-five per centum (25%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approval instruction in practical related technical and academic subjects in part-time co-operative schools or departments

Districts of the second third and fourth classes The Commonwealth shall reimburse as hereinafter provided districts of the second third and fourth classes which have a true valuation per teacher of assessable property exceeding two hundred thousand dollars ($200,000) to the extent of forty per centum (40%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical related technical and academic subjects in part-time co-operative schools or departments and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of more than one hundred thousand dollars ($100,000) and not more than two hundred thousand dollars ($200,000) shall be forty-five per centum (45%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction practical and related technical subjects in day vocational school or departments and for approved instruction in practical related technical and academic subjects in part-time co-operative schools or departments and that the amount paid to a district in any of the foregoing classes which has a true valuation per teacher of assessable property more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be fifty per centum (50%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical related technical and academic subjects in part-time co-operative schools or departments and the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall receive fifty-five per centum (55%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical related technical and academic subjects in part-time co-operative schools or departments Provided That districts of the fourth class shall be reimbursed to the extent of twenty per centum (20%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in academic subjects in approved rural community vocational schools Provided further That no district shall receive a reimbursement of more than eighty per centum (80%) of any one teacher's salary from either Federal or State funds or from both

The Commonwealth in order to aid in the maintenance of approved local or joint evening vocational industrial evening vocational industrial evening vocational home economics and evening vocational agricultural schools departments or part-time vocational courses shall pay as provided in this act as amended annually from the treasury to school districts and unions of school districts maintaining such evening schools or departments in the several classes of districts an amount equal to two-thirds the sum which was expended for salaries of part-time and evening school teachers and supervisors during the previous school year by such a school district or unions of districts for approved instruction in practical and related technical subjects

Whenever two or more fourth class districts unite by joint agreement approved by the Department of Public Instruction for the purpose of providing and maintaining approved vocational instruction as a part of the school program the Commonwealth shall as provided in this act pay annually from the treasury to such unions of school districts the sum of five hundred dollars ($500) so long as such joint agreement is in effect

The Commonwealth in order to aid in the maintenance of approved local or joint compulsory general continuation schools for minors fourteen to sixteen years of age shall pay as provided in this act annually from the treasury to school districts and unions of school districts maintaining such schools twenty per centum (20%) of the sum expended for salaries during the previous school year by the district or unoins of school districts for approved instruction required by law Provided further That the Commonwealth shall reimburse districts or unions of districts to the extent of forty per centum (40%) of the sum expended during the previous school year for salaries paid teachers of general continuation schools who were employed on a part-time basis

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1382, as follows:

An Act to amend sections seven and eleven of the act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of examiners and providing penalties for the violation of this act" by requiring office experience of applicants for licenses and specifying additional causes for suspension or revocation of licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners defining the power and duties of said board of examiners and providing penalties for the violation of this act" is hereby amended to read as follows

Section 7 Any citizen of the United States or any person who has declared his intention of becoming such citizen or any citizen of another country complying with the requirements of this act for aliens being at least twenty-five years of age and of good moral character may apply for academic or technical examination or certificate and registration under this at but before being admitted to the technical examination shall submit satisfactory evidence of having completed the course in a high school approved by the board of examiners or the equivalent thereof and having completed such courses in mathematics history and language as may be determined by the board of examiners or shall pass a satisfactory examination in such branches Examinations for the above academic requirements shall be held by the board to examiners No person shall be permitted to take the written examination before he or she shall have had at least three years' satisfactory experience in the office or offices of a reputable architects or the equivalent as determined by the Board

The board of examiners may accept satisfactory diplomas or certificates from approved institutions covering the course required for academic examination

Upon complying with the above requirements and before receiving a certificate or being registered the applicant shall satisfactorily pass an examination in such technical and professional courses as may be established by the board of examiners unless said applicant be entitled to such certificate and registration without examination as provided in subsequent provisions there The board of examiners may in lieu of all examinations accept satisfactory evidence of any one of the qualifications set forth under subdivisions "A" and "B" of this section

A A diploma of graduation or satisfacory certificate from an architectural college or school that the applicant has completed a tehnical course approved by the board of examiners and has had at least three years satisfactory experience in the office or offices of a reputable architect or architects

The board of examiners may require applicants under this subdivision to furnish satisfactory evidence of knowledge of professional practice and supervision of work

B Registration and certification as an architect in another state or country where the qualifications required are equal to those required in this State

C The board of examiners may grant a certificate of qualification to and register without examination any one who has been engaged in the practice of architecture in this State for at least one year prior to the date of approval of this act as a member of a reputable firm of architects or under his or her own name or to any one who has been engaged in the practice of architecture as an employe for at least five years prior to the date of approval of this act Provided That applicants under this subdivision shall present satisfactory proof of competency and qualifications and evidence as to character And provided That the application for such certificate shall be made within two years after the date of approval of this act

An architect who has lawfully practiced architecture for a period of more than ten years without the State shall be required to take only a practical examination which shall be of the nature to be determined by the board of examiners

Any architect who is a citizen of a foreign country and who seeks to practice within this State and who has lawfully practiced architecture for a period of more than ten years shall be required to take a practical examination as determined by the board of examiners or if in practice for a period of less than ten years shall obtain a certificate and registration by satisfactorily passing academic and technical examinations or by presentation of certificates or diplomas from recognized schools showing achievement by applicant satisfactory to the board of examiners

Every person applying for examination or certificate of qualification and registration under this act shall pay a fee of twenty-five dollars to the secretary of the board of examiners

Said examinations shall be conducted by the full board or by one or more members of the same duly delegated by said board or otherwise as may be determined by the said board

If such applicant shall successfully pass such examinations or shall bring himself or herself within the provisions of subdivision "C" above the said board shall issue to such applicant under the seal of the State a certificate of qualification to practice architecture in the State of Pennsylvania which said certificate shall be signed by the president and secretary of the board and shall be in such form as may be prescribed by said board but the same shall contain the name of the successful applicant his or her place of business and the words "Admitted to practice Architecture in the State of Pennsylvania the .... day of ....19...."

Section 2 That section eleven of said act is hereby amended to read as follows

Section 11 The said State Board of Examiners of Architects may by [unanimous action] a majority vote revoke or suspend any certificate of qualification to practice architecture issued or renewed under the provisions of this act for incompetency or recklessness or for neglect of duty in the practice of architecture or for dishonest practice on the part of the holder thereof

Any architect holding a certificate of said Board of Examiners of Architects against whom any of the foregoing charges may be preferred shall be furnished by the said board with a copy of the charges and shall be entitled to a hearing before the said board at which witnesses may be examined respecting the guilt or innocence of the person accused

In the event that the registrant shall be indicted in this or in any other State for forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or for like offense or offenses and a certified copy of the indictment be filed with the Board or other proper evidence thereof be to it given the Board may suspend the registration issued to such registrant pending trial upon such indictment

If any registrant shall be convicted in a court of competent jurisdiction in this or in any other State of forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offenses and a duly certified or exemplified copy of the record in such proceedings shall be filed with the Board the Board may revoke or suspend forthwith the registration to practice architecture which it before issued to the registrant so convicted

The Board may suspend or revoke the certificate to practice architecture in the Commonwealth of any architect who uses displays or advertises his or her name jointly with the name of another person who is not a registered architect as architects or as being engaged in practicing the profession of architecture or to allow or permit any other person not a registered architect to use display or advertise his name with such non-registered architect as architects or as practicing the profession of architecture or to incorporate or enter into partnership agreements with any other person or persons not being registered architects and practice architecture under any corporate or partnership name

In the event that said certificate is revoked or suspended by said Board the secretary shall make proper entry and registration of the fact of said revocation and shall give notice in writing of such revocation or suspension to the holder of said certificate

At any time after the expiration of six months from the date of revocation of said cetrificate and upon the payment of all costs incurred by sadi board the person whose certificate has been revoked may make application to the said Board of Examiners of Architects for a new certificate and the said board upon receiving evidence which in its opinion would warrant the granting of a new certificate may at its discretion issue a new certificate upon the payment to its treasurer of a fee of ten dollars

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1395, as follows:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters is hereby authorized to construct improve or repair at the expense of the Commonwealth any portion of a road or highway connecting a road or highway lying within the area of a State forest with any State county or township road or highway not lying with the area of a State forest whenever such connection is deemed necessary by the Department of Forests and Waters for the development protection or use by the public of any State forests now owned or hereafter acquired by the Commonwealth The Department of Forests and Waters is hereby authorized and empowered to construct improve or repair any such connecting road or highway by the employes of such department

Section 2 Before the Department of Forests and Waters shall proceed to construct improve or repair any such road or highway the Secretary of Forests and Waters shall cause to be prepared a plan or draft of such connecting road or highway showing concisely the construction improvement or repair which in his judgment is necessary under the provisions of this act and shall submit such plan or draft to the Governor for his approval before any expenditure of State moneys is authorized for the contemplated construction improvement or repair

Section 3 Nothing in this act shall relieve the county township or district wherein such road or highway is located from its responsibiliy for the construction recnostruction maintenance improvement repair and supervision thereof except as the construction improvement and repair by the Commonwealth of the road or highway under the provisions of this act may supply these requirements

Section 4 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 568 (Senate Bill No. 118), entitled:

An Act to prohibit the driving, entering, roaming and straying of horses, bovine animals, hogs and sheep upon cultivated lands of persons not the owners of such animals.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1402 (Senate Bill No. 407), entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township or school district to transfer any excess in any sinking fund, as of date of transfer, to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1289 (Senate Bill No. 474), entitled:

An Act making it unlawful for any person, firm, or corporation, engaged in the manufacture or sale of commercial fertilizers, to use the word "GUANO" in connection with, or as part of the name of, any fertilizer, or of any brand, advertisement or offer of the same, unless the same is composed in whole or in part of actual sea fowl guano; and, if composed in part, that the percentage thereof be plainly designated; and providing a penalty for violation of same.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WOOD. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture for further study.

Mr. STRICKLER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1406 (Senate Bill No. 478), entitled:

An Act to amend article three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" providing that in the annulment of the charter of a borough, the territory formerly included in the borough may be created a township.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1403 (Senate Bill No. 415), entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom imposing certain duties upon the Sanitary Water Board and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION

RECALLING HOUSE BILL No. 777 FROM THE GOVERNOR.

Mr. STEEDLE asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur) That House Bill No. 777, entitled "An act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 778 FROM THE GOVERNOR.

Mr. STEEDLE asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur) That House Bill No. 778, entitled "An act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 903 FROM THE GOVERNOR.

Mr. STEEDLE asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 903, entitled "An act to amend sections nine hundred and one nine hundred and three nine hundred and four and nine hundred and five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' authorizing said counties to purchase and improve bridge tunnels subways or underground roads within said counties and to borrow money and incur indebtedness for that purpose," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. HAWS. Mr. Speaker, I desire to call up at this time House Bill No. 695 (Senate Bill No. 18), Printers No. 13, on page 7 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Haws.

The House resumed the consideration on final passage of House Bill No. 695 (Senate Bill No. 18), entitled:

An Act to amend section three hundred and three of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended authorizing any board of school directors of any district to elect as treasurer of the district any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district.

On the question recurring,

Shall the bill pass finally?

Mr. MASON. Mr. Speaker and members of the House, I wish to make a few remarks entirely upon the merits of this bill, as I view it.

I merely wish to call the attention of the House to the fact that this bill provides that a school district may appoint a corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania. This is done by amendment. At the present time, under a ruling of the Attorney General's Office, this can not be done under the terms of the school code.

Under the terms of this amendment, if it is passed by the House, it will simply mean this, that the entire distinction and character as drawn in the school code in reference to the treasurers will be wiped out, in so far as this one act is concerned, although various sections are left in there, which treat the treasurer as an individual person and not as a corporation. I refer for example, to that section of the code which calls for the criminal prosecution of a treasurer if he is found guilty of embezzlement of the school district's funds.

I further would like to call attention to the fact that it merely states that "said treasurer may be any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania." There is a question in my mind and a grave question, whether or not that merely applies to a certain form of corporation, namely, a trust company and whether it would apply to another form of banking corporation, which merely has a trust department as an incidental part, and which is not classed as a fiduciary but as a trust company under the provisions of the state banking department. I really believe that if this act should be passed by the House that it would be deemed unconstitutional due to that fact if for no other reason.

I believe, likewise, that the intention of the school code always has been naturally to protect the public moneys. They have made every safe-guard covering the treasury as it now is, as an individual, they require furnishing of a bond, they require certain monthly statements, and they require the countersigning of the checks by the president and the secretary as well as by the treasurer. They require every safeguard that can be made covering the protection of the funds of a school district. There is absolutely no need that a bank should be placed in the same situation. There will be no saving or economy, as a result of the passage of this bill, for I can assure you gentlemen that if the banks once get to the stage where they are treasurers of all the different school district funds, they will most certainly charge the commission allowed by the code, as well as under the treasurer of any school district. Because of that fact, I do not believe the bill is in anywise deserving on its merits, and I ask you, therefore, to vote no.

Mr. TURNER. Mr. Speaker and members of the House, this bill was in the Committee on Education for a considerable period of time. I was one of those in the committee who urged that it be held up for study, and after the bill had been considered, we determined that it only amended the act, as it now exists, to a very slight degree.

The act, as it now stands, is that the treasurer may be any corporation of the Commonwealth of Pennsylvania—any corporation of the Commonwealth of Pennsylvania. That meant that banks organized under the laws of the State of Pennsylvania or trust companies organized under the laws of the state of Pennsylvania could be the treasurer, and this is merely an acceptance of the provision, one slight step further.

We all know that national banking institutions have in recent years been granted the power, by accepting certain acts, to exercise fiduciary powers, and, therefore, the act as it stood, was a discrimination against the national banking institutions, did the school board in that locality desire to make the national bank the treasurer of that community. There is nothing in this bill that makes it compulsory on the part of the school board to name a bank, but we all can conceive that there are circumstances that may apply to communities where the people think that for safety or the better handling of the funds of the school district, it is better to make some banking institution the treasurer of the district.

I cannot see anything in the argument of my friend from Luzerene County that this interferes with some other provisions of the code. For instance in reference to the embezzlement of the funds, the bank naturally cannot embezzle the funds, and if an employe of the bank embezzles the funds of the bank, the bank is protected by a bond covering such an individual. Any school district that so desires can require certain bonds and certain assurances and insurance from the treasurer, in order that it may be protected, under the provisions.

Now, gentlemen of the House, it seems to me that under these conditions it would be ultimately unfair to defeat an amendment of this kind, and this one in particular, which amends the act, and the fear of the gentleman from Luzerne in reference to the constitutionality of this act and the things it is going to infringe, I think are more bugaboos, raised not for the purpose stated, but merely for another purpose in defeating this act. I ask the members to vote aye.

Mr. MASON. Mr. Speaker and members of the House, I would like to make a few remarks merely in answer to the gentleman from Delaware, Mr. Turner.

I might state, first of all, that insofar as a bank has not in the past ever been able to act legally as the treasurer of a school district, is because there has been a ruling made by the Attorney General's Office of this Commonwealth, less than one year ago, which stated that the purport of the school code was that a bank could not do so, and that no corporation was intended to be a treasurer of any school district, and that an individual should be the treasurer of that district. That is based entirely on the statement that I made before in reference to the constitutionality of the act so far.

I likewise wish to state this, that they say that this is an optional feature. In my short tenure as a member of the

House, I have learned this much, that acts that were passed in 1929 as optional measures suddenly bob up again in the 1931 session of the legislature, with merely a slight amendment being added, changing "may" to "shall", and it seems to me that is the invariable practice: Once they get the act on the statute books as a discretionary measure, the next term it becomes a mandatory measure, and once it is mandatory you are removing something from each and every one of the school districts, from each and every one of the school boards the rights they have enjoyed under the school code of 1921 and the amendments thereto.

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Luzerne, Mr. Mason.

The SPEAKER. Will the gentleman from Luzerne, Mr. Mason permit himself to be interrogated?

Mr. MASON. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, how long have you known that this bill was in the House?

Mr. MASON. Mr. Speaker, I believe about a month.

Mr. TURNER. Mr. Speaker, did you ever bring to the attention of the Education Committee the fact that there was a ruling by the Attorney General to the effect that this act was unconstitutional?

Mr. MASON. Mr. Speaker, I did not, but I believe that a part of the duty of the Committee on Education is naturally to check up on every one of the bills that come before it.

Mr. TURNER. Mr. Speaker and members of the House, it is the custom of the Committee on Education, in all matters pertaining to such measures, to submit them to the Department, and the Department writes each week a little brief of the bills as they come in on education, which is distributed.

I have never heard this question of constitutionality raised heretofore. This measure has passed through the Senate. It was drawn in the Legislative Bureau here, and I think we all know the ability of the Chief of the Legislative Reference Bureau as well as his familiarity with the constitutional questions that are involved and the rulings that have been made.

Certainly, for the length of time that has transpired, and with no question having been raised in reference to this bill heretofore, it seems to me at this late date very peculiar that we now should be confronted with an argument that we should not pass this bill on such a ground.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—116

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Bauer,
Bechtel,
Bell,
Beyer,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fox,
Frederick,
Fuller,
Gaghan,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffran,
Henderson,
Hines,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Marcks,
McAlee,
McCallister,
McClure,
McGregor,
Memolo,
Meredith,
Metzinger,
Miller,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell
Raub,
Reed, F. M.,
Reed, G. L.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Root,
Ruth,
Sarig,
Sautter,
Schwartz,
Sheely,
Sheffer,
Shutt,
Simon,
Soffel,
Sowers,
Spangler,
Sterling,
Stone,
Storb,
Stott,
Strickler,
Tahl,
Turner,
Way,
Weaver,
Weideman,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Goodnough,
Speaker,

NAYS—22

Barton,
Cauffiel,
Dwyer,
Garard,
Gicking,
Hefferon,
Hermansen,
Mason,
Moore, D. G.,
Rhodes, C. H.,
Ronemus,
Schrock,
Scott,
Shortz,
Snyder,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Surface,
Williams, I. B.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affrmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

BILL ON FINAL PASSAGE

Mr. D. GLENN MOORE. Mr. Speaker, I desire to call up at this time House Bill No. 453, Printer's No. 271, on page 6 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. D. Glenn Moore,

The House resumed the consideration on final passage of House Bill No. 453, entitled:

A Joint Resolution proposing an amendment to article fourteen, section two of the Constitution of the Commonwealth of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Washington.

The SPEAKER. Will the gentleman from Washington, Mr. Moore, permit himself to be interrogated?

Mr. D. GLENN MOORE. I will, Mr. Speaker.

Mr. SOWERS. Will the gentleman from Washington, Mr. Moore, explain to the House the nature and character of this bill?

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, this is one of a series of proposed constitutional amendments which are tied in with the voting machine law and some election legislation that has been passed in prior sessions. This bill amends Article 14, Section 2, of the Constitution. The present law reads thus: "County officials shall be elected at the municipal elections and shall hold their office for the term of four years beginning on the first Monday of January next after election, or until their successors shall be duly qualified. All vacancies not otherwise provided for shall be filled in such manner as provided by law."

This amendment makes only a slight change in that Article 14, Section 2 of the Constiution. Briefly, it simply substitutes these words in the opening sentence: "County officers shall be elected or appointed as may be provided by law." The rest of the section is verbatim from the present Constitution. I might say that the purpose of this amendment is to possibly pave the way later for what is sometimes called the short ballot. Many of us realize a number of county officials of minor importance are nominated and elected and simply encumber the ballot. The purpose of this is to provide for their appointment if the necessary legislation is enacted and the amendment be adopted. It does not disturb any county official. The term is four years just as the present constitutional section provides. It is simply, as I said before, to shorten the ballot if the people of Pennsylvania in their wisdom decide to do it later on.

Mr. SOWERS. Mr. Speaker and members of the House, this is a very short bill but a very important one. I have heard the gentleman from Washington on numerous occasions talk in favor of home rule. I have heard him argue repeatedly in sessions of this Legislature in favor of local rule, and I have heard him say repeatedly that he would like to have applied to the City of Philadelphia local rule, and that the Legislature should have nothing to do with legislation there but that it ought all to be in the hands of council. Today I find him reversing himself and now arguing to do away with home rule.

Members of the House, would not the passage of this amendment destroy the election of your county justices of the peace? Do you want your county commissioners to appoint them? Do you want your register of wills to be appointed and your recorder of deeds to be appointed? Do you want to create in the hands of someone terrific power and a big machine? Do you want to have that machine in your county so powerful that it can dictate through its officeholders who shall be elected and who shall not be elected? I submit to you members of the House that we ought to stop the centralization of government in Pennsylvania and we should begin here.

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, the gentleman from Philadelphia, Mr. Sowers, has set up a man of straw. He has conjured up from his very fertile imagination a number of evils and dangers which are not even suggested by this short bill. I reiterate what he said regarding home rule. I believe in it. I believe also that we would be better off if we had a short ballot, and if a lot of minor county officials were appointed instead of elected, and we have had for a long time a lot of these minor officials who are simply lost in the shuffle. This bill does not destroy the tenure of office of any county official at the present time. In order to be effective it must pass another session of the Legislature, and then if there is no enabling legislation passed the thing will simply be a dead letter. It is just simply a move to cut down expenses and to help things out generally. There is nothing to be scared at in this bill at all despite the fact that the gentleman from Philadelphia seems to be scared.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—73

Barton,
Batchelor,
Bauer,
Bechtel,
Black,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
Evans, J. T.,
Evans, T. C.,
Garard,
Gillette,
Graham,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Heffernan,
Heffran,
Henderson,
Himes,
Holcombe,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Male,
Mason,
McAlee,
McGregor,
McKay,
Memolo,
Miller,
Moore, D. G.,
Mumford,
Neely,
Patterson,
Reed, G. L.,
Richards,
Ruth,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Spangler,
Stewart,
Stone,
Wade,
Wall,
Way,
Wheeler,
Williams, G. W.,
Williams, J. J.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough, Speaker.

NAYS—88

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Bell,
Beyer,
Bicker,
Blumberg,
Burns,
Byrne,
Conner,
Cooke,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Hart,
Hermansen,
Hoopes,
Jaffe,
Jones, E. F.,
Kirkbride,
Kleckner,
Marcks,
Mathay,
McArran,
McClure,
McElwee,
Meredith,
Metzinger,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Riddle,
Rieder,
Ronemus,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Shettel,
Sinwell,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Weaver,
Weidemann,
Wike,
Wilson, L. M.,
Witkin,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

TIME EXTENDED ON BILL

Mr. TURNER. Mr. Speaker, I move that the time on House Bill No. 909, Printer's No. 331, entitled:

An act to amend sections five, six, and seven, of the act approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 916), entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges, and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies, and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contributions; requiring all societies to make annual and other reports, and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation, and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to, and be supervised by, the Insurance Commissioner; and repealing existing laws," by eliminating conflicting provisions relating to benefits; prescribing who may become members and beneficiaries and the rights of members and beneficiaries; and eliminating the necessity of examinations by physicians.

on page 8 of today's calendar, bills on final passage postponed, be extended five days.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

RESOLUTION

RECALLING HOUSE BILL No. 303 FROM THE GOVERNOR.

Mr. SHUTT asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 303, entitled "An act to amend sections one thousand six hundred and ten one thousand six hundred and eleven one thousand six hundred and twelve one thousand six hundred and thirteen one thousand six hundred and fourteen and one thousand six hundred and fifteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relatig to boroughs' by providing for the vacation of roads street and alleys or parts thereof where the owners of all the property abutting thereon petition for such vacation and release the borough from damages," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. DIETRICH. Mr. Speaker, I desire to call up at this time House Bill No. 787, Printer's No. 205, on page 6 of to-day's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Dietrich.

The House resumed the consideration on final passage of House Bill No. 787, entitled:

An Act to amend section seven of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by providing for fees for licensing of projectionists.

On the question recurring,

Shall the bill pass finally?

BILL RECOMMITTED

Mr. DIETRICH. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor for the purpose of a public hearing.

Mr. DUNN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 23.

An Act to amend section two hundred and twenty-four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties o fthe second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law

HOUSE BILL No. 359.

An Act to further amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" by imposing the duty of printing such proceedings on the Department of Property and Supplies

HOUSE BILL No. 387.

An act to amend section one of the act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-six) entitled "A Supplement to an act entitled 'An act to authorize the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the associations except under certain circumstances' approved June second one thousand eight hundred and seventy-four providing for the continuance of such associations after the expiration of the original term prescribing the manner of electing managers thereof and conferring authority to adopt bylaws for the regulation and government thereof fixing the number of managers and designating the title of the principal executive officer" by providing for the further continuance of such associations after the expiration of any renewal thereof and waiving publication of notice of meeting of the Members in certain cases

HOUSE BILL No. 397.

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing adjoining boroughs to construct and maintain overhead or underground passageways.

HOUSE BILL No. 534.

An act to amend section one of the act approved tne first day of May one tiousand nine hundred and twenty-nine (Pamphlet Laws ten hundred fifty-four) entitled "An act providing that county bridges over streams on State highway routes in boroughs towns and townships may under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways" by including additional county bridges within the terms of said act

HOUSE BILL No. 598.

An act to amend section ten of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial pourpcses and prescribing penalties," as amended extending the length of professional bouts to fifteen rounds

HOUSE BILL No. 988.

Making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

HOUSE BILL No. 989.

An act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroads corporations or steel railways corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated

HOUSE BILL No. 990.

An act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and Sinking Fund requirements on the State debt

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 798.

An act making the surviving spouse compentent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent whether decedent died testate or intestate

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 677.

An Act to amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended providing that a foreign attachment may be issued against the real or personal property of a non-resident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 27, by striking out after the word "corporation" the word "in-corporated" and inserting in lieu thereof the word "incorporated."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS -196.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidlespacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burne,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Reider,
Roan,
Ronemu
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affrmative, the question was determined in the affrmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 37.

An Act authorizing and empowering cities of the first class in this Commonwealth to acquire by gift, lease, purchase, or condemnation proceedings, within or without the limits of said cities, any land located within the Commonwealth of Pennsylvania necessary for the purpose of establishing and maintaining hospitals or other institutions for the care and treatment of the sick or disabled; and, with the consent of the local authorities where such land is situated, to maintain the same in the exercise of the health functions of such city.

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendments as follows:

Amend section 2, page 2, line 7, by inserting after the word "and" the words "the council of any city or borough or."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb.

Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Sheely,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affrmative, the question was determined in the affrmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

GRANTING USE OF HALL OF HOUSE

Mr. D. GLENN MOORE. Mr. Speaker, I move that the Hall of the House of Representatives be granted to the Committee on Elections for a hearing on House Bill No. 1306, on Tuesday April 14, 1931, from 2.00 to 3.00 o'clock P. M.

Mr. CHESTER H. RHODES. Mr. Speaker, I second the motion.

The motion was agreed to.

RECESS

The SPEAKER. If there are no objections, the Chair will declare a recess until 4.00 o'clock this afternoon . The Chair hears none, and a recess is declared until 4.00 o'clock.

AFTER RECESS

The House reconvened at 4.00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. TURNER. HOUSE BILL No. 1520.

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district.

Referred to the Committee on Judiciary General.

By Mr. BIDELSPACHER. HOUSE BILL No. 1521.

An Act making an appropriation to the Florence Crittenton Mission of the City of Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLUMBERG. HOUSE BILL No. 1522.

An Act relating to proceedings where goods or chattels have been levied upon or seized by the sheriff, and claimed to belong to others than the defendant in the execution or process and relieving the sheriff from liability therefor.

Referred to the Committee on Judiciary Special.

By Mrs. PENNOCK. HOUSE BILL No. 1523.

An Act making an appropriation to the Pennsylvania Institution of the Blind, Overbrook, Philadelphia, to cover additional maintenance and education of State pupils.

Referred to the Committee on Appropriations.

By Mr. I. B. WILLIAMS. HOUSE BILL No. 1524.

An Act to amend sections one and two of the act approved the eighth day of June, one thousand eight hundred and ninety-three, (P. L. 344), entitled "An act relating to husband and wife; enlarging her capacity to acquire and dispose of property; to sue and be sued; and to make a last will; and enabling them to sue and to testify against each other in certain cases;" authorizing a married woman to mortgage or convey her real property to the same extent as a married man, and to make contracts as if married.

Referred to the Committee on Judiciary General.

By Mr. LOSE. HOUSE BILL No. 1525.

An Act to amend section one thousand one hundred and twenty-five of the act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended, giving the State Superintendent of Public Instruction the power to decide the suitability of the office rooms and equipment furnished by the county commissioners for the county superintendent of schools.

Referred to the Committee on Education.

Br. Mrs. WILSON. HOUSE BILL No. 1526.

An Act to amend sections one, four, five, six and seven and sections three and eighteen as amended, of the act approved the twenty-fifty day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others, by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by extending the provisions of the act to apply to work in private homes and on the farm, reducing the hours of employment for women, eliminating certain exceptions applying to females engaged in canning and to nurses in hospitals and telephone operators, changing rest periods and increasing penalties.

Referred to the Committee on Labor.

By Mr. GOEHRING. HOUSE BILL No. 1527.

An Act making it unlawful to employ minors over the age of twelve years as golf caddies.

Referred to the Committee on Judiciary General.

By Mr. HOOPES. HOUSE BILL No. 1528.

A Joint Resolution to amend article three of the Constitution of the Commonwealth of Pennsylvania by adding thereto section thirty-five.

Referred to the Committee on Constitutional Amendments.

By Mr. DUNN. HOUSE BILL No. 1529.

An act making an appropriation to the Protestant Evangelical Home located at West Liberty, Pittsburgh.

Referred to the Committee on Appropriations.

Bq Mr. DUNN. HOUSE BILL No. 1530.

An Act fixing a minimum compensation for all State employes.

Referred to the Committee on State Government.

By Mr. MUMFORD. HOUSE BILL No. 1531.

An Act to amend section twenty of the act, approved the second day of May, one thousand nine hundred and twenty-five, (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended, changing the closed season for brook trout.

Referred to the Committee on Fisheries.

By Mr. DUNN. HOUSE BILL No. 1532.

An Act making an appropriation to the Gusky Orphans' Home located at Pittsburgh.

Referred to the Committee on Appropriations.

By Mr. DUNN. HOUSE BILL No. 1533.

An Act making an appropriation to the St. Paul's Roman Catholic Orphan Asylum, located at Idlewood, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WAY. HOUSE BILL No. 1534.

An Act regulating inspections of property by underwriters and insurance companies; voiding inspections not made in accordance with this act; and providing a penalty.

Referred to the Committee on Insurance.

By Mr. WAY. HOUSE BILL No. 1535.

An Act regulating inspections of property by State governmental agencies, and voiding inspections not made in accordance with this act.

Referred to the Committee on State Government.

By Mr. NOTHNAGLE. HOUSE BILL No. 1536.

A Joint Resolution creating a commission to codify and revise the laws relating to public schools and education, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. Marcks. HOUSE BILL No. 1537.

An Act to establish as a State highway a certain section of public road in the County of Lehigh, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 37. (HOUSE BILL No. 1538).

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by requiring the Commonwealth instead of counties to pay damages due to the change of width or location of State highways and the cost of removing structures within the lines of such highways.

Referred to the Committee on Highways.

SENATE BILL No. 273. (HOUSE BILL No. 1539).

An Act to amend section one of the act approved the eighteenth day of March, one thousand nine hundred and nine (P. L. 41), entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries said act to include mausoleums, vaults and crypts for the interment of human bodies.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 358. (HONSE BILL No. 1540).

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

SENATE BILL No. 476. (HOUSE BILL No. 1541).

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

Referred to the Committee on Judiciary General.

SENATE BILL No. 480. (HOUSE BILL No. 1542).

An Act to amend sections one and two of the act approved the eighth day of July one thousand nine hundred and nineteen (P. L. 764), entitled "An act authorizing suits brought to recover in case of accidents in this Commonwealth in courts of common pleas to be certified to the Workmen's Compensation Board when discovered that the suit has been brought wrongfully"; as amended; extending the provisions of said act to other cases by making the act prospective; and prescribing limitations in such proceedings.

Referred to the Committee on Judiciary General.

SENATE BILL No. 540. (HOUSE BILL No. 1543).

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

Referred to the Committee on Counties.

SENATE BILL No. 541. (HOUSE BILL No. 1544).

An Act providing that the city assessors in cities of the second class A may use the same property valuation made by the county assessors.

Referred to the Committee on Cities.

SENATE BILL No. 542. (HOUSE BILL No. 1545).

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643) entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 543. (HOUSE BILL No. 1546).

An Act increasing the discretionary powers of boards of school directors in school districts of the second class with reference to the assessment levy and collection of taxes

Referred to the Committee on Education.

SENATE BILL No. 552. (HOUSE BILL No. 1547).

An Act making an appropriation to the Trustees of the Institute of Practical Arts, Old Concord, Washington County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 556. (HOUSE BILL No. 1548).

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 595. (HOUSE BILL No. 1549).

An Act to amend section two of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1054), entitled "An act providing that county bridges over streams on State highway routes in boroughs, towns and townships may under certain circumstances, be taken over by the Commonwealth; and providing that all contracts for the construction, building, rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways," providing for the taking over of certain additional county bridges.

Referred to the Committee on Highways.

SENATE BILL No. 638. (HOUSE BILL No. 1550).

An Act making an appropriation to the Department of Agriculture for payment of property damage occasioned by an uninsured motor vehicle owned by the Commonwealth.

Referred to the Committee on Appropriations.

SENATE BILL No. 656. (HOUSE BILL No. 1551).

An Act requiring certain legal proceedings against State officers to be instituted in the Court of Common Pleas of Dauphin County.

Referred to the Committee on Judiciary General.

SENATE BILL No. 334. (HOUSE BILL No. 1552).

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

Referred to the Committee on Ways and Means.

BILLS INTRODUCED AND REFERRED

By Mr. DENNING. HOUSE BILL No. 1553.

An Act making it unlawful for any person, copartnership, association or corporation to engage in business under any family, patronymic, assumed or fictitious name in any neighborhood in which any person, copartnership, association or corporation of a similar name is already engaged in a like business without permission from the court of common pleas; imposing duties, and conferring powers upon such court, and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. McALEE. HOUSE BILL No. 1554.

An Act to amend section two thousand one hundred and fifty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," by authorizing boroughs to require property owners to connect with privately owned and operated sewers.

Referred to the Committee on Boroughs.

By Mr. RICHARDS. HOUSE BILL No. 1555.

An Act providing partial support for the children of soldiers, sailors and marines who were killed in action or died during the World War while attending institutions of higher education in consideration of the military services of the fathers of such children; conferring certain duties upon the State Veterans Commission, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GEORGE L. REED and Mr. RICE. HOUSE BILL No. 1556.

An Act for the acquisition of property by the Commonwealth east of the Soldiers' and Sailors' Memorial Bridge in the City of Harrisburg, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GEORGE L. REED and Mr. RICE. HOUSE BILL No. 1557.

An Act for the extension of Capital Park in the City of Harrisburg, and for the acquisition of real estate in connection therewith, and for the demolition of the buildings and structures thereon, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GRENET. HOUSE BILL No. 1558.

An Act prohibiting the drawing, issuing and payment of cashiers' checks, or other checks and drafts payable out of the moneys of any bank, banking institution, trust company or building and loan association, or for the payment of which such bank, banking institution or trust company is liable, unless such checks or drafts are countersigned by another officer or director and charges made against the proper accounts.

Referred to the Committee on Banking.

By Mr. RICHARDS. HOUSE BILL No. 1559.

An Act to amend sections one hundred and thirty-one, one hundred and thirty-six and one hundred and thirty-seven of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto; creating the office of controller in counties of the sixth class and abolishing the office of auditor.

Referred to the Committee on Counties.

BILLS RE-REFERRED

Mr. TURNER returned from the Committee on Banking with recommendation that it be re-referred to the Committee on Boroughs, House Bill No. 949, entitled:

An Act to amend section one thousand and six as amended, and section one thousand one hundred and five of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by requiring boroughs to designate depositories of boroughs funds; regulating payments from borough funds; and providing additional conditions with respect to the bond of the treasurer.

The SPEAKER. The bill is now re-referred to the Committee on Boroughs.

Mr. WEIDEMANN returned from the Committee on Municipal Corporations with recommendation that it be re-referred to the Committee on Counties, House Bill No. 1442 (Senate Bill No. 413), entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

The SPEAKER. The bill is now re-referred to the Committee on Counties.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 37.

An Act authorizing and empowering cities of the first class in this Commonwealth to acquire by gift lease purchase or condemnation proceedings within or without the limits of said cities any land located within the Commonwealth of Pennsylvania necessary for the purpose of establishing and maintaining hospitals or other institutions for the care and treatment of the sick or disabled and with the consent of the local authorities where such land is situated to maintain the same in the exercise of the health functions of such city

HOUSE BILL No. 677.

An Act to amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended providing that a foreign attachment may be issued against the real or personal property of a non-resident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom

HOUSE BILL No. 798.

An Act making the surviving spouse competent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent whether decedent died testate or intestate

Whereupon,

The SPEAKER, in the presence of the House signed the same.

REPORTS FROM COMMITTEES

Mr. PETERS, from the Committee on Highways, reported as committed, House Bill No. 278, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways;" by providing for the taking over of all State-aid Highways by the State when constructed or improved.

Mr. GICKING, from the Committee on Judiciary Local, reported as committed, House Bill No. 757, entitled:

An Act to amend section one of the act approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 130), entitled "An act to provide civil rights for all people, regardless of race or color," extending provisions of said act so as to include agents, employes, and motion picture houses and providing penalties.

Mrs. PITTS, from the Committee on Municipal Corporations, reported as committed, House Bill No. 813, entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

Mr. MATHAY, from the Committee on Banking, reported as committed, House Bill No. 1175, entitled:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act, approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents," by conferring additional powers on the Secretary of the Department of Banking.

Mr. HUTTON, from the Committee on Insurance, reported as committed, House Bill No. 1237, entitled:

An Act to amend sections three hundred fifty, three hundred fifty-one, four hundred fourteen, five hundred four, as amended, five hundred twenty-four, five hundred thirty-one, six hundred twenty-eight and six hunrded twenty-nine of, and to add sections three hundred fifty-three and three hundred fifty-four to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance companies, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner, further clarifying the kinds of insurance which are exempted from provisions relating to health and accident insurance, increasing the surplus required of foreign fire and marine insurance companies to be licensed to do business in this Commonwealth, and forbidding discrimination and the use of policies or forms unless approved by the Insurance Commissioner.

Mr. TURNER, from the Committee on Insurance, reported as committed, House Bill No. 1252, entitled:

An Act to amend section four of the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred five), entitled "An act authorizing the payment of benefits by certain beneficials societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner for violations of the act.

Mrs. PENNOCK, from the Committee on Insurance, reported as committed, House Bill No. 1274, entitled:

An Act to amend sections two hundred eight, two hundred twelve, six hundred three as amended, six hundred twenty-three, six hundred thirty-nine and six hundred forty of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, seven hundred eighty-nine), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties; and repealing existing laws," by providing for the imposition of fines by the Insurance Commissioner for violations of the act and including public adjusters in the application thereof, and further regulating the licensing of insurance agents.

Mr. NOTHNAGLE, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1294, entitled:

An act to amend the act approved the eighth day of July, one thousand nine hundred and nineteen (P. L. 784), entitled "An act empowering cities of the second and third classes, boroughs, and counties, to acquire, maintain, and operate playgrounds, play fields, gymnasiums, public baths, swimming pools, and indoor recreation centers; authorizing school districts to join in the maintenance and operation of said activities; and authorizing the issue of bonds and the levy of taxes for such purposes," as amended; by adding thereto section seven A which provides that cities of the second and third classes, counties and townships shall upon petition of a certain number of electors submit to the voters thereof to decide whether or not the powers authorized by said act shall be exercised.

Mr. McARRAN, from the Committee on Insurance, reported as committed, House Bill No. 1357, entitled:

An Act relating to insurance; making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

Mr. POST, from the Committee on Insurance, reported as committed, House Bill No. 1362, entitled:

An Act relating to insurance; making all fire insurance policies or contracts of insurance, with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies, null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

Mr. GREEN, from the Committee on Insurance, reported as committed, House Bill No. 1358, entitled:

An act to amend section six hundred and thirty-four of, and to add section six hundred and thirty-four A to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 789), entitled, as amended, "An act relating to insurance establishing an insurance department and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges and certain societies and orders, the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties; and repealing existing laws," prohibiting persons employed by insured persons, beneficiaries, banks, banking institutions, trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance, and prohibiting payments and the giving of things of value to such employes for such policies and contracts.

Mr. RICE, from the Committee on Insurance, reported as amended, House Bill No. 1462, entitled:

An Act to amend the title and sections one and two, sections three and four, as amended, and sections five and six of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws 276), as amended, entitled "An act requiring pesons, partnerships, associations, or corporations advertising for or soliciting busness as adjusters of clams within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; and providing penalties," by including within the subject and said sections of the said act qualifications and conditions for the licensing of and the transaction of business by public adjuster solicitors; providing for bonds by public adjusters and public adjuster solicitors and for recovery on such bonds; and providing penalties.

Mr. HUTTON, from the Committee on Insurance, reported as committed, House Bill No. 1465, entitled:

An Act to amend section three hundred nineteen of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for further regulation of reinsurance and the imposition of penalties for violation of section three hundred nineteen of the act.

Mr. McARRAN, from the Committee on Insurance, reported as committed, House Bill No. 1468, entitled:

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department; and providing penalties.

Mr. POST, from the Committee on Game, reported as committed, House Bill No. 1469, entitled:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto, by declaring an open season for deer without visible antlers over certain weights; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of bow and arrow.

Mrs. PITTS, from the Committee on Insurance, reported as committed, House Bill No. 1401, (Senate Bill No. 109), entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," by adding thereto section five hundred and eighteen and defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders.

Mr. GEORGE L. REED, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1444, (Senate Bill No. 433), entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

Mr. RUTH, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1448, (Senate Bill No. 566), entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Lackawanna County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

Mr. THOMAS C. EVANS, from the Committee on Public Utilities, re-reported as amended, House Bill No. 1287 (Senate Bill No. 463), entitled:

An Act providing for the creation and incorporation, as municipal corporations, and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property water-works, rights and franchises of public and private corporations, copartnerships, associations and individuals furnishing and supplying water to the public in said districts; prescribing the powers and duties of such districts and the officers thereof; conferring jurisdiction on courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

Mr. CHESTER H. RHODES, from the Committe on Highways, reported as committed, House Bill No. 129, entitled:

An Act to amend section one thousand one hundred twelve of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing counties to designate through highways.

RESOLUTION

RECALLING HOUSE BILL NO. 905 FROM THE GOVERNOR

Mr. STEEDLE asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 905, entitled "An act to amend article four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by the addition at the end thereof of a new subheading permitting the temporary use in counties of the second class of certain funds for purposes other than those for which such funds were acquired providing the method for such transfer and validating such transfers heretofore made," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL NO. 588 FROM THE GOVERNOR

Mr. TURNER, asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur) That House Bill No. 588, entitled "An act to amend section six hundred and fifty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto'" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 564, (Senate Bill No. 40), as follows:

An Act requiring the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgages and judgment creditors of the parties thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all agreements in writing relating to real property situate in this Commonwealth by the terms whereof the parties executing the same do grant bargain sell or convey any rights or privileges of a permanent nature pertaining to such real property or do release the grantee or vendee thereunder against damages which may be inflicted upon such real property at some future time shall be acknowledged according to law by the parties thereto or proved in the manner provided by law and shall be recorded in the office for the recording of deeds in the county or counties wherein such real property is situate

Section 2 The legal effect of the recording of such agreements shall be to give constructive notice to subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements of the fact of the granting of such rights or privileges and/or of the execution of said releases and the rights of the subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements shall be limited thereby with the same force and effect as if said subsequent purchasers mortgagees and/or judgment creditors had actually joined in the execution of the agreement or agreements aforesaid.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer.
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE

Mr. TURNER. Mr. Speaker, I desire at this time to call up House Bill No. 689, Printer's No. 441, from the final passage postponed calendar.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner.

The House resumed the consideration on final passage of House Bill No. 689, entitled:

An Act to amend section two of Appropriations Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise toward the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

On the question recurring,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend page 2, line 27 by striking out after the word "Section" and before the word "That" the figure: "[3]" and inserting in lieu thereof the figure: "2".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

Mr. TURNER. Mr. Speaker, I would like to say in this connection that I have had to amend this bill two or three times mainly through printers' errors. It seems to me we are having too many printers' errors in the bills. They are not being read carefully enough in the printing shop. Even after you insert your amendment they come back missing in other parts

On the question recurring,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1046, (Senate Bill No. 167), as follows:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notice of increases in valuation and appeal days

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be the duty of the board for the assessment and revision of taxes or the board of revision of every county of the second class and city of the second class revising assessments and hearing appeals from valuations for taxation purposes to give each taxable whose valuation of property has been increased at least five days' written or printed notice of the day fixed for appeals stating in such notice the amount of the previous valuation of any land and buildings and the proposed new valuation thereof if such new valuation represents an increase

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher.
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 12, entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled, "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and township or county roads; defining highways and State-aid highways; providing method of application for state aid in the improvement, maintenance and repair of townshp or country roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by imposing on the Commonwealth one-half the damages due to the change of width or relocation of State highways.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,

Gillette,
Goehring,
Graham,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,

McKay.
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,

Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel.
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer.
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceded to the third reading and consideration of House Bill No. 348, entitled:

An Act to amend section three hundred and sixty-three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by extending the powers and duties of county auditors.

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,

Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McClure,
McElwee,
McGregor,

McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,

Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 530.

An Act to amend section one of the act approved the twelfth day of May, one thousand nine hundred and twenty-five (P. L. 624) entitled "An act to establish as State highways certain sections of public road in the County of Mercer."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreebly to order,

The House proceeded to the third reading and consideration of House Bill No. 1025, entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection an recovery of fees and other money or property due or belongin to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody an disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and th settlement of claims against the Commonwealth, the resettlement of accounts and appeal to the courts, refunds of money erroneously paid to the Commonwealth, auditing the account of the Commonwealth and all agencies thereof, of all publi officers collecting moneys payable to the Commonwealth, c any agency thereof, and all receipts or appropriations fro the Commonwealth and imposing penalties; affecting ever department, board, commission, and officer of the State government, every political subdivision of the State, and certai officers of such subdivisions, every person, association, an corporations required to pay, assess, or collect taxes, or t make returns or reports under the laws imposing taxes fo State purposes, or to pay license fees or other moneys to th Commonwealth, or any agency thereof, every State depositor and every debtor or creditor of the Commonwealth," permitting resettlements and reviews thereof in cases of tax settlements made before April ninth, one thousand nine hundre and twenty-nine.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas an nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Fuller,
Garard,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry;
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted i the affirmative, the question was determined in the affirmativ ed, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1064, entitled:

An Act relating to the maintenance of feeble-minded persons and epileptics in state-owned institutions; fixing liability for their support; and providing for the collection of the moneys due the Commonwealth therefor.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HERMANSEN. Mr. Speaker, and members of the House, I just rise to call your attention to this bill because to me it does not appear to be a good one. It provides that if there is an epileptic or a feeble-minded member in a family who is sent to an institution and the parents have property the bill for its care can be collected regardless of how much it may be. That means that in many instances people who are unfortunate enough to have feeble-minded children are apt to lose their property as a result. In my opinion that is not fair. I think that where there is a feeble minded person that we as citizens of the Commonwealth are in duty bound to bear our share of that unfortunate condition. Therefore, I would ask the members to vote "no" on this bill.

Mr. MATHAY. Mr. Speaker and members of the House, I introduced this bill at the request of the Department of Justice. At the present time the Commonwealth has the right to collect from the family for charges where people are sent to institutions. This bill merely extends that provision to give the Commonwealth that right where a commitment has been made of a feeble-minded or an epileptic person to an institution.

Mr. DUNN. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Mathay, permit himself to be interrogated?

Mr. MATHAY. I will, Mr. Speaker.

Mr. DUNN. Is it not a fact that there is a law to-day whereby the state can collect monies from any family that is unfortunate enough to have an unfortunate in that family and that unfortunate is put in an institution, that that institution may collect the money from the family if one of the family is unfortunate enough to be an imbecile or an idiot?

Mr. MATHAY. Yes.

Mr. DUNN. Why is it necessary to have this bill?

Mr. MATHAY. This bill merely extends the law to feeble-minded epileptics.

Mr. DUNN. Is there any difference between an epileptic and any other feeble-minded person?

Mr. MATHAY. It appears that it is not now in the law and the Department of Justice asks to have that put in.

Mr. DUNN. The law states that if any person is put in an institution that the state may collect the money for their keep from the family if they have anything to collect from. I am of the opinion that this is only duplicating the present law.

Mr. STAUDENMEIER. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Mathay, permit himself to be interrogated further?

Mr. MATHAY. Certainly, Mr. Speaker.

Mr. STAUDENMEIER. Mr. Speaker, I would ask the gentleman from Philadelphia if this bill does not enable the Commonwealth to destroy an estate by entireties in the case of bills being contracted by children who are epileptics or feeble minded.

Mr. MATHAY. The law now is that they can collect from an estate by entireties. This merely extends the law to feeble-minded persons and to epileptics.

Mr. STAUDENMEIER. Do you mean to say there is a law on the statute books by which an estate by entireties may be taken for bills contracted by children?

Mr. MATHAY. I am so informed by the Department.

Mr. STAUDENMEIER. Mr. Speaker, and members of the House, I am sorry to be compelled to arise in my seat to attack a bill which I have just been informed comes to this House sponsored by the Department of Justice. I am sorry to be compelled to state that we have arrived at the point in Pennsylvania when we as citizens and taxpayers are no longer willing to assume the responsibility of caring for those whom Divine Providence in its wisdom has passed upon us to take care of, those who are epileptic or those who are feeble-minded, or those who are both epileptic and feeble-minded.

The great Commonwealth of Pennsylvania, with all its natural resources; we who pride ourselves as being Pennsylvanians, to come in here and confess that we no longer are willing to assume the duty which from biblical days to the present time is cast upon us as citizens of Pennsylvania, to take care of those who are unable to take care of themselves. A man and woman joined in lawful wedlock may have five or six children; through hard labor and by hard striving and through saving they are able to get a roof over their heads, and then along perhaps comes a seventh child and through some freak of nature, through some working of the laws of nature that we are unable to understand or to analyze, the mind of that child is unable to function. It is a toy; as a piece of wood; something that must be cared for; something that must be taught perhaps how to eat; something perhaps that has to be taught to care for the very wants of nature; and we are going to do what? To enable the Commonwealth of Pennsylvania to take that home which the father and mother and perhaps the other brothers and sisters worked and strived for so hard. That home which the father placed in his name and his wife's name, and said "Mary," or "Martha," or "Anna, this is our home," "this is our nest." This is something, as I have said, over which they had no control whatsoever. The Commonwealth of Pennsylvania has provided institutions and now the Department of Justice wants enabling legislation to permit the Commonwealth of Pennsylvania to take the roof from over their head.

You and I don't know how much these bills amount to. We have had no reasons—nothing has been presented to us to show the amount of these bills. That epileptic may live fifty or sixty or even seventy years and that property would be wiped out. I think it is one of the worst pieces of legislation that has ever been presented on the floor of this House. I don't say this in a spirit of offence to my friend from Philadelphia, Mr. Mathay, who stated that he introduced this bill at the request of the Department of Justice, but I do say, let us be men and women, let us do our duty and as citizens of Pennsylvania don't let us open up the door so as to permit where people are holding title to properties by entireties to permit that property to be taken away from them by a bill of this kind.

BILL POSTPONED

Mr. MATHAY. Mr. Speaker, there being some opposition to this bill I move that it be placed upon the postponed calender.

Mr. E. P. BROWN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreebly to order,

The House proceeded to the third reading and consideration of House Bill No. 1065, entitled:

An Act fixing liability for services rendered patients by state-owned medical and surgical hospitals; and providing for the collecting of the moneys due the Commonwealth therefor

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question.

Shall the bill pass finally?

BILL POSTPONED

Mr. MATHAY. Mr. Speaker, I move that this bill be placed on the postponed calender.

Mr. E. P. BROWN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1068, entitled:

An Act to amend section thirteen and section twenty-seven of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal;" by providing that all appeals from appraisements shall specify the objections thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier.
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran.
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1069, entitled:

An Act to further amend section seven of the act, approved the second day of May, one thousand eight hundred ninety-nine (Pamphlet Laws, fourteen), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax," by changing the date upon which the city or county treasurer is required to sue for the recovery of certain licenses duly returned to him by the mercantile appraiser and not paid.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
McKay,
Memolo,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Shellenberger,
Shettel,
Shortz,
Shutt.
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,

Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1072, entitled:

An Act to further amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, eight hundred fifty-nine), entitled "A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred and twenty-one), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by requiring executors, administrators, and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Black,
Blumberg,
Braham,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1091, entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five.

On the question,

Will the House agree to the bill on third reading?

Mr. WEIDEMANN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend sec. 1, page 1, line 13, by inserting after the word "streams" the following: "Or tunnels under streams"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1114, entitled:

An Act to repeal an act approved the eighth day of March, one thousand eight hundred and seventy-two (P. L. 275), entitled "An act relating to the election of school directors in Conyngham Township, Columbia County."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jon[illegible]
Kahl[illegible]
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 101

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to [illegible] you that I have this day approved and signed [illegible] of the House and Senate, recalling from the [illegible] Bill No. 101, Printer's No. 208, for the purpose [illegible] nt.

Accordingly, the orig[illegible] is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF VOTE

Mr. SHUTT. Mr. Speaker, I move that the vote by which House Bill No. 101 passed finally be reconsidered.

Mr. WIKE. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. SHUTT. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WIKE. Mr. Speaker, I second the motion

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. SHUTT. Mr. Speaker, I ask unanimous consent to [illegible] amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend sec. 2, page 3, line 28, by striking out the word "county" and insert in lieu thereof "copy."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time. Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instruction of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL TAKEN FROM TABLE

Mr. CHESTER H. RHODES. Mr. Speaker, I move that House Bill No. 78, which was laid upon the table together with the Governor's message be taken from the table.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. CHESTER H. RHODES. Mr. Speaker, I move that the vote by which House Bill No. 78 passed finally be reconsidered.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. CHESTER H. RHODES. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. CHESTER H. RHODES. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend line 1 of the title by striking out after the word "amend" and before the word "two" the word: "[section]" and inserting in lieu thereof the words: "section one."

Amend line 1 of the title by inserting after the word "two" and before the word "of" the words: "and five."

Amend line 14 of the title by inserting after the word "by" and before the word "providing" the words: "extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and."

Amend page 2, line 4 by striking out after the word "section" and before the word "of" the word "[two]" and inserting in lieu thereof the word: "one."

Amend page 2 by inserting between lines 16 and 17 the following:

"Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act, any non-resident of this Commonwealth, being the operator or owner of any motor vehicle, who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating a motor vehicle, or of having the same operated, within this Commonwealth of Pennsylvania, or any resident of this Commonwealth being the licensed operator or owner of any motor vehicle under the laws of this Commonwealth shall subsequently become a nonresident or shall conceal his whereabouts, shall, by such acceptance, or licensure, as the case may be, and by the operation of such motor vehicle within the Commonwealth of Pennsylvania, make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his, her, or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania against such operator or owner of such motor vehicle, arising out of, or by reason of, any accident or collision occurring within the Commonwealth in which such motor vehicle is involved.

"Section 2. That section two of said act is hereby amended to read as follow:"

Amend page 3 by inserting between lines 4 and 5 the following:

"Section 3. That section five of said act is hereby amended to read as follows:

"Section 5. This act shall be construed to extend the right of service of process upon non-residents, and upon residents who subsequently become non-residents or who conceal their whereabouts, and shall not be construed as limiting any provisions for the service of process now or hereafter existing."

Amend page 3, line 5 by striking out after the word "Section" and before the word "Any" the figure: "[2]" and inserting in lieu thereof the figure "[4]."

Amend page 3 by adding after line 11 the following:

"Section 5. This act shall become effective upon the date of its approval by the Governor."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 18.

An Act to amend section three hundred and three of the act approved the eighteennth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended authorizing any board of school directors of any district to elect as treasurer of the district any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 303, entitled "An act to amend sections one thousand six hundred and ten one thousand six hundred and eleven one thousand six hundred and twelve one thousand six hundred and thirteen one thousand six hundred fourteen and one thousand six hundred and fifteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to borough' by providing for the vacation of roads streets and alleys or parts thereof where the owners of all the property abutting thereon petition for such vacation and release the borough from damages," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate concur) That House Bill No. 777, entitled "An act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 7, 1931.

Resolved (if the Senate concur) That House Bill No. 778, entitled "An act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 8, 1931.

Resolved, (if the Senate concur) That House Bill No. 905, entitled "An act to amend sections nine hundred and one nine hundred and three nine hundred and four nine hundred ad five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' authorizing said counties to purchase and improve bridges tunnels subways or underground roads within said counties and to borrow money and incur indebtedness for that purpose," be recalled from the Governor for the purpose of amendment.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1131, entitled:

An Act to repeal the act approved the second day of July, one thousand nine hundred and one, (P. L. 601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent, dependent and neglected children, and providing for the management and maintenance thereof," in so far as it relates to cities of the second class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Dunn,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1138, entitled:

An Act fixing the compensation to be paid probation officers appointed by the several courts of quarter sessions of counties of the third and fourth classes under the provisions of an act approved the twenty-third day of April, one thousand nine hundred and three (P. L. 274), entitled "An act defining the powers of the several courts of quarter sessions of the peace, within this Commonwealth, with reference to the care, treatment and control of dependent, neglected, incorrigible and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised," and the supplements and amendments thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,

Gaghan,
Gangloff,
Garard,
Gicking,
McCallister,
McClure,
McElwee,
McGregor,
Schwartz,
Scott,
Sheely,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1151, entitled:

An Act to amend section twelve (f) of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, four hundred and seventy-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including lgacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement, or the court may appoint two appraisers.

On the question,

Will the House agree to the bill on third reading?

Mr. NEELY. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The Clerk read the amendments as follows:

Amend title, page 1, lines 13 and 14, by striking out the words "judgments and executions therefor"

Amend title, page 1, line 15, by inserting after the word "thereof" the following: "judgments and executions therefor"

Amend section 1, page 3, line 10, by striking out the words "judgments and executions therefor"

Amend section 1, page 3, line 12, by inserting the word "and" the following: "judgments and executions therefor"

Amend section 1, page 4, line 11, by striking out the parenthesis before the word "the" and inserting in lieu thereof a light faced bracket.

Amend section 1, page 4, line 12, by striking out the parenthesis after the word "of" and inserting in lieu thereof a light faced bracket.

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1162, entitled:

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1163, as follows:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees and costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" is hereby amended to read as follows

Section 23 (a) Whenever any person shall die seised of real estate and the parties in interest desire the same to be converted into money for distribution it shall be lawful for the orphans' court of the proper county in its discretion upon the joint petition of the widow and heirs or devisees and the guardians or committees of such as are minors or under disability in whom the real estate of the decedent shall have vested by descent or will and legatees whose legacies are charged on said real estate or the representatives of such as may be deceased or under disability to order the executor or administrator or a trustee to be appointed by said court to make sale of said real estate but in no such proceedings shall it be necessary for the spouse or spouses of any such party or parties to join in such petition. Such petition shall set forth the description of the property the desire to have the same sold and its estimated value according to the affidavits of two disinterested and competent persons and said petition shall be duly sworn to Said order shall provide that before making sale the executor administrator or trustee shall (give) file a bond in double the estimated value of the said real estate with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen and shall proceed thereafter in all respects in the manner provided by this act in cases of the sale of real estate under proceedings in partition The proceeds of such sale after payment of the expenses thereof shall be distributed to and among those entitled thereto the same as real estate Such sale shall have the same effect in all respects as a public sale in proceedings in partition of real estate under this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier.
DeFrehn,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette.
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Shutt,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I.B.,
Williams, J. J.
Wilson, L. M.
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1164, as follows:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows' and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organizaton of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing that the court may appoint a guardian without petition in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows' and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilites of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(k) In all cases in which proceedings may be had in any orphans' court affecting the interest of a minor notice of such proceedings shall be given to the guardian of such minor in the same manner as is provided by law in the case of persons of full age If such minor has no guardian appointed by an orphans' court of this Commonwealth or by will probated within this Commonwealth the orphans' court in which such proceedings shall be pending shall appoint a guardian ad litem for such minor in the same manner as is provided by this act in the case of ordinary applications for the appointment of guardians If such minor or his next friend shall fail or refuse to apply for the appointment of a guardian ad litem as aforesaid then such guardian shall be appointed by said court on petition filed by any person interested in such proceedings or the court may appoint a guardian "ad litem" without petition Notice shall be served as aforesaid upon such guardian ad litem whenever notice shall be requisite

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1168, entitled:

An Act to amend section two of an act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 184), entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffran,
Hermansen,
Hoffman,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1169, entitled:

An Act to amend an act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three), entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntington and regulating the procedure when such persons violate the terms of paroles, and the effect of such violations," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1170, entitled:

An Act to amend section one of an Act approved the first day of May, one thousand nine hundred and twenty-nine, (Pamphlet Laws, one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole; and fixing the penalty for such violation," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,

Blumberg,
Bowers,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Gaghan
Greeby,
Green
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Steedle,
Sterling,
Stewart,
Stevenson,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1201, entitled:

An Act relating to impeachment proceedings; providing for special committees of the House of Representatives to investigate charges against public officers and for special Sessions of the General Assembly at the call of the Governor to bring and try impeachment proceedings during interims between regular Sessions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 185

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W..
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,

Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring.
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Price,
Reader,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1216, entitled:

An act fixing the salary of the recorder of deeds in counties of the third class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,

Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1243, entitled:

An act to supplement section four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the Orphans' Courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader.
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Garard,
Gicking,
Gillette,
McCallister,
McClure,
McElwee.
Schwartz,
Scott,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consitiution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1251, entitled:

An Act authorizing the State Treasurer under certain conditions to transfer sums of money from the General Fund to the Motor License Fund; providing for the subsequent transfer of an equal sum from the Motor License Fund to the General Fund; and making appropriations necessary to effect such transfers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette.
Goehring,
Greeby,
Green.
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines.
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason.
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo.
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, W. H.
Mumford,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler.
Spann,
Stadtlander,
Staudenmeier
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker.
Turner,
Wade,
Wall,
Way.
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1254, entitled:

An Act to amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred and nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," as amended.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HERMANSEN. Mr. Speaker and members of the House I rise to oppose this bill because I think it is an improper bill and an improper time for us to vote an increase to ourselves. We all know that the depression is felt all over the State and I think it will be a bad reflection upon this body if we pass this bill.

Mr. GREEN. Mr. Speaker and members of the House, I feel that the members of the Senate and of the House come up here to Harrisburg, a great many of them, at a great sacrifice and I think it is only right and just that they should get the proper amount of compensation. I think the amount we get for a special session $500.00 is too low for the quality and dignity of the office we occupy.

Mr. PEELOR. Mr. Speaker and members of the House, I want in this public way to enter my protest. If I am making too much of a sacrifice in coming to this House I will withdraw from the Legislature and let some one else assume the responsibility. I think this bill should be opposed. I cannot see why it would not be sufficient for all the services we render.

Mr. SOWERS. Mr. Speaker and members of the House, I am not afraid to voice my approval of this bill. I know the time when we came here for $1,000.00 for the regular session; I know the time when it was raised to $1,500.00 and I know the time when I spoke to a gentleman from the country and I asked him why he hadn't voted for the bill raising the salary of the members of the Legislature and he said, "I could not do that; Lord God! It would stir up too much opposition back home against me; there would be too many fellows struggling for the job." I am afraid that a sentiment of that kind may be found opposing this bill. Why, members of the House, bricklayers work less hours than we do and get more money, and if members of the Legislature working as long as we do and the hours we put in are not worth $1,500.00 at a special session then our good Governor should never call a special session.

Mr. MUSMANNO. Mr. Speaker and members of the House I think the amount provided for in this bill is not sufficient. It should be high enough to make a special session prohibitive so it would not be necessary to call a special session. Then we will get down to business and complete all the legislative work necessary in the regular session.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—70

Adams,
Argentieri,
Baldrige,
Bechtel,
Bell,
Beyer,
Brown, E. P.,
Burns,
Conner,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Eveland,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Graham,
Green,
Haines,
Hart
Haws,
Hefferon,
Jaffe,
Male,
Marcks,
Mason,
Mathay,
McArran,
McElwee,
Metzinger,
Musmanno,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Peters,
Pitts,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Schreck,
Shortz,
Sowers,
Spangler,
Spann,
Steedle,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Weidemann,
Wike,
Williams, I. B.,
Yeakel,

NAYS—54

Baker,
Barton,
Batchelor,
Bicker,
Black,
Brown, T. J.,
Evans, J. T.,
Evans, T. C.,
Flinchbaugh,
Griffith, C. R.,
Griffith, J. W.,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
Labar,
Lewis,
McKay,
Miller,
Mumford,
Musser,
Patterson,
Peelor,
Post,
Richards,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Snyder,
Stevenson,
Stewart,
Stone,
Surface,
Terry,
Way,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1263, entitled:

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and seventeen (P. L. 802), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where a bondsman causes the apprehension of a defendant and surrenders him to the jurisdiction of the court.

On the question,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, lines 7 and 8, by striking out the following: "a bondsman causes the apprehension of a defendant and surrenders him" and insert in lieu thereof "the defendant is subsequently apprehended and returned"

Amend title, last line, by inserting after the word "court" the following: "and providing for the repayment of moneys collected in such cases"

Amend section 1, page 2, line 8 by inserting after the word "court" the following: "and the same has been paid into the county treasury"

Amend section 1, page 2, lines 10 and 11, by striking out the following: "through the efforts of a bondsman and surrendered" and insert in lieu thereof "and returned"

Amend section 1, page 2, line 12 by inserting after the word "may" the following: "(a)"

Amend section 1, page 2, line 13 by inserting after the word "attorney" the following: "and (b), shall upon order of court in any case"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1293, entitled:

An Act to amend route three hundred and fifty-four of the act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1298, entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. BELL. Mr. Speaker, in the absence of the sponsor I move that this bill be placed on the postponed calendar.

Mr. HAWS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1300, entitled:

An Act to amend an act approved the sixth day of July, one thousand nine hundred and seventeen (P. L. 747), entitled "An act requiring all counties, cities, boroughs, townships, school districts, and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice," as amended, by providing that whenever a part of such proposed issues of bonds or other securities shall have been or shall hereafter be bid for, after due advertisement, the balance of such proposed issues or any part thereof, may be sold at private sale, for not less than par and accrued interest.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,

Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1302, entitled:

An Act fixing the salaries of district attorneys in counties of the sixth, seventh and eighth classes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle.
Sterling,
Stewart,
Stone.
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry.
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order

The House proceeded to the third reading and consideration of House Bill No. 1317, entitled:

An Act to amend section seven of the act approved the fifth day of March, one thousand seven hundred ninety-one (three Smith's Law's six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned" prescribing the form of notary seal.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi. J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt.
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard.
Gicking.
Gillette,
Goehring,
Graham,
Greeby,
Green.
Greenstein,
Grenet,
Griffin,
Griffith. C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon.
Henderson,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe.
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.
Mumford,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer.
Shellenberger,
Shortz,
Shutt,
Snyder,
Soffel.
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1318, entitled:

An Act to amend sections one and two of the act approved the sixth day of June, one thousand eight hundred and ninety-three (Pamphlet Laws, three hundred twenty-three), entitled "An act to amend an act, entitled 'Relative to notaries public,' approved the fourth day of February, Anno Domini one thousand eight hundred and fifty-six, extending the limits of residence and powers of notaries public," requiring notaries public to maintain an office at the place named in the notary commission and to specify such place on notarial acts performed elsewhere.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAWS. Mr. Speaker, in the absence of the sponsor of this bill I move it be placed on the postponed calendar.

Mr. EDERER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1319, entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (Pamphlet Laws, three hundred thirty-four), entitled "A further supplement to the act, entitled an act to enable the Governor to appoint notaries public, and for other purposes therein mentioned," by requiring notaries to take the constitutional oath of office and to file their bond, commission and oath within a certain time and repealing part of a certain act.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAWS. Mr. Speaker, in the absence of the sponsor of this bill I move it be placed on the postponed calendar.

Mr. EDERER. Mr. Speaker, I second the motion.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. HAWS. Mr. Speaker, I move that the vote by which House Bill No. 1317, printer's No. 376, entitled:

An Act To amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

was passed finally today be reconsidered.

Mr. SPANGLER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. HAWS. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. SPANGLER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1079 (Senate Bill No. 231), entitled:

An Act to amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one thousand thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" as amended extending the provisions of said act to the Sons of the American Revolution and the Daughters of the American Revolution.

On the question,

Will the House agree to the bill on third reading?

Mr. EMHARDT. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 11 by inserting after the word "Revolution" the following: "and providing for the printing of proceedings by the Department of Property and Supplies"

Amend section 1, page 3, line 3 by striking out the words "Secretary of Internal Affairs" and inserting in lieu thereof the following: "Department of Property and Supplies"

Amend section 1, page 3, lines 8 and 9 by striking out the words "Secretary of Internal Affairs" and inserting in lieu thereof the following: "Department of Property and Supplies"

Amend section 1, page 3, line 11 by striking out the word "State" and inserting in lieu thereof the following: "Commonwealth"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1280 (Senate Bill No. 195), entitled:

A Joint Resolution proposing an amendment to article three section twenty-two, of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 181

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines.
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler.
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Shortz,
Shutt.
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone.
Storb,
Storer,
Stott,
Strickler,
Surface.
Tahl,
Talbot,

Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reed, G. L.,
Rhodes, J. A.,
Rice,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1184 (Senate Bill No. 338), entitled:

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation, allocation and distribution of the property and assets of such corporations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Ronemus,
Root,
Royle,
Sarig,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, J. J.,
Wilson, L. M.
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1185 (Senate Bill No. 339), entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1284 (Senate Bill No. 416), entitled:

A Supplement to the act, approved the eighth day of May, one thousand nine hundred and nineteen (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River," authorizing the widening of approaches to bridges heretofore acquired, and to provide sheds for storing and seasoning lumber; and making an appropriation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—172

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier.
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fielsher.
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking.
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Heffran,
Henderson,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe.
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar.
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee.
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Wilson, L. M.,
Witkin,
Wright,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 96, entitled:

An Act for the relief of owners and operators of motor vehicles from liability for injuries, death and loss suffered by guests, except in certain cases.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. BAKER. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. BELL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 181, entitled:

An Act to amend clause four, section three, article five, of the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," as amended, by providing for the levy and collection of a license tax upon the business transacted at each separate place of business.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. GICKING. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of a public hearing.

Mr. RONEMUS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 193, entitled:

An Act making an appropriation for the preservation and reconditioning of the flags, standards and guidons of the Pennsylvania regiments that served in the various wars, in which the United States has engaged.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Baker,
Baldi,C.C.A.Jr.,
Baldrige,
Barton,
Bauer,
Bechtel,
Beyer,
Bicker,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Metzier,
Meredith,
Metzinger,
Millar
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,

Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Greenstein,
Grenet,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 331, as follows:

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering providing for the appointment by the Governor of an examining board defining the powers and duties of such board regulating barber shops barber schools and barber colleges and apprentices and students therein and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person to follow the occupation of barber in this Commonwealth unless he or she shall have first passed an examination and obtained a certificate of registration as provided in this act Nothing contained in this act however shall apply to or effect any person who is now actually engaged in such occupation except as hereinafter provided

Section 2 A Board of Examiners to consist of five persons is hereby created to carry out the purposes and enforce the provisions of this act The board shall be appointed by the Governor the appointees to be chosen from practical barbers who have for at least ten years prior to their appointment followed the occupation and have been residents of this Commonwealth for a period of five years Each member of the board shall serve for a term of three years and until his successor is appointed and qualified Of the first board appointed two of the appointees shall be for a term of one year two for a term of two years and one for a term of three years Vacancies in the board occurring from any cause whatsoever shall be filled by the Governor for the unexpired portion of the term Each member of the board shall take the oath provided by law for public officers

Section 3 The board may appoint deputies to assist in carrying out the provisions of this act The salary of such deputies shall be fixed by the board in a sum not to exceed eight dollars for each day so employed

Section 4 The board shall elect a president secretary and treasurer and shall have its headquarters at such place in the Commonwealth as the board may determine The board shall have a common seal and may administer oaths A majority of the board may in meeting duly assembled perform the duties and exercise the powers devolving upon the board under the provisions of this act The secretary of the board shall receive a salary of eighteen hundred dollars annually The members of the board shall receive for their compensation ten dollars per diem and such expenses actually and necessarily incurred

Section 5 The board shall make a report annually to the Governor which shall set forth in full the receipts and disbursements of the board in itemized account and shall contain a full statement of its doing and proceedings and such recommendations as to it may seem proper looking to the better carrying out of the purposes of this act A copy thereof shall be furnished to the Legislature

Section 6 All moneys received by the board from fees or otherwise shall be deposited with the State Treasurer within thirty days from its receipt All disbursements shall be paid on warrants of the Auditor General on the State Treasurer upon the requisition of the board of examiners

Section 7 The board shall hold public examinations on the first Tuesdays in March June September and December in the cities of Philadelphia Pittsburgh Scranton Harrisburg and Erie at such hours as the board shall prescribe

Section 8 Every person now engaged in the occupation of a barber shall within ninety days after the board is appointed file with the secretary of the board two affidavits The one shall be made by the applicant and shall set forth his or her name age residence and length of time during which and the place where he or she has practiced said occupation The other shall be made by a practicing physician and shall set forth that the applicant was examined and is free from all contagious and infectious disease The applicant at the time or filing these affidavits shall pay to the secretary of the board the sum of one dollar Thereupon the board shall issue to such applicants a certificate of registration entitling him or her to practice such occupation

Section 9 Any person not holding a license under the provisions of thme preceding section and desiring to obtain a license under this act shall make application in such form as the board shall prescribe and shall be verified by the applicant as to the truth of the statement or answers therein made to the board Such application shall be accompanied by an affidavit which shall be made by a practicing physician and shall set forth that the applicant was examined and is free from all contagious and infectious disease The applicant at the time of filing such application and affidavit shall pay to the secretary of the board an examination fee of five dollars and shall present himself or herself at the next regular meeting of said board for examination of applicants The board shall thereupon proceed to examine such person If satisfied that he or she is above the age of sixteen years free from contagious and infectious disease and has either (a) studied the occupation for a period of two years as apprentice under a qualified and practicing barber or (b) studied the occupation in a properly appointed and conducted barber school under the instruction of a competent barber for a period of at least two years (c) practiced the occupation in an another State for a period of at least two years and is possessed of requisite skill in said occupation to propertly perform all the duties thereof including his or her knowledge and ability in the antiseptic preparation of tools shaving hair cutting and all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation The board shall enter his or her name in the register hereinafter provided for and shall issue a certificate of registration to him or her authorizing him or her to practice such occupation

Section 10 Any person who holds a certificate of registration granted after examination by a board of barber examiners of any other State who shall present credentials showing that he or she is a qualified barber under the laws of that Commonwealth and who shall file an affidavit made by a practicing physician as hereinbefore provided may be granted a certificate of registration by said board without practical examination upon the payment of the registration fee of two dollars

Section 11 Nothing in this act shall prohibit any person from serving as an apprentice in such occupation under a registered barber of this Commonwealth or from serving as a student in any barber school for the training of students in said occupation under the training of a duly registered barber authorized to practice such occupation in this Commonwealth Provided that such apprentice or student shall apply to the board to have his or her name registered with said board in a book which shall be kept by the board for the registering of apprentices or students and secure a permit to practice as an apprentice or student under a duly registered barber such permit to be displayed in front of his or her working chair After having practiced the occupation for two years under a registered barber such apprentice or student shall be eligible to become a registered barber and shall present himself or herself at the next meeting of the board held nearest to him or her for the examination of applicants and pay the fee as provided for in section nine of this act

Section 12. The board shall furnish to each person to whom a certificate of registration is issued a card bearing the seal and signature of said board certifying that the holder thereof is entitled to practice the occupation of barber The holder of such card shall display the same in a conspicuous place in front or his or her working chair where it may be readily seen by all persons whom he or she may serve

Section 13 The card shall be renewed on or before the first day of January in each year and the holders of said certificates of registration shall pay the secretary of said board the sum of two dollars for a renewal card Upon the failure of any holder of a certificate of registration to apply for a renewal of his or her card on or before the first day of January in each year his or her certificate of registration shall be revoked by the board and a new certificate of registration shall not be issued to such person until he or she shall again comply with all the provisions of this act in the same manner as if he or she had never been registered

Section 14 The board may revoke any certificate of registration granted by it under this act for (a) habitual drunkenness (b) having or imparting any contagious or infectious disease (c) doing work in an unsanitary or filthy manner or (d) gross incompetence Before any cetrificate shall be revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before the board with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so revoked may after the expiration of ninety days on application have the same reissued to him or her upon satisfactory showing that the disqualification has ceased except where such certificate was revoked for having or imparting any contagious or infectious disease in which case a new certificate shall not be issued for a period of at least one year and then only after the provisions of this act have been fully complied with by such person in the same manner as if he or she had never been registered

Section 15 The board may adopt reasonable rules and regulations prescribing the sanitary requirements of each barber shop barber school or barber college subject to the approval of the Department of Health and shall cause the rules and regulations so approved to be printed in a suitable form and shall transmit a copy thereof to the proprietor or person operating such barber shop school or barber college which shall at all times be kept conspicuously displayed in such shop school or college Any member of the board or duly authorized agent may enter and make reasonable examination of any barber shop barber school or barber college during the business hours for the purpose of ascertaining the sanitary conditions thereof Any barber shop barber school or barber college in which tools appliances and furnishings in use therein are kept in an unclean and unsanitary condition as to be a danger to health is hereby declared to be a public nuisance and the proprietor thereof or any person operating such barber shop school or barber college shall be subject to prosecution and punishment therefor

Section 16 The board shall keep a register in which shall be entered the names of all persons to whom certificates of registration or permits for serving apprenticeship or as students are issued under this act the register shall at all times be open to public inspection

Section 17 In no barber shop shall there be more than one apprentice to two barbers authorized under this act to practice such occupation All barber shops having but one chair shall be entitled to at least one apprentice All barber schools or barber colleges shall keep prominently displayed a sign reading "Barber College" or "Barber School" Any copartnership corporation or person desiring to operate or conduct a barber shop or barber college shall first secure from the board a permit to do so and shall keep the same prominently displayed The board may pass upon the qualifications appointments and course of study in said college which shall be not less than two years All barber schools or barber colleges shall have not less than one teacher or instructor for every twelve students

Section 18 To shave or trim the beard or regular hair cutting to give facial and scalp massaging facial and scalp treatments with any preparations made for this purpose either by hand or mechanical appliances to singe and shampoo the hair or apply any makes of hair tonics and to dye the haid of any person for hire by the person performing such service or any other person shall be construed as practicing the occupation of barber within the meaning of this act Provided however That nothin gcontained in this act shall be construed to include so-called beauty shops or hair-dressing parlors or schools of beauty culture patronized by women except as to regular hair cutting performed by one engaged in the occupation of barbering as herein defined

Section 19 Any barber apprentice or student who shall practice the occupation of barber while suffering from contagious or infectious disease or who shall knowingly serve any person afflicted with such disease or any person who shall permit himself to be served kwowing at the time that he is afflicted with any such contagious or infectious disease shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or undergo an imprisonment not exceeding thirty days or both at the discretion of the court

Any barber apprentice or student who shall infect any person or who shall impart any contagious or infectious disease by reason of carelessness or negligence in the practice of such occupation shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding two years or both at the discretion of the court

Any person who shall violate any of the other provisions of this act except as herein otherwise provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo an imprisonment not exceeding ninety days or both at the discretion of the court

Section 20 All acts and parts of acts inconsistent with this act are repealed

On the question,,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. **MUSMANNO.** Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. **BALDRIGE.** Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 667, entitled:

An Act making an appropriation to the Board of Trustees of the Soldiers' and Sailors' Home at Erie, to pay the Commonwealth's Share of paving Third Street along the property of said Home.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Soffel,

Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, G. L.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, I. B.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 878, entitled:

An Act to amend section five of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by decreasing the number of voters to one election district.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black.
Blumberg.
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel.
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Heffner,
Heffran.
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lockhart,
Loucks,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1031, entitled:

An Act to amend clause (b) section four hundred and fifteen, Article four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the laws providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation, and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as added, further defining and regulating group insurance, and exempting policies of group life insurance and the proceeds thereof from execution.

On the question,

Will the House agree to the bill on third reading?

Mr. **HEFFERON**. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The **SPEAKER**. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

On page 4, line 15, after the word "insuring," strike out the words "only all of," after the word "members," strike out the words "who are." On line 16, strike out the words "actively engaged in the same occupation."

The **SPEAKER**. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1158, entitled:

An Act to amend section six of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," as amended, by fixing the weight of bituminous coal by bushel.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Metzier,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Munley,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. A.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1173, entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act ,approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for issuing of insurance covering loss occasioned by smoke, smudge and perils arising out of ownership of aircraft and motor vehicles.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—172

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Hagmaier,
Harkins,
Hart,
Haws,
Heffernan,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wise,
Witkin,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1197, entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction, reconstruction and improvement of State highways and State-aid highways.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—160

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bechtel,
Beyer,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Metzier,
Meredith,
Metzinger,
Millar,
Moore, D G.,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Cooke,
Cordier,
DeFrehn,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Goehring,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
Memolo,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Schreck,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shortz,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1203, entitled:

An Act to amend section seventeen of an act approved the eighth day of June, one thousand nine hundred and seven. (P. L. 488), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes;" by authorizing such cities to provide by ordinance for the leasing of wharves, docks, piers, bulkheads, slips, basins, ferries, harbors and harbor structures in such cities for such period in excess of ten years, and on such terms and conditions as may be deemed desirable.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—167

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Henderson,
Himes,
Memolo,
Metzier,
Meredith,
Metzinger,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,

Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Eveland,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Holmes,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McElwee,
McKay,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Reider,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Wood,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1261, entitled:

An Act empowering cities of the third class, under certain conditions, to lease dead ends or blind ends of streets or highways to certain organizations of veterans, and to receive a rental therefor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—164

Adams,
Argentieri,
Baker,
Baldrige,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox.
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mathay,
McAlee,
McCallister,
McClure.
Memolo,
Metzier,
Meredith,
Metzinger,
Millar,
Miller,
Mumford,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Riddle,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,

Fuller,
Gaghan,
Gangloff,
McElwee,
McGregor,
McKay,
Sheely,
Sheffer,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 963 (Senate Bill No. 10), entitled:

An Act to amend section seven hundred and two of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defects, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by imposing additional penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—160

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fleisher,
Flynn,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jones, B.,
King,
Kirkbride,
Leidich,
Lockhart,
Loucks,
Lynch,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz.
Scott,
Sheely,
Sheffer,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike;
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1180 (Senate Bill No. 212), entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and twenty-seven, (P. L. 372), entitled "An act to fix the time for filing petitions for nomination with the county commissioners."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—158

Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Henderson,
Holcombe,
Hoopes,
Jaffe,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wood,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1190 (Senate Bill No. 422), entitled:

An Act making an appropriation to the Board of Trustees of the Philipsburg State Hospital of Philipsburg Pennsylvania for deficiencies in the construction of hospital buildings and equipment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—172

Adams,
Argentieri,
Baker,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the third reading and consideration of House Bill No. 1308 (Senate Bill No. 158), entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," as added, by providing for filing of amended charters and certifications thereof, in merger proceedings.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—160

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Beyer,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Henderson,
Himes,
Holcombe,
Hoopes,
Jaffe,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Metzler,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 5, as follows:

An Act to amend sections one and five of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" by extending time for making returns and holding sales and eliminating penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of any receiver or collector of any county borough town township school district or poor district taxes to make a return of such taxes assessed levied and unpaid on seated lands to the county commissioners of the county in which such real estate lies and for which no liens have been filed not later than the first Monday of [May] in the second year succeeding the year in which the respective taxes were assessed and levied [a penalty of one per centum of any such tax in addition to such penalties now prescribed by law shall be added thereto on the first day of January of the year following the levy and assessment of such tax and on the first day of every month thereafter until such taxes are paid or the seated lands responsible therefor are sold as herinafter provided]

Section 2 That section five is hereby amended to read as follows

Section 5 Such sales shall be made on the first Monday of [August] March in the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjourned or readjourned sale

The county treasurer shall be entitled for each tract of land so disposed of the following fees which shall be taxed as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printer's charge ...	$2.00
Selling each tract or part thereof	.50
Writing and signing each deed	1.50
Acknowledging every deed	.50
Writing and filing every bond to acknowledge the purchase money	.25

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. STEWART. Ladies and gentlemen of the General Assembly: I would not intrude upon the time of the House at this late hour, were it not for the fact that this is one of the most important pieces of legislation that is before the Genereal Assembly today. My purpose in addressing the House is to bring to the attention of the General Assembly, both Senate and House, certain facts of which I believe all should have knowledge.

Strange to say, in view of my history and reputation in this House, I do not arise to object to this bill. I favor it, as a measure having in it the milk of human kindness so sadly lacking in the bill which it amends. I shall vote for it. But there are certain facts in connection with this bill that I believe should be called to your attention. I shall take no more than three minutes of your time. I believe that these facts should be placed in the record, for the consideration of the General Assembly in whatever final disposition is made of this muddled delinquent seated tax sale situation.

This bill would amend a law signed May 9, 1929, a bill generally referred to as the "delinquent seated tax sale bill," or in less affectionate terms, which act has been held unconstitutional by a county judge, the Honorable A. R. Chase, of the Clearfield County Court.

It is pertinent to the solution of a question involved that you have a brief history of this case.

In response to a petition filed only two or three days prior to the day set for the holding of the sale, August 4, 1930, to be exact, the county treasurer having advertised the sales according to the law, Judge Chase issued an order restraining the county treasurer from holding the sale on said date and a rule on the county treasurer to show cause why the order should not be made absolute and permanent, the petition alleging the tax act to be unconstitutional.

The county treasurer made no defense, he taking the position that he was but an agent acting in a representative capacity and subordinate to the order of the court; whereupon the court issued an order which said, in effect, "it appearing that this act is in conflict with Article 3, Section 3, of the Constitution of Pennsylvania," and further restrained the county treasurer from holding a sale, adding, "the manner in which said act offends to be set forth at November term of court."

That order or opinion has never been filed, and we on whom the duty of legislation is placed have no means of knowing in what respect or manner we must alter, change or amend the parent act to bring it within constitutional requirements. Neither have we any means of knowing how such legal difficulties can be corrected in the drawing of any new act to cover the situation, which is indeed acute, as because of litigation no tax sale has been held in my county for three years; and I am informed that a similar situation exists in other counties.

Should we pass this bill, we will be ignoring the rule of the county judge on the law which this bill amends, though perhaps we are justified in view of the fact the said county judge has up to this time failed to set forth the manner in which the parent law offends. I do not presume to know; neither do I venture an opinion. But I think it is only proper that this situation be made a matter of record, in order that when the Senate and House conferees come together on the bill, they shall have knowledge of the situation, in at least one of the courts of the state, with regard to the constitutionality of the act which this bill seeks to amend.

Mr. TURNER. Mr. Speaker and members of the House: There have been a number of bills introduced in this session of the Legislature seeking to amend that act of 1929. The opinion of Judge Fleming, which my friend has cited, served a very good purpose at the time. Undoubtedly the Legislature made a very serious mistake in 1929 in the passage of that act, and it would have created untold hardship in a great many counties this year if the sales had been held under that act. I do not think, however, that the opinion of Judge Fleming (and I think my opinion is backed up by other lawyers that have studied it) would have held water in an appeal from that decision.

It is my understanding that Mr. Wheeler has made some study on this question. It is a big question. It involves a number of very important issues. It involves not only the question of the time of the sale; it involves the question of penalties; it involves the time which the tax collectors shall have within which to make their returns. Mr. Wheeler has made some study, as I said, upon this matter, and it was my understanding that the result of his studies had been turned over to Mr. Peters. Am I correct in that Mr. Wheeler?

Mr. WHEELER. Yes, sir. Have you concluded, sir?

Mr. TURNER. I have not. I was merely going to say that in view of the situation (I had not caught this bill on the calendar) I was going to ask the sponsor of this bill whether he would not recommit this bill to committee, so that all of these bills might be considered together. There are so many questions involved in this, and it is such a technical question, that I think it should be studied very carefully by some group of this House.

Mr. FLINCHBAUGH. Mr. Speaker and ladies and gentlemen of the House: I am not a lawyer, much less a constitutional lawyer; and I am not in a position to go into the constitutionality of this act. My only object in proposing this measure is to give a relief in a very serious, and which may become a very critical, situation. This bill had been out for second reading at the request of members of the House. I had referred it back for third reading for comparison with similar bills introduced. Apparently similar bills never reached the same committee. I am only interested in relieving a situation which is very critical over the State, and which, if it should be placed in effect on the first of May, which is following very closely, it might retard the return of prosperity and bring untold misery to the people of the Commonwealth of Pennsylvania. I only ask that some measure of this character be enacted, and be enacted speedily.

Since it has been referred back to a committee on a previous occasion, I would prefer not to refer it back; but I am willing to make a motion that it be placed on the postponed calendar.

BILL POSTPONED

Mr. FLINCHBAUGH. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. SCHROCK. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. FLYNN. Mr. Speaker, I move that this House do now adjourn until Monday, April 13, 1931, at 9.00 o'clock P. M.

Mr. D. GLENN MOORE. Mr. Speaker, I second the motion.

The motion was agreed to, and at 6.25 o'clock P. M., the House adjourned until Monday evening, April 13, 1931, at 9.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 129th of the General Assembly

Vol. 12 HARRISBURG, PA., MONDAY, APRIL 13, 1931 No. 34

SENATE

MONDAY, April 13, 1931.

The Senate met at 9 o'clock P. M.

The **PRESIDENT PRO TEMPORE** (Mr. August F. Daix, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Thou God of Nations, we stand reverently before Thee at the opening of our evening session. We thank Thee for this great Republic of which our Commonwealth is a part. We thank Thee for the blessing of our American freedom. We pray Thee to be our Ruler. Direct us in all our actions, so that our freedom may find its best expression. We ask Thee thus to rule over us.

With the great poet we would say:

> "Our wills are ours, we know not why:
> Our wills are ours to make them thine."

Direct us in all our activities in this legislative session, and in our lives wilt Thou evermore govern us. And to Thy Name shall be all the praise, world without end. Amen.

JOURNAL APPROVED

The **PRESIDENT.** A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. **HOMSHER**, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 37

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 37, entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvment of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by requiring the Commonwealth instead of counties to pay damages due to the change of width or location of State highways and the cost of removing structures within the lines of such highways.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 677

He also returned to the Senate, Senate Bill No. 677, entitled:

A Joint Resolution authorizing the appointment of a commission to study, investigate and report upon the taxation of forest and mineral lands, and the distribution and application of such tax, and making an appropriation.

with the information that the House has passed the same without amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 905

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 905, entitled:

An Act to amend article four of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by the addition at the end thereof of a new subheading permitting the temporary use in counties of the second class of certain funds for purposes other than those for which such funds were acquired; providing the method for such transfer, and validating such transfer heretofore made.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 588

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 588, entitled:

An Act to amend section six hundred and fifty-two of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "The General County Law."

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 10

He also returned to the Senate, Senate Bill No. 10, entitled:

An Act to amend section seven hundred and two of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defects, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by imposing additional penalties.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 212

He also returned to the Senate, Senate Bill No. 212, entitled:

An Act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled "An act to fix the time for filing petitions for nomination with the county commissioners."

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 158

He also returned to the Senate, Senate Bill No. 158, entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," as added, by providing for filing of amended charters and certifications thereof, in merger proceedings.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 422

He also returned to the Senate, Senate Bill No. 422, entitled:

An Act making an appropriation to the Board of Trustees of the Philipsburg State Hospital, of Philipsburg, Pennsylvania, for deficiencies in the construction of hospital buildings and equipment.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 416

He also returned to the Senate, Senate Bill No. 416, entitled:

A Supplement to the act, approved the eighth day of May, one thousand nine hundred and nineteen, (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River," authorizing the widening of approaches to bridges heretofore acquired, and to provide sheds for storing and seasoning lumber; and making an appropriation.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 195

He also returned to the Senate, Senate Bill No. 195, entitled:

A Joint Resolution proposing an amendment to article three, section twenty-two, of the Constitution of the Commonwealth of Pennsylvania.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 338

He also returned to the Senate, Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship, and for the preservation, allocation and distribution of the property and assets of such corporations.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 339

He also returned to the Senate, Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

with the information that the House has passed the same without amendment.

SENATE BILL NO. 167 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. **MANSFIELD.** Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. **EINSTEIN.** Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title, page 1, line 2, by inserting after the word "cities" the words "of the second class"; also by inserting after the word "counties" the words "of the second class"; also section 1, page 1, line 6, by inserting after the word "county" the words "of the second class"; also by inserting after the word "city" the words "of the second class".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38.

Apple,
Armstrong,
Baumer,
Bell,
Bowers,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Lanius,
Mansfield,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL NO. 40 RETURNED WITH AMENDMENTS.

He also returned to the Senate, Senate Bill No. 40, entitled:

An Act permitting the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgagees and judgment creditors

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. **FRAZIER.** Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. **PARKINSON.** Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title page 1, line 1, by striking out the word "Permitting" and inserting in lieu thereof the word "Requiring"; also section 1, page 1, by striking out the section after line 3. and inserting in lieu thereof the following: "all agreements in writing relating to real property situate in this Commonwealth by the terms whereof the parties executing the same do grant bargain sell or convey any rights or privileges of a permanent nature pertaining to such real property or do release the grantee or vendee thereunder against damages which may be inflicted upon such real property at some future time shall be acknowledged according to law by the parties thereto or proved in the manner provided by law and shall be recorded in the office for the recording of deeds in the county or counties wherein such real property is situate"; also page 2, by stiking out section 2, and inserting in lieu thereof the following: "Section 2 The legal effect of the recording of such agreements shall be to give constructive notice to subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements of the fact of the granting of such rights or privileges and/or of the execution of said releases and the rights of the subsequent purchasers mortgagees and/or judgment creditors of the parties to said agreements shall be limited thereby with the same force and effect as if said subsequent purchasers mortgagees and/or judgment creditors had actually joined in the execution of the agreement or agreements aforesaid".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

INVITATION TO ATTEND GRADUATING EXERCISES OF PENNSYLVANIA STATE POLICE

The Chair laid before the Senate communication from the Superintendent of State Police, which was read as follows:

Commonwealth of Pennsylvania
HEADQUARTERS
PENNSYLVANIA STATE POLICE
HARRISBURG

The Superintendent April 9, 1931.

Hon. E. C. Shannon,
Lieutenant-Governor,
Commonwealth of Pennsylvania,
Harrisburg, Pa.

My dear Governor:

Through you, the April Graduating Class of the Pennsylvania State Police Training School respectfully invites the members of the Senate of the Commonwealth of Pennsylvania to be present at its graduating exercises to be held between

3.00 and 5.00 P. M., on April 21, 1931, at Hershey, Pennsylvania.

The exercises will consist of a formal inspection; three-minute talks by four members of the class; pistol shooting; boxing, wrestling, jui-jitsu and rough riding.

Transportation will be available at the main door of the Capitol at 2.15 P. M., on that date, for those Senators requiring it.

Respectfully submitted,

LYNN G. ADAMS,
Superintendent of State Police.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 12 (Senate Bill No. 734), entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled, "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the juriusdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and township or county roads; defining highways and State-aid highways; providing method of application for state aid in the improvement, maintenance and repair of townshp or country roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by imposing on the Commonwealth one-half the damages due to the change of width or relocation of State highways.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 193 (Senate Bill No. 735), entitled:

An Act making an appropriation for the preservation and reconditioning of the flags, standards and guidons of the Pennsylvania regiments that served in the various wars, in which the United States has engaged.

Which was committed to the Committee on Appropriations.

House Bill No. 348 (Senate Bill No. 736), entitled:

An Act to amend section three hundred and sixty-three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by extending the powers and duties of county auditors.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 530 (Senate Bill No. 737), entitled:

An Act to amend section one of the act approved the twelfth day of May one thousand nine hundred and twenty-five (P. L. 624), entitled "An act to establish as State highways certain sections of public road in the county of Mercer

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 667 (Senate Bill No. 738), entitled:

An Act making an appropriation to the Board of Trustees of the Soldiers' and Sailors' Home at Erie, to pay the Commonwealth's Share of paving Third Street along the property of said Home.

Which was committed to the Committee on Appropriations.

House Bill No. 878 (Senate Bill No. 739), entitled:

An Act to amend section five of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by decreasing the number of voters to one election district.

Which was committed to the Committee on Elections.

House Bill No. 1025 (Senate Bill No. 740), entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeal to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts or appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporations required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," permitting resettlements and reviews thereof in cases of tax settlements made before April ninth, one thousand nine hundred and twenty-nine.

Which was committed to the Committee on Finance.

House Bill No. 1068 (Senate Bill No. 741), entitled:

An Act to amend section thirteen and section twenty-seven of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal;" by providing that all appeals from appraisements shall specify the objections thereto.

Which was committed to the Committee on Judiciary General.

House Bill No. 1069 (Senate Bill No. 742), entitled:

An Act to further amend section seven of the act, approved the second day of May, one thousand eight hundred ninety-nine (Pamphlet Laws, fourteen), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax," by changing the date upon which the city or county treasurer is required to sue for the recovery of certain licenses duly returned to him by the mercantile appraiser and not paid.

Which was committed to the Committee on Finance.

House Bill No. 1072 (Senate Bill No. 743), entitled:

An Act to further amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, eight hundred fifty-nine), entitled "A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred and twenty-one), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by requiring executors, administrators, and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax.

Which was committed to the Committee on Finance.

House Bill No. 1114 (Senate Bill No. 744), entitled:

An Act to repeal an act approved the eighth day of March, one thousand eight hundred and seventy-two (P. L. 275), entitled "An act relating to the election of school directors in Conyngham Township, Columbia County."

Which was committed to the Committee on Repeal Bills.

House Bill No. 1131 (Senate Bill No. 745), entitled:

An Act to repeal the act approved the second day of July, one thousand nine hundred and one, (P. L. 601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent, dependent and neglected children, and providing for the management and maintenance thereof," in so far as it relates to cities of the second class.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1138 (Senate Bill No. 746), entitled:

An Act fixing the compensation to be paid probation officers appointed by the several courts of quarter sessions of counties of the third and fourth classes under the provisions of an act approved the twenty-third day of April, one thousand nine hundred and three (P. L. 274), entitled "An act defining the powers of the several courts of quarter sessions of the peace, within this Commonwealth, with reference to the care, treatment and control of dependent, neglected, incorrigible and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised," and the supplements and amendments thereto.

Which was committed to the Committee on Judiciary General.

House Bill No. 1158 (Senate Bill No. 747), entitled:

An Act to amend section six of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," as amended, by fixing the weight of bituminous coal by bushel.

Which was committed to the Committee on Mines and Mining.

House Bill No. 1162 (Senate Bill No. 748), entitled:

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

Which was committed to the Committee on Judiciary General.

House Bill No. 1163 (Senate Bill No. 749), entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June, one thousand nine hundred and seventeenth (Pamphlet Laws, three hundred thirty-seven), entitled "An act relating to the jurisdiction, powers, and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate for the purpose of distribution; and the fees, costs, and expenses therein," which section was amended in section two of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, six hundred forty-six), entitled "An act to amend section three, and paragraph (a) of section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred thirty-seven), entitled 'An act relating to the jurisdiction, powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate, and for the purpose of distribution; and the fees, costs, and expenses therein, by providing that in no such proceedings shall it be necessary to join the spouse of any interested party,'" by requiring executors, administrators, or trustees ordered to make sale of real estate to file bonds with sureties as required in section 25 of the Orphans' Court Partition Act of 1917.

Which was committed to the Committee on Judiciary General.

House Bill No. 1164 (Senate Bill No. 750), entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing that the court may appoint a guardian without petition in certain cases.

Which was committed to the Committee on Judiciary General.

House Bill No. 1168 (Senate Bill No. 751), entitled:

An Act to amend section two of an act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1184), entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole," by authorizing field parole agents to arrest parole violators.

Which was committed to the Committee on Judiciary General.

House Bill No. 1169 (Senate Bill No. 752), entitled:

An Act to amend an act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three), entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatary at Huntington and regulating the procedure when such persons violate the terms of paroles, and the effect of such violations," by authorizing field parole agents to arrest parole violators.

Which was committed to the Committee on Judiciary General.

House Bill No. 1170 (Senate Bill No. 753), entitled:

An Act to amend section one of an Act approved the first day of May, one thousand nine hundred and twenty-nine. (Pamphlet Laws, one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole; and fixing the penalty for such violation," by authorizing field parole agents to arrest parole violators.

Which was committed to the Committee on Judiciary General.

House Bill No. 1173 (Senate Bill No. 754), entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act ,approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for issuing of insurance covering loss occasioned by smoke, smudge and perils arising out of ownership of aircraft and motor vehicles.

Which was committed to the Committee on Insurance.

House Bill No. 1197 (Senate Bill No. 755), entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction, reconstruction and improvement of State highways and State-aid highways.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 1201 (Senate Bill No. 756), entitled:

An Act relating to impeachment proceedings; providing for special committees of the House of Representatives to investigate charges against public officers and for special Sessions of the General Assembly at the call of the Governor to bring and try impeachment proceedings during interims between regular Sessions.

Which was committed to the Committee on Judiciary General.

House Bill No. 1203 (Senate Bill No. 757), entitled:

An Act to amend section seventeen of an act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 488), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes;" by authorizing such cities to provide by ordinance for the leasing of wharves, docks, piers, bulkheads, slips, basins, ferries, harbors and harbor structures in such cities for such period in excess of ten years, and on such terms and conditions as may be deemed desirable.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1216 (Senate Bill No. 758), entitled:

An act fixing the salary of the recorder of deeds in counties of the third class.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1243 (Senate Bill No. 759), entitled:

An act to supplement section four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the Orphans' Courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

Which was committed to the Committee on Judiciary General.

House Bill No. 1251 (Senate Bill No. 760), entitled:

An Act authorizing the State Treasurer under certain conditions to transfer sums of money from the General Fund to the Motor License Fund; providing for the subsequent transfer of an equal sum from the Motor License Fund to the General Fund; and making appropriations necessary to effect such transfers.

Which was committed to the Committee on Appropriations.

House Bill No. 1261 (Senate Bill No. 761), entitled:

An Act empowering cities of the third class, under certain conditions, to lease dead ends or blind ends of streets or highways to certain organizations of veterans, and to receive a rental therefor.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1293 (Senate Bill No. 762), entitled:

An Act to amend route three hundred and fifty-four of the act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 1300 (Senate Bill No. 763), entitled:

An Act to amend an act approved the sixth day of July, one thousand nine hundred and seventeen (P. L. 747), entitled "An act requiring all counties, cities, boroughs, townships, school districts, and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice," as amended, by providing that whenever a part of such proposed issues of bonds or other securities shall have been or shall hereafter be bid for, after due advertisement, the balance of such proposed issues or any part thereof, may be sold at private sale, for not less than par and accrued interest.

Which was committed to the Committee on Judiciary General.

House Bill No. 1302 (Senate Bill No. 764), entitled:

An Act fixing the salaries of district attorneys in counties of the sixth, seventh and eighth classes.

Which was committed to the Committee on New Counties and County Seats.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF SENATE BILLS NOS. 105 AND 272.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 105, Printer's No. 6, entitled, "An Act to validate conveyances and other instruments which have been defectively acknowledged."

Senate Bill No. 272, Printer's No. 32, entitled, "An Act providing that upon the merger or consolidation of a hospital or home to which the General Assembly has made a maintenance appropriation the appropriation or the balance thereof shall be paid to the merged or consolidated institution."

GIFFORD PINCHOT.

VETO OF SENATE RESOLUTION DATED FEBRUARY 3, 1931.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Resolution dated February 3, 1931.

This resolution is identical with House Resolution No. 6, which I returned to the House of Representatives without my approval on March 26, 1931.

My reasons for not approving the present resolution are identical with those stated in disapproving the House Resolution.

For these reasons the resolution is not approved.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF SENATE BILL NO. 289.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 289, Printer's No. 81, entitled, "An Act to amend section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred sixty-six) entitled 'An act providing for the purchase of land and the erection and improvement of buildings by counties of the fourth fifth sixth seventh and eighth classes for the purpose of providing a home for indigent orphans and certain incorrigible indigent dependent and neglected children providing for the maintenance regulation and management of such homes and for commitments thereto by juvenile courts the directors of the poor and the county commissioners' by extending the provisions of said act to counties of the third class."

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 271

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 271, Printer's No. 36, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 393

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 393, Printer's No. 88, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 21

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 21, Printer's No. 41, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

NOMINATIONS BY THE GOVERNOR

MEMBER LAKE ERIE AND OHIO RIVER CANAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of L. H. Gavin, of Oil City, as a member of the Lake Erie and Ohio River Canal Board until the third Tuesday of January, 1935, and until his successor shall have been appointed and qualified.

GIFFORD PINCHOT.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Milton B. Wright, of McAlevy's Fort, as Justice of the Peace in Jackson Township, Huntingdon County, vice John E. Irvin, deceased.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Thomas B. Bordner, of Wernersville, as Justice of the Peace in the Borough of Wernersville, Berks County, vice Samuel T. Bordner, deceased.

GIFFORD PINCHOT.

Which were referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

John H. Soule, Butler, April 13, 1931.

PHILADELPHIA COUNTY

Samuel E. Weiner, Philadelphia, April 14, 1931.

ALLEGHENY COUNTY

William M. Young, Avalon, April 16, 1931.

NORTHAMPTON COUNTY

Miss Helena P. Hoere, Bethlehem, April 16, 1931.

LEHIGH COUNTY

William C. Jackson, Allentown, April 17, 1931.

LUZERNE COUNTY

Frank P. Scrudato, Pittston, April 17, 1931.

PHILADELPHIA COUNTY

Ernest T. Wright, Philadelphia, April 23, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

C. G. Hugus, Pittsburgh.
John M. Marciniak, Pittsburgh.
R. S. Nash, Coraopolis.
Miss Mildred H. Rosener, Pittsburgh.
Victor C. Viskochil, Pittsburgh.

BERKS COUNTY

Miss Kathryn S. Bowers, Reading.

DELAWARE COUNTY

Miss Sophie Adaman, Lansdowne.
Toby Voskuhl, Chester.

ERIE COUNTY

Mrs. Eleanor L. Kelch, Girard.

LACKAWANNA COUNTY

Frank J. Kirst, Scranton.

LEHIGH COUNTY

Frank E. Schaeffer, Emaus.

LUZERNE COUNTY

Mrs. Mabel W. Bayley, Wilkes-Barre.
James A. Canfield, Wyoming.
Mrs. Frances James, Duryea.

PHILADELPHIA COUNTY

James H. Bell, Philadelphia.
Miss Mary E. Doyle, Philadelphia.
Silas K. Ginsburg, Philadelphia.
Miss Mildred E. Hill, Philadelphia.
John C. Ryder, Philadelphia.
Gregore Sambor, Philadelphia.
Victor C. Trappler, Philadelphia.

SCHUYLKILL COUNTY

Miss Marian G. Heffner, Frackville.

VENANGO COUNTY

Lee A. McCracken, Oil City.
Mrs. Ella C. McKee, Clintonville.

WASHINGTON COUNTY

Nicola Pizzica, Monongahela.

YORK COUNTY

Miss N. G. Rice, Hanover.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem.

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

LEAVE OF ABSENCE

Mr. SCOTT asked and obtained leave of absence for the Senator from Potter, Mr. BALDWIN, for the balance of the week on account of illness.

REPORTS FROM COMMITTEES

Mr. SCOTT from the Committee on Appropriations reported as committed, Senate Bill No. 712 (House Bill No. 977), entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

Mr. HOMSHER from the Committee on Insurance re-reported as committed, Senate Bill No. 159, entitled:

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

Mr. HARRIS from the Committee on Elections reported as committed, Senate Bill No. 24, entitled:

An Act concerning elections, including general, municipal, special and primary elections; and amending, revising, consolidating and changing the laws relating thereto.

Mr. WILLIAMSON from the Committee on Judicial Apportionment, reported as amended, Senate Bill No. 550, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

Mr. RIAL from the Committee on Judiciary General reported as amended, Senate Bill No. 601 (House Bill No. 997), entitled:

An Act amending paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (P. L. 975) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders or carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

Mr. MANSFIELD from the Committee on New Counties and County Seats reported as committed, Senate Bill No. 732, entitled:

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplains, and directing the salary boards of such counties to fix the salaries and compensation of such chaplains.

BILLS INTRODUCED

Mr. BOYD read in his place and presented to the Chair Senate Bill No. 765, entitled:

An Act concerning the personal registration of electors in the various election districts of the Commonwealth as a condition of their right to vote; providing for the appointment of a registration commission in cities of the first class, second class, and second class A and requiring the county commissioners of the various counties to act as a registration commission for the remainder of the county; imposing duties and conferring powers upon the members thereof, and upon courts, election officers and registrars of vital statistics of the various municipal subdivisions.

Which was committed to the Committee on Elections.

Mr. SPROUT read in his place and presented to the Chair Senate Bill No. 766, entitled:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 767, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors, overseers and authorities in charge of said districts; the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Which was committed to the Committee on Judiciary General.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 768, entitled:

An Act to amend section eleven of the act approved the thirteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, six hundred fourty-four), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," by removing certain exemptions from said act.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 769, entitled:

An Act to amend section two of the act, approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine', approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended, by authorizing the use of moneys received by cities, boroughs and townships from tax on premiums of foreign fire insurance companies for purposes other than Firemen's Relief Associations.

Which was committed to the Committee on Insurance.

Mr. BELL, read in his place and presented to the Chair Senate Bill No. 770, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred thirty-three, authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes.

Which was committed to the Committee on New Counties and County Seats.

Mr. APPLE, read in his place and presented to the Chair Senate Bill No. 771, entitled:

An Act validating in certain cases temporary loans heretofore made upon the faith and credit of current revenues, but in excess thereof, by poor districts in this Commonwealth, notwithstanding pending litigation relative thereto.

Which was committed to the Committee on Judiciary General.

Mr. CLARK, read in his place and presented to the Chair Senate Bill No. 772, entitled:

An Act to amend clause two of section three hundred and eighty-six of an act, approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto," as amended, providing that where streets or highways in townships of the second class are illuminated by the supervisors, upon petition of the property owners abutting thereon, the annual cost shall in certain cases be paid from the general township funds, and in other cases by a tax levied upon the owners of the property abutting thereon, including farm property.

Which was committed to the Committee on New Counties and County Seats.

Mr. WOODWARD, read in his place and presented to the Chair, Senate Bill No. 773, entitled:

An Act to exempt from taxation certain hospitals and repealing prior acts relating to exemption from taxation.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair, Senate Bill No. 774, entitled:

An Act regulating the method of assessing certain kinds of real estate for purposes of taxation, prescribing certain duties of assessors and the board of revision of taxes in counties of the first class.

Which was committed to the Committee on Judiciary General.

Mr. HARVEY, read in his place and presented to the Chair Senate Bill No. 775, entitled:

An Act to amend section twenty-one of an act, aprpoved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair, Senate Bill No. 776, entitled:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," by declaring an open season for deer without visible antlers over a certain weight; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of a bow and arrow.

Which was committed to the Committee on Game and Fisheries.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 777, entitled:

An Act to amend an act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred eighty-one), entitled "An act authorizing the Pennsylvania Historcial Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township, Bucks County, known as 'Pennsbury,' to be known thereafter as 'Pennsbury Memorial'; providing for the control, management, supervision, restoration, improvement, and maintenance thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof," by providing that in certain contingencies the land so acquired may revert to the donor.

Which was committed to the Committee on Judiciary General.

Mr. HUNSICKER read in his place and presented to the Chair Senate Bill No. 778, entitled:

An Act making an appropriation to the Spring Garden Institute, Broad and Spring Garden Streets, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 779, entitled:

An Act to amend Route number seven hundred and eight of the act approved the fifth day of May, one thousand nine hundred and twenty-seven, (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Which was commited to the Committee on Public Roads and Highways.

Mr. BRANDT read in his place and presented to the Chair Senate Bill No. 780, entitled:

An Act for the relief of owners and operators of vehicles, and of persons in charge of parades, funeral processions and corteges from liability for injuries, death and loss suffered by guests or persons participating in such parades, funeral processions and corteges, except in certain cases.

Which was committed to the Committee on Judiciary General.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 781, entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings.

Which was committed to the Committee on Judiciary General.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 782, entitled:

An Act making it unlawful to print, circulate, publish or distribute, or to sell or offer to sell any printed or written information relating to gambling, and providing penalties.

Which was committed to the Committee on Judiciary General.

Mr. PARKINSON read in his place and presented to the Chair Senate Bill No. 783, entitled:

An Act to provide in counties of the seventh class, a method by referendum whereby the administration of county unit poor districts of such counties may be passed from the directors of the poor to the county commissioners; and abolishing the office of director of the poor in counties of the seventh class where such change is effected.

Which was committed to the Committee on Judiciary General.

Mr. McCLURE read in his place and presented to the Chair Senate Bill No. 784, entitled:

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and County purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 785, entitled:

An Act to amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

Which was committed to the Committee on Judiciary General.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 325.

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 325, entitled:

An Act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board, and providing that directors shall not be surcharged for payments thereunder.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 96.

Mr. BELL offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. SNYDER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 20, at 9.00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, April 20, at 9.00 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 117.

Mr. PARKINSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 117, entitled:

An Act authorizing the county commissioners of any county and the corporate authorities of any borough located within such county to erect a joint county and borough building or buildings to be used for hospital purposes providing for the selection of a site by purchase condemnation or otherwise authorizing the county or borough to sell real estate under certain conditions providing for the contracts and agreements to be entered into by the county and borough and authorizing the county and borough to issue bonds for certain purposes.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION GRANTING USE OF SENATE CHAMBER TO COMMITTEE ON LAW AND ORDER

Mr. PARKINSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved, That the Senate grant the use of the Senate Chamber, Tuesday, April 14, at 2:00 P. M., to the Committee on Law and Order for the purpose of a public hearing.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL No. 415

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 415, entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom imposing certain duties upon the Sanitary Water Board and making an appropriation

with the information that the House has passed the same without amendment.

BILLS SIGNED

The PRESIDENT PRO TEMPORE (Mr. Augustus F. Daix, Jr.) in the Chair, announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 415, entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom imposing certain duties upon the Sanitary Water Board and making an appropriation

House Bill No. 37, entitled:

An Act authorizing and empowering cities of the first class in this Commonwealth to acquire by gift lease purchase or condemnation proceedings within or without the limits of said cities any land located within the Commonwealth of Pennsylvania necessary for the purpose of establishing and maintaining hospitals or other institutions for the care and treatment of the sick or disabled and with the consent of the local authorities where such land is situated to maintain the same in the exercise of the health functions of such city

House Bill No. 677, entitled:

An Act to amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended providing that a foreign attachment may be issued against the real or personal property of a non-resident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom

House Bill No. 798, entitled:

An Act making the surviving spouse competent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. Augustus F. Daix, Jr.) in the presence of the Senate signed the same.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 505 (House Bill No. 983), as follows:

An Act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That there is hereby established a Legislative Finance Bureau as a part of the Legislative branch of government

Section 2 That as soon as may be after the passage of this act the Senate and House of Representatives in joint session shall elect a Director of the Legislative Finance Bureau who shall hold office for four years and until a successor shall be elected and qualified and who shall perform the duties herein set forth and such other duties as the General Assembly may by law or resolution prescribe

Section 3 The Director of the Legislative Finance Bureau shall be qualified by experience knowledge and ability to collect classify analyze correctly and interpret facts as to public finance and accounts including all revenues and expenditures He shall give bond to the Commonwealth in the sum of ten thousand dollars ($10,000) for the faithful performance of his duties and shall receive a salary of seven thousand five hundred dollars ($7,500) per annum

Section 4 The Director of the Legislative Finance Bureau may be removed at any time by concurrent resolution of the Senate and House of Representatives after notice and hearing when in the judgment of the General Assembly he has become permanently incapacitated or has been inefficient or guilty of neglect of duty or of malfeasance in office or of any felony and for no other cause and in no other manner except by impeachment

Section 5 If any vacancy shall occur in the office of the Director of the Legislative Finance Bureau when the General Assembly is not in session the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall fill the vacancy by making an appointment the appointee to hold office until a successor is elected for a full term of four years by the General Assembly next convening Should the President Pro Tempore of the Senate and the Speaker of the House of Representatives fail to agree on an appointment to fill the vacancy within thirty days after its occurrence each of them shall forthwith nominate one person for the vacancy The persons so nominated shall draw lots whereupon the nominee determined thereby shall assume the office of Director of the Legislative Finance Bureau until a successor is elected by the General Assembly as hereinbefore provided

Section 6 The Legislative Finance Bureau shall be allotted sufficient office space in an appropriate location in the capitol at Harrisburg The Department of Property and Supplies shall on requisition furnish to the Bureau such supplies and printing as may be required The Director of the said bureau shall appoint such assistants as he may deem necessary and fix their compensation payable from appropriations made for such purposes

Section 7 The Director of the Legislative Finance Bureau shall investigate at the seat of government or elsewhere all matters relating to the receipt disbursement and application of public funds and shall make to the General Assembly at the beginning of each regular session a report in writing of the work of his office containing recommendations concerning legislation he may deem necessary and concerning such other matters relating to the receipt disbursement and application of public funds as he may think advisable In such regular report or in special reports at any time when the General Assembly is in session he shall make recommendations looking to greater economy or efficiency in public expenditures He shall keep well versed in the financial affairs of the State government and collect such data and information and keep the same available as he deems of value for the information of the General Assembly when in session

Section 8 The Director of the Legislative Finance Bureau shall make such investigations and reports as shall be ordered by either House of the General Assembly or by any committee of either House having jurisdiction over revenue appropriations or expenditures He shall also at the request of any such committee direct assistants from his office to furnish the committee such aid and information as it may request

Section 9 It is hereby declared that the duties and powers of the Director of the Legislative Finance Bureau are separate and distinct from the duties imposed upon and the powers granted to the Auditor General the State Treasurer the Budget Secretary or any other officer of the Commonwealth

Section 10 All departments boards and commissions of the government of this Commonwealth and each State-owned institution and agency receiving State appropriations shall furnish to the Legislative Finance Bureau such information regarding their powers duties activities organization financial transactions and methods of business in such form as the Drector of the Bureau may from time to time require and he shall for the purpose of securing such information have access to and the right to examine any property books documents papers or records of any department board or commission institution or agency.

Section 11 The information collected by the Legislative Finance Bureau shall be preserved permanently as a part of the records of the Legislature and shall at all times be at the disposal of the General Assembly

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,

NAYS—4.

Buckman,
Clark,
Homsher,
Quigley,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 270, entitled:

An Act authorizing and regulating the establishment and operation by counties of Children's Homes and Psychopathic Hospitals for the care and treatment of certain children providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for children cared for taught and treated in such homes and hospitals of other counties and authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 581 (House Bill No. 931), entitled:

An Act to further amend section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (P. L. 509) entitled "An act relating to county rates and levies and township rates and levies" by permitting the levy on and selling of personal goods and chattels of copartnerships associations and corporations as well as those of other persons and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 617 (House Bill No. 160), entitled:

An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (P. L. 224) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" by requiring persons selling such insecticides and fungicides to give printed directions therewith

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 628 (House Bill No. 1048), entitled:

An Act to repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (P. L. 51) entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same" and its amendments

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Woodward,

NAYS—3.

Freeman,
Parkinson,
Williamson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING POSTPONED FOR THE PRESENT

Mr. **WOODWARD.** Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 139, on third reading postponed for the present, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the constitution of the Commonwealth of Pennsylvania.

Mr. **BUCKMAN.** Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. **WOODWARD.** Mr. President, I ask unanimous consent to amend section 1, page 2, line 4 by striking out the words "Within the area of the city and county of"; also section 1, page 2, lines 5 to 13, both inclusive, by striking out all of said lines, and insert in lieu thereof the following: "Within the area of the City and County of Philadelphia the General Assembly may from time to time provide for the abolition of any or all of the county offices and the assumption of the functions, powers and duties of such county offices by city officers and employees, and the General Assembly may consolidate the City and County of Philadelphia into a single municipal corporation whose officers and employees shall be appointed or elected as may now or hereafter be provided by law."

The **PRESIDENT.** Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILL OVER IN ORDER

Mr. **FRAZIER.** Mr. President. I ask that Senate Bill No. 219 (House Bill No. 185), on second reading, entitled:

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common pleas of Luzerne County en banc terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

go over in its order.

The **PRESIDENT.** Is there objection? The Chair hears none.

BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 311 (House Bill No. 525), entitled:

An Act to amend section twenty-two of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 356 (House Bill No. 188), as follows:

An Act Authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized by written order to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of the following described tract of land belonging to the Commonwealth and now in possession of the Harrisburg State Hospital to wit

"All that certain tract of land situated partly in the Seventh Ward of the City of Harrisburg and partly in Susquehanna Township Dauphin County Pennsylvania beginning at a corner at the intersection of the western line of Fifteenth Street with the Center line of Hamilton Street as said streets were shown on the city official map before vacation thence along the property of the City of Harrisburg and along property of the Commonwealth of Pennsylvania South seventy-five degrees forty-two minutes West (S.75°42′W) nine hundred forty-three and sixty-two hundredths (943.62) feet to a corner at lands formerly of Henry Schuddemage thence along last mentioned property North twenty-two degrees thirty-five minutes West (N.22°35′W) one hundred eighty-four and fifty-five hundredths (184.55) feet North twenty-one degrees thirty-four minutes West (N.21°34′W) one hundred eleven and sixteen hundredths (111.16) feet and North twenty-three degrees three minutes West (N.23°3′W) three hundred twelve and fifteen hundredths (312.15) feet to a corner thence along said property of Schuddemage and along property now or late of Norman Shutt Mary C Jefferson Jas I Hamaker Frank Olphin Frank Olphin or Edw Michaels Abram Michaels Jno W Tuckey Harry E. Smith Jno W Tuckey Harry E Smith and Jno W Tuckey North twenty-three degrees two minutes West (N.23°2'W) three hundred eighteen and nine tenths (318.9) feet to a brownstone monument thence along other lands of the Harrisburg State Hospital the following courses and distances North seventy-four degrees twenty-eight minutes East (N.74°28'E) two hundred seventy-five and six hundredths (275.06) feet South twenty-four degrees no minutes East (S.24°00'E) three hundred seventy (370) feet South fifty-four degrees no minutes East (S.54°00'E) three hundred ninety and three hundredths (390.03) feet North sixty-two degrees forty-four minutes East (N.62°44' E) two hundred sixteen and ninety-five hundredths (216.95) feet South seventy-nine degrees ten minutes East (S.79°10'E) one hundred ninety-seven and nine tenths (197.9) feet and South thirty-nine degrees eight minutes East (S.39°08'E) two hundred forty-five and twenty-four hundredths (245.24) feet to the place of beginning containing ten and four hundred fifty-two thousandths (10.452) acres Being a part of the two tracts of land one conveyed by the administrators of Henry Herr deceased to the Pennsylvania State Lunatic Hospital dated December 4, 1884 and recorded in the office of the Recorder of Deeds in and for Dauphin County in deed book N Volume Six Page two hundred fifteen and deed of John Curwen of Pennsylvania State Lunatic Hospital dated January thirty-first one thousand eight hundred and seventy-nine and recorded in the office of the Recorder of Deeds in and for Dauphin County in date book Q Volume Five page four hundred seventy-six" After such transfer the Armory Board is hereby authorized and empowered to use and occupy said land in conjunction with other lands and property of the Commonwealth in its possession and contiguous thereto for military purposes in accordance with the laws of the Commonwealth establishing and regulating the Pennsylvania National Guard

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 367 (House Bill No. 521), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 377 (House Bill No. 95), entitled:

An Act relating to prostitution, defining and prohibiting pandering, prohibiting the leaving of a wife in a house of prostitution, the receipt or appropriation of money from earnings of a prostitute, the detention of a female in a house of prostitution, and the transportation of a female for purposes of prostitution, fixing the jurisdiction of the courts in cases involving transportation, providing penalties, and regulating the competency of certain evidence at the trial of persons indicted for violations hereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 379 (House Bill No. 143), entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 383 (House Bill No. 414), entitled:

An Act providing for the appointment and compensation of park guards in cities of the third class defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 424 (House Bill No. 495), entitled:

An Act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for the payment of costs thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 425 (House Bill No. 558), entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorizing to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 434, as follows:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination licensure and registration of persons and registration of corporations engaging in the care preparation and disposition of the bodies of deceased persons and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following terms as used in this act shall unless the context indicates otherwise have the following meanings

(a) The word "undertaker" shall include any person engaged in the business or profession of undertaking or the care embalming disposition or burial of the bodies of deceased persons in his or her own name and on his or her own account whether such person shall use the title of "Undertaker" "Undertaker and Embalmer" "Embalmer" "Funeral Director" "Mortician" or other term

(b) The word "board" shall mean the State Board of Undertakers of this Commonwealth

(c) The word "department" shall mean the Department of Public Instruction of this Commonwealth

(d) The term "student apprentice" shall mean any person operating under or with an undertaker for the purpose of learning such business or profession to the end that he may become a licensed undertaker

Section 2 Any person not holding a license so to do on the date this act becomes effective desiring to operate as an undertaker in this Commonwealth shall make application for examination and licensure to the board upon a form furnished by it and shall accompany the application by such fee as may be fixed by the department whereupon the board shall fix a time and place for the examination of the applicant and shall notify the applicant thereof

Persons or corporations holding licenses under the existing laws shall be entitled to the renewal of such licenses as herein provided without examination

Section 3 An applicant shall not be entitled to an examination if

(a) The applicant is not a citizen of the United States

(b) The applicant is not at least twenty-one years of age

(c) The applicant is not a graduate of an approved high school of this Commonwealth or has an education equivalent thereto under the rules and regulations of the department

(d) The applicant has not had practical experience in the business or profession of undertaking for two years continuously as a student apprentice and shall have completely embalmed at least twenty-five bodies

Section 4 If the board shall find upon due examination that the applicant is of good moral character and is possessed of skill and knowledge of sanitation preservation of the dead disinfecting the bodies of deceased persons the apartment clothing and bedding in case of death from infectious or contagious diseases and has sufficient knowledge experience and training to properly conduct such business or profession in all its phases the board shall issue to said applicant upon payment of such fee as may be fixed by the department of license to operate as an undertaker and shall register such applicant as a duly licensed undertaker

Section 5 Such license shall be issued by bearing the seal of the Department of Public Instruction and be signed by the president and secretary of the board Every licensee shall register the fact of the issuance of the license with the Board of Health Department of Health or health officer of the municipality in which such licensee desires to operate and shall display such license conspicuously in the place of business of such licensee

Section 6 Original licenses under this act shall be granted only to individuals upon the qualification and examination of the individual applicant and shall specify by name the person to whom it is issued and shall designate the particular place at which the business or profession of undertaking shall be carried on A license so issued shall authorize the conduct of such business or profession at the particular place of business so designated and no other and by the particular person designated and only one license shall be granted to or held by any individual An undertaker so licensed may change his or her place of business upon registration of that fact with the Board This act shall not be construed as prohibiting two or more registered undertakers from operating a joint or partnership business if the business be conducted under the names of all such licensed undertakers but no undertaker granted an original license under this act shall conduct business under any other name than the name appearing on his or her license This section shall not apply to persons heretofore conducting business under a fictitious name

Section 7 All undertakers licenses granted under this act or existing laws shall expire on the first day of February following their issuance or renewal and shall become invalid unless renewed as hereafter provided It shall be the duty of the board on or before the first day of November of each year to mail to every licnesed undertaker a blank application for renewal of license Renewal may be effected at any time during the month of January following by the filing of such application with the board together with such renewal fee as may be fixed by the department and the approval of the board Provided That the board may at its discretion renew the license of any undertaker who has failed to make application for renewal before February first

Section 8 The board by a majority vote thereof may refuse to grant refuse to renew suspend or revoke a license of any applicant or licensee for the following reasons

(a) The practice of any fraud or deceit in obtaining or attempting to obtain a license

(b) Violation of the health laws of this Commonwealth

(c) The conviction of a crime involving moral turpitude

(d) The use of misleading advertising

(e) Gross incompetency negligence or misconduct in the carrying on of such business or profession

(f) Violation of or non-compliance with the provisions of this act or the rules and regulations of the board

(g) Loaning borrowing or using a license of another or of knowingly aiding or abetting in any way the granting of improper licenses

(h) Soliciting patronage other than by legitimate advertisement or paying a commission or agreeing to pay a commission to any person or persons for soliciting or for business secured or like unprofessional conduct

Section 9 No license shall be refused suspended or revoked until after a hearing by the board with not less than ten days' notice thereof to the applicant or licensee at which hearing the applicant or licensee shall have the right to appear personally and by counsel with the right of cross examination and of producing evidence and witnesses

A suspended or revoked certificate of licensure shall be immediately returned to the board and the board or its representatives are hereby empowered to seize and retain suspended or revoked certificates of licensure

Section 10 Any applicant or licensee whose license has been refused suspended or revoked by the board shall within thirty days have the right of appeal to the court of common pleas of Dauphin County where the matter shall be heard by the court without a jury The action of said court shall be final

Section 11 Every student apprentice shall register with the board annually in such manner as may be provided by the board and shall pay such registration fee as shall be fixed by the department The secretary of the board shall keep a separate register for student apprentices containing their names ages residence where they attended school the licensed undertakers with whom they are associated and such other information as the board may desire

Should any student apprentice so registered as a student of any licensed undertaker change his or her preceptor such student apprentice shall immediately re-register and pay such additional fee as may be fixed by the department Every undertaker with whom a student apprentice is registered shall immediately notify the board of any termination of such relation

Section 12 No person shall operate as an undertaker in this Commonwealth unless he or she shall hold a license so to do as provided in this act

The provisions of this section shall not apply to

(a) Bona fide employes of a licensed undertaker

(b) Employes of any cemetery or crematory whose duties or business extend no further

(c) Persons acting under the orders of commissioned medical officers of the Army or Navy or Marine force of the United States

(d) Persons disposing of the bodies of deceased persons lawfully placed at the disposition of legally organized medical surgical or other institutions for the benefit of science

(e) Persons disposing of the bodies of deceased persons under the authority and direction of the Department of Health of this Commonwealth in times of actual epidemic or public calamity

(f) Estates of deceased licensees when the business is carried on under the supervision of a licensed undertaker for such period and under such rules and regulations as may be prescribed by the board

Section 13 The provisions of this act shall not be construed as preventing the conducting of the business or profession of undertaking by a corporation heretofore licensed or by a corporation all the officers of which are duly licensed undertakers actively engaged in the conduct of the business of said corporation if such corporation is registered by and conforms with such rules and regulations as the board may prescribe with relation thereto and no branch licenses shall hereafter be granted any corporation

Section 14 The board shall be charged with the enforcement of this act It shall be empowered to formulate necessary rules and regulations not inconsistent with this act for the proper conduct of the business or profession of undertaking

It may if the department approves appoint an inspector whose title shall be "Inspector State Board of Undertakers Commonwealth of Pennsylvania" Such inspector shall hold office at the pleasure of the board and shall receive such compensation as shall be fixed by the board with the approval of the Superintendent of Public Instruction Such inspector shall be empowered to serve all processes and papers of the board and shall have the right of entry into any place where the business or profession of undertaking is carried on or advertised as being carried on for the purpose of inspection

Section 15 Any person persons copartnership or corporation heretofore licensed to practice undertaking may have his her their or its license suspended or revoked for any cause for which a license granted under this act may be suspended or revoked.

Section 16 All fees fines and penalties specified and imposed by this act shall be paid into the State Treasury through the Department of Revenue

Section 17 Any person violating the provisions of section twelve of this act shall be guilty of a misdemeanor and upon conviction thereof before any court of competent jurisdiction shall be sentenced to pay a fine or not less than fifty or more than five hundred dollars or undergo imprisonment not exceeding one year or both at the discretion of the court for each such offense

Section 18 The provisions of this act are severable and if any section sub-section sentence clause phrase or requirement of this act shall be held to be unconstitutional such decision of the court shall not affect or impair the validity of the remaining portions thereof The Legislature hereby declares that it would have passed this act each section sub-section sentence clause phrase and requirement thereof irrespective of the fact that any one or more sections sub-sections sentences clauses phrases or requirements be declared unconstitutional

Section 19 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 536, on second reading, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

be recommitted to the Committee on Finance.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 563, entitled:

An Act to amend section five hundred seventeen of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire stock marine or stock fire and marine insurance company of this Commonwealth to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section five hundred seventeen of the act approved the seventeenth day of May one thousand nine hunderd and twenty-one (Pamphlet Law six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto paragraph G as follows

Section 517 Investment of Capital The capital of any stock fire stock marine or stock fire and marine insurance company of this Commonwealth shall be invested only as follows

(a) In such real estate as it is authorized by this act to hold

(b) In bonds of the United States or District of Columbia or of any State or Territory of the United States or Canada and in farm loan bonds issued by Federal Land Banks

(c) In the legally authorized bonds or notes of any city county township municipality school or water district of this Commonwealth or of any other State or Territory of the United States or Canada

(d) In the bonds or notes of any solvent railroad or street railway corporations upon which no default in interest has been made

(e) In ground-rents and loans upon improved and unencumbered real estate No loan on such real estate shall exceed sixty-six and two-thirds per centum (66 2-3%) of the fair market value thereof at the time of making such loan

(f) Any such company which has one million dollars of capital and one million dollars of surplus may invest in the capital of any like company organized under the laws of the Commonwealth or the laws of any of the United States solely to transact the same class of business in countries outside of the United States Such investment shall be limited to an amount not exceeding thirty per centum of the par value of the capital stock of the investing company

(g) The Insurance Commissioner may permit any such company to invest sufficient of its capital and reserve in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

On the question,

Will the Senate agree to the section?

Mr. NORTON. Mr. President, I move to amend title, page 1, line 18, by striking out the words "capital and"

Mr. CLARK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows:

An Act to amend Section 517 of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire, stock marine, or stock fire and marine insurance company of this Commonwealth to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein.

On the question,

Will the Senate agree to the title?

Mr. NORTON. Mr. President, I move to amend section 1, line 25, page 3, by striking out the words "capital and reserve" and inserting the word "reserves"

Mr. CLARK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 564, as follows:

An Act to amend sections one two and three of the act approved the eighth day of May Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing for the purpose of obtaining property money credit or the extension of credit and providing penalties for the violation thereof" by extending the provisions of the act to include the procuring of contracts of surety bond therein

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighth day of May Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing for the purpose of obtaining property money credit or the extension of credit and providing penalties for the violation thereof" is hereby amended to read as follows

Section 1 That it shall be unlawful for any person knowingly to make or cause to be made directly or indirectly or through any agency whatsoever any false statement in writing with intent that it shall be relied upon respecting the financial condition or means or present ability to pay of himself or of any other person firm or corporation in whom he is interested or for whom he is acting for the purpose of procuring in any form whatsoever either to himself or to the person firm or corporation in whom he is interested or for whom he is acting either the delivery of property the payment of cash the making of a loan or credit the extension of credit the discount or sale of an account receivable the procurement of contracts of surety or the making acceptance discount sale or endorsement of a bill of exchange promissory note or of any negotiable instrument for the benefit of either himself or of any such person firm or corporation

Section 2 That section two of said act is hereby amended to read as follows

Section 2 It shall be unlawful for any person who knowing that a false statement in writing has been made respecting the financial condition or means or present ability to pay of himself or any person firm or corporation in whom he is interested or for whom he is acting to procure or receive upon the faith of such false statement for the benefit either of himself or of any person firm or corporation in whom he is interested or for whom he is acting any property the payment of cash the making of a loan or credit the extension of credit the discount or sale of an account receivable the making or execution of any contract of surety or the making acceptance discount sale or endorsement of a bill of exchange promissory note or of any negotiable instrument

Section 3 That section three of said act is hereby amended to read as follows

Section 3 It shall be unlawful for any person who knowing that a statement in writing has been made respecting the financial condition or means or present ability to pay of himself or of any person firm or corporation in whom he is interested or for whom he is acting to represent subsequently in writing that such statement theretofore made if again made would still be true when in fact such statement if then made would be false and to procure upon the strength thereof for the benefit of himself or of any person firm or corporation in whom he is interested or for whom he is acting any property the payment of cash the making of a loan or credit the extension of credit the discount or sale of an account receivable the making or execution of any contract of surety or the making acceptance discount sale or endorsement of a bill of exchange promissory note or of any negotiable instrument

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 597 (House Bill No. 458), entitled:

An Act to amend section two of the act approved the twenty-eighth day of April, one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city, borough, township or part of a township to a contiguous city and providing for the indebtedness of the same," providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 600 (House Bill No. 996), as follows:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwalth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" is hereby amended by adding thereto a new section to be known as section two hundred and twenty-five and to read as follows

Section 225 Temporary Loans For the purpose of meeting unusual or unforeseen expenditures in the operation of the district the directors may borrow money and give temporary notes therefor Such temporary notes shall not be for a longer period than six months shall not bear interest at a higher rate than six per centum shall not be negotiated for less than par and shall be fully liquidated or payment provided for in the next annual tax levy

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 606 (House Bill No. 1074), entitled:

An Act to amend section one of article six of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 630 (House Bill No. 336), entitled:

An Act to amend the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 463), entitled "An act to regulate the pay of witnesses in this Commonwealth;" providing for the mileage of witnesses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 648, as follows:

An Act to amend section one of the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school districts wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by exempting from the provisions of said act children displaying talents in theatres motion picture theatres and concert halls

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditoins of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certan minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisoins thereof and repealing all acts or parts of acts inconsistent therewith" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That wherever the term "establishment" is used in this act it shall mean any place within this Commonwealth where work is done for compensation of any kind to whomever payable Provided That this act shall not apply to children employed on the farm or in domestic service in private homes or on the stages of theatres motion picture theatres or elsewhere to act perform display or exhibit their exceptional theatrical dramatic or musical talents

The term "person" when used in this act shall be construed to include any individual firm partnership unincorporated association corporation or municipality

The term "week" when used in this act shall mean any consecutive seven days

The term "minor" when used in this act shall mean any person under twenty-one years of age Wherever the singular is used in this act the plural shall be included and wherever the masculine gender is used the feminine and neuter shall be included

And said bill having been read at length the escond time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 650, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens and college certificates of teachers; annulling the right of certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

The first to seventh sections, inclusive of the bill were read as follows:

An Act to amend the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for officers in certain consolidated districts authorizing the operation of cafeterias the payment of the expenses for attending educational meetings and the requiring of evidence of the age of beginners by school districts empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district to investigate and audit such records and to control and organize schools in State and State-aid institutions including associate superintendents among the officers of districts and raising the educational requirements of such officers further regulating the service contracts between teachers and school districts State-aid to districts the establishment and maintenance of kindergartens and college certificates of teachers annulling the right of certain districts to reduce the period of compulsory attendance clarifying the provisions with respect to the employment of children of school age providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges altering the requirements for tuition free students to State Teachers' Colleges requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction extending the time of appeal by the Commonwealth from such audits and limiting the power of auditors to surcharge directors and officers and providing a uniform system of the publication of notices and advertisements

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and twelve of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which was last amended by the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws six hundred eighty) entitled "An act to further amend section two hundred twelve of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 212 When any school district in this Commonwealth hereafter for any cause becomes a school district of another class as herein provided a new board of school directors shall be appointed therein if it becomes a district of the first class in the same manner as school directors in districts of the first class are now appointed If it becomes a district of any of the other classes and the number of directors therein [are] is increased the additional directors shall be appointed or elected as vacancies in the board of directors are now filled When the change reduces the number of directors in such district the school directors then in office shall hold office during the respective terms for which they were elected and as vacancies are about to happen by the expiration of the terms of any directors a sufficient number of directors shall be elected at the municipal election preceding such vacancies to provide such district with the number of directors to which it is entitled under the class of districts to which it belongs

When territory comprising a separate school district is annexed to a city or borough or township the terms of office of all the school directors of such annexed territory shall expire at the beginning of the first school year after such annexation is effected except the terms of the president and vice-president who shall hold office during the respective terms for which they were elected or when two or more school districts are consolidated as a union school district or when two or more school districts are consolidated as a result of the consolidation of boroughs as provided in the General Borough Act the school directors then in office in both or all of the districts shall hold office during the respective terms for which they were elected No election for school director in the district shall be held unless on the first Monday of January next following a municipal election there would be a less number of directors than is provided by law for the district of the same class

At each subsequent municipal election only so many school directors shall be elected as will on the first Monday of January then next following bring the number of school directors to the proper number for the district

Section 2 That section three hundred and one of said act which was last amended by section six of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand twenty-three) entitled "An act to amend sections one hundred one one hundred sixteen as amended one hundred seventeen two hundred twelve as amended and three hundred one as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and providing for the creation of union school districts and the government thereof by adding to article one sections one hundred twenty-seven one hundred twenty-eight one hundred twenty-nine and one hundred thirty" is hereby further amended to read as follows

Section 301 In all school districts of the first class the school year shall begin on the first day of January each year and in all other school districts in this Commonwealth the school year shall begin on the first Monday of July each year In school districts of the first class the school directors appointed as herein provided shall meet and organize annually on the second Monday of November and in school districts of the second third and fourth class the school directors regularly elected or appointed shall meet and organize annually on the first Monday of December each year When a new school district is created or when the offices of all the school directors of a district become vacant the school directors appointed by the court in any such case shall meet and organize within ten days after their appointment

When two or more school districts are consolidated or because of the consolidation of boroughs as provided by the General Borough Act the school directors of such consolidated districts shall organize on the first Monday of July following such consolidation by electing a president and vice-president who shall hold their respective offices until the first Monday of December following their election and by the election of a secretary for the consolidated district who shall serve for the remainder of the term for which secretaries are elected and by the election of a treasurer for the consolidated district who shall hold office for the school year

Section 3 That section four hundred and one of said act which was amended by the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand sixty-six) entitled "An act to amend section four hundred and one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 401 The board of school directors in every school district in this Commonwealth shall establish equip furnish and maintain a sufficient number of elementary public schools in compliance with the provisions of this act to educate every person residing in such district between the ages of six and twenty-one years who may attend and may establish equip furnish and maintain the following additional schools or departments for the education and recreation of persons residing in said district and for the proper operation of its schools which said additional schools or departments when established shall be an integral part of the public school system in such school district and shall be so administered namely

High schools
Manual training schools
Vocational schools
Domestic science schools
Cafeterias
Agricultural schools
Evening schools
Kindergartens
Libraries
Museums
Reading-rooms
Gymnasiums
Playgrounds
Schools for blind deaf and mentally deficient
Truant schools
Parental schools
Schools for adults

Public lectures together with such other schools or educational departments as they in their wisdom may see proper to establish

Provided That no pupil shall be refused admission to the courses in these additional schools or departments by reason of the fact that his elementary or academic education is being or has been received in a school other than a public school

The board of school directors of each school district of the first second third and fourth class may upon the petition of the parents or guardians of at least twenty-five children between the ages of four and six years residing within the district and within one mile of any elementary school building situate in such district establish and maintain kindergartents for children between the ages of four and six years When established the kindergartens shall be an integral part of the elementary school system of the district

The number of kindergartens in any one district shall be fixed by the board of school directors and shall be open during the school year

If the average attendance in any one kindergarten in any district is ten or less for the school year the school directors shall at the close of the school year discontinue the same

The board of school directors shall appoint and assign a sufficient number of teachers to such kindergartens who shall be certified in accordance with the rules and regulations prescribed by the State Council of Education

The board of school directors in any school district shall have power to establish equip and maintain and operate cafeterias in any of the schools under their jurisdiction whenever in their judgment it is deemed advisable to do so and shall have power to appoint such directors supervisors or other employes as are necessary and fix their salaries

The cost of housing and equipping such cafeterias shall be charge against the funds of the school district

The food served shall be sold to the patrons of the cafeterias at such price as will not exceed the cost of operation and at such a price as will pay the cost of maintaining the cafeterias exclusive of the cost of such general supervision

It shall be legal for boards of school directors to authorize the proper school employe to purchase food supplies for cafeterias in amounts not exceeding three hundred dollars ($300.00) without advertisements for bids

There shall be a separate cafeteria fund and all payments from said fund shall be made upon a special order drawn by the school employe authorized to purchase food supplies and said employe shall present each month to the board of directors for approval a statement of receipts and expenditures

The accounts shall be subject to audit by the auditors of the school district in like manner as other accounts of the school district are audited

Section 4 That article four of said act is hereby amended by adding thereto section four hundred and eleven to read as follows

Section 411 The board of school directors of each district may authorize the attendance of the superintendent and such other members of the teaching and supervisory staff of such districts as they may specify at any educational conference or conferences when in the opinion of the board such attendance will be conducive to the best interests of the district Each person so authorized to attend and attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

Section 5 That section five hundred and seventeen of said act is hereby amended to read as follows

Section 517 Any school director voting for or any officer approving a school order for the payment of school funds for other purpose or drawn in any other manner than that provided in this act shall together with the surety or sureties on his bond in addition to the penalty herein provided be individually liable to the district for the amount thereof Provided however That on appeal from an auditor's report it shall be within the discretion of the court having jurisdiction of the matter to sustain or not to sustain a surcharge where it appears that the appellant or appellants acted honestly and in good faith for the best interests of the school district and where no loss or damage to the school district resulted from the action of such appellant or appellants

Section 6 That section six hundred and sixteen of said act is hereby amended to read as follows

Section 616 The State Board of Education shall cause to be prepared and shall at the expense of the Commonwealth publish and upon application furnish without charge to boards of school directors plans and specifications of different kinds of school buildings containing not more than four class rooms suited to the needs of the public schools Provided That school buildings may be built according to plans and specifications thus furnished without submitting the same to the State Board of Education

Section 7 That section six hundred and seventeen of said act which was amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred twenty-five) entitled "An act to amend section six hundred and seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" and as last amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred twenty-six) entitled "An act to amend section six hundred and seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" is hereby further amended to read as follows

Section 617 All construction reconstruction repairs or work of any nature including the introduction of heating ventilating or lighting systems upon any school building or upon any school property made by any school district in this Commonwealth where the entire cost value or amount of such construction reconstruction repairs or work including labor and material shall exceed three hundred dollars ($300.00) in school districts other than school districts of the first class and in school districts of the first class where such entire cost value shall exceed six hundred dollars ($600.00) shall be done under contract or contracts to be entered into by such school district with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids Provided That if due to an emergency a school plant or any part of the same becomes unusable during the school term competitive bids for repairs or replacement may be solicited from at least three responsible bidders and upon the approval of any of these bids by the State Superintendent of Public Instruction the board of school directors may proceed at once to make the necessary repairs or replacements in accordance with the terms of said approved bid or bids Provided further That in the construction of new buildings when and if in the opinion of the board of school directors it becomes necessary after the award of the contract to change the plans and specifications for such construction such change may be made when the total cost of all such changes is not in excess of five hundred dollars ($500.00) without advertisement

The eighth section of the bill was read as follows:

Section 8 That section seven hundred and seven of said act is hereby amended to read as follows

Section 707 When it is deemed necessary to purchase desks or other supplies of the first class costing one hundred dollars ($100) or more the board of school directors shall solicit sealed quotations from two or more firms manufacturers or dealers in such supplies [and at a regular meeting shall open such bids and quotations and shall accept the lowest bid when the kinds of supplies offered and their kind quality and character of material are the same or are equal or satisfactory Provided That any school district may purchase school furniture and other equipment from another district without asking for competitive bids]

PUBLICATION OF NOTICES (a) Whenever under the provisions of this Act notice is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteen one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) printed in the county unless the matter in connection with which the advertising is being done affects only a school district in which case such advertisement shall be published in a newspaper and if not then in a newspaper circulating generally in such school district If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the school district

(b) When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice in counties of the second third fourth and fifth classes also shall be published in the legal newspapers if any designated by the rules of court of the proper county for the publication of legal notices and advertisements Provided however That auditors' statements summaries of auditors' statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid

(c) Proof of publication of any notice required to be given by the posting of handbills or statements shall be made by attaching an original copy of such handbill or statement as actually printed and posted to an affidavit made by the person posting such notice Such affiant shall not be an interested party or an employe of any person or persons interested in the subject matter of said notice His affidavit shall state where and when the notices were posted and where the notice was published in newspapers as aforesaid a printed copy exactly as published in said newspaper shall be securely attached to a similar affidavit of the publisher or his resignated agent

On the question,

Will the Senate agree to the section?

Mr. MANSFIELD. Mr. President, I move to amend section 8, page 17, by striking out of line twenty-eight (28) the following words: "counties of the" and insert in lieu thereof in line twenty-eight (28), page 17, the following: "each school district"; also page 18, by striking out of line one (1) the following: "second, third, fourth and fifth classes"; also page 17, by striking out of the word "summories", in line five (5), the letter "o" and inserting in lieu thereof the letter "a".

Mr. HARRIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The ninth to thirty-third sections of the bill were read as follows and agreed to:

Section 9 The article ten of said act is hereby amended by adding thereto at the end thereof the following sections

Section 1019 He shall prescribe a uniform system for keeping the financial records of all school districts receiving moneys from the Commonwealth

Section 1020 He may investigate the financial records of any school district in person or by his authorized representative

Section 1021 For the purpose of such investigation the same duties are imposed upon all school boards their members their officers agents and employes as are now imposed by law with respect to the audit of the accounts of school districts and the officers thereof and the same powers are conferred upon the Superintendent of Public Instruction or his authorized representative as are now conferred by law upon school auditors in auditing the finances of school districts

Section 10 That section one thousand one hundred and one of said act is hereby amended to read as follows

Section 1101 For the superintendence and supervision of the public schools of this Commonwealth there shall be elected or appointed in the manner herein provided county superintendents [and] assistant county and district superintendents and associate superintendents

Section 11 That section one thousand one hundred and two of said act is hereby amended to read as follows

Section 1102 Every person elected or appointed as county district or assistant county or district superintendent or associate superintendent must be a person of good moral character

Section 12 That section one thousand one hundred and three of said act which was amended by section two of the act approved the twent-eighth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred twenty-eight) entitled "An act to amend section one thousand two hundred ten as amended and section one thousand one hundred three and section five hundred twenty-four as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and repealing section one thousand two hundred twelve thereof" is hereby further amended to read as follows

Section 1103 No person shall be eligible for election or appointment as a county district or assistant county or district superintendent or associate superintendent unless he holds [one of the following A] a diploma from a college or institution approved by the [College and University Council] State Council of Education of this Commonwealth [A diploma issued by a State normal school of this Commonwealth]

Provided That no person shall be elected or appointed a county district or assistant county or district superintendent or associate superintendent who has not had six years successful teaching experience not less than three of which shall have been in a supervisory or administrative capacity And provided further That [completing in a college or university a graduate course in education which is approved by the College and University Council shall be accepted in lieu of three years of service in a supervisory or administrative capacity hereinbefore set forth] he has completed in a college or university a graduate course in education approved by the State Council of Education And provided further That serving either as county district or assistant county or district superintendent or associate superintendent in this Commonwealth at the time this act becomes effective shall be considered sufficient qualification for any of the aforesaid offices

Section 13 That section one thousand one hundred and forty-one of said act is hereby amended to read as follows

Section 1141 District superintendents associate superintendents and assistant district superintendent shall be commissioned by the Superintendent of Public Instruction in the same manner and under the same conditions as in the case of county superintendents and objections to the election of district superintendents associate superintendents or assistant district superintendents may be made in writing to the Superintendent of Public Instruction signed among others by at least one-third of the members of the board of school directors of said district verified by the oath or affirmation of at least three objectors and such case shall be disposed of as in the case of county commissioners

Section 14 That section one thousand one hundred and forty-four of said act is hereby amended to read as follows

Section 1144 When any school district having a district having a district superintendent is after this act goes into effect annexed to and becomes a part of another school district and district superintendent therein shall become an assistant district superintendent in the district to which such school district is annexed for the remainder of his term except when two school districts are consolidated as a result of the consolidation of two boroughs then the district superintendent of the district having the largest public school enrollment shall become the district superintendent of the consolidated district The superintendent representing the smaller school enrollment shall become assistant superintendent in the consolidated district

Section 15 That section one thousand two hundred and five of said act which was last amended by section one of the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred seventy-six) entitled "An act to amend sections one thousand two hundred and five and one thousand two hundred and five A of article twelve of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith'" is hereby further amended to read as follows

Section 1205 In school districts of the second third and fourth class all contracts with teachers shall be in writing in duplicate and shall be executed on behalf of the board of school directors by the president and secretary and signed by the teacher

After the thirtieth day of June one thousand nine hundred and twenty-nine each board of school directors or board of public education in school districts of the second third and fourth class in this Commonwealth shall enter into contract in writing with all teachers supervisors supervising principals and principals employed by them and said contract shall contain the following

"IT IS AGREED BY and between........................ Teacher and the Board of Directors of the school district of ....Pennsylvania that said teacher shall under the authority of the said board and its successors and subject to the supervision and authority of the properly authorized superintendent of schools teach in the said school district for a term....................months for an annual compensation of $............ payable monthly or semi-monthly during the school term less the contribution required by law to be paid to the Teachers' Retirement Fund

This contract is subject to the provisions of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and the amendments thereto and to such regulations as the Board of School Directors of this district may imposed consistent with the said act

AND IT IS FURTHER AGREED by the parties hereto that this contract shall continue in force year after year with the right of the Board of Education or the Board of School Directors to increase the compensation over the compensation herein stated from time to time as may be provided under the provisions and proper operation of the established salary schedule if any for the school district or to change said salary subject to the provisions of law without invalidating any other provision of this contract unless terminated by the teacher at the close of the school term by written resignation presented [on or] sixty days before the close of said school term or by the Board of School Directors by official written notice presented to the teacher [on or] sixty days before the close of the school term"

Section 16 That section one thousand two hundred and eight of said act is hereby amended to read as follows

Section 1208 [Any principal or teacher employed in any school district may be dismissed at any time by the board of school directors on account of immorality incompentency intemperance cruelty negligence or for the violation of any of the provisions of this act Provided That before any principal or teacher is dismissed he shall be given an opportunity to be heard after reasonable notice in writing of the charges made against him]

No principal or teacher who has been in continuous service in any school district for five years may be dismissed at any time or be denied re-election for a succeeding term by the board of school directors except on account of immorality incompetency intemperance cruelty negligence or for the violation of any of the provisions of this act and before any principal or teacher who has been in continuous service in a school district for five years may be dismissed or denied re-election for a succeeding term such principal or teacher must be granted a hearing before the board of school directors of the district Notice in writing specifying in detail the charges against any such principal or teacher shall be served upon him or her at least ten days before the date of hearing and at the hearing the principal or teacher may be represented by counsel and may call witnesses in his or her defense Provided That a board of school directors may construe as continuous service a period of cumulative service interrupted by absence or absences for reasons approved by said board of school directors

Nothing contained in this section shall be held to limit the right of any board of school directors to reduce the number of teachers employed in any school district when such reduction shall be due to a natural diminution of the number of pupils in said school district

Section 17 That section one thousand two hundred and ten of said act is hereby amended by inserting therein after paragraph seven the following new paragraph to read as follows

Seven A Continuation school teachers in the second third and fourth class districts who are required to have qualifications equivalent to high school teachers shall be entitled to the salary and increments prescribed in the schedule for elementary school teachers All approved vocational agricultural vocational home economics or vocational industrial schools when organized as separate schools or departments in the second third and fourth class districts shall be classified as secondary schools and the teachers of these schools are to be entitled to the salaries and increments prescribed in the schedule for high school teachers

Section 18 That paragraph nineteen of section one thousand two hundred and ten of said act which was last amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred twenty-two) entitled "An act to amend clause nineteen of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" and the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred twenty-seven) entitled "An act to amend clause nineteen of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" is hereby further amended to read as follows

Nineteen Of the salaries herein provided for full-time teachers supervisors principals and all other full-time members of the teaching and supervisory staff in the public schools of the Commonwealth [except part time and night school teachers] the Commonwealth shall pay for the biennium year beginning June first one thousand nine hundred and twenty-three and each biennium year thereafter to such school districts as comply with the laws governing the public schools of the Commonwealth for the payment of the salaries of each of said persons employed therein as shown by the certificate herein required to be filed with the Superintendent of Public Instruction in the November immediately preceding any such biennium year as follows In school districts of the first class for each member of the teaching and supervisory staff twenty-five per centum (25%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the second and third class for each member of the teaching and supervisory staff thirty-five per centum (35%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the fourth class for each member of the teaching and supervisory staff fifty per centum (50%) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district of the first second and third class which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for teachers in such districts and that the amount paid to a school district of the first second and third class which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district of the fourth class which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for teachers in such districts and that the amount paid to a school district of the fourth class which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for teachers in such districts Provided That where any member of the teaching or supervisory staff receives less salary than the minimum salary prescribed by the foregoing salary schedule for the class of district in which he is teaching there shall be paid to the district a corresponding per centum of the salary paid to such person Provided further That in districts of the first second third and fourth classes the minimum salary of part-time teachers supervisors and principals employed in the extension schools and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be one dollar ($1.00) per hour the minimum annual increment in salary in such extension schools and classes shall be twenty-five cents ($.25) per hour the minimum number of such annual increments shall be two (2) And provided further That for each part-time member of the teaching and supervisory staff employed by any school district in extension schools and classes approved by the Department of Public Instruction established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes the Commonwealth shall pay to the several districts the same per centum of the minimum salary herein required to be paid to part-time teachers in such extension schools and classes as is paid to such districts of the minimum salary of the full-time teachers And provided further That for each full-time teacher of a special class and for each full-time supervisor or principal of special schools or classes organized by any school district and approved under legislation providing for the special education of physically or mentally handicapped pupils there shall be paid to the district in addition to other payments herein provided sums as follows To districts of the first class twenty-five per centum (25%) and to other districts thirty per centum (30%) of the minimum salary respectively prescribed herein for elementary teachers in such respective districts and for each part time teacher supervisor or principal employed in approved special education a fraction of such amounts proportional to the time for which such person is employed And provided further That the total amount paid to any school district on account of any such teacher supervisor or principal employed in special education shall not exceed eighty per centum (80%) of the salary actually paid to such person Provided further That the Superintendent of Public Instruction shall annually apportion to each fourth class district the sum of two hundred dollars ($200) for each school permanently closed or discontinued in such district since nineteen hundred eleven or which may hereafter be permanently closed or discontinued or which was heretofore permanently closed or discontinued under the provisions of the act of April twenty-fifth one thousand nine hundred and one (Pamphlet Laws one hundred five) entitled "An act to provide for the centralization of township schools and to provide high schools for townships" and all payments heretofore made by the Commonwealth and all requisitions and warrants heretofore drawn for payments for schools permanently closed or discontinued under the provisions of said act are hereby ratified validated and declared legal And provided further That in addition to the payments herein provided on account of members of the teaching and supervisory staff employed in any school district and on account of schools permanently closed or discontinued in any district each district shall receive its proportionate share of the minumum salaries required to be paid to such additional members of the teaching and supervisory staff as may have been employed subsequent to the certificate to the Superintendent of Public Instruction in the November previous to the biennium year and its apportionment as herein provided for additional schools permanently closed or discontinued subsequent to such certificate Payments required by this proviso shall be made after certificate to the Superintendent of Public Instruction in the November of the biennium year [in connection with and] in addition to the [first] last quarterly payment of the [following] biennium as hereinafter provided

The true valuation per teacher for each district shall be determined by the State Council of Education on date and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction if such data and material shall after investigation by the State Council of Education be found correct otherwise upon such data and material as modified corrected and approved by said Council of Education The true valuation per teacher shall be found by dividing the true valuation of the district by the number of full time teachers which number shall include all teachers principals supervisors and superintendents employed in the vocational non-vocational schools of the district for the year covered by such report which number in districts of the fourth class shall also include one teacher for each teacher who at the time of the closing of any school in such district subsequent to June first one thousand nine hundred and twenty-three not since reopened was employed in such school The true valuation of the taxable property of each school district shall be obtained by dividing the amount of the assessed valuation certified in the annual report of the district for the school year ending June thirtieth one thousand nine hundred and twenty-two and every second year thereafter as corrected and approved by the State Council of Education after investigation by the average rate of assessment certified in such annual reports by the three years immediately preceding the date on which such true valuation is determined as corrected and approved by the State Council of Education after investigation The true valuation of each school district for the two fiscal years beginning on June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven and for each biennium thereafter shall be determined during the month of October one thousand nine hundred and twenty-four and in the month of October of every second year thereafter The State Council of Education is hereby given full power and authority to make such investigations to take such action and to institute such proceedings as may be necessary to determine any of the questions that may be raised in the determination and adjustment of the aforesaid true valuations and the decisions which such council reaches in such questions shall be final and conclusive

Section 19 That clause twenty of section one thousand two hundred and ten of said act which was amended by section two of the act approved the sixth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred forty-seven) entitled "An act to amend paragraph twenty and paragraph nineteen twenty-three of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by including payments for certain part-time teachers in extension schools and classes" is hereby further amended to read as follows

Twenty On or before the first day of November of each year each school district of the first and second class and each school district of the third class having a district superintendent shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing the number of full-time teachers supervisors principals and other full-time members of the teaching and supervisory staffs the certificates held by each and the compensation paid each for the current school year and showing further the number of part-time teachers supervisors and principals employed in extension schools and classes established as herein provided the certificates held by each and the compensation paid each during the preceding school year On or before the first day of October of each year each school district of the third class not having a district superintendent and each school district of the fourth class shall forward such a certificate to the county superintendent and if approved by him the county superintendent shall forward the same to the Superintendent of Public Instruction on or before the first day of November of each year

Section 20 That section one thousand two hundred and ten of said act is hereby amended by adding thereto at the end thereof the following new paragraph to read as follows

Twenty-five No money shall be paid to any school district by the Commonwealth under the provisions of this act unless such district shall keep adequate financial records in such form as shall be prescribed by the Superintendent of Public Instruction

Section 21 That section one thousand two hundred and fourteen of said act is hereby amended to read as follows

Section 1214 The board of school directors of any school district of the third or fourth class which has no district superintendent may employ for a term not exceeding three years a supervising principal of a part or all of the public schools of said school district Every supervising principal shall be properly certificated by the Department of Public Instruction in accordance with such standards as the State Council of Education may establish

Section 22 That section one thousand three hundred and seventeen of said act which was amended by section two of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand forty-one) entitled "An act to amend section one thousand three hundred and twenty-one (Pamphlet Laws one thousand forty-one) entitled "An act to amend section one thousand three hundred sixteen as amended and section one thousand three hundred seventeen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 1317 The Superintendent of Public Instruction shall issue a permanent college certificate to every graduate of a college or university approved by the [College and University Council of Pennsylvania] State Council of Education of the Commonwealth of Pennsylvania and of such departments therein as are approved by him when such graduate furnishes satisfactory evidence of good moral character and successful experience of three years' teaching in the public schools of this Commonwealth on a provisional college certificate and has completed such work in education as may be approved by the State Council of Education which certificate shall entitle its holder to teach without further examination

Section 23 That section one thousand four hundred and three of said act is hereby amended to read as follows

Section 1403 Unless otherwise directed by the board of school directors the admission of beginners to the public schools shall be confined to two periods namely during the first two weeks of the annual school term and during the first two weeks of school following the first day of January in any school year Provided That beginners becoming six years of age after the beginning of the school term and before the first day of January of any year shall be admitted during the period at the beginning of the school term and beginners becoming six years of age between the first day of January and the close of the term shall be admitted during the period following the first day of January Provided further That the board of school directors in any school district may fix such [other] additional periods for the admission of such beginners as it may determine and may require parents to submit at the time a child first enters school suitable evidence of age such as a birth certificate a baptismal certificate a passport or other satisfactory written evidence

The term beginners as used in this section shall mean any child that should enter the lowest grade of the primary school or the lowest primary class

Section 24 That section one thousand four hundred and six of said act which was last amended by section five of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety-seven) entitled "An act to amend section two hundred and five section five hundred six and five hundred and eight and five hundred and forty-three and one thousand four hundred and six as amended sections one thousand four hundred and thirty-two one thousand six hundred and fourteen and one thousand six hundred and fourteen and one thousand eight hundred and one and sections two thousand six hundred and twenty-two and two thousand six hundred and twenty-six as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 1406 The board of school directors of any school district in this Commonwealth may on account of the small number of pupils in attendance or the condition of the then existing school building or for the purpose of better gradation and classification or other reasons close any one or more of the public schools in its district and upon such school or schools being so closed the pupils who belong to the same shall be assigned to other schools or upon cause shown be permitted to attend schools in other districts

Provided That whenever the average term attendance of pupils regularly enrolled at any one-room school in any school district of the fourth class or township which is a district of the third class is ten or less than ten the board of school directors shall close such school

If the board of school directors does not deem it feasible to close such school it may present its petition to the State Council of Education showing the reasons why such school should not be closed thereupon the State Council of Education shall consider such petition and shall make such order as may seem just in the premises Provided however If any school as aforesaid has been closed because the average term attendance of pupils enrolled was ten or less than ten and has been reopened upon an order of the State Council of Education and the average term attendance is twelve or more after such reopening such school shall be considered re-established Provided further That in any district of the fourth class or township which is a district of the third class elementary school pupils who reside within that part of the school district last served by any elementary school closed since the [eighteenth day of May one thousand nine hundred and eleven] first Monday of July one thousand nine hundred and seven or within a district all of whose schools have been closed or who are assigned to a training school of a State Normal School and reside one and one-half miles or more from the school to which they are assigned shall be furnished proper transportation at the expense of the district to and from the elementary school to which they are assigned

And provided further That whenever the board of school directors in any fourth class district or township which is a district of the third class agrees to or is required to provide transportation for any pupils such board of school directors may upon petition of the parent guardian or person in parental relation to any of said pupils in lieu of providing such transportation pay for suitable board and lodging for such pupils if such board and lodging is secured in the home of a near relative of the pupil or in a proper school or home approved by the person making the petition Provided That in no case shall the State's share exceed one dollar ($1.00) per day per pupil for the actual number of days such pupil is in attendance at school not exceeding five days in any one week

Provided That if the Department of Public Instruction approves the transportation as to methods and means and the contracts provided therefor the Commonwealth will pay annually to the school district furnishing such transportation an amount determined by (a) the true valuation per teacher per district as provided by section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," as amended and by (b) a given per centum of the sum which has been expended during the previous school year by such a school district for transporting pupils of said schools to and from said schools as follows The amount paid by the Commonwealth to a school district which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five (75) per centum more than fifty thousand dollars ($50,000) to one hundred thousand dollars ($100,000) sixty (60 per centum and more than one hundred thousand dollars $100,000) fifty (50) per centum Provided That in case said district has purchased or shall hereafter purchase an approved school conveyance which is used exclusively for approved school purposes said sum may include a reasonable charge for depreciation and repairs not to exceed fifteen (15) per centum of the cost of said approved school conveyance Provided That the State's share of depreciation and repairs shall not exceed one hundred dollars ($100) per vehicle per year Provided further That the States share for transportation shall not exceed one dollar ($1.00) per day per pupil for the actual number of days such pupil is transported to and from school Provided further That districts receiving reimbursement on the basis of seventy-five (75) per centum and sixty (60) per centum shall not receive more than four thousand dollars ($4,000) in any one school year from the State for transportation Provided further That districts receiving reimbursement on the basis of fifty (50) per centum shall not receive more than three thousand dollars ($3,000) in any one year from the State for transportation

On or before the first day of July of each year each school district of the third and fourth class transporting pupils as herein provided shall present to the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him a sworn statement of the amount expended during the previous school year for transporting pupils to and from school as herein provided On the basis of such a statement the Superintendent of Public Instruction shall by requisition upon the State Treasurer pay during the month of September to such school district such reimbursement for the previous school year as is provided for in this act

Section 25 That section one thousand four hundred and fourteen of said act as last amended by the act approved the twenty-fifth day of March one thousand nine hundred and twenty-five (Pamphlet Laws seventy-six) entitled "An act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by providing for the education of deaf blind or crippled children" and the act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred thirty-one) entitled "An act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by granting full term school privilege to children in fourth class districts up to fourteen years of age" is hereby further amended to read as follows

Section 1414 Every child having a legal residence in this Commonwealth as herein provided between the ages of eight and sixteen years is required to attend a day school in which the common English branches provided for in this act are taught in the English language and every parent guardian or other person in this Commonwealth having control or charge of any child or children between the ages of eight and sixteen years is required to send such child or children to a day school in which the common English branches are taught in the English language and such child or children shall attend such school continuously through the entire term during which the public elementary schools in their respective districts shall be in session Provided That the certificate of any principal or teacher of a private school or of any institution for the education of children in which the common English branches are taught in the English language setting forth that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Every parent guardian or other person in this Commonwealth having control or charge of any child between the ages of six and sixteen years who is deaf or blind or is so crippled or whose hearing or vision is so defective as to make it impracticable to have such child educated in the public schools of the district in which he is a resident shall allow such child to be sent to some school where proper provision is made for the education of the deaf or of the blind or of crippled children or shall provide for the tuition of such child by a legally certified private tutor

[Provided further That the board of school directors in any district of the fourth class may at a meeting held at any time before the opening of the school term reduce the period of compulsory attendance for pupils forteen years of age or more to not less than seventy per centum of the school term as fixed in such district in which case however the board of school directors must at the same time fix the period for the compulsory attendance to begin]

Section 26 That section one thousand four hundred and twenty-two of said act which was amended by the act approved the twenty-third day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred seventy-four) entitled "An act to amend an act approved the eighteenth day of May one thousand nine hundred eleven entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 1422 Any person or persons accepting service from or engaging or employing any child between eight and fourteen years of age during the term of compulsory attendance and while the public schools are in session or accepting service from engaging or employing any child during the same period of time between the ages of fourteen and sixteen years without being first furnished by such child with an employment certificate or farm or domestic service permit or failing to furnish to the district superintendent of schools supervising principal attendance officer or secretary of the board of school directors the information required by this act concerning the children employed by him or them or shall fail to post for inspection at the place of employment of such children the list of children engaged by him or them as required by the provisions of this act who shall fail to notify the proper school official as required by the last preceding section of this act shall be deemed guilty of a misdemeanor and upon conviction shall be punished for a first offense by a fine of not less than ten dollars ($10.00) or more than twenty-five dollars ($25.00) or ten days' imprisonment in the county jail or either or both at the discretion of the court and for a subsequent offense shall be punished by a fine of not less than twenty dollars ($20.00) or more than fifty dollars ($50.00) or ninety days' imprisonment in the county jail or either or both at the discretion of the court

Section 27 That section one thousand nine hundred and four of said act is hereby repealed

Section 28 That article nineteen of said act is hereby amended by adding thereto at the end thereof the following section

Section 1907 It shall be within the jurisdiction of the Department of Public Instruction to organize and to supervise schools and classes according to the regulations and standards established for the conduct of schools and classes of the public school system in the Commonwealth in all institutions wholly or partly supported by the Commonwealth which are not supervised by public school authorities Schools and classes so established in wholly state-owned institutions shall be financed by the Department of the State Government having jurisdiction and control of such institutions A teacher in a school or of a class organized and supervised by the Department of Public Instruction in an institution wholly or partly supported by the Commonwealth shall enjoy the same privileges and be subject to the same laws as a teacher in the public schools of the Commonwealth

Section 29 That section two thousand and five of said act as added by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred twelve) entitled "An act to amend article twenty of the act approved the eighteeth day of May one thousand nine hundred and eleven (Pamplet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or my be inconsistent therewith' " is hereby amended to read as follows

Section 2005 The Board of Presidents of the State Teachers Colleges shall consist of the presidents of the several colleges and [The] the Superintendent of Public Instruction who shall be the chairman and the [Secretary of the State Council of Education shall be the secretary ex officio thereof] board shall elect a secretary The board shall formulate the educational policies of the colleges It shall meet annually in the city of Harrisburg and may meet more frequently and at other places by resolution of the board or on the call of the Superintendent of Public Instruction A majority of all members of the board shall constitute a quorum and any action favored by a majority of the members shall when approved by the Superintendent of Public Instruction be binding upon all of the colleges

Section 30 That section two thousand and nine of said act which was amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred twelve) entitled "An act to amend article twenty of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby further amended to read as follows

Section 2009 The tuition of all students at the State Teachers Colleges who are residents of Pennsylvania [and who are not less than seventeen years of age] and who meet such requirements as the board of presidents of the State Teachers Colleges may prescribe and who sign an agreement to teach in the public schools of this Commonwealth for not less than two years and who are pursuing therein regular courses for the preparation of teachers shall be paid by the Commonwealth and sufficient appropriations shall be made for this purpose The trustees of any State Teachers College when it does not interfere with its purpose to educate and prepare teachers may with the approval of the Superintendent of Public Instruction admit other students than those preparing to teach Provided That all such students except those in the practice school shall pay regular tuition And provided That all such students except those in the practice school shall pay regular tuition And provided That when there is insufficient room for all who apply preference shall be given to residents of Pennsylvania and those preparing to teach

Section 31 That section two thousand six hundred and twenty of said act which was last amended by section three of the act approved the fifth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred eleven) entitled "An act to amend sections five hundred fifty-five two thousand three hundred eight to further amend section two thousand six hundred twenty and to amend section two thousand six hundred twenty-five of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 2620 In every school district of the second and third classes the proper auditors herein provided to audit the finances of the school district shall begin their duties on the first Monday in July each year and promptly within thirty days audit the accounts of the school district for which they were appointed including the accounts of the treasurer the school depositories and other school funds for the preceding fiscal year in the manner herein provided On the completion of the audit they shall make a correct duplicate report thereof which shall contain an itemized statement of all receipts expenditures and credits whatsoever of school officials and the assets and liabilities of the district one copy to be filed with the board of school directors of the district and the other copy in the court of common pleas to the number and term in which their appointment was made and one copy in the Department of Public Instruction by mailing the same sealed stamped and addressed to the Superintendent of Public Instruction Harrisburg Pennsylvania by registered mail with return registry receipt requested

Section 32 That section two thousand six hundred and twenty-two of said which was last amended by section nine of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety-seven) entitled "An act to amend section two hundred and five sections five hundred and six five hundred and eight five hundred and forty-three and one thousand four hundred and six as amended sections one thousand four hundred and thirty-two one thousand six hundred and fourteen and one thousand eight hundred and one and sections two thousand six hundred and twenty-two and two thousand six hundred and twenty-six as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " is hereby further amended to read as follows

Section 2622 The Commonwealth any school district of the second or third class or any taxpayer thereof on behalf of said Commonwealth district or any person or persons against whom any sum has been charged in any report filed by the auditors of any such school district may appeal from any auditors' report [within thirty days after said report has been filed to the court of common pleas of the proper county] such appeal shall be taken to the court of common pleas of the proper county by the Commonwealth within ninety (90) days after said report has been filed in the Department of Public Instruction and by all other appellants within thirty (30) days after said report has been filed in the court of common pleas Any taxpayer taking an appeal with one or more sufficient sureties conditioned that the party appealing will prosecute said appeal with effect and that said party will indemnify and save harmless said district from all costs that may accrue upon said district from all costs that may accrue upon said appeal When any person or persons charged with any sum of money in any such report of auditors shall appeal therefrom such person or persons shall file in said court a bond with one or more sufficient sureties conditioned to prosecute the appeal with effect and to pay all costs accruing thereupon if the final decision obtained shall not be more favorable to him than the report appealed from When any such appeal shall be taken by the Commonwealth any school district or any person charged in such report with any sum of money any taxpayer of said district may come into court and intervene in said appeal and prosecute the appeal to final judgment and if any sum shall be found by the court to be chargeable to any person whose accounts are involved in said appeal the prothonotary shall enter judgment for said sum in favor of said district and against the person charged as aforesaid and the Commonwealth school district or such taxpayer may cause said judgment to be collected from the person charged or his sureties for the benefit of said district by any appropriate method executionary or otherwise or said taxpayer may defend the said district in any appeal taken by any person charged by the report of auditors as fully and effectively in both instances as the officers of said district might do Provided That such taxpayer shall at the time of intervening file in said court a bond with one or more sufficient sureties conditioned to indemnify said district from all costs that may accrue by reason of such intervent subsequently thereto When any taxpayer has intervened in any instance as above provided or when an appeal has been taken by any taxpayer as aforesaid the officers of said school district shall not make settlement with any person or persons charged with any sum or sums or whose accounts shall be involved in any appeal without the consent of such taxpayer When any appeal as aforesaid shall be taken by any of the parties above mentioned the appeal may be placed upon the argument list of the proper court of common pleas by direction of any party interested by intervention or otherwise and depositions of witnesses and other evidence to be used at the argument may be taken on behalf of any said parties before any person competent to administer an oath upon rule for that purpose served upon the opposite party or such party's counsel After hearing argument the court shall file its finding of fact and law and enter judgment in accordance therewith Provided That if after argument the court shall deem any question or questions of fact so doubtful under the evidence submitted as to render it desirable that an issue should be directed as to such question or questions to be tried by a jury the court may direct such an issue Appeals may be taken by any person interested to the Superior or Supreme Court from any such judgment of the court of common pleas in the same way that appeals are now authorized by law to be taken from rulings or decisions of the court of common pleas made in appeals from settlements or reports of county borough or township auditors

Section 33 That section two thousand six hundred and twenty-six of said act as last amended by section ten of said amending act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety-seven) is hereby further amended to read as follows

Section 2626 The Commonwealth any school district of the fourth class or any independent school district or any taxpayer thereof on behalf of said Commonwealth district or any person or persons against whom any sum has been charged in any report filed by the auditors of any such school district may appeal from any auditors' report [within thirty days after said report has been filed to the court of common pleas of the county in which said school district of the fourth class is situated or in which the school buildings of any such independent school district are situated] such appeal shall be taken to the court of common pleas of the proper county by the Commonwealth within ninety (90) days after said report has been filed in the Department of Public Instruction and by all other appellants within thirty (30) days after said report has been filed in the court of common pleas Any taxpayer taking an appeal shall file in said court of common pleas a bond with one or more sufficient sureties conditioned that the party appealing will prosecute said appeal with effect and that said party will indemnify and save harmless said district from all costs that may accrue upon said appeal When any person or persons charged with any sum of money in any such report of auditors shall appeal therefrom such person or persons shall file in said court a bond with one or more sufficient sureties conditioned to prosecute the appeal with effect and to pay all costs accruing thereupon if the final decision obtained shall not be more favorable to him than the report appealed from When any such appeal shall be taken by the Commonwealth any such school district or any person charged in such report with any sum of money any taxpayer of said district may come into court and intervene in said appeal and prosecute the appeal to final judgment and if any sum shall be found by the court to be chargeable to any person whose accounts are involved in said appeal the prothonotary shall enter judgment for said sum in favor of said district and against the person charged as aforesaid and the Commonwealth school district or such taxpayer may cause said judgment to be collected from the person charged or his sureties for the benefit of said district by any appropriate method executionary or otherwise or said taxpayer may defend the said district in any appeal taken by any person charged by the reports of auditors as fully and effectively in both instances as the offices of said district might do Provided That such taxpayer shall at the time of intervening file in said court a bond with one or more sufficient sureties conditioned to indemnify said district from all costs that may accrue by reason of such intervention subsequently thereto When any taxpayer has intervened in any instance as above provided or when an appeal has been taken by any taxpayer as aforesaid the officers of said school district shall not make settlement with any person or persons charged with any sum or sums or whose accounts shall be involved in any appeal without the consent of such taxpayer When any appeal as aforesaid shall be taken by any of the parties above mentioned the appeal may be placed upon the argument list by direction of any party interested by intervention or otherwise and depositions of witnesses and other evidence to be used at the argument may be taken on behalf of any of said parties before any person competent to administer an oath upon rule for that purpose served upon the opposite party or such party's counsel to be used at the argument After hearing argument the court shall file its finding of fact and law and enter judgment in accordance therewith Provided That if after argument the court shall deem any question or questions of fact so doubtful under the evidence submitted as to render it desirable that an issue should be directed as to such question or questions to be tried by a jury the court may direct such an issue Appeals may be taken by any persson interested to the Superior or Supreme Court from any such judgment of the court of common pleas in the same way that appeals are now authorized by law to be taken from rulings or decisions of the court of common pleas made in appeals from settlements or reports of county borough or township auditors

The title of the bill was read as follows and agreed to:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens, and college certificates of teachers; annulling the right to certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 662, (House Bill No. 975), entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe as defined in the act to elect to be covered by the retirement system.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 681, (House Bill No. 463), entitled:

An Act to amend section one Clause First Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 686, (House Bill No. 994), entitled:

An Act to amend paragraph twenty-five of section three and section six and to repeal section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing who shall verify a proof of publication eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined and validating certain legal proceedings.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 694 (House Bill No. 662), entitled:

An Act to repeal sections two thousand two hundred and three, two thousand two hundred and four, two thousand two hundred and five, two thousand two hundred and six, two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Committee on Appropriations, reported as amended, Senate Bill No. 223, entitled:

An Act providing for the acquisition by the Commonwealth of property in Wharton Township, Fayette County, for the establishment of Fort Necessity Park, and for the management thereof by the Pennsylvania Historical Commission; and making an appropriation.

REPORT FROM COMMITTEE

Mr. RIAL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RIAL, from the Committee on Judiciary General, reported as amended, Senate Bill No. 653, entitled:

An Act to amend sections two and three of, and add section six and one-tenth to, the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 414), entitled "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by providing that photographs shall only be taken of persons convicted of crime or suspected of being habitual criminals or fugitives from justice.

REPORT FROM COMMITTEE

Mr. McCLURE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 599 (House Bill No. 993), entitled:

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force; providing for their payment, maintenance and discipline and for their powers and duties; and providing for the appointment of a reserve force.

BILLS INTRODUCED

Mr. PRINCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PRINCE, read in his place and presented to the Chair Senate Bill No. 786, entitled:

An Act regulating the sale of appliances and other merchandise by public utility corporations of this Commonwealth.

Which was committed to the Committee on Judiciary General.

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS, read in his place and presented to the Chair Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

Which was committed to the Committee on Municipal Affairs.

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 788, entitled:

An Act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth; and repealing inconsistent laws.

Which was committed to the Committee on Public Health and Sanitation.

Also. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Also read in his place and presented to the Chair Senate Bill No. 789, entitled:

An Act to make it a misdemeanor for any person licensed by the Commonwealth of Pennsylvania, to practice any profession having to do with public health or any other profession licensed by the Commonwealth, having to do with the relief of any human physical defect or deficiency to advertise special inducements or fixed prices for any services, appliances or material which are a necessary adjunct to such professional services.

Which was committed to the Committee on Public Health and Sanitation.

Also. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Also read in his place and presented to the Chair Senate Bill No. 790, entitled:

An Act defining optometry, and relating to the right to practice optometry in the Commonwealth of Pennsylvania, making certain exceptions, providing means and methods whereby the right to practice optometry may be obtained, providing for the means to carry out the provisions of this act, providing for revocation or suspension of licenses, providing penalties for violations thereof, and repealing all acts or parts of acts inconsistent therewith.

Which was committed to the Committee on Public Health and Sanitation.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 328

Mr. CLARK offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 328, entitled "An act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 989.

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 989 entitled:

An Act making appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroads corporations or steel railways corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

The Senate proceeded to the first reading and consideration of Senate Bill No. 24, entitled:

An Act concerning elections, including general, municipal, special and primary elections; and amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 223, entitled:

An Act providing for the acquisition by the Commonwealth of property in Wharton Township, Fayette County, for the establishment of Fort Necessity Park, and for the management thereof by the Department of Forest and Waters; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 550, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 599 (House Bill No. 993), entitled:

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force providing for their payment maintenance and discipline and for their powers and duties and providing for the appointment of a reserve force

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 601 (House Bill No. 997), entitled:

An Act amending paragraph fourth of section one of the act approved the fifteenth day of June, one thousand nine hundred and eleven (P. L. 975), entitled "An act providing for the registration of bottles, boxes, siphons, siphon-heads, tins, kegs, cans, soda-fountains, cylinders of carbonic acid gas, or other containers; and forbidding the refilling of, or dealing or trafficking in, such registered bottles, boxes, siphons, siphon-heads, tins, cans, kegs, soda-fountains, cylinders of carbonic acid gas, or other containers, by persons other than the owners thereof, without the written consent of the owner, and imposing a penalty therefor; providing for the issuing of process in the nature of search warrant; providing what shall be prima facie proof thereof; and providing that the delivery of said bottles, boxes, siphons, siphon-heads, tins, cans, kegs, soda-fountains, cylinders of carbonic acid gas, or other containers, shall not constitute a sale thereof," by providing additional penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 653, entitled:

An Act to amend sections two and three of, and add section six and one-tenth to, the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 414), entitled "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by providing that photographs shall only be taken of persons convicted of crime or suspected of being habitual criminals or fugitives from justice.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 712 (House Bill No. 977), entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 732, entitled:

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplains, and directing the salary boards of such counties to fix the salaries and compensation of such chaplains.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 395

Mr. SCOTT offered the following resolution, which was twice read, considered and agreed to:

April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 395, entitled:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled: "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RELATIVE TO CONTINUATION OF TENURE OF COMMITTEE TO STUDY FINANCES OF COMMONWEALTH

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur), That the legislative committee authorized to be appointed pursuant to concurrent resolution, approved April 30, 1929, (P. L. 1816), to devise ways and means of financing the Commonwealth is hereby continued for a further period of two years and shall make a further report of their recommendations to the General Assembly of 1933. Any vacancy existing on said committee, for any cause, shall be filled by an appointment of a Senator or Member by the President pro tempore or Speaker as the case may be.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess for xx minutes.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were public read as follows:

Senate Bill No. 10, entitled:

An Act to amend section seven hundred and two of the act approved the eleventh day of July, one thousand and nine hundred and twenty-three, (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by imposing additional penalties.

Senate Bill No. 158, entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law" as added by providing for filing of amended charters and certifications thereof in merger proceedings

Senate Bill No. 195, entitled:

A Joint Resolution proposing an amendment to article three section twenty-two of the Constitution of the Commonwealth of Pennsylvania

Senate Bill No. 212, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and twenty-seven (P. L. 372), entitled "An act to fix the time for filing petitions for nomination with the county commissioners."

Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship

Senate Bill No. 416, entitled:

A Supplement to the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" authorizing the widening of approaches to bridges heretofore acquired and to provide sheds for storing and seasoning lumber and making an appropriation

Senate Bill No. 422, entitled:

An Act making an appropriation to the Board of Trustees of the Phillipsburg State Hospital of Phillipsburg Pennsylvania for deficiencies in the construction of hospital buildings and equipment

Senate Bill No. 40, entitled:

An Act permitting the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgagees and judgment creditors

Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days.

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 13

Mr. **WEINGARTNER** offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 13, 1931.

Resolved, (If the House of Representatives concur), That Senate Bill No. 13, entitled:

An Act to amend sections thirty-two, one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, four, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing that a county shall not lose its classification by means of a decrease in population, and that in a county in which the office of controller has been established, the same shall not be abolished by reason of a decrease in population.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 23

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 23, entitled:

An Act to amend section two hundred and twenty-four of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law

be recalled from he Governor for the purpose of amendment

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 325.

He also presented communication from the House informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 325, entitled "An act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board and providing that directors shall not be surcharged for payments thereunder," be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 96.

He also presented communication from the House informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 96, entitled "An act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' regulating the consolidation of boroughs," be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 117

He also presented communication from the House informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 117, entitled "An act authorizing the county commissioners of any county [and the corporate authorities of any borough located within such county] to erect a [joint] county [and borough] building or buildings to be used for hospital purposes providing for the selection of a site by purchase condemnation or otherwise authorizing the county [or borough] to sell real estate under certain conditions [providing for the contracts and agreements to be entered into by the county and borough and authorizing the county and borough] and to issue bonds for certain purposes] to erect and provide for the management of .. building or buildings for general hospital purposes and/or for the care and treatment of communicable diseases to acquire by purchase gift condemnation or otherwise a site therefor," be recalled from the Governor for the purpose of amendment.

TIME OF NEXT MEETING

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 20, at 9:00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, April 20, at 9:00 o'clock.

ADJOURNMENT

Mr. **SCOTT.** Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11:00 o'clock.

Mr. **KRAUSE.** Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:11 p. m. until Tuesday, April 14, 1931, at 11:00 a. m.

HOUSE OF REPRESENTATIVES

MONDAY, April 13, 1931

The House met at 9.00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

In gratitude, our Father, we reverently bow before Thee ere we begin the work of this hour. With tender compassion Thou hast watched over our lives, while we have been absent one from another. We bless Thee for goodness and mercy that watches over us in all our journeys and brings us safely on our way.

Under the watchful guidance of the unseen hand our Commonwealth has moved steadily on toward the zenith of her fame. In the days of our beginning we were but a handful and very weak. One by one Thou hast raised up men of vision; men of courage; men who loved truth and who were not afraid even to die, for the right. We bless Thee for the commanding position our people hold in the sisterhood of States. We do not feel that we have reached perfection. There are multitudes who cry for long denied opportunities to live at their best. There are great wrongs that in Thy name ought to be righted. Social injustice and moral degradation still bring the blush of shame. We bless Thee that wrongs can be righted; that injustice can be made to cease; and that the lamp of experience can aid us in avoiding the pitfalls of life's pathway.

Let Thy eternal spirit of love direct us this evening hour. Give strength and guidance to our presiding officer; to the members and employees of this Assembly; and to all in authority over us. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, April 8, 1921.

The Clerk proceeded to read the Journal of Wednesday, April 8, 1931, when, on motion of Mr. Conner, seconded by Mr. Price, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. O'NEILL. HOUSE BILL No. 1560.

An Act providing for the instalment payment of county, borough, township, school and poor taxes; and fixing the discounts and penalties on such taxes.

Referred to the Committee on Municipal Corporations.

By Mr. CONNER. HOUSE BILL No. 1561.

An Act making an appropriation to the Baby Welfare Association of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WOOD. HOUSE BILL No. 1562.

An Act regulating the grading and marking of eggs sold for human consumption; imposing powers and duties on the Department of Agriculture; and providing penalties.

Referred to the Committee on Agriculture.

By Mr. METZINGER. HOUSE BILL No. 1563.

An Act to provide for the publication, printing, sale and distribution of the Superior Court Reports from volume one to eighty-five inclusive, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. METZINGER. HOUSE BILL No. 1564.

An Act to provide for the publication, printing, sale and distribution of the Supreme Court Reports from volume ninety-eight to two hundred and sixty-seven inclusive, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. METZINGER. HOUSE BILL No. 1565.

An Act to provide for stereotyped plates, the publication, printing, sale and distribution of the Supreme Court Reports from volume one to volume ninety-seven inclusive together with eighty-one and one-half, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. SHELLENBERGER. HOUSE BILL No. 1566.

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests; providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital; and making an appropriation.

Referred to the Committee on Agriculture.

By Mr. E. P. BROWN. HOUSE BILL No. 1567.

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State; imposing certain duties upon the Department of Public Instruction and the State Council of Education; defining violations, providing penalties and appeal to the court of common pleas of Dauphin County.

Referred to the Committee on Education.

By Mr. STAUDENMEIER. HOUSE BILL No. 1568.

An Act to regulate the rates of wages to be paid to laborers and mechanics employed by the Commonwealth, or any political subdivision thereof, and by contractors and subcontractors on public works and improvements of the Commonwealth, or any political subdivision thereof, and providing penalties.

Referred to the Committee on State Government.

By Mr. STAUDENMEIER. HOUSE BILL No. 1569.

An Act to amend sections seven hundred thirteen, seven hundred fourteen, and seven hundred sixteen of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto;" further regulating the making of roads under contracts with taxpayers, and conferring powers and imposing duties on the Department of Highways.

Referred to the Committee on Townships.

By Mr. CHESTER H. RHODES. HOUSE BILL No. 1570.

An Act to amend sections one, two, four and five of the act approved the tenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, nine hundred), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession withintent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof;" providing for the establishment of a standard of fresh eggs, and conferring other powers and duties on the Department of Agriculture.

Referred to the Committee on Agriculture.

By Mr. BARTON. HOUSE BILL No. 1571.

An Act to amend section three of the act approved the eleventh day of March, one thousand nine hundred and nine, (Pamphlet Laws, thirteen), entitled "An act for the protection of the public health, by prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, of eggs unfit for food, as therein defined, and prohibiting the use of such eggs in the preparation of food products; providing penalties for the violation thereof, and providing for the enforcement thereof;" making unlawful the sale, possession and use of incubated and incubator reject eggs unless such eggs or their containers or foods in which used are properly stamped.

Referred to the Committee on Agriculture.

INVITATION TO GRADUATING EXERCISES OF STATE POLICE TRAINING SCHOOL

The SPEAKER. The Chair lays before the House a communication which was addressed to the House.

The Clerk read the communication as follows:

Headquarters, Pennsylvania State Police,
Harrisburg, April 9, 1931.

Hon. C. J. Goodnough, Speaker,
House of Representatives,
Harrisburg, Pennsylvania.

My dear Mr. Goodnough:

Through you, the April Graduating Class of the Pennsylvania State Police Training School respectfully invites the members of the House of Representatives of the Commonwealth of Pennsylvania to be present at its graduating exercises to be held between 3.00 and 5.00 P. M., on April 21, 1931, at Hershey, Pennsylvania.

The exercises will consist of a formal inspection; three-minute talks by four members of the class; pistol shooting; boxing, wrestling; jui-jitsu and rough riding.

Transportation will be available at the main door of the Capitol at 2.15 P. M., on that date, for those Members requiring it.

Respectfully submitted.
(Signed) LYNN G. ADAMS,
Superintendent of State Police.

The SPEAKER. The communication will be spread upon the Journal.

PETITIONS

PROTESTING AGAINST SUNDAY BASEBALL

The SPEAKER presented a petition from the Philadelphia District Preachers of the Methodist Episcopal Church, protesting against any change in the Sunday Laws, permitting base ball.

Referred to Committee on Law and Order.

FAVORING THE PASSAGE OF LEGISLATION REQUIRING BOROUGHS TO PUBLISH REPORT OF AUDITORS

The SPEAKER presented a petition from the Borough of Lansdale favoring the passage of legislation requiring boroughs to publish the report of the Auditors.

Referred to the Committee on Boroughs.

FAVORING THE APPROPRIATION TO THE PHILADELPHIA COLLEGE OF OSTEOPATHY

The SPEAKER presented a petition from the Philadelphia College of Osteopathy asking for an appropriation.

Referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. HAINES, from the Committee on Highways, reported as amended, House Bill No. 920, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the rural road and highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets.

Mr. HAINES, from the Committee on Highways, reported as amended, House Bill No. 923, entitled:

An Act adopting a program to advance the improvement of the rural roads taken over by the Commonwealth; and authorizing counties, boroughs, towns and townships to expend moneys and to incur indebtedness in aid thereof.

Mr. GEO. W. WILLIAMS, from the Committee on Ways and Means, reported as committed, House Bill No. 1259, entitled:

An Act to amend sections one and two of the act, approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 794), "An act providing that estates in buildings, ground, books, curios, pictures, statuary and other works of art, passing by will to any municipality, corporation, or unincorporated body, for free exhibition within Pennsylvania, shall not be subject to collateral inheritance tax, and, in certain instances, the date when such tax shall become due," by extending the exemption to include manuscripts and specimens of natural history or other scientific collections.

Mr. SCHROCK, from the Committee on Boroughs, reported as committed, House Bill No. 1390, entitled:

An act to amend sections three hundred one, three hundred two and three hundred three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs;" providing for the change of corporate names of boroughs.

Mr. WRIGHT, from the Committee on Ways and Means, reported as committed, House Bill No. 1396, entitled:

An Act to amend the definition of "Liquid Fuels" contained in section two of the act approved day of one thousand nine hundred and thirty-one, (Pamphlet Laws, Act No.), entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily, practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers and county commissioners; providing for rewards; imposing cetain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation" by excluding kerosene, fuel oil and gas oil not used in internal combustion engines to propel vehicles on the highways in the Commonwealth.

Mr. HAINES, from the Committee on Highways, reported as committed, House Bill No. 1430, entitled:

An Act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in boroughs; and for the assessment of benefits against owners of real estate abutting on the line of improvement; and making an appropriation.

Mr. NOTHNAGLE, from the Committee on Ways and Means, reported as committed, House Bill No. 1483, entitled:

An Act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire.

Mr. CHARLES R. GRIFFITH, from the Committee on Ways and Means, reported as committed, House Bill No. 1487, entitled:

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax on the gross receipts derived from the business of producing natural gas.

Mr. NOTHNAGLE, from the Committee on Ways and Means, reported as committed, House Bill No. 1488, entitled:

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertently paid by wholesale drug dealers, and importers as a license fee as wholesale dealers in vinous spiritous malt or brewed liquors or any mixture thereof and making an appropriation.

Mr. FITZGERALD, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1540 (Senate Bill No. 358), entitled:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

BILLS RE-REFERRED

Mr. WHEELER returned from the Committee on Ways and Means with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 1458, entitled:

An Act to amend the first paragraph of section three hundred eight of an act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients: and imposing penalties."

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

Mr. SIMON returned from the Committee on Ways and Means with recommendation that it be re-referred to the Committee on Counties, House Bill No. 1242, entitled:

An act to amend sections one, five, six, nine, ten, and thirteen and to reenact and amend section fourteen of an act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioner to purchase such lands under certain circumstances; "by extending the provisions of said act to seated real estate; reducing the amount of the penalty on unpaid taxes changing the fees collected by county treasurers at tax sales; providing for the return of unpaid taxes assessed and levied for years prior to one thousand nine hundred and thirty and for sales for such taxes; prescribing the effect of tax sales on liens; providing a lien for redemption moneys paid; providing for the filing and disposition of objections and exceptions to the confirmation of tax sales and prescribing the effect of an absolute confirmation with respect to the title which passes at a tax sale; authorizing the heirs and legal representatives of owners and lien creditors or their heirs, assigns or legal representatives or other persons interested, to redeem real estate sold for taxes for the benefit of the owner thereof, and providing for and regulating the subsequent sale of such real estate by county commissioners when the same have been purchased by them at a treasurers' sale.

The SPEAKER. The bill is now re-referred to the Committee on Counties.

Mr. SOWERS returned from the Committee on Municipal Corporations with recommendation that it be re-referred to the Committee on Counties, House Bill No. 1339, entitled:

An Act fixing the compensation of overseers of the poor in township and borough poor districts.

The SPEAKER. The bill is now re-referred to the Committee on Counties.

Mr. HAINES returned from the Committee on Ways and Means with recommendation that it be re-referred to the Committee on Military Affairs, House Bill No. 1519, entitled:

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; exempting from the provisions of said act certain boxing, sparring and wrestling exhibitions.

The SPEAKER. The bill is now re-referred to the Committee on Military Affairs.

Mr. NOTHNAGLE returned from the Committee on Ways and Means with recommendation that it be re-referred to the Committee on Cities, House Bill No. 1355, entitled:

An act relating to the collection of city, county, school and poor taxes within the territorial limits of cities of the third class by the city treasurer; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the third class, counties, school districts and poor districts, and the officers thereof; and imposing penalties.

The SPEAKER. The bill is now re-referred to the Committee on Cities.

RESOLUTION

EXTENDING SYMPATHY TO HONORABLE THOMAS B. WILSON.

Mr. TALBOT offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, April 13, 1931.

Whereas, The House has learned with the profund sorrow of the sudden, tragic and unexpected death of Samuel J. Wilson of Swissvale, Pennsylvania, a brother of the Hon. Thomas B. Wilson, a member of this House, therefore be it

Resolved, That this House, well knowing the loss that is his, extends to the Hon. Thomas B. Wilson, its deepest sympathy, and be it further

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House to our bereaved member.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE BILL NO. 1351 MADE SPECIAL ORDER

Mr. TURNER. Mr. Speaker, I move that the action of this House on Wednesday, April eighth, one thousand nine hundred thirty-one, by which House Bill No. 1351, Printer's No.

405, entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act, "was made a special order of business for Monday, April twentieth, one thousand nine hundred thirty-one, at ten o'clock, post meridian, be rescinded, and that said House Bill No. 1351, Printer's No. 405, be made a special order of business for Tuesday, April fourteenth, one thousand nine hundred thirty-one, at 12:00 o'clock noon.

Mr. BIDELSPACHER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. TURNER. Mr. Speaker and members of the House, I made a motion to make this bill a Special Order of business for Monday, April 20, at 10 P. M., because I felt that we did not have sufficient information to pass upon the bill as it came upon the calendar last week.

You all know we passed a resolution asking the Department of Highways for certain information. The reply which we received from the Department of Highways did not give us any information, except in such detail as we could easily have known of our own knowledge without asking for the information from the Department of Highways. The important and essential information was not given, although the department waited two weeks in order to send us the reply. However, the chairman of our Roads Committee, felt that some advantage had been taken of him unfairly, or that I had taken unfair advantage in placing this as a Special Order of business for Monday of next week, and rather than have such feeling on the part of a colleague, with whom I have served here so many years, I felt that I would rather rescind that motion and have it a special order of business for tomorrow. The Chairman of the Highway Committee promised to furnish me with information, and I have served notice on him that he has not furnished it, but I think I have gathered sufficient information in the meantime. Therefore, I offered this motion.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

RESOLUTION

RECALLING HOUSE BILL No. 989 FROM THE GOVERNOR

Mr. STEEDLE offered the following resolution which was twice read, considered and adopted.

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 989, entitled "An act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroad corporations or street railways corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

INCREASE OF APPROPRIATIONS TO EASTERN AND WESTERN PENITENTIARIES

Mr. DUNN offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, April 13, 1931.

Whereas, The Eastern and Western Penitentiaries of the Commonwealth are overcrowded and that lack of sufficient appropriations has made it impossible to afford the relief to present conditions that is demanded by every natural law of humanity, and

Whereas, This situation imposes upon the Commonwealth a greater degree of responsibility for the care and treatment of inmates of these institutions which can only be accomplished by making larger appropriations for the immediate building of new penal institutions, therefore be it

Resolved, That this House is in favor of substantial increases in the appropriation of funds to be used for the purpose of building such penal institutions within the Commonwealth for the humane treatment and proper care and housing of those sentenced to imprisonment therein, and be it further

Resolved, That this House favors making such increased appropriations even if they necessitate the abandonment of the promotion of other activities on the part of the Commonwealth, for the reason that the relief of these charges of the Commonwealth is more important obligation.

CONCURRENT RESOLUTION NO. 36

Mr. WHEELER. Mr. Speaker, I desire to call up at this time Concurrent Resolution No. 36, Printer's No. 479.

The clerk read the resolution as follows:

In the Senate, April 7, 1931.

Resolved, (if the House of Representatives concur) That the legislative committee authorized to be appointed pursuant to concurrent resolution approved April thirty one thousand nine hundred and twenty-nine (Pamphlet Laws page one thousand eight hundred sixteen) to devise ways and means of financing the Commonwealth is hereby continued for further period of two years and shall make a further report of their recommendations to the General Assembly of one thousand nine hundred and thirty-three Any vacancy existing on said committee for any cause shall be filled by an appointment of a Senator or Member by the President pro tempore or Speaker as the case may be

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the clerk inform the Senate accordingly.

QUESTION OF PERSONAL PRIVILEGE

Mr. HEFFERNAN. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Philadelphia, Mr. Heffernan, will state his question of personal privilege.

Mr. HEFFERNAN. Mr. Speaker, I will ask the House to please be in order, because I have a very important message to deliver to you.

I received a telegram today, which states:

"Please see the Speaker of the House and insist upon the House passing the Schwartz milk bill, as I am very much interested in milk.

(Signed) DAVID NELSON DENMAN, III.

Latrobe, Pa."

Being a practicing dentist, I suppose that it is necessary to get milk by using a good pull.

I now desire to announce to you—as you no doubt have already heard—that on March 26th, a ten and one-half poun baby arrived at the Denman home at Latrobe, and, of course, coming down from heaven he was welcomed with open arms.

The men and the women of the House, who make up its membership, have taken a direct and personal interest in this baby boy, because he is the first honorary member of the House of Representatives of this Commonwealth.

I had the pleasure of calling upon the members a few days ago in reference to this sweet child, and, as a result, I am here, now, tonight, to make my report, not only to you, but also to the beloved mother, Mrs. Denman.

The first thing that was done, after my visit to the members of the House, was to appoint a committee of the ladies, consisting of Mrs. Kirkbride, Mrs. Pitts and Mrs. Pennock, and that committee thought it wise that they first select a beautiful, solid silver loving cup for the baby, and it is engraved: "From the Members of the House of Representatives, to David Nelson Denman, III." This cup will be handed to the good mother, and she, in turn will place it to the lips of her beloved child.

After the selection of this beautiful cup—as you see here—there was a balance in the treasury, and Mrs. Kirkbride and the members of her committee decided that we should take the balance and open a bank account for the boy in the Latrobe Trust Company, in the name of Mary Thompson Denman, in trust for David Nelson Denman, III. The amount is a splendid one.

I have a letter here from the Latrobe Trust Company which reads as follows:

"Latrobe Trust Company, Latrobe, Pa., April 10, 1931.

Mrs. Mabelle M. Kirkbride,
House of Representatives,
Harrisburg, Pa.

Dear Mrs. Kirkbride:

We have your letter of yesterday enclosing your check for $26.00 and instructing us to deposit the amount represented by the check in a savings account to the credit of Mary Thompson Denman in trust for David Nelson Denman, III.

We are gratified that our Company has been chosen as the depository for the account of the new Member of the House. All in the First Legislative District of Westmoreland County are proud of the Hon. Mary Thompson Denman. Here in Latrobe all of us are interested in her political career, and the coming of the heir, we feel certain, will add to her popularity and attractiveness.

Pass book No. 12587 herewith is enclosed, the proper entry of the first deposit having been made. We assure you and all of your fellow Members of the House who were parties to the opening of the account that it will be safeguarded zealously.

Very cordially,
(Signed) W. H. FLICKINGER,
Treasurer."

I now have the extreme and delightful pleasure of presenting this cup to the mother of this delightful boy, who by the way, has asked me in a telegram to get him leave of absence for the next week, as he will not be here.

I take pleasure in presenting this cup to you, Mrs. Denman.

QUESTION OF PERSONAL PRIVILEGE

Mrs. DENMAN. I rise to a question of personal privilege.

The SPEAKER. The lady will state her question of personal privilege.

Mrs. DENMAN. Mr. Speaker, I believe that every member of this House and all of the visitors, realize that I am saying absolutely what I feel when I say that I cannot find words adequate to tell you how much I appreciate, not only what you have done tonight, but the many expressions of your fellowship and your good sportsmanship during the past two weeks.

I tried to think of what to say, and came tonight knowing that I was going to try to thank you for those favors, but absolutely unprepared for this experience tonight.

I will also say, that as a member of the Committee on Law and Order, when the Schwartz milk bill was reported out of Committee, certainly there was no ulterior motive in the reporting of that bill.

I want also to thank you for the lovely flowers that you sent me, which will always be a beautiful and fragrant memory, and that the resolution you so generously passed has been framed and will become a prized document. This beautiful cup, you know, will become a family heirloom, and that the splendid fellowship, comradeship and good sportsmanship of the members of the House will always be one of the finest memories that I can carry throughout my life.

I assure you the trustee will take good care of the account. Thank you.

The SPEAKER. The remarks of the gentleman from Philadelphia, Mr. Heffernan, and of the lady from Westmoreland, Mrs. Denman, under their questions of personal privilege, will be spread upon the Journal.

Mr. TURNER. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Heffernan.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Heffernan, permit himself to be interrogated?

Mr. HEFFERNAN. Mr. Speaker, how are you going to get out of it?

Mr. TURNER. Mr. Speaker, I am very much concerned, Mr. Speaker, and therefore, I would like to ask the gentleman from Philadelphia, whether in presenting this cup it is a permanent trophy, or whether you have to win it three times to keep it?

Mr. HEFFERNAN. Mr. Speaker, and members of the House, upon advice of counsel, I refuse to answer.

BILL ON THIRD READING

Mr. TALBOT asked and obtained unanimous consent to call up out of order House Bill No. 1403 (Senate Bill No. 415) on page 19 of today's calendar, bills on third reading.

The SPEAKER. This bill is called up out of order because a certain gentleman desires to use a certified copy of it in a hearing in Washington tomorrow.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1403 (Senate Bill No. 415), entitled:

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom; imposing certain duties upon the Sanitary Water Board; and making an appropriation.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Gillette,
Goehring,
Graham,
Greeby,
Green,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,

Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2

Patterson,
Peelor,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

BILL RECOMMITTED

Mr. WILSON. Mr. Speaker, I move that House Bill No. 1382, Printer's No. 432, entitled:

An Act to amend sections seven and eleven of the act approved the twelfth day of July, one thousand nine hundred and nineteen (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners: defining the power and duties of said board of examiners; and providing penalties for the violation of this act," by requiring office experience of applicants for licenses and specifying additional causes for suspension or revocation of licenses.

on page 18 of today's calendar, bills on third reading, be recommitted to the Committee on Education for the purpose of further study.

Mr. GEO. W. WILLIAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. WILSON. Mr. Speaker, I move that House Bill No. 1399, Printer's No. 448, entitled:

An Act to further amend section four of the act approved the eighth day of May one thousand nine hundred and nine (P. L. 470) entitled "An act to prevent the manufacture and sale of adulterated or misbranded drugs defining the word 'drug' prescribing penalties for violation of this act and the method of its enforcement" by declaring drugs and preparations recognized in official standards misbranded when the official name or title is prefixed or suffixed by any trade or manufacturers' name

on page 23 of today's calendar, bills on second reading, be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. GEO. W. WILLIAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 689, as follows:

An Act to amend section two of Appropriations Act Numbre forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of Appropriation Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" is hereby amended to read as follows

Section 2 That the sum of ten thousand dollars (10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of this act This appropriation is made contingent upon the raising by the citizens of the city of Chester and vicinity of a sum of at least [fifteen] ten thousand dollars [($15,000)] ($10,000) to be applied to the cost of the construction erection and dedication of said monument and no part of said appropriation shall be paid until proof has been produced to the satisfaction of the Auditor General that said sum of [fifteen] ten thousand dollars [($15,000)] ($10,000) is available for said purposes Payments from said appropriation shall be made upon requisition of the Secretary of Property and Supplies by warrant of the Auditor General on the State Treasurer in the usual manner

Section 2 That the unexpended and unecumbered appropriation of ten thousand dollars ($10,000) made by section two of said act or as much thereof as may be necessary is hereby reappropriated to the Department of Property and Supplies for the purpose of carrying out the provisions of said act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,

Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard.
Gicking,
Gillette,
Goehring,
Graham,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich.
Lewis,
Lockhart,
Lose.
Loucks,
Lucas,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Staudenmeier,
Steedle.
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—4

Barton,
Batchelor,
Male,
Patterson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 78, as follows:

An Act to amend sections one two and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any nonresident of this Commonwealth being the operator or owner of any motor vehicle who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating a motor vehicle or of having the same operated within the Commonwealth of Pennsylvania or any resident of this Commonwealth being the licensed operator or owner of any motor vehicle under the laws of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by such acceptance or licensure as the case may be and by the operation of such motor vehicle within the Commonwealth of Pennsylvania make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his her or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania against such operator or owner of such motor vehicle arising out of or by reason of any accident or collision occurring within the Commonwealth in which such motor vehicle is involved

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Such process shall be served by the officer to whom the same shall be directed or by the sheriff of Dauphin County who may be deputized for such purposes by the officer to whom the service is directed upon the Secretary of Revenue of the Commonwealth of Pennsylvania by leaving at the office of said secretary at least fifteen (15) days before the return day of such process a true and attested copy thereof and by sending to the defendant by registered mail postage prepaid a like true and attested copy with an endorsement thereon of the service upon said Secretary of Revenue addressed to such defendant at his last known address The registered mail return receipt of such defendant shall be attested to and made a part of the return of service of such process

Section 3 That section five of said act is hereby amended to read as follows

Section 5 This act shall be construed to extend the right of service of process upon nonresidents and upon residents who subsequently become nonresidents or who conceal their whereabouts and shall not be construed as limiting any provisions for the service of process now or hereafter existing

Section 4 Any service heretofore made under said act approved the fourteenth day of May one thousand nine hundred and twenty-nine in the manner provided by this amend-deputize the sheriff of Dauphin County to make service upon the Secretary of Revenue is hereby ratified confirmed and ment by having the officer to whom the process was directed made valid

Section 5 This act shall become effective upon the date of its approval by the Governor

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran.
Henderson,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno.
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,

Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 101, as follows:

An Act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by extending provisions of said act to incorporated towns

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" is hereby amended to read as follows

Section 2 Authorization of Voting Machines Any county city borough incorporated town or township may by a majority vote of its qualified electors voting thereon cast at any general or municipal election authorize and direct the use of voting machines for registering or recording and computing the vote at all elections held in such county city borough incorporated town or township or in any part thereof

Section 2 That section three of said act is hereby amended to read as follows

Section 3 Placing the Question on the Ballot Election thereon

(a) The county commissioners may upon their own motion submit to the qualified electors of the county or of any city borough incorporated town or township thereof at any election the question "Shall voting machines be used in the (county city borough incorporated town or township) of ....?"

(b) The county commissioners upon receipt of a request from the council of an city incorporated town or borough or from the commissioners or supervisors of any township said request being evidence by the filing of a copy of a resolution certified by the secretary or clerk of the council commissioners or supervisors or upon the filing of a petition with them signed by qualified electors of the county city borough incorporated town or township equal in number to at least one per cent of the total number of electors who voted in said county city borough incorporated town or township at the preceding general or municipal election but in no case less than fifty unless the total number of electors who voted therein at the preceding general or municipal election was less than one hundred in which case one-half of the number so voting shall be sufficient shall at the next general municipal or primary election occurring at least sixty days thereafter submit to the qualified electors of such county city borough incorporated town or township the question "Shall voting machines be used in the (county city borough incorporated town or township) of ....?"

(c) The county commissioners shall cause the said question to be printed upon the ballots to be used at the election in the form and manner provided by the laws governing general and municipal elections

(d) The election on said question shall be held at the places during the hours and under the regulations provided by law for holding general and municipal elections and shall be conducted by the election officers provided by law to conduct such election The election officers shall count the votes cast at the elections on said question and shall make return thereof to the prothonotary of the county as required by law Said returns shall be computed by the court of common pleas or other return board and when so computed a certificate of the total number of electors voting "Yes" and of the total number of electors voting "No" on such question shall be filed in the office of the prothonotary and a copy thereof certified by the prothonotary shall forthwith be furnished to the county commissioners

(e) If a majority of the electors of any county city borough incorporated town or township voting on such question shall vote against the adoption of voting machines the question shall not again be submitted to the voters of such political subdivision within a period of one hundred and three weeks

(f) Whenever under the provisions of this section the question of the adoption of voting machines is about to be submitted to the electors of any county city borough incorporated town or township it shall be the duty of the county commissioners or other authority which levies taxes for county purposes in such county to ascertain whether current funds will be available to pay for said machines if adopted and purchased or whether they have power to increase the indebtedness of the county in an amount sufficient to pay for the same without the consent of the electors and if such current funds will not be available and the power to increase the indebtedness of the county in a sufficient amount without the consent of the electors is lacking it shall be the duty of the county commissioners or other authority aforesaid to submit to the electors of the county in the manner provided by law at the same election at which the adoption of voting machines is to be voted on the question whether the indebtedness of such county shall be increased in an amount specified by them sufficient to pay for such voting machines if adopted

Section 3 That section four of said act is hereby amended to read as follows

Section 4 Installation of Voting Machines

(a) If a majority of the qualified electors voting on the question shall vote in the affirmative the county commissioners of the said county shall purchase for each election district of such county city borough incorporated town or township one or more voting machines of a kind or kinds approved by the Secretary of the Commonwealth as hereinafter provided and shall notify the Secretary of the Commonwealth in writing that they have done so The county commissioners shall provide machines in good working order and shall preserve and keep them in repair Voting machines of different kinds may be used for different districts in the same county city borough incorporated town or township In each election district in which voting machines are used the county commissioners may provide one voting machine for each six hundred registered voters or fraction thereof therein and shall provide one voting machine for each eight hundred registered voters or fraction thereof therein

(b) Such voting machines shall be installed either simultaneously or gradually in political subdivisions which adopt them Upon the installation of voting machines in any election district the use of paper ballots therein shall be discontinued except as otherwise provided therein

(c) If voting machines are installed gradually they shall be introduced in the case of counties in alphabetical order by cities boroughs incorporated towns and townships so that they will first be used in the city borough incorporated town or township the name of which is first in alphabetical order and then in the city borough incorporated town or township the name of which is next in alphabetical order and so on In cities boroughs incorporated towns and townships they shall be introduced in numerical or alphabetical order by wards and election districts if any so that they will first be used in the first election district of the first ward and then in the second election district of the first ward and so on After they have been installed in all the election districts in the first ward they shall be installed in the same manner in the second ward then in the third ward and so on In any event the machines shall be installed as rapidly as practicable after the electors have voted in favor of them

(d) If the question hereinbefore provided shall have been submitted to the qualified electors of the county city borough incorporated town or township and the majority of the electors voting thereon shall have voted favorably thereon and if the county commissioners shall not within one year have executed their contract or contracts for the purchase or procurement of voting machines for use at the next general municipal or primary election occurring at least one year and sixty days after the referendum then the Secretary of the Commonwealth shall forthwith in writing notify the said county commissioners that after the expiration of thirty days he under the authority of this act on behalf of the said county will award make and execute such contract or contracts unless the said county commissioners meanwhile shall have made and executed the same

(e) If upon the expiration of said thirty days the county commissioners still shall not have made and executed the contract or contracts aforesaid the Secretary of the Commonwealth on behalf of the said county and upon the approval of the Attorney General as to form shall thereupon award make and execute a contract or contracts for the purchase or procurement of one voting machine approved as required by this act for each election district within each such county city borough incorporated town or township and the cost of such voting machines including the delivery thereof and of making and entering into the said contract or contracts including the preparation and printing of specifications and all other necessary expense incidental thereto shall be the debt of the said county and upon the certificate of the Secretary of the Commonwealth it shall be the duty of the controller if any to allow and of the treasurer of the county to pay the sum out of any appropriation available therefor or out of the first unappropriated moneys that come into the treasury of the county

(f) Provided That if the county commissioners or the Secretary of the Commonwealth as the case may be shall find it impracticable to procure a voting machine or voting machines for each election district of the county city borough incorporated town or township for use at the general municipal or primary election then next ensuing they or he shall provide as many machines as it shall be practicable to procure and as soon thereafter as practicable shall provide the remainder of such machines required hereunder The machines shall be installed in the election district or districts in the manner provided for the gradual introduction of voting machines in paragraph (c) of this section

(g) Any county city borough incorporated town or township may by a majority vote of its qualified electors cast at any general election held not earlier than one hundred and three weeks after they have voted to adopt such machines direct the discontinuance of the use of voting machines at elections held in such county city borough incorporated town or township The question for the discontinuance of the use of such voting machine shall be submitted to the voters in the same manner and subject to the same requirements as to petition and signatures thereon as is required for the submission of the question on the authorization of the use of such voting machines

Section 4 That section five of said act is hereby amended to read as follows

Section 5 Changing the Boundaries of Election Districts

(a) The courts of quarter sessions shall upon petition redivide wards of cities incorporated towns or boroughs where voting machines are adopted into election districts of compact and contiguous territory or shall consolidate election districts therein into new districts each having eight hundred registered voters as nearly as may be except that districts having less than eight hundred registered voters may be created whenever the court shall be of opinion that the convenience of the voters and the public interests will be promoted thereby

(b) Petitions may be presented to the court of quarter sessions to redivide wards of cities incorporated towns or boroughs into election districts or to consolidate election districts either by the county commissioners or by ten or more qualified voters of the districts involved Such petitions may specify the boundaries desired by the petitioners

(c) Upon the redivision of any ward of a city incorporated town or borough into election districts and upon the consolidation of election districts under the provisions of this section the said court shall appoint the necessary election officers and fix the places for holding the first election thereafter in said new districts

(d) The cost of proceedings for the redivision and consolidation of election districts under this section shall be paid by the county

Section 5 That section eight of said act is hereby amended to read as follows

Section 8 Payment for Machines The county commissioners or such other authority as levies the taxes for county purposes of any county which adopts voting machines or of any county in which a city borough incorporated town or township is located which adopts voting machines shall upon the purchase thereof provide for payment therefor by the county Provided however That bonds or other evidences of indebtedness payable not later than ten years from their dates of issuance may be issued in accordance with the provisions of law relating to the increase of indebtedness of counties to meet all or any part of the cost of the voting machines

Section 6 That section nine of said act is hereby amended to read as follows

Section 9 Demonstration of Voting Machines Whenever a referendum is about to be held upon the adoption of voting machines in any county city borough incorporated town or township the county commissioners shall purchase lease or borrow a reasonable number of voting machines for demonstration purposes in such county city borough incorporated town or township prior to such referendum

Section 7 That section twenty-four of said act is hereby amended to read as follows

Section 24 Return of Votes The general return sheet duplicate return sheets and statement shall be printed to conform with the type of voting machine used and in form approved by the Secretary of the Commonwealth The designating number and letter if any on the counter for each candidate shall be printed thereon opposite the candidate's name Immediately after the vote has been ascertained the statement thereof shall be posted on the door of the polling place The majority inspector shall retain one of said duplicate return sheets one numbered list of voters sealed as aforesaid the voting check list (in districts other than cities) and one set of oaths of election officers and other affidavits The other duplicate return sheet numbered list of voters oaths of election officers and affidavits of voters and others and the ballot check list (in districts other than cities) shall be sealed up and given to the judge of election who shall deliver them together with the general return sheet and the package of ballots deposited written or affixed in or upon the voting machine to the prothonotary in the case of general municipal or special elections and to the county commissioners in the case of primary elections provided that returns of elections for boroughs incorporated town and township officers shall be made to the officer directed by law to receive them

Section 8 That section twenty-seven of said act is hereby amended to read as follows

Section 27 Custody of Voting Machines and Keys

(a) The county commissioners shall designate a person or persons who shall have the custody of the voting machines of the county city borough incorporated town or township and the keys therefor when the machines are not in use at an election and shall provide for his compensation and for the safe storage and care of the machine and keys

(b) All voting machines when not in use shall be properly boxed or covered and stored in a suitable place

Section 9 That section twenty-nine of said act is hereby amended to read as follows

Section 29 Applicability of Election Laws Except as modified by the provisions of this act the general laws regulating general municipa primary special and other elections shall apply to all such elections held in counties cities boroughs incorporated towns and townships adopting voting machines under the provisions of this act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier.
DeFrehn,
Denman,
Denning.
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans. T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher.
Flinchbaugh,
Flynn,
Fox.
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green.
Greenstein.
Grenet,
Griffin,
Griffith, C. R.,
Griffith J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson.
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe.
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle.
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig.
Sautter,
Schreck,
Schrock,
Schwartz.
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott.
Strickler,
Surface,
Tahl.
Talbot,
Terry.
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise.
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Baldrige,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 415.

An Act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom imposing certain duties upon the Sanitary Water Board and making an appropriation

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 625, entitled:

An Act authorizing and permitting county commissioners of the several counties of this Commonwealth to require male prisoners confined in the county jails of this Commonwealth, to perform manual labor and authorizing the employment of necessary guard or guards for such prisoners while so laboring, and providing compensation for such guard or guards and the necessary expenses for transportation of prisoners and guards while so working to be paid by such counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 801, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 894, entitled:

An Act to amend section one of the act approved the twenty eighth day of April, one thousand eight hundred and ninety nine (P. L. 117), entitled "An act making it unlawful for an person to hold himself out or advertise himself as a lawye attorney-at-law, or counsellor-at-law in any county of th State of Pennsylvania unless duly admitted to practice by court of record of any county in this Commonwealth, ar providing a penalty therefor," as amended, extending the provisions of said act so as to prohibit the practice of law by persons not duly and regularly admitted to practice.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1108, entitled:

An Act to amend section one as amended, sections seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1195, entitled:

An Act to amend sections eleven, thirteen, fourteen and sixteen of the act approved the thirtieth day of April, one thousand nine hundred and twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," by conferring additional powers on such corporations, to frame by-laws on certain subjects; by regulating the use of the reserve fund, altering the provision for the removal of directors and officers of the association.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The House proceeded to the first reading and consideration of House Bill No. 1219, entitled:

An Act to amend section two of the act approved the eleventh day of April, one thousand nine hundred and twenty-nine, (P. L. 490), entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor; prescribing the duties of said solicitor; and fixing his salary payable by the county," by decreasing the salary of said solicitor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1221, entitled:

An Act to amend the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine, (P. L. 823), entitled "An act permitting boroughs to provide a method of assessment for boroughs taxes," by providing for appeals from assessments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1230, entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and one (P. L. 143), entitled "An act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered, or shall hereafter make or enter, any order, sentence, decree or judgment for the payment of any moneys whatsoever, in any matter or thing within its jurisdiction, a copy of said order, sentence, decree or judgment may be certified to any court of common pleas of the same county, and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court," to limit the lien of such judgments and regulate the revival thereof.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1327, entitled:

An Act to amend sections seven hundred and twenty three and one thousand one hundred and three of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing boroughs to impose tax and regulate vehicles transporting passengers or freight for pay.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

The House proceeded to the first reading and consideration of House Bill No. 1330, entitled:

An Act to amend and re-enact section two thousand nine hundred and fifteen of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidatig the law relating to boroughs," by providing for the regulation of the transportation by vehicles of passengers or property for pay.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1350, entitled:

A Supplement to the Act approved the fourth day of March, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-one), entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefore; imposing duties in connection therewith upon the Governor, the Board of Trustees of Eastern State Penitentiary, and the Department of Welfare; and making an appropriation," its amendments and supplements, making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities, and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford, and the development of the grounds thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1364, entitled:

An Act to amend section two of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1366, entitled:

An Act regulating the sale, transfer and possession of certain firearms, prescribing penalties, procedure and rules of evidence, and to make uniform the law with reference thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1372, entitled:

An Act relating to domestic animals, and providing for their appraisement when about to be slaughtered, to prevent the spread of disease; and regulating payments by the Commonwealth in such cases and the payment of salvage by butchers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1373, entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1391, entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1394, entitled:

An Act to prevent, suppress, control and eradicate animal tuberculosis; authorizing officers and agents of the Department of Agriculture to enter premises and to examine and tuberculin test animals and poultry; providing for the appraising and slaughering of diseased animals; defining the powers and duties of the Department of Agriculture in relation thereto; imposing certain duties upon owners of animals; and providing penalties for the violation of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1428, entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1429, entitled:

An Act authorizing the recorder of deeds of any county of the second class to record any where re-recording is authorized by law to re-record by a photographic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him and fixing the fees for such recording and re-recording providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent authorizing the board of county commissioners of any such county to contract for purchase and pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by [illegible] photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind. number and compensation of such skilled employes and assistants and providing that such compensation shall be paid only out of the fees of said office collected or earned.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1491, entitled:

An act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1501, entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1283 (Senate Bill No. 323), entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1415 (Senate Bill No. 398), entitled:

An Act providing for the assessment by the board of assessment and revision of taxes in counties of the second class of persons subject to the county tax on trades occupations and professions not theretofore assessed at any time more than sixty days prior to any election.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1416 (Senate Bill No. 399), entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades, occupations and professions and defining the powers and duties of assessors, assistant and registry assessors, county tax collectors, county treasurer and delinquent tax collector in connection therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1417 (Senate Bill No. 437), entitled:

An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital, providing for the erection, construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1016, entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act, and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1040, entitled:

An Act defining and prohibiting the practice of law, the rendering of legal service or legal advice, the use of the term lawyer, attorney-at-law, counsel or similar term, by individuals not members of the bar and by corporations, and providing a penalty.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 278, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways;" by providing for the taking over of all State-aid Highways by the State when constructed or improved.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 757, entitled:

An Act to amend section one of the act approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 130), entitled "An act to provide civil rights for all people, regardless of race or color," extending provisions of said act so as to include agents, employes, and motion picture houses and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 813, entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1175, entitled:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act, approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents," by conferring additional powers on the Secretary of the Department of Banking.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1237, entitled:

An Act to amend sections three hundred fifty, three hundred fifty-one, four hundred fourteen, five hundred four, as amended, five hundred twenty-four, five hundred thirty-one, six hundred twenty-eight and six hunrded twenty-nine of, and to add sections three hundred fifty-three and three hundred fifty-four to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance companies, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner, further clarifying the kinds of insurance which are exempted from provisions relating to health and accident insurance, increasing the surplus required of foreign fire and marine insurance companies to be licensed to do business in this Commonwealth, and forbidding discrimination and the use of policies or forms unless approved by the Insurance Commissioner.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1252, entitled:

An Act to amend section four of the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred five), entitled "An act authorizing the payment of benefits by certain beneficials societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner for violations of the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1274, entitled:

An Act to amend sections two hundred eight, two hundred twelve, six hundred three as amended, six hundred twenty-three, six hundred thirty-nine and six hundred forty of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, seven hundred eighty-nine), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties; and repealing existing laws," by providing for the imposition of fines by the Insurance Commissioner for violations of the act and including public adjusters in the application thereof, and further regulating the licensing of insurance agents.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1294, entitled:

An act to amend the act approved the eighth day of July, one thousand nine hundred and nineteen (P. L. 784), entitled "An act empowering cities of the second and third classes, boroughs, and counties, to acquire, maintain, and operate playgrounds, play fields, gymnasiums, public baths, swimming pools, and indoor recreation centers; authorizing school districts to join in the maintenance and operation of said activities; and authorizing the issue of bonds and the levy of taxes for such purposes," as amended; by adding thereto section seven A which provides that cities of the second and third classes, counties and townships shall upon petition of a certain number of electors submit to the voters thereof to decide whether or not the powers authorized by said act shall be exercised.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1357, entitled:

An Act relating to insurance; making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1362, entitled:

An Act relating to insurance; making all fire insurance policies or contracts of insurance, with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies, null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1385, entitled:

An Act to amend section six hundred and thirty-four of and to add section six hundred and thirty-four A to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurane rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" prohibiting persons employed by insured persons beneficiaries banks banking institutions trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance and prohibiting payments and the giving of things of value to such employes for such policies and contracts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1462, entitled:

An Act to amend the title and sections one and two, sections three and four, as amended, and sections five and six of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws 276), as amended. entitled "An act requiring pesons, partnerships, associations, or corporations advertising for or soliciting busness as adjusters of clams within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; and providing penalties," by including within the subject and said sections of the said act qualifications and conditions for the licensing of and the transaction of business by public adjuster solicitors; providing for bonds by public adjusters and public adjuster solicitors and for recovery on such bonds; and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1465, entitled:

An Act to amend section three hundred nineteen of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for further regulation of reinsurance and the imposition of penalties for violation of section three hundred nineteen of the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1468. entitled:

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1469, entitled:

An Act to amend sections five hundred and one. five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals. and amending, revising, consolidating and changing the law relating thereto, by declaring an open season for deer without visible antlers over certain weights; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of bow and arrow.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1401 (Senate Bill No. 109), entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws" by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1444 (Senate Bill No. 433), entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships in the construction and maintenance of sewers and sewage treatment works.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1448 (Senate Bill No. 566), entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Luzerne county upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 129, entitled:

An Act to amend section one thousand one hundred twelve of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing counties to designate through highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL ON SECOND READING

The SPEAKER. If there are no objections, the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed with consideration of bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 1058, entitled:

An Act to amend section five hundred and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended permitting school districts to fund obligations outstanding as of December thirty-first one thousand nine hundred and thirty-one

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which was amended by the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety-seven) entitled "An act to amend section two hundred and five sections five hundred and six five hundred and eight five hundred and forty-three and one thousand four hundred and six as amended sections one thousand four hundred and thirty-two one thousand six hundred and fourteen and one thousand six hundred and twenty-two and two thousand six hundred and twenty-six as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby further amended to read as follows

Section 506 The board of school directors in any school district of this Commonwealth in any year in order to purchase or acquire proper sites or grounds for school buildings or any lands additional to any present school sites or grounds or to erect enlarge equip or furnish any school building or to repair or rebuild any new or old building or in order to pay or refund any existing indebtedness of any school district or to pay any indebtedness incurred by any municipality for or an account of any school district or for school pursoses as is herein required to be assumed by any school district hereby established or to refund as herein authorized to any municipality the amount of any such indebtedness or to pay or refund obligations of certificates of indebtedness issued under the provisions of section five hundred and eight of this act outstanding on the thirty-first day of December one thousand nine hundred and [twenty-eight] thirty may create and incur an indebtedness against such school district and issue bonds to secure the same for any and all such purposes or may create and incur an increase of any existing indebtedness against any such school district for any and all such purposes to any amount that the total indebtedness of such school district including the indebtedness of any school or ward school district therein if any shall never exceed seven per centum upon the assessed valuation of the taxable property for school purposes therein

On the question,
Will the House agree to the section?

BILL DROPPED FROM CALENDAR

Mr. WIKE. Mr. Speaker, I move that this bill be dropped from the calender.

Mr. DeFREHN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 1301, as follows:

An Act providing for the licensing and regulation of junk dealers in cities of the first class and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a junk dealer for the purpose of this act is any person association co-partnership or corporation who either wholly or in part engages in or operates the trade or business of buying any of the following articles except from a regularly established wholesale dealer antiques precious stones jewelry old gold platinum silver and all other precious metals all kinds of bricklayers' carpenters' planters' mechanics' blacksmiths' tinners' plumbers' electricians' barbers' and other kinds of tools all kinds of doctors' surgeons' dentists' undertakers' draftsmen's and all other kinds of instruments all kinds of electrical musical telegraph and telephone and all other kinds of instruments scales radios typewriters adding machines cash registers dictaphones phonographs and all other similar devices all kinds of water electrical and gas fixtures appliances and supplies all kinds of aircraft automobile tools and accessories all kinds of house and office fixtures furnishings and appliances pool and billiard tables sporting goods of all kinds bric-a-brac clothing shoes and all other wearing apparel trunks traveling bags and suitcases and fire arms of all kinds any wire cable copper lead solder iron or brass used by or belonging to a railroad telephone telegraph gas or electric light company

Junk for the purposes of this act is any of the articles or goods enumerated above that are purchased from any one except from a regularly established wholesale dealer

Section 2 All junk dealers in cities of the first class at the time of the passage of this act shall within sixty days of such passage and every person association co-partnership and corporation hereafter desiring to become a junk dealer shall before commencing such business procure a license from the director of public safety in any such city All licenses shall be issued to expire on the thirty-first day of December of the year for which they were issued unless sooner revoked and shall be renewed annually

Before any license is issued the applicant therefor shall pay to the city treasurer a license fee of ten dollars ($10) for an itinerant junk dealer's license or fifty dollars ($50) for a junk dealer's license for a permanent place of business the treasurer shall issue his receipt for the payment of such fee

Upon presentation of such receipt and the filing of a bond with sufficient surety to be approved by the director of public safety in the sum of ten thousand ($10,000) dollars with the said director conditioned upon the payment to any person of such damages as may be sustained by reason of the function by the principal on such bond of any stolen articles the director shall issue to the applicant a badge if an itinerant junk dealer or a license certificate if a junk dealer having a permanent place of business Such badge shall be worn by such itinerant junk dealer at all times when he is engaged in carrying on his business and such license certificate shall be hung and at all times kept plainly visible in the place of business of the junk dealer having a permanent place of business The form of such bond shall be as approved by the director and in the event of recovery thereon by any person a new bond in the same amount shall be immediately filed by such junk dealer

Section 3 Every Junk dealer shall keep a book in which shall be legibly written in the English language at the time of purchasing or acquiring any junk a full and accurate description of the person selling the same together with address giving street or rural delivery number and shall before twelve o'clock noon of every business day report to the superintendent of police upon blanks furnished by him an accurate description of the article purchased together with the name address and description of the persons selling same

Every junk dealer shall also keep a full and accurate record in the English language of all articles and goods purchased from a regularly established wholesale dealer showing complete invoices of such articles and goods prepared by such wholesale dealer Such books and records as well as all articles or things purchased or acquired shall be open at all times to the inspection of the officer assigned by the director of public safety or the superintendent of police

Section 4 No junk dealer shall operate more than one place of business under one license for a permanent place of business and only in the building for which the license is granted

No junk dealer shall purchase or receive any goods between the hours of eight post meridian (8 P M) and seven ante meridian (7 A M)

No junk dealer shall receive or purchase any article or thing from any person under the age of eighteen or from any intoxicated person or from any person known to be a thief or an associate of thieves or a receiver of stolen goods or from any person whom said junk dealer has reason to suspect to be such

Section 5 No junk dealer shall sell or dispose of in any way any of the following articles or goods antiques precious stones jewelry watches old gold platinum silver or other precious metals or any similar articles or things until (30) days have elapsed after the purchase of same

No junk dealer shall sell or dispose of in any way any other second-hand articles or goods until seven (7) days have elapsed after the purchase of same

Section 6 If any junk dealer licensed as aforesaid his clerk agent servant or employe shall violate any of the provisions of this act or if any licensed junk dealer is convicted of robbery burglary larceny receiving stolen goods or any other crime involving the unlawful obtaining of personal property or for any other sufficient cause the director of public safety or superintendent of police shall revoke such license

Section 7 Any person association copartnership or corporation who engages in or carries on the business of a junk dealer without a license or who violates any of the provisions of this act is guilty of a misdemeanor and on conviction shall be sentenced to pay a fine not exceeding one thousand dollars ($1,000) or be imprisoned for a term not exceeding six (6) months or both at the discretion of the court

Section 8 The act approved the fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws six hundred seventy-six) entitled "An act for the protection of the public health by providing for the regulation and licensing of rag shops second hand paper-shops and junk-shops in cities of the first class and providing a penalty for the violation of this act is hereby repealed in so far as it provides for the licensing of junk dealers

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SCHWARTZ. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for further study.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1304, entitled:

An Act to amend sections one and seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" which was amended by section one of the act approved the twenty-ninth (Pamphlet Laws three hundred twenty-nine) entitled "An act to amend sections one and three of an act approved the first day of May one thousand nine hundred and nine entitled 'An act to regulate the manufacture and sale of commerical fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation" approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all corporations associations partnerships or persons before selling or offering for sale any commercial fertilizer in the Commonwealth except the dung of domestic animals lime marl and wood ashes shall brand or attach to each bag barrel or package in a conspicuous place on the outside thereof a plainly printed statement giving the following particulars and no others

(1) The number of pounds of fertilizer contained in the package

(2) The name brand or trade-mark under which the fertilizer is sold

(3) The name and principal address of the manufacturer importer or other person putting the fertilizer on the market in this Commonwealth

(4) The minimum percentage of each of the following constituents which the fertlizer may contain (a) Nitrogen [(b) nitrogen equivalent to ammonia] [(c)] (b) total phosphoric acid [(d)] (c) available phosphoric acid [(e)] (d) potash soluble in distilled water The potash may be claimed "derived from" or "equivalent to" sulphate of potash if there is not a sufficient amount of chlorine present to unite with one-half (1/2) of one per centum (1%) of actual potash (K2O) In the case of undissolved bone tankage phosphate rock and similar materials in their natural and untreated conditions when sold unmixed with other substances the minimum percentage of the total phosphoric acid therein may be stated instead of the percentage of total and available phosphoric acid But in the case of basic phosphatic slag the available phosphoric acid shall be stated on the basis of the results of an analysis by the Wagner method so-called until such time as the Association of Official Agricultural Chemists of North America shall adopt an official method of analysis for basic slag after which the available phosphoric acid shall be stated on the basis of an analysis by the method of such association

On the question,

Will the House agree to the section?

Mr. ZIESENHEIM. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 3, line 24 by striking out the word "salg" and insert in lieu thereof the following: "slag"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 That section seven of said act which was amended by the act approved the second day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred sixteen) entitled "An act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled 'An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and perscribing penalties for its violation" approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one' further defining commercial fertilizers" is hereby further amended to read as follows

Section 7 The term "commercial fertilizers" as used in this act shall be construed to mean any and every substance imported manufactured prepared or sold for fertilizing or manuring purposes except the dung of domestic animals marl lime and wood-ashes and not exempt by the provisions of section one of this act No commercial fertilizer containing less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O2) or one percentum water soluble potash (K2O) nor any mixed fertilizer or mixture composed of two or more ingredients containing less than fourteen per centum of total plant food namely not less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O5) or one per centum of water soluble potash (K2O) shall be sold offered for sale or exposed for sale in this Commonwealth No commercial fertilizer having the word "tobacco" as part of its brand or trade name shall contain muriate of potash manure sauts kainit or any other commercial potash combined with chlorine as chloride of potash.

On the question,

Will the House agree to the section?

Mr. ZIESENHEIM. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 5, line 9, by inserting after the word "potash" the following: "[This amendment shall take effect and be in force January first, one thousand nine hundred and twenty-six]"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections one and seven of the act approved the first day of May, one thousand nine hundred and nine (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one," as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 976, as follows:

An Act amending sections seven and nineteen and section twenty as amended of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled "An act creating the Department of Health and defining its powers and duties" approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing for the furnishing of notice of the death of unnaturalized citizens to the consuls to the Nations of which they are nationals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April ninteen hundred and five and providing penalties for violations of this act" is hereby amended to read as follows

Section 7 That the certificate of death shall contain the following items

(1) Place of death including State county township borough or city If in a borough or city the ward street and house number If in a hospital or other institution the name of the same to be given instead of the street and the house number If in an industrial camp the name to be given

(2) Full name of decedent If an unnamed child the surname preceded by "unnamed"

(3) Sex

(4) Color or race as white black (negro or negro descent) Indian Chinese Japanese or other

(5) Conjugal condition as single married widowed or divorced

(6) Date of birth including the year month and day

(7) Age in years months and days

(8) Place of birth State or foreign country If in a foreign country whether naturalized

(9) Name of father

(10) Birthplace of father State or foreign country

(11) Maiden name of mother

(12) Birthplace of mother State or foreign country

(13) Occupation The occupation to be reported of any person who had any remunerative employment women as well as men

(14) Signature and address of informant

(15) Date of death including the year month and day

(16) Statement of medical attendance on decedent fact and time of death including the time last seen alive

(17) Cause of death including the primary and immediate causes and contributory causes or complications if any and duration of each

(18) Signature and address of physician or official making the medical certificate

(19) Special information concerning deaths in hospitals and institutions and of persons dying away from home including the former or usual residence length of time and place of death and place where the disease was contracted

(20) Place of burial or removal

(21) Date of burial or removal

(22) Signature and address of undertaker

(23) Official signature of registrar with date when certificate was filed and registered number

The personal and statistical particulars (items one to thirteen) shall be authenticated by the signature of the informant who may be any competent person acquainted with the facts

The statement of facts relating to the disposition of the body shall be signed by the undertaker or person acting as such

The medical certificate shall be made and signed by the physician if any last in attendance on the deceased who shall specify the time in attendance the time he last saw the deceased alive and the hour of the day at which death occurred And he shall further state the cause of death so as to show the course of disease or sequence of causes resulting in death giving the primary and immediate causes and also the contributory causes if any and the duration of each Indefinite and unsatifactory terms indicating only symptoms of disease or conditions resulting from disease will not be held sufficient for issuing a burial or removal permit and any certificate containing only such terms as defined by the State Registrar shall be returned to the physician for correction and definition Causes of death which may be the result of either disease or violence shall be carefully defined and if from violence its nature shall be stated and whether (probably) accidental suicidal or homicidal And in case of deaths in hospitals institutions or away from home the physician shall furnish the information required under this head (item nineteen) and shall state where in his opinion the disease was contracted

Section 2 That section nineteen of said act is hereby amended to read as follows

Section 19 That it shall be the duty of the local registrar to supply blank forms of certificates to such persons as require them and he shall carefully examine each certificate of birth or death when presented for record to see that it has been made out in accordance with the provisions of this act and the instructions of the State Registrar and if any certificates of death are incomplete or unsatisfactory it shall be his duty to call attention to defects in the return and to withhold issuing the burial or removal permits until they are corrected If the certificate of death is properly executed and complete he shall then issue a burial or removal permit to the undertaker Provided That in case the death occurs from some disease that is held by the State Department of Health to be infectious contagious or communicable and dangerous to the public health no permit for the removal or other disposition of the body shall be granted by the registrar except under such conditions as may be perscribed by the State Department of Health If a certificate of birth is incomplete he shall immediately notify the informant and require him to supply the missing items if they can be obtained He shall then number consecutively the certificates of birth and of death in two separate series beginning with "number one" for the first birth and the first death in each calendar year and sign his name as registrar in attest of the date of filing in his office He shall also make a complete and accurate copy of each birth and death certificate registered by him upon a form identical with the original certificate to be filed and permanently preserved in his office as the local record of such death in such manner as directed by the State Registrar and he shall on the fifth day of each month transmit to the State Registrar all original certificates of death registered by him during the preceding month [and] he shall on the tenth day of each month transmit to the State Registrar all original certificates of birth registered by him during the preceding month and if no deaths or births occur in any month he shall on the fifth and tenth days of the following month report that fact to the State Registrar on a card provided for this purpose and he shall make a complete and accurate copy of each death certificate registered with him of the death of any unnaturalized citizen of the United States and shall immediately thereafter mail such copy to the nearest consular office of the Nation of which such deceased person was a national For the proper conduct of health affairs within their respective districts local health authorities shall have free access at all times to the records received and permanntly filed by local registrars

Section 3 That section twenty of said act as amended by the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act to further amend section three approved the twentieth day of April Anno Domini one thousand nine hundred and twenty-one (Pamphlet Laws one hundred eighty-one) entitled 'An act to amend sections two fourteen and twenty of an act approved the seventh day of June Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure a prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act"'" is hereby further amended to read as follows

Section 20 That each registrar shall be entitled to be paid the sum of fifty cents for each birth or death certificate properly and completely made out and registered with him and correctly copied and duly returned by him to the State Registrar or to the consul of any foreign nation as required by thi sact Provided That in cities of the first and second class the expense of birth and death registration shall be paid from funds appropriated to the Department of Health in such manner as other payments are made for general purposes and in case no births or deaths were registered during any month the local registrar shall be entitled to be paid the sum of fifty cents for each report to that effect promptly made in accordance with this act All amounts payable to registrars except in cities of the first and second class as provided in this section shall be paid by the treasurer of the county in which the registration districts are located upon certification by the State Registrar and the State Registrar shall annually certify to the treasurers of the several counties the number of births and deaths registered with the names of the local registrars and the amount due each at the rates fixed herein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1309 (Senate Bill No. 375), entitled:

An Act to further amend section two and to repeal section seven of the act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" by extending the provisions thereof and requiring persons transporting trees or shrubs suitable for planting to carry a permit

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" which was last amended by the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred six) entitled "An act to amend section two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof' as amended" is hereby further amended to read as follows

Section 2 If any person shall wilfully or maliciously cut bark from or cut down injure destroy or remove a tree or trees shrub or shrubs of parts thereof growing or standing upon the land of another without the consent of the owner or shall wilfully or maliciously do or cause to be done any other act to the damage of said land or the trees or shrubs growing thereupon or shall wilfully or knowingly have in his possession or transport along any public road in the Commonwealth of Pennsylvania any tree or trees shrub or shrubs suitable for transplanting taken from lands in this Commonwealth unless such person so having in possession or transporting the same shall bear with him a written permit or bill of sale signed by the owner of the land from which the same has been removed setting forth accurately the township and the location therein where the same were removed such person on conviction thereof in a summary proceeding before any magistrate alderman or justice of the peace shall be sentenced to pay a fine [of not less than] of not less than ten ($10.00) dollars nor more than twenty-five ($25.00) dollars and costs of prosecution for each such tree or shrub or part thereof cut down injured destroyed removed or from which the bark has been cut or had in possession or transported without such written permit or bill of sale as above required and in default of the payment of said fine and costs shall be imprisoned in the county jail one day for each dollar of fine and costs unpaid One-half of any fine collected under the provisions of this act shall be paid by the magistrate alderman or justice of the peace to the person or persons furnishing the information upon which the prosecution was instituted and the other half of said fines collected under the provisions of this act shall be paid by the magistrate alderman or justice of the peace into the county treasury for the use of the county Any owner of any such trees or shrubs his or her or its agent employe or lessee or any constable or police officer is hereby authorized to arrest without warrant any person so found cutting bark from cutting down injuring destroying or [removing] having in possession or transporting without such written permit or bill of sale such trees or shrubs Said arrest may be made on any day including Sunday Nothing contained in this section shall be construed to apply to acts committed in good faith by engineers and surveyors and their assistants in making surveys or officials of the Commonwealth of Pennsylvania of the United States of America engaged in scientific work

Section 2 That section seven of this act is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1286 (Senate Bill No. 436), entitled:

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION

RECALLING HOUSE BILL NO. 23 FROM THE GOVERNOR

Mr. TURNER asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted.

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 23, entitled "An act to amend section two hundred and twenty-four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by eliminating the requirement that the first deputy prothonotary in counties of the third class shall be learned in the law," be recalled from the Governor for the purpose of amendment.

Ordered, that the Clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILL

Mr. STERLING. Mr. Speaker, I move that the time on House Bill No. 684, Printer's No. 324, entitled:

An Act to prohibit the employment in any factory or cannery or in berry, fruit and vegetable raising and harvesting in this Commonwealth of any child under sixteen years of age, residing in another state, during the time when the laws of the state of such child's residence require his attendance at school; to regulate the conditions of such employment of such child during the time when the laws of the state of such child's residence do not require his attendance at school; to prescribe the duties of the employer of such child, to provide for the issuance of school requirement certificates for children resident in this Commonwealth desiring such employment in other states; providing for the enforcement of this act by certain officers, and defining the procedure in prosecutions thereunder; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith.

on page 14 of today's calendar, bills on final passage postponed, be extended five days.

Mr. MATHAY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1091, as follows:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to article fifteen of the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article fifteen be amended by adding thereto section five as follows

Section 5 The General Assembly may authorize cities to take more land and property than is needed for actual construction in the laying out widening extending or relocating highways or streets connecting with bridges crossing streams or tunnels under streams which form boundaries between this and any other State but the additional land and property so authorized to be taken shall not be more than sufficient to form suitable building sites on such highways or streets Nor shall the authority hereby conferred be exercised in connection with the laying out widening extending or relocating of any highway or street at a point more than three miles distant from the approach to any such bridge or tunnel After so much of the land and property has been appropriated for such highways or streets as is needed therefor the remainder may be sold or leased and any restrictions imposed thereupon which will preserve or enhance the benefit to the public of the property actually needed for the aforesaid public use

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Baldrige,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1151, as follows:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of account of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights power and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(f) When any decedent shall leave to survive him a widow or children and an estate not exceeding in value five hundred dollars it shall be lawful for such widow or for such children by any next friend or guardian if to said children the right belongs to petition the orphans' court of the proper county for [the appointment of] an exemption of said amount which the court may allow and set aside without notice or appraisement or the court may appoint two appraisers who shall appraise and set aside any property of said decedent selected by such widow or by such next friend or guardian in the same manner and with the same effect as if letters testamentary or of administration had issued and the appraisers been selected in the usual way Such appraisers shall be sworn or affirmed and shall receive for their services such compensation as shall be allowed by said court

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacl.
Black,
Blumberg
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Embardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald.
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan.
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride.
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus.
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon.
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling.
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1263, as follows:

An Act to amend section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two) entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in repay moneys by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court and providing for the repayment of moneys collected in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two) entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the county commissioners of any county shall collect or have collected any money upon any forfeited recognizance duly estreated to such county commissioners by the clerk of the proper court and the same has been paid into the county treasury and where the defendant in such case subsequently surrenders himself or herself to the jurisdiction of the proper court or is subsequently apprehended and returned to the juristion of the court the county commissioners may (a) with the consent of the district attorney and (b) shall upon order of court in any case repay to the party from whom such money was collected the amount so collected on such forfeited recognizance exclusive of all costs paid or incurred by the county in such proceeding

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspach,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.
Brown, T. J
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1079, (Senate Bill No. 231), as follows:

An Act to amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" as amended extending the provisions of said act to the Sons of the American Revolution and the Daughters of the American Revolution and providing for the printing of proceedings by the Department of Property and Supplies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" which was amended by the act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred seventy-seven) entitled "An act to amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-four) entitled 'An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution' by extending the provisions of said act to the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans of the World War" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the department commanders or State Presidents of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion [and] the Disabled American Veterans of the World War the Sons of the American Revolution and the Daughters of the American Revolution shall report to the Department of Property and Supplies the proceedings of the annual encampment or conventions of their respective departments with such general and special orders and circulars and other data which may form a part of said proceedings then the said proceedings so reported shall be considered State records and under the direction of the Department of Property and Supplies shall be printed and bound and a printed and bound copy thereof shall be sent to each post or chapter in the Commonwealth of Pennsylvania of the organization of whose proceedings the same is a report

On the question,

Shall the bill pass finally?

Mr. HOOPES. Mr. Speakers and members of the House, I realize that it is very unpopular to oppose bills such as this, yet it seems to me that the limit must be reached some time. I understand that the printing bills for the State exceed $1,000,000 a year. We are printing the proceedings of various veterans organizations, and there can be some argument put up in favor of them on the basis that they have performed service for the country and that we are only returning a small part of it to them in printing the proceedings of their conventions. But when it comes to printing the proceedings of the organizations of the sons and the grandsons and the granddaughters of soldiers, it seems to me we are going a little too far. I don't see why they are any more entitled to have the proceedings of their conventions printed at a large expenditure of State money than many other civic and patriotic associations, and I therefore protest against the addition to the public expense of printing as provided for in this bill or bills like this. I shall vote "no."

Mrs. KIRKBRIDE. Mr. Speaker and members of the House, inasmuch as I am a member of the Daughters of the American Revolution, I believe personally I can appreciate more fully than most of the members here the value of the work being done by members of this organization.

RECONSIDERATION OF VOTE

Mrs. **KIRKBRIDE.** Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. **EDERER.** Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mrs. **KIRKBRIDE.** Mr. Speaker, I move that this bill be recommitted to the Committee on Military Affairs for the purpose of further study.

Mr. **EDERER.** Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1031, as follows:

An Act to amend clause (b) section four hundred and fifteen Article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as added further defining and regulating group life insurance and exempting policies of group life insurance and the proceeds thereof from execution

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) section four hundred and fifteen Article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighth-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as added by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred eighty-five) entitled "An act to amend article four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' defining and regulating group life insurance and exempting policies of group life insurance and the proceeds thereof from execution" is hereby amended to read as follows

(b) The following forms of life insurance are hereby declared to be group life insurance within the meaning of this act (1) Life insurance covering the members of one or more companies batteries troops battalions divisions or other unites of the National Guard or naval militia of any State written under a policy issued to the commanding general of the National Guard or commanding officer of the naval militia as the case may be who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the National Guard or naval militia not less than seventy-five per centum of the members of such a unit may be so insured (2) Life insurance covering the members of one or more troops or other units of the State troopers or State police of any State written under a policy issued to the commanding officer of the State troopers or State police who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the State troopers or State police not less than seventy-five per centum of the members of such a unit may be so insured and (3) Life insurance covering the members of any labor union organization of police employed by any municipal county or state authority and any organization or association of public school teachers written under a policy issued to such union organization or association which shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the union organization or association or by the union organization or association and its members jointly and insuring its members for the amounts of insurance based upon some plan which will preclude individual selection for the benefit of persons other than the union organization or association or [its] the officials of either Provided however That when the premium is to be paid by the union organization or association and its members jointly and the benefits are offered to all eligible members not less than seventy-five per centum of such members may be so insured Provided further That when members apply and pay for additional amounts of insurance a smaller percentage of members may be insured or such additional amounts if they pass satisfactory medical examinations

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Metzier,
Metzinger,
Millar
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,

Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 119, as follows:

An Act to amend section one of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-seven) entitled "An Act prohibiting the manufacture of gambling machines and providing penalties" extending the provisions of the act to the possession and storage of gambling machines

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-seven) "An act prohibiting the manufacture of gambling machines and providing penalties" is hereby amended to read as follows

Section 1 Be it encated by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person partnership association or corporation to make manufacture [or] assemble sell transport ship exhibit posses or store any punch board drawing card slot machine or any machine or device used or intended to be used for gambling

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. D. GLENN MOORE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. FLYNN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. D. GLENN MOORE. Mr. Speaker, I ask unanimous consent to offer amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 1, line 6, by inserting before the word "possession" the following: "selling, transporting, shipping, exhibiting".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 325, Printer's No. 83, entitled:

An Act validating actions of boards of school directors in certain cases where there was a failure to record the vote of the members of the board, and providing that directors shall not be surcharged for payments thereunder.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 117 (Printer's No. 175), entitled:

An Act authorizing the county commissioners of any county to erect and provide for the management of a building or buildings for general hospital purposes and/or for the care and treatment of communicable diseases to acquire by purchase gift condemnation or otherwise a site therefor

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 96 (Printer's No. 195), entitled:

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week, it reconvene on Monday evening, April 20, 1931, at 9.00 o'clock, and when the House of Representatives adjourns this week, it reconvene on Monday evening, April 20, 1931, at 9.00 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 160.

An Act to amend section two of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, limesulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties," by requiring persons selling such insecticides and fungicides to give printed directions therewith.

HOUSE BILL NO. 931.

An Act to further amend section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (P. L. 509) entitled "An act relating to county rates and levies and township rates and levies" by permitting the levy on and selling of personal goods and chattels of copartnerships associations and corporations as well as those of other persons and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws

HOUSE BILL No. 1048.

An Act to repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (Pamphlet Laws fifty-one) entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same" and its amendments.

With the information that the Senate has passed the same without amendment.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 222 and 594

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 222, Printer's No. 31, entitled, "An Act providing an additional method for the annexation of a part of a ward to a ward contiguous thereto in cities of the third class."

House Bill No. 594, Printer's No. 83, entitled, "An Act to validate certain proceedings for municipal improvement municipal assessments municipal claims and municipal liens in the several boroughs of this Commonwealth and validating such improvements assessments claims and liens providing for the filing of claims and liens therefor and the proceedings for the collection of such assessments and claims."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION, ALSO HOUSE BILLS NOS. 628, 1001, 482, AND 140.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

A Resolution of the House directing the Department of Highways to make a survey of the various toll bridges on State highways, including those wholly or partially within the limits of cities on the natural route of a State highway entering a city to ascertain the approximate cost of the public acquisition of the same, and to make a report thereof to the General Assembly of 1933.

House Bill No. 628, Printer's No. 197, entitled, "An Act to amend section one of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred twenty-four) entitled 'An act providing that all counties having more than five hundred thousand inhabitants and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices' as amended eliminating the necessity of publishing municipal and school auditors' reports and summaries and statements thereof in legal newspapers."

House Bill No. 1001, Printer's No. 224, entitled, "An Act to validate and confirm tax levies made for general township purposes in excess of ten mills by boards of township commissioners of townships of the first class when such excess was for the purpose of the payment of interest on indebtedness and sinking fund charges."

House Bill No. 482, Printer's No. 63, entitled, "An Act to repeal the act approved the eighth day of June one thousand eight hundred seventy-four (Pamphlet Laws two hundred seventy-nine) entitled 'An act for the annexation of boroughs or townships or parts of townships to adjacent cities.'"

House Bill No. 140, Printer's No. 66, entitled, "An Act to amend sections one two and three of the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred and six) entitled 'An act providing for the relocation and change of width and lines of State highways in boroughs by the Secretary of Highways with the approval of the Governor and commissioners of the proper county and for the payment of damages occasioned thereby by counties' by extending said act to incorporated towns."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 692

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 692, Printer's No. 284, entitled, "An Act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute located on the left bank of Oil Creek in Oil Creek Township Venango County to establish the Drake Well Memorial Park under the control and supervision of the Pennsylvania Historical Commission providing for cooperation by the Department of Forests and Waters empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 433, 532 AND 561

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 433, Printer's No. 168, entitled, "An Act to repeal the act approved the fourth day of April one thousand eight hundred and seventy-two (Pamphlet Laws nine hundred twenty) entitled 'An act to fix the compensation of the county treasurer of Cumberland.'"

House Bill No. 532, Printer's No. 187, entitled, "An Act to amend section four of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty-four) entitled 'An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class' providing for the payment of such salraies on the fifteenth and last day of each month."

House Bill No. 561, Printer's No. 92, entitled, "An Act to amend further section two of article five of the act approved the twenty-seventh day of June one thousand nine hudred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by empowering cities of the third class to license auction sales."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING BILL FROM THE GOVERNOR

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 777, Printer's No. 111, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINHCOT.

RECONSIDERATION OF VOTE

Mr. STEEDLE. Mr. Speaker, I move that the vote by which House Bill No. 777 passed finally be reconsidered.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STEEDLE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. GAUGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. STEEDLE. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend House Bill No. 777 by adding after line 10 the following: "Section 2. This act shall become effective upon the date of its approval by the Governor."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING BILL FROM THE GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the House of Representatives, of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 778, Printer's No. 112, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF VOTE

Mr. STEEDLE. Mr. Speaker, I move that the vote by which House Bill No. 778 passed finally be reconsidered.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STEEDLE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. STEEDLE. Mr. Speaker, I ask unanimous consent to offer amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend House Bill No. 778 by adding after line 9 the following: "Section 2. This act shall become effective upon the date of its approval by the Governor."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communiciation in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING BILL FROM THE GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Goevrnor, House Bill No. 60, Printer's No. 67, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. JOSEPH T. EVANS. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WOOD. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING BILL FROM THE GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the House of Representative of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor, House Bill No. 303, Printer's No. 65, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. SHUTT. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WHITE. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 771.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 771, Printer's No. 188, entitled, "An Act fixing the salary of the coroner in counties of the first class."

This bill would increase the salary of the coroner of Philadelphia County from eight thousand dollars ($8,000) per annum to ten thousand dollars ($10,000) per annum.

I am opposed to the fixing of salaries in any city or county by act of the Legislature. The local authorities who have the responsibility for fixing the tax rate and raising revenue should also have the right to determine what salaries shall be paid to local officers. Accordingly, the salaries of county officers as well as of city officers serving the County and City of Philadelphia should be fixed by city council, and not by the General Assembly. I shall not approve any measures inconsistent with the principle I have stated.

In addition, I am informed that eight thousand dollars ($8,000) per annum amply compensates the coroner of Philadelphia for the services he performs.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. GREELY. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. GREEN. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING BILL FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor, House Bill No. 903, Printer's No. 172, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. STEEDLE. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 905.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 905, Printer's No. 189, entitled: "An Act to amend article four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled: 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by the addition at the end thereof a new subheading permitting the temporary use in counties of the second class of certain funds for purposes other than those for which such funds were acquired providing the method for such transfer and validating such transfer heretofore made."

This bill proposes an amendment to the County Code enacted in 1929.

As stated in my message returning, without my approval, House Bill No. 518, I am opposed to the passage of many separate bills amending an important code, thus to a large degree destroying the value of the code. It is certainly highly desirable that all changes in a code enacted as recently as the County Code be included in one bill.

There is now pending a bill which proposes to amend the County Code in many respects. The subject matter of the present bill can readily be included therein.

In addition, while it has been represented to me that there is urgent need for the immediate passage of the present bill, it is a fact that because of the failure of the bill to fix an earlier effective date, it would not, if approved in its present form, take effect until September 1, 1931, under the terms of the Act of May 17, 1929, P. L. 1808. Thus approval of this bill would defeat any necessity for its immediate operation.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. STEEDLE. Mr. Speaker, I move that the communciation, together with the bill be laid upon the table.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 518.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 518, Printer's No. 101, entitled "An Act to amend section one thousand three hundred and one of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by giving boroughs discretion to levy a tax on occupations."

This bill would amend Section 1301 of the Borough Code which now provides that "All property, offices, professions, and persons made taxable by the laws of this Commonwealth for county rates and levies, shall be taxable after the same manner for general borough purposes."

The amendment proposes to strike out the words "Offices, professions, and persons" and to substitute this sentence, "All offices, posts of profits, trades and occupations made taxable by the laws of this Commonwealth for county rates and levies, may, in the discretion of the council, be taxable after the same manner for general borough purposes."

Under the existing law, it is clear that a borough council may, in its discretion, tax offices, professions and persons if they are taxable for county purposes. The amendment would only cause confusion. It would provide expressly that council shall have a discretionary right to tax offices, posts of profit, trades, and occupations, and permit the present language to remain respecting the taxation of property. This would indicate that property, taxable for county purposes, must be taxed for general borough purposes. I do not believe that the members of the Legislature intended such a change in the law

As the law now stands, its meaning is clear. Confusion would be the only result of the amendment.

In addition, when the Legislature has codified the law on any subject, it is, in my opinion, a serious mistake to destroy the value of the codification by the passage at the same session of the Legislature of a large number of acts making separate amendments to the code. To preserve the value of a codification, amendatory legislation should be passed as nearly as possible in codified form. I understand that an ominbius bill to amend the Borough Code is in course of preparation and will be introduced. Any amendments of this code to be made at this session should be incorporated therein.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. TURNER. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from his Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 588.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 11, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 588, Printer's No. 37, entitled, "An Act to amend section six hundred and fifty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third four fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto.'"

This bill proposes an amendment to the County Code of 1929.

For the same reasons which I stated in returning without my approval House Bill No. 905, I am unable to approve the present bill. Its provisions should be embodied in the pending omnibus bill to amend the County Code.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. TURNER. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. ADAMS. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 983.

An Act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 2, by inserting after the words "duties and" the word "providing".

Amend section 2, page 2, line 1, by striking out the word "ten" and inserting in lieu thereof the word "four".

Amend section 5, page 3, line 1, by striking out the word "ten" and inserting in lieu thereof the word "four".

Amend section 10, page 4, line 23, by inserting after the word "each" the word "State-owned".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—207

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post.
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the second reading and consider- of House Bill No. 214, as follows:

An Act requiring building and loan associations to include statement of amount of funds invested in liens on real estate in all reports and in advertisements and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvaia in General Assembly met and it is hereby enacted by the authority of the same That every building and loan association incorporated under the laws of this Commonwealth in all reports furnished to the Department of Banking the Department of Revenue the courts of law or other supervisory authority and in all advertisements purporting to disclose the assets of the associations shall include a statement of the total amount of the funds of such association invested in liens on real estate and shall specify the amount invested in first mortgages in second mortgages and in other securities

Section 2 Any officer or employe of any such association charged with the preparation of such report or advertisement who shall fail or neglect to include therein the statement required by the first section of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh
Flynn,
Fox,
Frederick,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,

Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. **FLINCHBAUGH.** Mr. Speaker, I desire to call up at this time House Bill No. 5, Printer's No. 442, on page 15 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Flinchbaugh,

The House resumed the consideration on final passage of House Bill No. 5, entitled:

An Act to amend sections one and five of the act approved the ninth day of May, one thousand nine hundred and twenty-nine, (P. L. 1684) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by extending time for making returns and holding sales and eliminating penalties.

On the question recurring,

Shall the bill pass finally?

Mr. **FLINCHBAUGH.** Mr. Speaker and members of the House, this bill amends the so-called "Delinquent Tax Bill" of 1929. The bill of 1929, or the Act of 1929, has a number of very severe features and at the time of its passage I believe it was well-advised legislation, but since 1929 we have had a serious congestion and depression. Many men in the cities and towns are out of employment. In the agricultural districts they had a severe drought and falling of prices on agricultural products, and unless there is some relief for persons unable to pay their taxes and the placing on sale of a large amount of property on seated lands, it will cause widespread distress; and my amendment extends the time for the return of the delinquent taxes to the first Monday of May in the second succeeding year following the levying of the taxes, and extends the time for the sale of property to the first Monday of August in the second succeeding year following the levy of taxes, and it also eliminates the one per cent penalty per month. We have had numerous requests to eliminate this provision in the bill of 1929. I hold in my hand a communication from Peach Bottom Grange No. 1711 of Delta, Pennsylvania, in which they say:

"We believe the addition of one per cent a month to the taxes of delinquents is too drastic as against those who have difficulty in paying their taxes. The provision directing tax sales is sufficiently severe without the one per cent penalty added."

I believe we can do a great favor to those who are in distress by passing this remedial legislation, and I believe where these properties in large numbers are placed on sale for the delinquency of taxes, it will depreciate the value of the real estate in that community to a very marked degree. I have had communications and requests from banks and trust companies asking for this measure to be passed. The House thus far has done nothing in this matter, and I would at least like to see action on this bill. I would appreciate your affirmative vote on this measure.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrenn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 145, as follows:

An Act to amend subsection ninth of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" providing a method of service of a writ of replevin when the defendant cannot be served in the county and no one is in possession of the goods and chattels.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subsection ninth of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" is hereby amended to read as follows

Ninth The writ of replevin may be served by the sheriff in the county in which it is issued

(a) By taking possession of the goods and chattels described therein and by serving the defendant if found as in the case of a summons and by adding to the record and serving as in the case of a [summon] summons any other than the defendant who may be found in possession of such goods and chattels or any of them or

(b) By taking possession of the goods and chattels described therein and posting a notice on the premises that such property has been taken in possession whenever the owner or lessee of the premises is not a resident of the county and the defendant cannot be served in the county and no one is in possion of the goods and chattels or

[(b)] (c) If the goods and chattels cannot be found then by serving the writ as in the case of a summons in which event the cause shall proceed with the same effect as if a summons in trespass had been duly served and alias and pluries writs may issue in the same suit at any time prior to verdict and said goods and chattels may be taken by virtue thereof with the same effect as if taken on the original writ

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered. That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Mill No. 79, as follows:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for racoon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred seventeen) entitled "An act to amend section one hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-thee (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' further defining game and protected and unprotected birds" is hereby amended to read as follows

Section 101 DEFINITIONS Whenever used in this act unless a contrary intention is evident from the context the word "person" shall include individuals copartnerships, associations and corporations the singular shall include the plural and the masculine the feminine and neuter

The word "board" shall mean the Board of Game Commissioners

The word "secretary" shall mean the Executive Secretary of the Board of Game Commissioners

The term "game birds" shall include (a) the anatidae commonly known as geese brant and river and sea ducks (with the exception of wood duck and eider duck) (b) the rallidae commonly known as rails coots mud-hens and gallinules (c) the limicolae commonly known as shore birds plover surf birds snipe woodcock sandpipers tattler and curlew (d) the gallinae commonly known as wild turkey grouse pheasants partridges and quail and (e) the birds commonly known as blackbirds

The term "game animals" shall include (a) the wapiti or elk (b) the deer (c) the bear (d) the wild rabbit and hare (e) the red gray black and fox squirrel and (f) the raccoon

The word "game" shall include "game animals" and "game birds"

The term "fur-bearing animals" shall include (a) the mink (b) the muskrat (c) the opossum (d) the otter (e) the raccoon (f) the skunk commonly called the polecat and (g) the beaver

The word "vermin" shall include all wild animals not classed as game animels or fur-bearing animals and all wild birds other than game birds and protected birds

The term "unprotected birds" shall include (a) the blue jay (b) the English sparrow (c) the European starling (d) the kingfisher (e) the buzzard (f) the goshawk (g) the sharp-shinned hawk (h) the Cooper's hawk (i) the red-tailed hawk (j) the red-shouldered hawk (k) the broad-winged hawk (l) the marsh hawk (m) the rough-legged hawk (n) the duck hawk (o) the pigeon hawk (p) the barred owl (q) the great horned owl (r) the snowy owl and (s) the crow

The term "protected birds" shall include all wild birds not included within the terms "game birds and "unprotected birds"

The term "wild birds" includes all birds other than domestic birds

The term "open season" shall mean the time during which game or fur-bearing animals may be legally taken or killed and shall include both the first and the last day of the season or period designated by this act

The term "close season" shall mean the time during which game or fur-bearing animals may not be legally taken or killed and includes all periods of time not included within the open season

Section 2 That section five hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "An act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 OPEN SEASON The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

Kind of Game	Open Season
Blackbirds	From August 1st to November 30th
Rail	From September 1st to November 30th
Woodcock and Wilson or jack-snipe	From October 1st to November 30th
All birds known as wild waterfowl coots or mud-hens and gallinules	From October 1st to January 15th
Raccoon	From [November 1st to January 15th] November 1st to January 1st in the Counties of Greene Fayette Somerset Bedford Fulton Franklin Adams York Chester Montgomery Lehigh Bucks Dauphin Lebanon Cumberland Philadelphia Washington Delaware Lancaster Berks and Carbon and from October 15th to December 15th in all other counties
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From November 1st to November 30th
Red squirrel	From November 1st to August 15th next following
Wild rabbit and hare	From November 1st to December 15th
Bear over one year old	From November 10th to December 15th
Male deer with two or more points to one antler	From December 1st to December 15th
Male elk with four or more points to one antler	From December 1st to December 15th

Section 3 That section five hundred two of said act as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-five (Pamphlet Laws eight hundred three) is hereby further amended to read as follows

Section 502 BAG LIMIT It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

Kind of Game	In One Day	In One Season
Wild Turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20
Wild rabbits	5	30
Hares	3	15
Raccoons (by individual or hunting party)	3	10
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "Still Hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except laws pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

Section 4 That section six hundred one of said act as amended by the act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred fifty-five) entitled "An act to amend section six hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' fixing the open season for muskrats" is hereby further amended to read as follows

Section 601 OPEN SEASON FOR FUR-BEARING ANIMALS The open season for fur-bearing animals excepting raccoons beavers and muskrats is from the first day of November to the last day of February next following [The open season for raccoons is from the first day of November to the fifteenth day of January next following Sundays excepted] The open season for muskrats is from the first day of December to the last day of February both days inclusive There is no open season for beavers

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BARTON. Mr. Speaker and members of the House, this bill provides for a division of the State into two sections for the hunting of raccoons. It provides for the season to open in one section of the State fifteen days later than in the other. Therefore, by the passage of this act the raccoon hunter living in the northern counties would be permitted to hunt fifteen days prior to the opening of the season in the southern counties, and the hunter of the southern counties would be permitted to go into the northern counties fifteen days before the opening of the season in his county. I wanted to call the attention of the members of the House to this bill, and I don't think it is advisable to pass legislation of this kind.

Mr. SIMON. Mr. Speaker and members of the House, I don't want it to be understood that I am a coon hunter; I don't indulge in that form of sport or pleasure, but I introduced this bill at the request of the coon hunters in the northern section of the State. A few years ago the hunting season for coon was changed and made earlier. We found that it was unfair to our hunters in the northern section of the State because coon are hunted at night and they cannot hunt them after snow falls. After that time they can only be caught by fur trappers who go out and find their tracks in the snow and lay their traps and in that manner catch them. We didn't want to have it changed back because we thought it would be unfair to the southern part of the State. I took this bill up with the Game Commission and they saw no reason why it was not a fair and workable proposition. I have talked to the Attorney General in regard to it and Mr. Schnader told me last evening that he considered it perfectly constitutional and I ask the members to vote "aye" on this bill because it is fair to all the sections of the State.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby.
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz.
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—3

Barton,
Kahle,
Schrock,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 372, entitled:

An Act to amend section three hundred three of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by increasing the amount of the nonresident hunter's license fee

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

MOTION TO POSTPONE BILL

Mr. HARTSOCK. Mr. Speaker, I move that further consideration of this bill be postponed for the purpose of amendment.

Mr. SHEFFER. Mr. Speaker, I second the motion.

The motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Blair, Mr. Hartsock.

The SPEAKER. Will the gentleman from Blair, Mr. Hartsock, permit himself to be interrogated?

Mr. HARTSOCK. I will, Mr. Speaker.

Mr. SOWERS. Will you explain the bill to the House?

Mr. HARTSOCK. If Mr. Sowers will come up to Blair County at some appointed date, I would be very glad to entertain him and give him a full explanation of this bill.

Mr. SOWERS. Is that the best explanation you can make?

Mr. HARTSOCK. It is at this time.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—63

Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bicker,
Bidelspacher,
Bowers,
Braham,
Byrne,
Carmany,
Eveland,
Flynn,
Garard,
Griffith, C. R.,
Griffith, J. W.,
Harkins,
Heffran,
Henderson,
Hermansen,
Himes,
Hutton,
Lose,
Loucks,
Male,
McArran,
McGregor,
McKay,
Moore, D. G.,
Moore, W. H.
Musser,
Patterson,
Peelor,
Schrock,
Sheely,
Shellenberger,
Shutt,
Simon,
Snyder,
Stevenson,
Stewart,
Surface,
Wall,
Way,

Cauffiel,
Cordier,
Denman,
Evans, J. T.,
Evans, T. C.,
Kahle,
King,
Kleckner,
Labar,
Lockhart,
Post,
Powell,
Reader,
Rieder,
Ruth,
Wheeler,
White,
Wright,
Ziesenheim,

NAYS—100

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Bell,
Beyer,
Black,
Blumberg,
Brown, E. P.,
Burns,
Conner,
Cooke,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fuller,
Gaghan,
Gangloff,
Gicking,
Greeby,
Green,
Greenstein,
Grenet,
Hagmaier,
Hartsock,
Haws,
Heffernan,
Hefferon,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Jones, E. F.,
Kirkbride,
Leidich,
Lewis,
Marcks,
Mathay,
McAlee,
McCallister,
Meredith,
Metzler,
Metzinger,
Miller,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Pitts,
Price,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schwartz,
Shettel,
Sowers,
Spann,
Stadtlander,
Sterling,
Stone,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Weaver,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wise,
Witkin,
Wood,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 807, as follows:

An Act making it unlawful to unnecessarily crop or cut off the ear or ears of dogs or to show or exhibit such dogs and providing for the registration with the county treasurer of dogs so cut or cropped before this act became effective

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person to crop or cut off or cause or procure to be cropped or cut off the whole or any part of the ear or ears of a dog unless such person has in his or her possession a certificate of the duly licensed veterinarian stating that such cropping or cutting is necessary for the health of the dog

The possession by any person of a dog with an ear or ears cut off or cropped and with the wound resulting therefrom unhealed or any such dog being found in the charge or custody of any person or confined upon the premises owned by or under the control of any person shall be prima facie evidence of a violation of this section but such person except as provided for in section two of this act

Section 2 The owner of any dog whose ear or ears have been cut off or cropped before this act became effective may if a resident of this Commonwealth register such dog with the treasurer of the county wherein he resides and if nonresident of this Commonwealth with the treasurer of any county in this Commonwealth by certifying under oath that the ear or ears of such dog were cut or cropped before this act became effective and the payment of a fee of one dollar into the county treasury The said treasurer shall thereupon issue to such person a certificate showing such dog to be a lawfully cropped dog

Section 3 It shall be unlawful for any person to show or exhibit or to procure the showing or exhibition of any dog whose ear is or ears are cropped or cut off in whole or in part unless the person showing such dog has in his possession either a certificate of a duly licensed veterinarian stating that such cutting or cropping was necessary for the health of the dog or a certificate of registration from a county treasurer showing that such dog was cut or cropped before this act became effective as provided by this act

Section 4 Any person violating any of the provisions of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than two hundred and fifty dollars ($250) and costs of such proceedings

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—136

Argentieri,
Baker,
Batchelor,
Bechtel,
Beyer,
Bidelspacher,
Blumberg,
Braham,
Brown, T. J.,
Byrne,
Cauffiel,
Cooke,
Cordier,
Denman,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, T. C.
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gangloff,
Gicking,
Graham,
Greenstein,
Griffith, C. R.,
Griffith, J. W.,
Harkins,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Schwartz,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Snyder,
Sowers,
Spangler,
Spann,
Staudenmeier,
Sterling,
Stewart,
Stone,
Storer,
Strickler,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—7

Baldrige,
Burns,
Conner,
Denning,
Fish,
Ederer,
Heffernan,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 858, entitled:

An Act authorizing the Department of Forests and Waters, through the Water and Power Resources Board, to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,

Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 951, entitled:

An Act to amend sections one and four of the act appproved the first day of May, one thousand nine hundred twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making and appropriation," by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. MUSMANNO. Mr. Speaker, I desire to call up at this time House Bill No. 331, Printer's No. 437, on page 20 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Musmanno,

The House resumed the consideration on third reading of House Bill No. 331, entitled:

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering; providing for the appointment by the Governor of an examining board, defining the powers and duties of such board, regulating barber shops, barber schools and barber colleges and apprentices and students therein, and providing penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—104

Baldrige,
Bechtel,
Bell,
Himes,
Hoffman,
Holmes,
Myers, P. M.,
O'Neill,
Peelor,
Simon,
Snyder,
Spann,

Bowers,
Brown, E. P.,
Cauffiel,
Cordier,
Dietrich,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Fox,
Gicking,
Greeby,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Harkins,
Hefferon,
Heffran,
Hermansen,
Hoopes,
Jaffe,
Jones, B.,
King,
Kirkbride,
Kleckner,
Lewis,
Male,
Maloney,
Mason,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Metzler,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Peters,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Ruth,
Sarig,
Schreck,
Scott,
Sheffer,
Shellenberger,
Shortz,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Terry,
Tucker,
Turner,
Watson,
Way,
Weaver,
Wettach,
White,
Wike,
Williams, J. J.,
Wilson, L. M.,
Wood,

NAYS—36

Baker,
Barton,
Brown, T. J.,
Burns,
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Emhardt,
Fish,
Fuller,
Garard,
Haws,
Heffner,
Hutton,
Lockhart,
Lose,
Meredith,
Metzinger,
Patterson,
Root,
Royle,
Schrock,
Sheely,
Sinwell,
Sowers,
Spangler,
Stone,
Tahl,
Wall,
Wheeler,
Williams, G. W.,
Witkin,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

MOTION TO RECONSIDER VOTE

Mr. MUSMANNO. Mr. Speaker, it is quite obvious to me that in the calling of this roll there were many who might have voted aye, but were not sufficiently attentive at the time to answer, and I, therefore, hereby make a motion that the vote by which this bill failed be reconsidered.

Mr. HERMANSEN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion.

POINT OF ORDER

Mr. PERRY. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Perry will state his point of order.

Mr. PERRY. Mr. Speaker, some other business must intervene before such a motion can be made.

The SPEAKER. The Chair rules that the point of order is well taken, and that the motion is not in order until some other business has intervened, at which time, if the gentleman desires to do so, he may renew his motion to reconsider the vote.

RESOLUTION

RECALLING HOUSE BILL No. 359 FROM THE GOVERNOR.

Mr. WHEELER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur) That House Bill No. 359, entitled "An act to further amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-four) entitled 'An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution' by imposing the duty of printing such proceedings on the Department of Property and Supplies" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

MOTION TO RECONSIDER VOTE

Mr. MUSMANNO. Mr. Speaker, the remarks made by the gentleman from Philadelphia, Mr. Perry, of course were in order, and new business having now intervened, I renew my motion, namely, that the vote on House Bill No. 331, which brought about the defeat of that bill, be reconsidered.

The SPEAKER. How did the gentleman who makes the motion vote on the original question?

Mr. MUSMANNO. Mr. Speaker, I voted aye, which was the majority vote.

The SPEAKER. The gentleman understands, of course, that the minority is really in the majority on this question; that is, the noes were in the majority for the reason that the bill failed to pass. Therefore, a motion to reconsider must come from someone who voted in what is the majority, that is who voted against the bill.

RECONSIDERATION OF VOTE

Mr. EMHARDT. Mr. Speaker, I move that the vote by which this bill failed to pass finally be reconsidered.

The SPEAKER. Did the gentleman vote in the negative?

Mr. EMHARDT. Mr. Speaker, I did.

Mr. PATTERSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Beaver vote?

Mr. PATTERSON. Mr. Speaker, I voted no.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. MUSANNO. Mr. Speaker and members of the House, I did not intend to speak upon this piece of legislation, because I realized that the majority of those present are well acquainted with the features of this bill, as it has been before the House on numerous occasions before, but in view of what has just transpired and in order not to risk the possibility of someone who failed to vote upon this measure using as an argument that he did not know what it meant, let me say for the benefit of the members of this House, that this bill is a measure of health and sanitation. It places those of the barbering profession under such control and regulation that those barbers who are afflicted with contagious disease will be eliminated from the trade. There is no position in which every man more regularly places himself in danger than when he mounts the barber chair. Not only does he subject himself to the possibility of cuts, wounds, and lacerations, at the hands of an inexperienced or untrained barber, but he subjects himself to the greater hazard of incurring some contagious disease, which he unwittingly takes home to his wife, and children and other relatives.

Twenty-nine states of the Union have passed laws similar to this one now before the House and the consequence is that the afflicted barbers in the controlled states leave those states and come to the uncontrolled states, of which Pennsylvania is one; come here with their germ-laden bodies and ply their malignant practice. Pennsylvania should not be the dumping ground for such barbers of undesirable character, and I do not know of any argument which can be advanced against this bill; any argument which will prevent us from setting up a wall to obstruct barbers of such character from getting into our state. The Pennsylvania Federation of Labor is for this bill, organized labor is for this legislation, and, more than that, organized health and sanitation demands the passage of this bill; and I respectfully ask that you give it your favorable consideration.

Mr. PERRY. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Musmanno.

The SPEAKER. Will the gentleman from Allegheny, Mr. Musmanno, permit himself to be interrogated?

Mr. MUSMANNO. Mr. Speaker, I will.

Mr. PERRY. Mr. Speaker, I would like to know if this act, creating a board, was passed, if it would legislate present master barbers out of business, irrespective of whether they have a disease or not?

Mr. MUSMANNO. Mr. Speaker, it does not legislate any one out of business, unless it can be demonstrated by a physician that that particular barber does have a contagious disease. When that is demonstrated, he will be legislated out of business, and he ought to be legislated out of business.

Mr. HART. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Musmanno.

The SPEAKER. Will the gentleman from Allegheny, Mr. Musmanno, permit himself to be interrogated?

Mr. MUSMANNO. Mr. Speaker, I will.

Mr. HART. Mr. Speaker, does not this bill confer on barbers the right to practice the art of the medical profession without having any knowledge of the profession?

Mr. MUSMANNO. Mr. Speaker, I would say to the gentleman from Philadelphia, that absolutely it does not.

Mr. HART. Mr. Speaker, may I read to you here on page 5: "all the duties and services incident thereto and is possessed of sufficient knowledge concerning the common diseases of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation".

Mr. MUSMANNO. Mr. Speaker, there is nothing in that section which would qualify a barber to act as a doctor. I certainly would not want to have a doctor who merely had the qualifications mentioned by my friend from Philadelphia.

Mr. HART. Mr. Speaker, if the barber is to have that knowledge, in order to prevent the spreading of the disease, how can he have that knowledge if he hasn't the education to do it?

Mr. MUSMANNO. Mr. Speaker, all these barbers must pass a certain examination, and it will then be determined whether they do or do not have the qualifications which fit them for the barbering trade.

Mr. HART. Mr. Speaker and ladies and gentlemen of the House, I had not intended to talk on this bill, but inasmuch as the gentleman from Allegheny, its sponsor, has been so insistent for the passage of it, I want to call attention to the fact that among the things provided under this bill is the appointment of any number of deputies, to be sent throughout the State of Pennsylvania at the rate of $8 a day. There is no limitation. This board is created, and they have the right to send men and women, possibly wherever they feel disposed. As I have called attention to the fact heretofore, this bill confers on barbers the right to practice the arts of the medical profession without having any qualification at all to do so; and then, further on, on page 5, it confers on the board the right to collect monies in the name of the State of Pennsylvania, without giving any bond for the faithful performance of their duty; in other words, inviting another scandal in Pennsylvania and perhaps another investigation, and surely the condemnation by the courts of this body if this bill should be brought on for review by the courts. If we pass this bill with the full knowledge that it will confer on men the right to collect monies of the State of Pennsylvania, without giving any bond for the safe keeping or security of that money, we become a party to the conspiracy. I ask the gentleman whether that is not a fact?

Mr. MUSMANNO. Mr. Speaker, without any comment, I shall read to the House page 3, section 5:

"The board shall make a report annually to the Governor which shall set forth in full the receipts and disbursements of the board in itemized account and shall contain a full statement of its doings and proceedings and such recommendations as to it may seem proper looking to the better carrying out of the purposes of this act."

Mr. PATTERSON. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Musmanno.

The SPEAKER. Will the gentleman from Allegheny, Mr. Musmanno, permit himself to be interrogated?

Mr. MUSMANNO. Mr. Speaker, I will.

Mr. PATTERSON. Mr. Speaker. The reason I opposed this bill is that the board with its president and secretary indicates to me——

Mr. MUSMANNO. Mr. Speaker, is the gentleman making a speech or asking me a question?

Mr. PATTERSON. Mr. Speaker, I am asking you a question.

Mr. MUSMANNO. Mr. Speaker, I do not quite hear you.

Mr. PATTERSON. Mr. Speaker, I will ask you a question, then I will explain later. Does this bill intend to provide for a board down here permanently?

Mr. MUSMANNO. Mr. Speaker, it provides for the appointment of a board which shall hold office for three years.

Mr. PATTERSON. Mr. Speaker, it will be down here permanently?

Mr. MUSMANNO. Mr. Speaker, yes.

Mr. PATTERSON. Mr. Speaker, it is providing nice fat salaries for a few barbers.

Mr. MUSMANNO. Mr. Speaker, the bill provides for a per diem of eight dollars and if you call that "nice fat salaries" for such time as they have work to do, then your point is in order.

Mr. PATTERSON. Mr. Speaker, I wanted to know if it established another commission down here?

Mr. MUSMANNO. Mr. Speaker, this is a permanent board for three years; that is the extent of its permanency.

Mr. PATTERSON. Mr. Speaker, you do insist there will be a board established down here?

Mr. MUSMANNO. Mr. Speaker, the act specifically states so.

Mr. PATTERSON. Mr. Speaker, I think this bill should be voted down, for the reason that it is time for this House to realize that we are going too far in expenditures. We are establishing boards, we are putting in appropriations here and there for boards, and for additional expenses, and it is time to stop it. While I am satisfied to see that the barbers are well protected, I am opposed to the establishing of another commission, and for that reason I oppose this bill, and I think everybody here should oppose it, if they would but realize that we are going too far in our expenditures. As I have said time and time again in committees and elsewhere, this House must begin to retrench. If we don't we will end up on the rocks.

Mr. MUSMANNO. Mr. Speaker, I certainly do not wish to cast any reflection upon those who have interrogated me, but I might say that it does not seem to me from their interrogations that they have read accurately this bill.

Now, the question which is presented by the gentleman from Beaver——

POINT OF ORDER

Mr. HAWS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Haws, will state his point of order.

Mr. HAWS. Mr. Speaker, the gentleman has spoken more than twice on this question without unanimous consent.

The SPEAKER. The point of order is well taken. He should have unanimous consent.

Mr. MUSMANNO. Mr. Speaker, I have only spoken on this bill once. On the other occasions I was interrogated, which is not speaking on the bill, and therefore I appeal from the Chair's decision.

The SPEAKER. The gentleman was recognized on two occasions regarding this bill.

Mr. MUSMANNO. Mr. Speaker, this is now the second time I have been recognized in my own right.

The SPEAKER. The Chair will discover from the notes of the stenographer whether the gentleman has been recognized twice.

The stenographer's notes indicate that the gentleman has been recognized but once for the purpose of addressing this House upon the passage of this bill. He was interrogated by the gentleman from Philadelphia, Mr. Perry, he was interrogated by the gentleman from Philadelphia, Mr. Hart, and he was interrogated by the gentleman from Beaver, Mr. Patterson. This is the second time that he has asked to be recognized for the purpose of making a speech, and he is entitled to such recognition. The gentleman will proceed.

Mr. MUSMANNO. Mr. Speaker and members of the House, I did not intend to speak further on this matter, but merely to read for the edification of the gentleman from Beaver, section 6:

"All moneys received by the board from fees or otherwise shall be deposited with the State Treasurer within thirty days from its receipt. All disbursements shall be paid on warrants of the Auditor General on the State Treasurer upon the requisition of the board of examiners."

Mr. PATTERSON. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Musmanno.

The SPEAKER. Will the gentleman from Allegheny, Mr. Musmanno, permit himself to be interrogated?

Mr. MUSMANNO. Mr. Speaker, I will.

Mr. PATTERSON. Mr. Speaker, do I undertand that this section 6 means that all moneys received by this board when turned into the State will be used to pay the expense of this commission?

Mr. MUSMANNO. Mr. Speaker, Yes.

Mr. PATTERSON. Mr. Speaker, and do you think that there will be enough money to pay these expenses?

Mr. MUSMANNO. Mr. Speaker, well, I don't know how much money will be taken in.

Mr. PATTERSON. Mr. Speaker, that is just what is worrying me. Is there a right to appeal from this board, supposing that a barber wants to appeal?

Mr. MUSMANNO. Mr. Speaker, yes; there is a right of appeal. You will find it in one of the latter sections.

Mr. PATTERSON. Mr. Speaker, you say they have the right to appeal?

Mr. MUSMANNO. Mr. Speaker, yes; you will find it in those latter sections.

Mr. PATTERSON. Mr. Speaker, where is it?

Mr. MUSMANNO. Mr. Speaker, section 14.

Mr. PATTERSON. Mr. Speaker, what line?

Mr. MUSMANNO. I will show you the line.

MOTION TO RECOMMIT

Mr. SOWERS. Mr. Speaker, ladies and gentlemen of the House, it seems to me as if this bill by this time has grown a pretty heavy beard. It looks to me as if it is in need of a hair cut and, I move, Mr. Speaker, that this bill be recommitted to the Committee on Law and Order for a shave and a hair cut.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

Mr. MUSMANNO. Mr. Speaker, this is a new motion made, therefore——

The SPEAKER. The Chair is of opinion that a motion to recommit is in order, but hardly for the purposes mentioned.

Mr. SOWERS. Mr. Speaker, I accept your amendment and will cut out the shave and hair cut.

The SPEAKER. There being no second to the motion the question cannot be put.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—110

Adams,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Cauffiel,
Cordier,
Denman,
Dietrich,
Dunn,
Dwyer,
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gicking,
Graham,
Greeby,
Green,
Grenet,
Griffith, C. R.,
Harkins,
Hefferon,
Henderson,
Hermansen,
Himes,
Hoffman,
Hoopes,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Lewis,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Miller,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Nothnagle,
O'Neill,
Peelor,
Peters,
Pitts,
Post,
Powell,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Schreck,
Scott,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Soffel,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Storb,
Storer,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wike,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wright,

NAYS—80

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Fuller,
Gaghan,
Garard,
Gillette,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Holcombe,
Hutton,
Jones, E. F.,
Labar,
Lockhart,
Lose,
Mathay,
McCallister,
Meredith,
Metzinger,
Moore, D. G.,
Moore, W. H.
Mumford,
Myers, F. H. Jr.,
Neely,
Patterson,
Perry,
Price,
Root,
Royle,
Sautter,
Schrock,
Schwartz,
Sheely,
Shettel,
Sinwell,
Sowers,
Spangler,
Sterling,
Stewart,
Stone,
Stott,
Tahl,
Wade,
Wall,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Wilson, T. B.,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 987, entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of expenses at the Yorktown Sesqui-Centennial Celebration

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Feelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Shutt,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1039, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1109, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of renovating, repairing, or replacing the roof on the Main Capitol Building.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1111, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of carrying on additional work on the Soldiers and Sailors Memorial Bridge.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration oof House Bill No. 1116, entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,

Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E, P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gillette,
Gicking,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar.
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
McClure,
McElwee,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock.
Schwartz,
Scott,
Sheely,
Sheffer,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker.
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim.
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1167, entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed or authorized to be borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,

Burns,
Byrne,
Carmany.
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt.
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick.
Fuller,
Gaghan,
Gangloff,
Garard,
Gillette,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe.
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhodes, C. H.,
Rice,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig.
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise.
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1226, entitled:

An Act to amend section one thousand three hundred and eight of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" reducing time for allowance of tax reductions and changing penalties for non-payment.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. STORER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER declared the "ayes" appear to have it.

Whereupon a division was called for and one hundred and twenty-nine members or more than a majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1235, entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Black,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fox,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 10, 1931.

Resolved (if the House of Representatives concur), that Senate Bill No. 328, Printer's No. 84, entitled:

An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 10, 1931.

Resolved (if the House of Representatives concur), that Senate Bill No. 395, Printer's No. 103, entitled:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 160.

An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (P. L. 224) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" by requiring persons selling such insecticides and fungicides to give printed directions therewith

HOUSE BILL No. 397.

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing adjoining boroughs to construct and maintain overhead or underground passageways.

HOUSE BILL No. 931.

An Act to further amend section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (P. L. 509) entitled "An act relating to county rates and levies and township rates and levies" by permitting the levy on and selling of personal goods and chattels of copartnerships associations and corporations as well as those of other persons and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws

HOUSE BILL No. 1048.

An Act to repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (P. L. 51) entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same" and its amendments

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur) That House Bill No. 588, entitled "An act to amend section six hundred and fifty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' " be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 8, 1931.

Resolved (if the Senate concur), That House Bill No. 905, entitled "An act to amend article four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by the addition at the end thereof of a new subheading permitting the temporary use in counties of the second class of certain funds for purposes other than those for which such funds were acquired providing the method for such transfer and validating such transfer heretofore made," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 969, entitled "An act making an appropriation to the Public Service Commission of the Commonwealth of Pennsylvania to be used by said commission in the payment of the cost of the construction reconstruction relocation alteration or abolition of any crossing of the tracks of railroad corporations or street railways corporations at above or below grade of public highways exclusive of State highways designated as primary routes and regulating the expenditure of the amount hereby appropriated," be recalled from the Governor for the purpose of amendment.

ADJOURNMENT

Mr. SPANGLER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock.

Mr. GANGLOFF. Mr. Speaker, I second the motion.

The motion was agreed to, and at 11.59 o'clock P. M. the House adjourned until tomorrow morning at 11.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., TUESDAY, APRIL 14, 1931 No. 35

SENATE

TUESDAY, April 14, 1931.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Our Gracious Heavenly Father, we realize that a great American statesman has been taken from our midst, and the entire country is mourning its loss. We pray Thee to console those of his immediate family thus bereaved, and the entire nation likewise bereaved.

We thank Thee for the faithful service he has rendered in the various positions to which he was called, and especially to the call as Speaker of our National House of Representatives.

We pray Thy blessing to rest upon those of our own number who are detained from attending this session on account of illness. We ask that they may have a speedy recovery.

Pardon us of all our offences, we ask in Our Redeemer's Name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HOMSHER, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 983

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 983, entitled:

An Act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 328

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 328, entitled:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 395

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 395, entitled:

An Act to amend paragraph nineteen as amended of section one thousand two hundred and ten of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" increasing the amount to be paid by the Commonwealth to school districts of the second and third class in certain cases

be recalled from the Governor for the purpose of amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 359

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 359, entitled:

An Act to further amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-four) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" by imposing the duty of printing such proceedings on the Department of Property and Supplies

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

AMENDMENT TO HOUSE BILL NO. 78. RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 78, entitled:

An Act to amend section two of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title, page 1, line 1, by striking out the word "section" and inserting in lieu thereof the word "sections"; also line 14, by inserting after the word "by" the following: "extending the provisions of said act to a resident who becomes a non-resident or conceals his whereabouts and"; also section 1, page 2, line 4, by striking out the word "two" and inserting in lieu thereof the word "one"; also line 16, by inserting after the word "follows" the following: "Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any nonresident of this Commonwealth being the operator or owner of any motor vehicle who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating a motor vehicle or of having the same operated within the Commonwealth of Pennsylvania or any resident of this Commonwealth being the licensed operator or owner of any motor vehicle under the laws of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by such acceptance or licensure as the case may be and by the operation of such motor vehicle within the Commonwealth of Pennsylvania make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his her or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania against such operator or owner of such motor vehicle arising out of or by reason of any accident or collision occurring within the Commonwealth in which such motor vehicle is involved" also page 2, line 16, by inserting after the word "follows" the following: "Section 2. That section two of said act is hereby amended to read as follows": also page 3, line 4, by inserting after the word "process" the following: "Section 3 That section five of said act is hereby amended to read as follows Section 5 This act shall be construed to extend the right of service of process upon nonresidents and upon residents who subsequently become nonresidents or who conceal their whereabouts and shall not be construed as limiting any provisions for the service of process now or hereafter existing" also line 5 by striking out the numeral "2" and inserting in lieu thereof the numeral "4"; also line 11 by inserting after the word "valid" the following: "Section 5 This act shall become effective upon the date of its approval by the Governor".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield.
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley.
Rial,
Roberts.
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENTS TO HOUSE BILL No. 101 RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 101, entitled:

An Act to amend sections two, three, four, five, eight, nine, twenty-four, twenty-seven, and twenty-nine, of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by extending provisions of said act to incorporated towns

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 2, page 3, line 28, by striking out the word "county" and inserting in lieu thereof the word "copy".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

AMENDMENT TO HOUSE BILL NO. 689 RECALLED FROM THE GOVERNOR.

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 689, entitled:

An Act to enable cities of the third class to adopt the city manager plan of government providing the procedure for the adoption or repeal thereof making suitable provisions for the conduct of elections and city government thereunder and in connection therewith imposing certain duties on mayors city councils election officers prothonotaries and county commissioners

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 3, page 2, line 27, by striking out the numeral "3" and inserting in lieu thereof the numeral "2".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were public read as follows:

House Bill No. 160, entitled:

An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (P. L. 224) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" by requiring persons selling such insecticides and fungicides to give printed directions therewith

House Bill No. 397, entitled:

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by authorizing adjoining boroughs to construct and maintain overhead or underground passageways.

House Bill No. 931, entitled:

An Act to further amend section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (P. L. 509) entitled "An act relating to county rates and levies and township rates and levies" by permitting the levy on and selling of personal goods and chattels of copartnerships associations and corporations as well as those of other persons and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws

House Bill No. 1048, entitled:

An Act to repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (P. L. 51) entitled "An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same" and its amendments

Whereupon,

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF SENATE BILL NO. 415.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 415, Printer's No. 124, entitled "An act providing for the investigation and study of the effect of the diversion of water for water supply purposes upon the lower Delaware River and the industries using water therefrom imposing certain duties upon the Sanitary Water Board and making an appropriation."

GIFFORD PINCHOT.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BERKS COUNTY

Mrs. Grace E. Corle, Reading, April 28, 1931.

PHILADELPHIA COUNTY

Bronislaw Andruskiewicz, Philadelphia, April 30, 1931.

SCHUYLKILL COUNTY

Miss Virginia C. Haverty, St. Clair, April 30, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

C. S. Reed, Pitcairn.

CLARION COUNTY

F. C. McEwen, Sligo.

LUZERNE COUNTY

Morgan Llewellyn, Nanticoke.

PHILADELPHIA COUNTY

Ernest Berry, Philadelphia.
Miss Nellie Groves.
Fred D. Rice, Philadelphia.

GIFFORD PINCHOT.

By unanimous consent,

A motion was made by Mr. CLARK,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. CLARK,

That the Senate do advise and consent to said nomniations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. MANSFIELD. Mr. President, I move that the Executive Session do now rise.

Mr. BAUMER. Mr. President, I second the motion.

The motion was agreed to.

LEAVE OF ABSENCE

Mr. KRAUSE asked and obtained leave of absence for the Senator from Butler, Mr. Painter, for the balance of the week.

REPORTS FROM COMMITTEES

Mr. BELL, from the Committee on Education, reported as committed, Senate Bill No. 723 (House Bill No. 1098), entitled:

An Act to amend section one thousand four hundred and fourteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by defining migratory child and providing for the school attendance of such child.

Mr. WILLIAMSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 483, entitled:

An Act to amend section four of article three, and sections thirty-seven and thirty-eight of article six, of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to property man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporation,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by making it lawful for any public service company to issue securities only upon approval of the Commission first had and obtained, and providing penalties.

Mr. APPLE, from the Committee on Education, reported as committed, Senate Bill No. 699 (House Bill No. 1097), entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith;" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any non-resident child temporarily domiciled in said school district.

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed Senate Bill No. 767, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors, overseers and authorities in charge of said districts; the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Also from the Committee on Judiciary General re-reported as committed Senate Bill No. 516 (House Bill No. 823), entiled:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four by providing for an assistant county solicitor in counties of the third class

Mr. SALUS, from the Committee on Judiciary General, reported as committed Senate Bill No. 580 (House Bill No. 926), entitled:

An Act to amend section one of the act approved the twenty-third day of March one thousand eight hundred and seventy-seven (P. L. 32) entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal iron steel lumber or oil or mining manufacturing or transportation companies" extending the provisions of the act to all corporations

Mr. TRAINER, from the Committee on Judiciary General, reported as committed Senate Bill No. 720, entitled:

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions, and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

Mr. ARON, from the Committee on Judiciary General, reported as committed Senate Bill No. 588 (House Bill No. 1031), entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State, and to declare the issue of such remarriage legitimate.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 781, entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings.

Mr. GELDER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 370 (House Bill No. 211), entitled:

An Act to amend section nine of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court

Mr. EINSTEIN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 703, entitled:

An Act to amend sections one and six of the act, approved the twelfth day of June, one thousand nine hundred and thirteen (P. L. 481) entitled "An act relating to inns and hotels; regulating certain rights and liabilities of hotelkeepers and innkeepers; and providing penalties for fraud against innkeepers and hotelkeepers," shortening the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof, and extending the provisions of the act to apartment hotels and apartment hotelkeepers.

Mr. PARKINSON, from the Committee on Education, reported as committed, Senate Bill No. 671, entitled:

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts and reimbursement thereof by the State," as amended; providing for the admission of pupils to vocational high schools of other states, and from other states to vocational high schools of this State.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 777, entitled:

An Act to amend an act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred eighty-one), entitled "An act authorizing the Pennsylvania Historcial Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township, Bucks County, known as 'Pennsbury,' to be known thereafter as 'Pennsbury Memorial'; providing for the control, management, supervision, restoration, improvement, and maintenance thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof," by providing that in certain contingencies the land so acquired may revert to the donor.

Mr. McClure, from the Committee on Judiciary General, rereported as committed, Senate Bill No. 221, entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

Mr. HOMSHER, from the Committee on Judiciary General, reported as amended, Senate Bill No. 657, entitled:

An Act providing a penalty for the unauthorized printing, publishing, sale, distribution or circulation of Copyrighted Musical Compositions.

MOTION TO PROCEED TO CONSIDERATION OF SENATE BILL 393, RECALLED FROM THE GOVERNOR FOR THE PURPOSE OF AMENDMENT.

Mr. NORTON. Mr. President, I move that the Senate do now proceed to the consideration of Senate Bill No. 393, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor, to convey certain land in the Borough of Kutztown to the Borough of Kutztown.

recalled from the Governor for the purpose of amendment.

Mr. WEINGARTNER. Mr. President, I second the motion.

The motion was agreed to.

Mr. NORTON. Mr. President, I move to reconsider the vote by which Senate Bill No. 393 passed finally.

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain lands in the Borough of Kutztown to the Borough of Kutztown

The PRESIDENT. How did the Senator vote?

Mr. NORTON. Mr. President, I voted "aye".

Mr. COYNE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. COYNE. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. NORTON. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. NORTON. Mr. President, I voted "aye".

Mr. COYNE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. COYNE. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. NORTON. Mr. President, I ask unanimous consent to amend page 3, line 2 by striking out after the word "as" and before the word "to" the word: [followed], and inserting in lieu thereof the word: "follows"; also page 5, line 4 by striking out after the word "of" the words: [the Commonwealth of Pennsylvania] and inserting in lieu thereof the words: "Property and Supplies".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 139, as follows:

A Joint Resolution proposing an amendment to section one article fourteen of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article fourteen is hereby amended to read as follows

Section 1 County officers shall consist of sheriffs coroners prothonotaries registers of wills recorders of deeds commissioners treasurers surveyors auditors or controllers clerks of the courts district attorneys and such others as may from time to time be established by law and no sheriff or treasurer shall be eligible for the term next succeeding the one for which he may be elected Within the area of the city and county of Philadelphia the General Assembly may from time to time provide for the abolition of any or all of the county offices and the assumption of the functions powers and duties of such county offices by city officers and employees and the General Assembly may consolidate the City and County of Philadelphia into a single municipal corporation whose officers and employees shall be appointed or elected as may now or hereafter be provided by law

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. WOODWARD. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. KRAUSE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 159, entitled:

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
Parkinson,
Pethick,
Prince,
Rial,
Salus,
Snyder,
Sordoni,
Sprout,
Trainer,
Williamson,
Woodward,

NAYS—5

Buckman,
Chapman,
Norton,
Roberts,
Weingartner,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 311 (House Bill No. 525), entitled:

An Act to amend section twenty-two of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,

Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 356 (House Bill No. 188), as follows:

An Act authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized by written order to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of the following described tract of land belonging to the Commonwealth and now in possession of the Harrisburg State Hospital to wit

"All that certain tract of land situated partly in the Seventh Ward of the City of Harrisburg and partly in Susquehanna Township Dauphin County Pennsylvania beginning at a corner at the intersection of the western line of Fifteenth Street with the Center line of Hamilton Street as said streets were shown on the city official map before vacation thence along the property of the City of Harrisburg and along property of the Commonwealth of Pennsylvania South seventy-five degrees forty-two minutes West (S.75°42′W) nine hundred forty-three and sixty-two hundredths (943.62) feet to a corner at lands formerly of Henry Schuddemage thence along last mentioned property North twenty-two degrees thirty-five minutes West (N.22°35′W) one hundred eighty-four and fifty-five hundredths (184.55) feet North twenty-one degrees thirty-four minutes West (N.21°34′W) one hundred eleven and sixteen hundredths (111.16) feet and North twenty-three degrees three minutes West (N.23°3′W) three hundred twelve and fifteen hundredths (312.15) feet to a corner thence along said property of Schuddemage and along property now or late of Norman Shutt Mary C Jefferson Jas I Hamaker Frank Olphin Frank Olphin or Edw Michaels Abram Michaels Jno W Tuckey Harry E. Smith Jno W Tuckey Harry E Smith and Jno W Tuckey North twenty-three degrees two minutes West (N.23°2′W) three hundred eighteen and nine tenths (318.9) feet to a brownstone monument thence along other lands of the Harrisburg State Hospital the following courses and distances North seventy-four degrees twenty-eight minutes East (N.74°28′E) two hundred seventy-five and six hundredths (275.06) feet South twenty-four degrees no minutes East (S.24°00′E) three hundred seventy (370) feet South fifty-four degrees no minutes East (S.54°00′E) three hundred ninety and three hundredths (390.03) feet North sixty-two degrees forty-four minutes East (N.62°44′E) two hundred sixteen and ninety-five hundredths (216.95) feet South seventy-nine degrees ten minutes East (S.79°10′E) one hundred ninety-seven and nine tenths (197.9) feet and South thirty-nine degrees eight minutes East (S.39°08′E) two hundred forty-five and twenty-four hundredths (245.24) feet to the place of beginning containing ten and four hundred fifty-two thousandths (10.452) acres Being a part of the two tracts of land one conveyed by the administrators of Henry Herr deceased to the Pennsylvania State Lunatic Hospital dated December 4, 1884 and recorded in the office of the Recorder of Deeds in and for Dauphin County in deed book N Volume Six Page two hundred fifteen and deed of John Curwen of Pennsylvania State Lunatic Hospital dated January thirty-first one thousand eight hundred and seventy-nine and recorded in the office of the Recorder of Deeds in and for Dauphin County in date book Q Volume Five page four hundred seventy-six" After such transfer the Armory Board is hereby authorized and empowered to use and occupy said land in conjunction with other lands and property of the Commonwealth in its possession and contiguous thereto for military purposes in accordance with the laws of the Commonwealth establishing and regulating the Pennsylvania National Guard

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Frazier,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Bowers,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 367 (House Bill No. 521), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 377 (House Bill No. 95), entitled:

An Act relating to prostitution, defining and prohibiting pandering, prohibiting the leaving of a wife in a house of prostitution, the receipt or appropriation of money from earnings of a prostitute, the detention of a female in a house of prostitution, and the transportation of a female for purposes of prostitution, fixing the jurisdiction of the courts in cases involving transportation, providing penalties, and regulating the competency of certain evidence at the trial of persons indicted for violations hereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 379 (House Bill No. 143), entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

NAYS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell.
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Quigley,
Rial,
Roberts,
Salus,
Scott,

Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 383 (House Bill No. 414), entitled:

An Act providing for the appointment and compensation of park guards in cities of the third class defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON FINAL PASSAGE POSTPONED FOR THE PRESENT

Mr. SALUS. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 178, on Final Passage, postponed for the present, entitled:

An Act to amend section four of an act approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by changing the hours of labor permitted for minors under sixteen years of age and prescribing a daily lunch period of not less than forty-five minutes for certain employed minors.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. PRINCE. Mr. President, I have no desire to influence, and shall not attempt to influence, the action of any Senator on this measure. As for myself, I have heard expressions of disappointment at my negative vote on this bill when it was up for final passage last week, the idea being that men engaged in the vocation of teaching are supposed to be sympathetic with the aims of social legislation. Mr. President, they are and they ought to be, but I do not believe this bill is a necessary or desirable piece of social legislation.

I would not, for anything, hang a millstone around the neck of childhood, or interpose one obstruction to the free and happy and wholesome development of youth; but I believe that if this bill becomes a law, while it may do good to some children, it will prove detrimental to others, and to their parents as well,—and it will do more harm to its victims than it will do good to its beneficiaries.

Mr. President, we have today a generation of young folks who are growing without discipline and without habits of industry. You cannot get the average youngster of that age to touch a dish rag or a broom, or even throw a shovelfull of coal on the furnace. Now, I realize that children from fourteen to sixteen are more susceptible to good and evil influence than at any other age, and I believe that a boy or a girl of that age who is not at school ought to be at work.

I have received a good many requests to change my vote, but I can see no reason for doing so! and I have received no request from any source to vote against this bill, but it seems to me, Mr. President, that what our young folks need is not protection against honest, if arduous, toil, but against the dangers and the dissipations of unsupervised idleness.

Mr. WOODWARD. Mr. President, in response to the Senator from Cumberland, Dr. Prince, I have every respect for his opinion, but the trouble with him is, he has thought too much about this bill, and, it seems to me, has lost his sense of proportion. Now, there are other Senators who have not thought enough about it, and I am aware that the State Chamber of Commerce is against this bill,—and that may be one reasson I am for it. It is very difficult for the State Chamber of Commerce to discover any new ideas. If they were on Columbus' ship and land were in sight, they would turn around rather than discover it, I am inclined to think.

The answer, it seems to me, is this: Pennsylvania is no more of an industrial State than are New York, Ohio and Illinois; and those states have had such legislation for years. Why we should hesitate to do the children a kind act when those three states have engaged in such work for years, is more than I can understand.

Mr. SALUS. Mr. President, I, like Senator Woodward, do not like to disagree with the Senator from Cumberland, Dr. Prince, who is an educator; but there is nothing in this bill that is going to turn these small children loose, it is purely a humanitarian measure. The prosperity of this country depends as much on the physical development of youth as it does on the mental development, and this bill applies to children under the age of sixteen. It originally was eighteen, and was reduced in committee to sixteen; and the original bill called for forty-four hours while this bill calls for forty-eight.

Now, any good thinking person, a man who has his heart in the welfare of the growing generation, cannot but believe that a child up to sixteen years of age who does eight hours of work a day is having his full burden of employment imposed upon him. This is not an effort to put these children out of work; it is not an effort to put these children on the streets; it is an effort to protect their physical welfare in order that they may grow up to be manly men. It is for the development of their bodies,—and in the development of the bodies of the young men of this Commonwealth you are building up men who in the hour of need may mean more to the welfare and the standing not only of the State of Pennsylvania but the whole United States government.

It was a sad commentary on the young men of America, in the last war, when we found so many defective youths. Build up the strength, build up the manhood, build up the physical ability of your young boys and you have built a nation that can well stand before the eyes of the world and challenge any condition, any circumstance that may arise.

It may be that men in factories, it may be that the Chamber of Commerce, it may be that merchants, in their eagerness and hunger for the almighty dollar, may see a reason why this bill should not be passed; but American manhood, humanity and the love of father and mother for their children, and their welfare, demand that this bill be passed,—and Pennsylvania honor itself.

Mr. BUCKMAN. Mr. President, I desire to interrogate the Senator from Philadelphia, Mr. Salus.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Salus, permit himself to be interrogated?

Mr. SALUS. Mr. President, I will.

Mr. BUCKMAN. Mr. President, I would like to ask the Senator from Philadelphia, Mr. Salus, if, instead of being a forty-eight hour labor bill, it is not a thirty-six labor bill because of the fact that these boys would have to attend continuation school.

Mr. SALUS. Mr. President, I believe that is true.

Mr. BUCKMAN. Mr. President, then, instead of working forty-eight hours these boys would be allowed to work only thirty-six hours?

Mr. SALUS. Mr. President, I believe that is true, but they are receiving their education.

Mr. WOODWARD. Mr. President, I may add, for the benefit of the Senator from Bucks, Mr. Buckman, that that has been the case in all these bills since child labor legislation was first passed,—they have had one day a week, absolutely. It does not change that at all.

Mr. SORDONI. Mr. President, I wish I could express myself as adequately as does the Senator from Philadelphia, but I am not an attorney and do not know a great deal of their methods. However, I do know something about the practical solution of these problems; and if the Senate will take into consideration, on the problem of this serious question of taking a boy in a line of production with older people, and have that boy able to work only a certain number of hours whereas other people in the same line,—we will say in the same line of production,—would have to work on hour longer or a half hour longer, it would mean that that boy would not be employed in a certain line because it would retard production on a particular piece of work,—so that, they could not possibly give him employment.

I think this bill would prove a hardship on a great many boys,—in fact, I know it from practical experience, not from a theoretical standpoint.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28

Apple,
Armstrong,
Aron,
Baumer,
Bowers,
Earnest,
Einstein,
Fay,
Frazier,
Gelder,
Harris,
Heaton,
Howell,
Hunsicker,
Kitts,
Krause,
Mansfield,
Norton,
Parkinson,
Pethick,
Roberts,
Salus,
Scott,
Snyder,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—19

Bell,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Freeman,
Harvey,
Homsher,
Lanius,
McClure,
Prince,
Quigley,
Rial,
Sordoni,
Sprout,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 424 (House Bill No. 495), entitled:

An act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for payment of costs thereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 425 (House Bill No. 558), entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorizing to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 434, entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and dispositions of the bodies of deceased persons, and providing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Lanius,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 563, as follows:

An Act to amend section five hundred seventeen of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire stock marine or stock fire and marine insurance company of this Commonwealth to invest sufficient of its reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section five hundred seventeen of the act approved the seventeenth day of May one thousand nine hunderd and twenty-one (Pamphlet Law six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto paragraph G as follows

Section 517 Investment of Capital The capital of any stock fire stock marine or stock fire and marine insurance company of this Commonwealth shall be invested only as follows

(a) In such real estate as it is authorized by this act to hold

(b) In bonds of the United States or District of Columbia or of any State or Territory of the United States or Canada and in farm loan bonds issued by Federal Land Banks

(c) In the legally authorized bonds or notes of any city county township municipality school or water district of this Commonwealth or of any other State or Territory of the United States or Canada

(d) In the bonds or notes of any solvent railroad or street railway corporations upon which no default in interest has been made

(e) In ground-rents and loans upon improved and unencumbered real estate No loan on such real estate shall exceed sixty-six and two-thirds per centum (66 2-3%) of the fair market value thereof at the time of making such loan

(f) Any such company which has one million dollars of capital and one million dollars of surplus may invest in the capital of any like company organized under the laws of the Commonwealth or the laws of any of the United States solely to transact the same class of business in countries outside of the United States Such investment shall be limited to an amount not exceeding thirty per centum of the par value of the capital stock of the investing company

(g) The Insurance Commissioner may permit any such company to invest sufficient of its reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 564, entitled:

An Act to amend sections one, two and three of the act approved the eighth day of May, Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing, for the purpose of obtaining property, money, credit, or the extension of credit; and providing penalties for the violation thereof" by extending the provisions of the act to include the procuring of contracts of surety therein.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 597 (House Bill No. 458), entitled:

An Act to amend section two of the act approved the twenty-eighth day of April, one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city, borough, township or part of a township to a contiguous city and providing for the indebtedness of the same," providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Snyder,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 600 (House Bill No. 996), entitled:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,

Buckman,
Chapman,
Clark,
Clippinger,
Gelder,
Harris,
Harvey,
Heaton,
Norton,
Parkinson,
Pethick,
Prince,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 606 (House Bill No. 1074), entitled:

An Act to amend section one of article six of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended, by making residents of adjacent territory annexed to such cities qualified to act as assessors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 630 (House Bill No. 336), entitled:

An Act to amend the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 463) entitled "An act to regulate the pay of witnesses in this Commonwealth" providing for the mileage of witnesses

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Coyne,
Daix,
Ealy,
Earnest,
Homsher,
Howell,
Hunsicker,
Kitts,
Quigley,
Rial,
Roberts,
Salus,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS RECOMMITTED

Mr. ARON. Mr. President, I move that Senate Bill No. 648, on third reading, entitled:

An Act to amend section one of the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors; by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers, and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by exempting from the provisions of said act children displaying talents in theatres, motion picture theatres, and concert halls.

be recommitted to the Committee on Judiciary General for a hearing.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

Mr. MANSFIELD. Mr. President, I move that Senate Bill No. 650, on third reading, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens, and college certificates of teachers; annulling the right to certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

be recommitted to the Committee on Education for a hearing at 9:00 o'clock next Tuesday morning, April 22, 1931.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 662 (House Bill No. 975), entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe as defined in the act to elect to be covered by the retirement system.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representative with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 681 (House Bill No. 463), entitled:

An Act to amend section one clause first section one clause second as amended section one clause tenth as amended and section one clause twelfth of the act approved the ninth day of July one thousand nine hundred one (P. L. 614) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 686 (House Bill No. 994), entitled:

An Act to amend paragraph twenty-five of section three and section six and to repeal section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing who shall verify a proof of publication eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined and validating certain legal proceedings.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 694 (House Bill No. 662), entitled:

An Act to repeal sections two thousand two hundred and three, two thousand two hundred and four, two thousand two hundred and five, two thousand two hundred and six, two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING POSTPONED FOR THE PRESENT

Mr. KITTS. Mr. President, I move that the Senate do now resume consideration of Senate Bill No. 285, entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BUCKMAN. Mr. President, as this bill has been on the calendar for a long time, I would ask the sponsor of the bill to explain it to the Senate.

Mr. KITTS. Mr. President, this bill merely provides that municipalities, towns, may pass ordinances compelling transient merchants,—what we call, in slang parlance, "fly-by-night" merchants—to be licensed before they can set up a business. It is designed to correct the evil that is in vogue at the present time,—where, for instance, there is a bankrupt failure and then some slickers come along and fill the store up with cheap goods, to the detriment of the buying public. This bill is intended to pass on to those units of government authority to legislate against that sort of thing in their own counties.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. HARRIS. Mr. President, because of the fact that it is not yet printed, I ask that Senate Bill No. 24, on second reading, entitled:

An Act concerning elections, including general, municipal, special and primary elections; and amending, revising, consolidating and changing the laws relating thereto.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 219 (House Bill No. 185), entitled:

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common please of Luzerne County en banc terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

The first section of the bill was read as follows:

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the board of directors of the poor district known as "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" shall consist of five directors from the territory included in said poor district three from Luzerne County and two from Lackawanna County Those from Lackawanna County to be designated by the court en banc of Lackawanna County and to be appointed by the court en banc of Luzerne County At least three of the directors so appointed shall at all times be residents of the County of Luzerne and one shall at all times be a resident of the County of Lackawanna The fifth member may be a resident of either county Upon the approval of this act the terms of the present directors of the poor of said district shall cease and terminate an dthe court of common pleas of Luzerne County en banc shall appoint two directors whose terms shall expire on the first day of May one thousand nine hundred and thirty-four and three directors whose terms shall expire on the first day of May one thousand nine hundred and thirty-five The directors so appointed shall meet after their appointment and organize as required by law Upon the expiration of the term of any director the said court en banc shall appoint a director to fill such position to serve for a term of four years Any vacancy in the board shall be filled by the said court en banc by the appointment of a director for the unexpired term

On the question,

Will the Senate agree to the section?

Mr. HOWELL. Mr. President, I move to amend section 1, page 2, lines 4 to 7, both inclusive, by striking out the entire said lines; also line 18, by inserting after the word "banc" the following: "of Luzerne County;" also line 21, by inserting after the word "term" the following: "Whenever any such appointment is of a director from Lackawanna County, he shall be designated by the court en banc of Lackawanna County"

Mr. HARVEY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second section of the bill was read as follows and agreed to:

Section 2 The annual salary of each of the members of said board of directors shall be one thousand dollars ($1,000) to be paid out of the funds of said poor district

The third section of the bill was read as follows:

Section 3 The board of auditors of the said poor district shall consist of three competent persons from the territory included in said poor district two from Luzerne County and one from Lackawanna County The one from Lackawanna County to be designated by the court en banc of Lackawanna County and to be appointed by the court en banc of Luzerne County the approval of this act the terms of the present auditors of said poor district shall cease and terminate and the court of common pleas of Luzerne County en banc shall appoint three auditors to serve until the first day of May one thousand nine hundred and thirty-five On said first day of May one thousand nine hundred and thirty-five and every four years thereafter the said court en banc shall appoint three auditors to fill such position to serve for a term of four years Any vancancy in the said board of auditors shall be filled by the said court en banc by the appointment of an auditor for the unexpired term

On the question,

Will the Senate agree to the section?

Mr. HOWELL. Mr. President, I move to amend section 3, page 3, line 15, by inserting after the word "term" the following: "Any auditor appointed from Lackawanna County shall, at all times, be designated by the court en banc of Lackawanna County"

Mr. HARVEY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fourth, fifth, sixth and seventh sections of the bill were read as follows and agreed to:

Section 4 The compensation of each of the members of said board of auditors shall be the sum of five ($5.00) dollars per day for each day necessarily employed to be paid out of the funds of said poor district

Section 5 The secretary and the treasurer of said board of directors shall each receive for their services such compensation as the said board shall fix but not to exceed the sum of twelve hundred ($1200.00) dollars per annum for the secretary and not to exceed the sum of one thousand ($1000.00) dollars per annum for the treasurer which compensation shall be in addition to the annual salary of each as members of the said board of directors

Section 6 The following acts and parts of acts of assembly are hereby repealed absolutely

Sections three and eleven of the act approved the eighth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws four hundred thirty-nine) entitled "An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne"

Sections two three and four of the act approved the twenty-seventh day of March one thousand eight hundred and sixty (Pamphlet Laws two hundred ninety-eight) entitled "A further supplement to an act entitled 'An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth one thousand eight hundred and fifty-seven"

The act approved the fifth day of May one thousand eight hundred and sixty-four (Pamphlet Laws eight hundred forty) entitled "A further supplement to an act entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth Anno Domini one thousand eight hundred and fifty-seven"

Sections one and three of the act approved the tenth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws nine hundred ninety-one)entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth Anno Domini one thousand eight hundred and fifty-seven"

The act approved the twenty-ninth day of March one thousand eight hundred and seventy (Pamphlet Laws six hundred sixty-one) entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth one thousand eight hundred and fifty-seven"

Sections two and three of the act approved the eighth day of June one thousand eight hundred and eighty-one (Pamphlet Laws seventy-seven) entitled "A further supplement to an act entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth one thousand eight hundred and fifty-seven and the several supplements thereto for the purpose of defining and providing for the territory included within the poor district existing under said law and its supplements also providing for the appointment of directors thereof and auditors therefor and as to the amount of outdoor relief to be annually paid thereby"

The act approved the eighth day fo June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred fifteen) entitled "An act to amend an act approved the eighth day of May one thousand eight hundred fifty-seven entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' "

The following parts of acts of assembly are hereby repealed in so far as they fix the compensation of directors of the poor of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township"

Section fourteen of the act approved the eighth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws four hundred thirty-nine) entitled "An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne"

Section 7 This act shall be effective upon its final passage and approval by the Governor

The title of the bill was read as follows:

An Act fixing the number, terms and compensation of directors and **auditors of the** poor districts of "The Directors of the Poor of Jenkins Township, Pittston Borough and Pittston Township;" providing for their appointment by the court of common pleas of Luzerne County en banc; terminating the terms of directors and auditors in office, fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

On the question,

Will the Senate agree to the title?

Mr. **HOWELL.** Mr. President, I move to amend title, page 1, line 6, by inserting after the word "banc" the following: "conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County"

Mr. **HARVEY.** Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 223, as follows:

An Act providing for the acquisition by the Commonwealth of property in Wharton Township Fayette County for the establishment of Fort Necessity Park and for the management thereof by the Department of Forests and Waters and making an appropriation

Whereas The Battle of Fort Necessity was the first military battle in which George Washington and the only battle in which he was commander prior to becoming Commander-in-chief of the Revolutionary forces and

Whereas The Battle of Fort Necessity really marked the beginning of the French and Indian War which decided that the territory west of the Allegheny Mountains should not be French and

Whereas George Washington was interested in the site of this battle to such an extent that he acquired the farm on which it took place and held it to the time of his death the same being mentioned in his will

Whereas There is no more fitting way for the Commonwealth of Pennsylvania to recognize the celebration of the bi-centennial of the birth of George Washington than by making Fort Necessity a public shrine and

Whereas A bill is now pending in Congress of the United States to appropriate twenty-five thousand dollars ($25,000) for a mounment on the site of Fort Necessity and also two hundred and fifty dollars ($250) a year for a caretaker thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters is authorized through the Department of Property and Supplies to acquire the farm in Wharton Township Fayette County containing approximately two hundred and thirty-four acres on which is located the site of Fort Necessity The title to said property shall be taken in the name of the Commonwealht of Pennsylvania and shall be approved by the Department of Justice The property so acquired shall be known as Fort Necessity Park

Section 2 Upon acquiring the property aforesaid the Pennsylvania Historical Commission shall have full control management and supervision thereof and shall have power to adopt and carry into effect plans for the restoration improvement and maintenance of the park and to make and enforce rules and regulations for the preservation of the property and the visitation thereof by the public The Pennsylvania Historical Commission is authorized to accept such gifts property and improvements to said park and the buildings thereon located as may be donated

Section 3 The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to pay for the cost of acquiring the lands hereinbefore described including the cost of investigating the title

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 550, as follows:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the judicial districts of the Commonwealth shall be numbered composed designated and shall each have the number of judges respectively as follows

The first district shall be composed of the city and county of Philadelphia and shall have fifteen judges learned in the law in the common pleas and six judges learned in the law in the orphans' court and such judges of the municipal court as now or may hereafter be provided by law

The second district of the county of Lancaster and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The third district of the county of Northampton and shall have three judges learned in the law

The fourth district of the county of Tioga and shall have one judge learned in the law

The fifth district of the county of Allegheny and shall have fourteen judges learned in the law in the common pleas and three judges learned in the law in the orphans' court and such judges of the county court as now or may hereafter be provided by law

The sixth district of the county of Erie and shall have two judges learned in the law in the common please and one judge learned in the law in the orphans' court

The seventh district of the county of Bucks and shall have two judges learned in the law

The eighth district of the county of Northumberland and shall have two judges learned in the law

The ninth district of the county of Cumberland and shall have one judge learned in the law

The tenth district of the county of Westmoreland and shall have three judges heard in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have five judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twelfth district of the county of Dauphin and shall have three judges learned in the law

The thirteenth district of the county of Greene and shall have one judge learned in the law

The fourteenth district of the county of Fayette and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The fifteenth district of the county of Chester and shall have two judges learned in the law

The sixteenth district of the county of Somerset and shall have one judge learned in the law

The seventeenth district of the counties of Union and Snyder and shall have one judge learned in the law

The eighteenth district of the county of Clarion and shall have one judge learned in the law

The nineteenth district of the county of York and shall have two judges learned in the law

The twentieth district of the county of Huntingdon shall have one judge learned in the law

The twenty-first district of the county of Schuylkill and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-second district of the county of Wayne and shall have one judge learned in the law

The twenty-third district of the county of Berks and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-fourth district of the county of Blair and shall have one judge learned in the law

The twenty-fifth district of the counties of Cameron Clinton and Elk and shall have one judge learned in the law

The twenty-sixth district of the county of Columbia and shall have one judge learned in the law The county of Montour shall be attached to this district

The twenty-seventh district of the county of Washington and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-eighth district of the county of Venango and shall have one judge learned in the law

The twenty-ninth district of the county of Lycoming and shall have one judge learned in the law

The thirtieth district of the county of Crawford and shall have one judge learned in the law

The thirty-first district of the county of Lehigh and shall have two judges learned in the law

The thirty-second district of the county of Delaware and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-third district of the county of Armstrong and shall have one judge learned in the law

The thirty-fourth district of the county of Susquehanna and shall have one judge learned in the law

The thirty-fifth district of the county of Mercer and shall have one judge learned in the law

The thirty-sixth district of the county of Beaver and shall have two judges learned in the law

The thirty-seventh district of the county of Wayne and shall have one judge learned in the law The county of Forest shall be attached to this district

The thirty-eighth district of the county of Montgomery and shall have thre judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-ninth district of the county of Franklin and shall have one judge learned in the law

The fortieth district of the county of Indiana and shall have one judge learned in the law

The forty-first district of the counties of Juniata and Perry and shall have one judge learned in the law

The forty-second district of the county of Bradford and shall have one judge learned in the law

The forty-third district of the counties of Monroe and Pike and shall have one judge learned in the law

The forty-fourth district of the counties of Wyoming and Sullivan and shall have one judge learned in the law

The forty-fifth district of the county of Lackawanna and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-sixth district of the county of Clearfield and shall have one judge learned in the law

The forty-seventh district of the county of Cambria and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-eighth district of the county of McKean and shall have one judge learned in the law

The forty-ninth district of the county of Centre and shall have one judge learned in the law

The fiftieth district of the county of Butler and shall have one judge learned in the law

The fifty-first district of the counties of Adams and Fulton and shall have one judge learned in the law

The fifty-second district of the county of Lebanon and shall have one judge learned in the law

The fifty-third district of the county of Lawrence and shall have two judges learned in the law

The fifty-fourth district of the county of Jefferson and shall have one judge learned in the law

The fifty-fifth district of the county of Potter and shall have one judge learned in the law

The fifty-sixth district of the county of Carbon and shall have one judge learned in the law

The fifty-seventh district of the county of Benford and shall have one judge learned in the law

The fifty-eighth district of the county of Mifflin and shall have one judge learned in the law

And in all cases where a county is or shall be attached to a contiguous district the qualified voters of said county shall be entitled to vote for the judge or judges

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves, unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 Returns of votes cast in all such counties at the municipal elections for all judges shall be made out by the prothonotary of the court of common pleas of such county under directions of said court or of the judge or persons authorized by law to receive and compute returns in such counties at its his or their meeting to receive and compute the returns of the preceding municipal election Such returns shall be properly attested by the seal of said court One of such returns shall be filed and entered in the office of the prothonotary of such court Another of such returns such prothonotary shall enclose in a sealed envelope and direct and immediately mail it to the Secretary of the Commonwealth It shall also be the duty of the prothonotary to deliver a copy of such return to each person elected judge at such municipal election

Section 4 In case of the election of a judge or judges in any judicial district composed of two or more counties or of a single county to which one or more counties is or are attached as provided by this act on the day of the sitting of the court or of the judge person or persons authorized by law to receive and compute returns in each of such counties the prothonotary of the court of common pleas shall open and in its his or their presence shall make out a return of all votes cast at the preceding municipal election within each county for every person voted for as judge such return shall be properly attested by the seal of said court The court or judge or person or persons receiving and computing returns shall thereupon appoint one of the judges of election in said county to take charge of such return and produce the same at a meeting of the judges so appointed in each of the counties comprising said district

Section 5 In all judicial districts composed of two or more counties the county commissioners of each county shall appoint one of the judges of elections of such county to take charge of the returns of all votes cast at any primary election in said county for any candidate or candidates for the nomination of judge of the courts of said district

Section 6 In all judicial districts composed of two or more counties the persons appointed as return judges to compute the vote cast at any municipal or primary election for any judges of the courts of such districts shall meet and cast up the several returns of the counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed Such meetings shall he beld at the courthouse of one of the counties taking said counties alternately in alphabetical order

Section 7 The return judges having met and cast up the votes of their respective districts shall execute under their hands and seals a general and true return of the whole district which in case such return is of a municipal election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding municipal or primary election for the office or offices for which the election was held or the nominations were made in the district

Section 8 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 9 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 10 In all districts in which by the provisions of this act two or more judges are provided one of said judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district

Section 11 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law

Section 12 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred and thirty-two At the municipal election to be held in the year one thousand nine hundred and thirty-one successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred and thirty-two Where any office of judge has been created at the Session of the General Assembly of one thousand nine hundred and thirty-one otherwise than by this act such office shall be in addition to those provided for by this act

Section 13 The following acts are hereby repealed

The act approved the twenty-sixth day of February one thousand nine hundred and nineteen (Pamphlet Laws three) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the Fifth Judicial District"

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-four) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-first Judicial District"

The act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-three) entitled "An act to provide for a second additional law judge of the several courts of the twelfth judicial district"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Tenth Judicial District"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-two) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-sixth Judicial District"

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts"

The act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred fifteen) entitled "An act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District"

The act approved the twenty-fourth day of February one thousand nine hundred and twenty-seven (Pamphlet Laws three) entitled "An act providing for an additional associate judge of the separate Orphans' court of the County of Philadelphia"

The act approved the ninth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws twenty) entitled "An act to provide for an additional law judge of the court of common pleas of the Fifty-third judicial district"

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-eight) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-third Judicial District"

The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred sixty) entitled "An act to provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District"

The act approved the twentieth day of February one thousand nine hundred and twenty-nine (Pamphlet Laws three) entitled "An act to provide for an additional law judge of the court of common pleas of the Seventh judicial district"

The act approved the sixth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws ten) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-eight judicial district"

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-seventh judicial district"

The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred sixty-nine) entitled "An act to provide for an additional law judge of the court of common pleas in the Forty-seventh judicial district"

Section 14 This act shall be in force immediately upon its passage and approved by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 599 (House Bill No. 993), entitled:

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force; providing for their payment, maintenance and discipline and for their powers and duties; and providing for the appointment of a reserve force.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 601 (House Bill No. 997), as follows:

An Act amending paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrants providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" is hereby amended to read as follows

Fourth If any person shall make oath before any magistrate or justice of the peace of any city borough or township of this Commonwealth that he has reason to believe and does believe that any of the bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers the property of any person firm or corporation who have complied with the provisions of the first section of this act are being unlawfully used filled or trafficked in retained or destroyed or possessed by any person firm or corporation engaged in manufacturing or selling soda-water mineral or aerated waters porter ale root beer cider ginger ale milk cream ketchup small beer lager beer wiess beer white beer or other beverages or any medicines medical preparations perfumery oils compounds or mixtures or that any junk-dealer in second-hand articles or any other person firm or corporation has any such bottles boxes siphons siphon-heads tins kegs soda-fountains cylinders of carbonic acid gas or other containers in his her their or its possession or secreted in any place such magistrate or justice of the peace shall issue a search warrant which may be served at any time during the day or night to discover and obtain the same and to bring before such magistrate or justice of the peace the person or persons in whose possession such bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders or carbonic acid gas or other containers may be found and if any such are found unlawfully in the possession of any such person or persons the said person or persons shall for the first offense forfeit and pay the sum of fifty cents for each bottle box siphon siphon-head tin can keg soda-fountain cylinder of carbonic acid gas or other container so unlawfully filled or sold or used or disposed of or bought or trafficked in together with the costs of suit to be recovered as debts are by law recovered in an action to be instituted in the name of the Commonwealth before any magistrate or justice of the peace in the county wherein the offense shall have been committed No appeal shall be allowed from any judgment rendered in such case except upon special allowance of the court of common pleas subject to all the rules and regulations applicable to appeals in actions for summary convictions One-half of such penalties or fines so recovered shall be paid to the person informing and the other one-half for the use of the Commonwealth Any person who shall violate any of the provisions of this act for a second or any subsequent time shall upon summary conviction before any magistrate or justice of the peace be sentenced to pay a fine of not more than one hundred ($100) or upon non payment thereof to undergo imprisonment in the county jail for not more than ten (10) days

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 653, as follows:

An Act to amend sections two and three of and add section six and one-tenth to the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred fourteen) entitled "An act providing for a system of recording the identification of persons convicted of crime and of fugitives from justice and habitual criminals conferring powers and imposing duties upon the Pennsylvania State Police district attorneys police officers wardens or keepers of jails prisons workhouses or other penal institutions and sheriffs providing for the payment of certain expenses by the counties and imposing penalties" by providing that photographs shall only be taken of persons convicted of crime or suspected of being habitual criminals or fugitives from justice

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred fourteen) entitled "An act providing for a system of recording the identification of persons convicted of crime and fugitives from justice and habitual criminals conferring powers and imposing duties upon the Pennsylvania State Police district attorneys police officers wardens or keepers of jails prisons workhouses or other penal institutions and sheriffs providing for the payment of certain expenses by the counties and imposing penalties" is hereby amended to read as follows

Section 2 It shall be the duty of the persons in charge of any State penal institution or of any jail prison or workhouse within this Commonwealth to furnish to the Pennsylvania State Police upon request the finger prints [photographs] and description of any person detained in such institution jail prison or workhouse and/or the photogarph of any person detained therein under sentence of any court after conviction of any crime

Section 2 That section three of said act is hereby amended to read as follows

Section 3 The Pennsylvania State Police the persons in charge of State penal institutions the wardens or keepers of jails prisons and workhouses within this Commonwealth and all police officers within the several political subdivisions of this Commonwealth shall have the authority to take or cause to be taken the finger prints [or photographs] of any person in custody charged with the commission of crime or who they have reason to believe is a fugitive from justice or a habitual criminal and to take or cause to be taken the photograph of any person confined therein under sentence of any court after conviction of any crime or who they have reason to believe is a fugitive from justice or a habitual criminal and it shall be the duty of the chiefs of bureaus of all cities within this Commonwealth to furnish daily to the Pennsylvania State Police copies of finger prints [and if possible photographs] of all persons arrested within their jurisdiction charged with the commission of felony or who they have reason to believe are fugitives from justice or habitual criminals and in addition thereto if possible the photographs of those who they have reason to believe are fugitives from justice or habitual criminals such finger prints to be taken on forms furnished or approved by the Pennsylvania State Police It shall be the duty of the Pennsylvania State Police immediately upon the receipt of such records to compare them with those already in their files and if they find that any person arrested has a previous criminal record or is a fugitive from justice forthwith to inform the arresting officer or the officer having the prisoner in charge of such fact

Section 3 That the said act is further amended by adding thereto a new section following section six to be known as section six and one-tenth (6.1) and to read as follows

Section 6.1 Any person mentioned in this act who shall require any person detained or confined in any penal institution jail prison or workhouse who has not been sentenced thereto after conviction of any crime to submit to having his photograph taken unless such person therein detained or confined is charged with a felony or is suspected of being a fugitive from justice or a habitual criminal shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo imprisonment not exceeding thirty days or both at the discretion of the court

And said bill having beeen read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The rule reqquiring bills to be considered in Committee of the Whole being in this case disposed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 712 (House Bill No. 977), entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case disposed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 732, as follows:

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplins and directing the salary boards of such counties to fix the salaries and compensation of such chaplins

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the boards of prison inspectors in counties of the second class of this Commonwealth be and are hereby authorized to appoint sufficient jail chaplains deemed necessary to care for the spiritual welfare of the prisoners under their charge

Section 2 The salary boards of said counties be and are hereby directed to fix and establish the salaries or compensation of such chaplains Payment thereof shall be made from the county treasurer in the usual manner

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

REPORTS FROM COMMITTEES

Mr. WILIIAMSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON, from the Committee on Forestry, reported as committed Senate Bill No. 523 (House Bill No. 432), entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom, and for such purposes to have power to enter upon lands in and adjacent to such streams; and providing for the payment of damages to owners of lands in such cases.

Mr. APPLE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. APPLE, from the Committee on Forestry, reported as committed, Senate Bill No. 528 (House Bill No. 1014), entitled:

An Act to amend sections three and nine of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1530), entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers; conferring and continuing certain powers and duties on the Department of Forest and Waters in relation to the establishment and maintenance of such reservoir; providing for the acquisition of necessary lands thereto, and the disposition of surplus land and materials" by authorizing the development of the fishing, hunting and other recreational resources thereof and incident thereto; and conferring additional powers on the Water and Power Resources Board.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 5 (Senate Bill No. 791), entitled:

An Act to amend sections one and five of the act approved the ninth day of May, one thousand nine hundred and twenty-nine, (P. L. 1684) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by extending time for making returns and holding sales and eliminating penalties.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 79 (Senate Bill No. 792), entitled:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by makinng the raccoon a game instead of a fur bearing animal

Which was committed to the Committee on Game and Fisheries.

House Bill No. 145 (Senate Bill No. 793), entitled:

An Act to amend subsection ninth of section one of the act approved the ninth day of July, one thousand nine hundred and one, (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs;" providing a method of service of a writ of replevin when the defendant cannot be served in the county and no one is in possession of the goods and chattels.

Which was committed to the Committee on Judiciary General.

House Bill No. 214 (Senate Bill No. 794), entitled:

An Act requiring building and loan associations to include statement of amount of funds invested in liens on real estate in all reports and in advertisements; and providing penalties.

Which was committed to the Committee on Banks and Building and Loan Associations.

House Bill No. 331 (Senate Bill No. 795), entitled:

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering; providing for the appointment by the Governor of an examining board, defining the powers and duties of such board, regulating barber shops, barber schools and barber colleges and apprentices and students therein, and providing penalties.

Which was referred to the Committee on Public Health and Sanitation.

House Bill No. 807 (Senate Bill No. 796), entitled:

An Act making it unlawful to unnecessarily crop or cut off the ear or ears of dogs or to show or exhibit such dogs, and providing for the registration of dogs so cut or cropped before this act became effective with the county treasurer.

Which was committed to the Committee on Agriculture.

House Bill No. 858 (Senate Bill No. 797), entitled:

An Act authorizing the Department of Forests and Waters. through the Water and Power Resources Board, to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

Which was committed to the Committee on Forestry.

House Bill No. 951 (Senate Bill No. 798), entitled:

An Act to amend sections one and four of the act appproved the first day of May, one thousand nine hundred twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making and appropriation," by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 987 (Senate Bill No. 799), entitled:

An Act making an appropriation to the Department of Military Affairs for the payment of expenses at the Yorktown Sesqui-Centennial Celebration

Which was referred to the Committee on Appropriations.

House Bill No. 1031 (Senate Bill No. 800), entitled:

An Act to amend clause (b) section four hundred and fifteen, Article four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the laws providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation, and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as added, further defining and regulating group insurance, and exempting policies of group life insurance and the proceeds thereof from execution.

Which was committed to the Committee on Insurance.

House Bill No. 1039 (Senate Bill No. 801), entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

Which was committed to the Committee on Finance.

House Bill No. 1091 (Senate Bill No. 802), entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 1109 (Senate Bill No. 803), entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of renovating, repairing, or replacing the roof on the Main Capitol Building.

Which was referred to the Committee on Appropriations.

House Bill No. 1111 (Senate Bill No. 804), entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of carrying on additional work on the Soldiers and Sailors Memorial Bridge.

Which was committed to the Committee on Appropriations.

House Bill No. 1116 (Senate Bill No. 805), entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River.

Which was committed to the Committee on Forestry.

House Bill No. 1151 (Senate Bill No. 806), entitled:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 474), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof judgments and executions threefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabities of trustees durant absentia the recording and registration of decrees reports and other proceedings and fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

Which was committed to the Committee on Judiciary General.

House Bill No. 1167 (Senate Bill No. 807), entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys. borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

Which was referred to the Committee on Education,

House Bill No. 1235 (Senate Bill No. 808), entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

Which was committed to the Committee on Education.

House Bill No. 1263 (Senate Bill No. 809), entitled:

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and seventeen (P. L. 802), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where a bondsman causes the apprehension of a defendant and surrenders him to the jurisdiction of the court.

Which was committed to the Committee on Judiciary General.

RECESS

Mr. **EARNEST**. Mr. President, I move that the Senate do now take a recess until 8 o'clock tonight.

Mr. **SCOTT**. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The **PRESIDENT**. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 13.

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 13, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 13, entitled "An act to amend sections thirty-two one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by providing that a county shall not lose its classification by means of a decrease in population and that in a county in which the office of controller has been established the same shall not be abolished by reason of a decrease in population," be recalled from the Governor for the purpose of amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 534.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 14, 1931.

Resolved (if the Senate concur), That House Bill No. 534, entitled:

An Act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws ten hundred fifty-four) entitled "An act providing that county bridges over streams on State highway routes in boroughs towns and townships may under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways" by including additional county bridges within the terms of said act.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL FOR CONCURRENCE

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 1351 (Senate Bill No. 810), entitled:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act

Which was committed to the Committee on Public Roads and Highways.

REPORTS FROM COMMITTEES

Mr. **MANSFIELD**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **MANSFIELD**, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 324, entitled:

An Act defining and regulating the practice of chiropody; establishing a State Board of Chiropody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

Also from the Committee on Public Health and Sanitation reported as amended, Senate Bill No. 611.

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

Mr. **PRINCE**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. PRINCE, from the Committee on Military Affairs, reported as amended, Senate Bill No. 678 (House Bill No. 192), entitled:

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers, sailors, marines, Pennsylvania National Guard, and veteran organizations, and providing for the distribution of the same.

Mr. HEATON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HEATON, from the Committee on Military Affairs, reported as committed, Senate Bill No. 512 (House Bill No. 194), entitled:

An Act for the observance of General Pulaski's Memorial Day

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Game and Fisheries, reported as amended, Senate Bill No. 776, entitled:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," by declaring an open season for deer without visible antlers over a certain weight; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of a bow and arrow.

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Committee on Executive Nominations, reported with a favorable recommendation nominations made by his Excellency, the Governor, as follows:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Thomas B. Bordner, of Wernersville, as Justice of the Peace in the Borough of Wernersville, Berks County, vice Samuel T. Bordner, deceased.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

In conformity with law I have the honor to hereby nominate for the advice and consent of the Senate, John A. Black of Pittsburgh as Justice of the Peace in Brentwood Borough, Allegheny County vice T. R. Gracie, resigned.

GIFFORD PINCHOT.

MEMBER LAKE ERIE AND OHIO CANAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of L. H. Gavin, of Oil City, as a member of the Lake Erie and Ohio River Canal Board until the third Tuesday of January, 1935, and until his successor shall have been appointed and qualified.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. HOMSHER,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. HOMSHER,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Heaton,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. EINSTEIN. Mr. President, I move that the Executive Session do now rise.

Mr. FREEMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. WEINGARRTNER. Mr. President, I ask unanimous consent to read bills in place at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 811, entitled:

An Act making it the duty of counties of the first class, cities, incorporated towns and poor districts, herein defined as municipalities, to require persons, co-partnerships, associations and corporations entering into contracts with such municipalities for the construction, erection, installation, completion, alteration, repair of or addition to any public work or improvement to give in addition to any other bond which may now or hereafter be required by law, an additional bond conditioned for the payment of material, labor and services furnished, supplied or performed in the prosecution of or in aid of or auxiliary prosecution of such work or improvement and providing for suits and recovery on such bonds.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 812, entitled:

An Act to amend section seven hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising, amending, consolidating and changing the law relating thereto," providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen, and providing for suits and recovery on such bonds.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 813, entitled:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material, labor and services furnished, supplied or performed in connection with any public work or improvement.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 814, entitled:

An Act placing upon the Commonwealth the responsibility for the construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

Which was committed to the Committee on Appropriations.

RESOLUTION EXTENDING BEST WISHES OF THE LEGISLATURE FOR THE SUCCESS OF CLARENCE D. HOLLAND AS A MEMBER OF THE CREW OF THE NAUTILUS.

Mr. EARNEST. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EARNEST offered the following resolution, which was twice read, considered and agreed to.

In the Senate, April 14, 1931.

Whereas, There is numbered among that dauntless crew which will man the Nautilus during its perilous trans-arctic submarine expedition, a Pennsylvanian and former resident of Dauphin County, Clarence D. Holland, and

Whereas, This intrepid pioneer of undersea exploration is undertaking, together with those other valient ones comprising the personnel of the Nautilus, an experiment which will demonstrate the efficiency of undersea navigation and be of great scientific value, and

Whereas, It is fitting that the Commonwealth, with this contribution of its citizenship to the expêdition, should be recognized when its object is accomplished, therefore be it

Resolved (if the House of Representatives concur), That the Legislature of Pennsylvania extend its best wishes and its hopes for success of the undertaking to the said Clarence D. Holland, and be it further

Resolved, That His Excellency, the Governor of the Commonwealth be authorized to present a flag of the Commonwealth to the said Clarence D. Holland in the name of the Commonwealth as evidence of the interest of the Commonwealth in the success of the expedition, and to wish him Godspeed on his adventure into the unknown, and be it further

Resolved, That a copy of this resolution be forwarded to the said Clarence D. Holland.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEES

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Committee on Appropriations, reported as committed, Senate Bill No. 664, entitled:

An Act recognizing, and for the support of the American Legislators' Association and its executive and administrative agency, and Interstate Legislative Reference Bureau; and making an appropriation.

Mr. WILLIAMSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON, from the Committee on Military Affairs, reported as committed, Senate Bill No. 629 (House Bill No. 1165), entitled:

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

BILLS INTRODUCED

Mr. HARRIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 815, entitled:

An Act providing for the mental examination of persons held for trial by courts of oyer and terminer on charges of murder by physicians appointed by such courts, and for reports of such examinations, which shall be filed with the district attorney and be accessible to the court, district attorney and the attorney for the accused.

Which was committed to the Committee on Judiciary General.

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 816, entitled:

An Act making an appropriation to the St. Luke's and Children's Homeopathic Hospitals of Philadelphia, Pennsylvania, for the maintenance of said hospitals.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. ARON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committee on Municipal Affairs, rereported as amended, Senate Bill No. 203, entitled:

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Military Affairs, reported as amended, Senate Bill No. 520 (House Bill No. 1026), entitled:

A Supplement to an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarships to sons of officers of the Pennsylvania National Guard

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Military Affairs, reported as committed, Senate Bill No. 626, (House Bill No. 1103), entitled:

An Act to amend an act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" and known as the "General County Law," by inserting therein Section 428, providing for erection of headstones, to be placed at the graves of deceased service men.

MAJORITY REPORT OF SUB-COMMITTEE OF MANAGERS OF JUDICIARY GENERAL COMMITTEE

Mr. EARNEST: This being the date fixed for the final report of the Judiciary General Committee on the investigation, I will ask the Senate to hear the report. There are three reports from the Sub-Committee, and with the permission of the President and the Senate, I will ask Senator McClure to read the report of the majority of the Committee, and Senator Buckman to read the report of a part of the minority members of the Committee, and Senator Woodward to read the report that he desires to make:

To the Honorable President and Members of the Senate of the State of Pennsylvania:

Your Committee, appointed and acting in pursuance of a resolution, dated February 3rd, 1931, reported preliminary on the tenth day of March, 1931. It now desires to report finally and make its recommendations. It is deeply sensible of the honor conferred upon it, and has been ever mindful of the purpose as set forth in the resolution creating it and of the obligations which its appointment imposed. All of its hearings have been open to the public and the public has been invited to appear and furnish information. It has also subpoenaed many witnesses, who have testified before it, and, in addition to these witnesses, His Excellency, the Governor, appeared with the proviso that he be not interrogated.

It would serve no useful purpose to delineate and recount in detail the more than two thousand pages of testimony which has been adduced, since it has had the widest dissemination through the public press. The greater part of it has consisted of determined and disagreeable contentions between the ratepayer and the utility, public officials and patrons, and partisans of one school of thought regarding corporate valuations and the other. Those portions of the testimony which have in any wise been constructive will be averted to by the recommendations hereinafter set forth, and the entire record is appended hereto.

No definite and workable solution of the broad problem confronting you and us, your representatives for investigation and report, has been suggested or presented; there, however, has been much criticism. Although the greater portion of it was not constructive, it has been sufficient to move and warrant us in making several specific recommendations regarding the subject, within the purview of the resolution.

It is our duty, and therefore has been, and remains, our purpose to evolve a plan through legislation, whereby the ratepayer is required to pay none but a fair and just rate, and also permitted to make full and complete complaint against any inequality or injustice regarding the rate he pays. It is also our thought that the investor must be assured of the real value and proper return upon his investments, and the utility have the opportunity, upon a just rate, to earn a just return for distribution to its investors and for the betterment and enlargement of its service and business; all of which activities shall be subject to public investigation, regulation, supervision and eventual review by the courts. These views we announced in our preliminary report; we still believe them to be sound, and we see no reason to depart from them; for, in our judgment, as we then said, such a program is bound to establish public confidence in the conduct of the utility business, its rates and investments, and to stabilize all business conditions, which is required and desired in this day of depression and unemployment. The reason all should strive to achieve this result at this time seems to us so self-evident that it is axiomatic.

Over six millions of people are without employment in the United States, and the State of Pennsylvania has its per centum quota of them. This may comprise a fertile field and a propitious time to play politics, through their distress, but we conceive it to be the duty at least of the Legislative Branch of the Government to eliminate all politics from the situation and to confine its efforts to evolving remedies to improve existing conditions and to alleviate the sufferings of the unemployed.

Let us address ourselves, then, to a sane solution of this problem and endeavor to stabilize business by correcting wrongs and abuses in the public service field where we find them, being careful all the while not to injure unduly or destroy that business, to the great detriment of our people; for, in this instance, to eliminate wrongs and abuses by destroying that to which they adhere is no worthwhile remedy. We do not propose that a foundation for the well-being of thousands of our citizens, in so far as we may be able to influence the situation, shall be uprooted and wrecked by propaganda, which in no wise assists in the regulation of the abuses, but tends only to continue and intensify business instability and thus prevent people who are without work from obtaining employment.

The people of Pennsylvania should not be misled into the belief that all public utilities are venal bodies, which prey upon them; such a charge of implication is too broad and sweeping either to carry conviction or bear scrutiny. They should be advised that there exist properly conducted utilities and that those which are not properly conducted will be regulated by agencies of the State into propriety. While believing that evils in corporate management should be rooted out, yet we cannot follow the suggestion of His Excellency, the Governor, or others, who believe that improperly conducted utilities are in danger of destruction by a revolution of the kind once carried on in France, with its murder, guillotine and gruesomeness. The danger of such views, publicly expressed, is that reckless adherents interpret them as a banner for outbursts of the kind recently made before us, when a witness, in a position to lead others, testified that certain rates would be resisted, even though the militia was sent to enforce their collection. In a democracy like ours, no bid for power should be permitted to weaken, let alone destroy, any structure of Government. The people instead should be advised that wrongs and abuses will be remedied by a meritorious regulation, under the law, through duly constituted authorities. Therefore, we conceive it to be the obligation of the Legislative Branch of the Government to effect by law the proper regulation of public service corporations by providing methods and means to that end. We are convinced that this problem, as a whole, can only be solved with certainty and success through the agency of temperate, disinterested minds, trained in business and economy, after sufficient time for careful and complete study, and we shall later point out the way an agency may be obtained and used, which will consist in a large part of men so equipped.

One of the most basic issues now most seriously and properly mooted, is that of corporate or utility valuation, and to determine it hastily, and without the most careful study and research, would do dire damage to ratepayers, investors and utilities alike. Therefore, it must be so studied before a comprehensive decision is reached. However, there are methods and means which should be applied immediately, which in our judgment require a change in the present laws. The first and foremost is that the Public Service Commission should be removed, as far as it is humanly possible to do so, from the sphere and atmosphere of politics. We believe that the Commission and all of its members should be placed in a position where they shall not be either the servitors of, or in any wise subservient to, any Branch of the Government, and thus we do not believe that they should be placed in a position where any separate branch of the Government shall have sole power to remove them. Even though the Legislative Branch of the Government has the acknowledged right to retain such power over Public Service Commissioners, since under the law they are our agents, yet for their protection and freedom of judgment we have always felt it wise to accord some of our functions to another Branch of the Government, namely, the Executive. It now appears to us that the Executive is attempting, if not desiring, to make the Commission subservient to it alone. This would tend to destroy its freedom of action and judgment; we feel that we must relieve the Commission from the possibility of all domination, if it is to remain free and unfettered, in order that it shall be impartial and do equity to all elements interested in and affected by its decisions.

It should never be forgotten that in providing the method by which the Public Service Commission is to be appointed and removed, and the laws through which it is to regulate public service corporations, we are establishing the means whereby the largest industrial and business enterprises in the Commonwealth are to be carried on and conducted—enterprises whose activities affect all the people in their everyday life, which employ billions of capital, hundreds of thousands of individuals, and have scores of thousands of investors. All these facts must be remembered in passing on the demand of a Governor that the Chief Executive shall have the power to remove the Commission at pleasure. The law should be so fashioned that the power to remove cannot be interpreted to mean, or applied as, the power to coerce at pleasure the Commission, the utilities, the ratepayers or the investors, in order that any of these elements shall be employed to advance the political ambitions of those whose pleasure might dictate or demand that course.

So that the Public Service Commission shall be an independent and unfettered agency, we recommend that the Superior Court of the State of Pennsylvania, that part of the Judicial Branch of the Government to which on appeal the Commission reports as a fact finding body, rather than the Governor, the Executive Branch of the Government, shall be designated to name, or nominate and remove the members of the Public Service Commission, by and with the advice and consent of the Senate of Pennsylvania and recommend that legislation be enacted immediately to that effect. We believe that such delegation of so much of our power to that court will tend to remove the Commission from politics, and give it that freedom of action which shall assure to all its non-partisan and impartial judgment.

While our investigation has disclosed omissions and errors of judgment by members of the present Commission, no venality or corruption on their part has been found, and the recommendation last made by us is predicated on our belief that any Commission to be successful and free from that character of criticism which gives rise to suspicions detrimentally affecting its capacity for service, must be removed as far from politics as possible.

Furthermore, we believe, and therefore recommend that the powers of the Public Service Commission should be increased and augmented, as we have advised heretofore, in order that it shall have full and complete authority to investigate and determine all things beneficial to the ratepayer, the investor and the utility; that the appropriation to the Public Service Commission should be increased to that amount which will assure the application of regulation wherever needed, through a sufficient, properly organized staff, to include necessary additional employes in its various bureaus, as well as additional examiners. The latter should be given power to make findings of fact which, when adopted by the Commission, shall be the findings of fact of that body, just as the findings of a referee become the findings of a court, and thus assist in expediting final decisions. Through such a system the Commission, at all periods will have the assistance of competent agents to complete expeditiously its duties in connection with the vast interests to be affected, and in order that the ratepayers' complaints shall be promptly heard and determined. Without such assistance, however, no Commission, with a will to do, can perform its duty. As we have heretofore advised, no rate should go into effect until it has been in some manner and to some degree passed upon by the Commission, or until the Commission has been given opportunity so to do, and in order, that the question of the rate may be expeditiously determined, machinery ample to afford opportunity for prompt hearing and immediate determination must be furnished.

In our prior report, we recommended that securities shall be issued by Public Utilities only after approval by the Commission; we adhere to that recommendation.

We see no reason to depart from another preliminary recommendation, that a People's Counsel, under the jurisdiction of the Attorney General, should be created for the benefit of the ratepayer. To our mind, the Public Service Commission should not, under any circumstances, be the partisan of either the ratepayer, the investor, or the utility. It should remain an impartial umpire for all. Therefore, since the utility and the investor are able to employ counsel, and the ratepayer in many instances may not be, we feel that the State of Pennsylvania should supply that ratepayer with competent counsel to represent him and assert his complaint.

Finally, we believe that a Commission should be appointed to study and report to the next regular session of the Legislature findings and conclusions on the subject of utility regulation as a whole, and that this Commission should consist of the Chairman of the Judiciary General Committee of the Senate; with one other member of the Senate of Pennsylvania appointed by the President Pro Tempore; the Chairman of the Judiciary General Committee of the House; with one other member of the House of Representatives appointed by the Speaker; and three additional members to be appointed by the Superior Court of the Commonwealth of Pennsylvania. As we have heretofore said, a question of major importance in the determination of this entire mater is corporate valuation. We believe that the question of corporate valuation, after all, is properly one for the decision of the courts; therefore, we feel that when the study here involved is entered upon, the Courts should have a prominent place in the selection of those who are to make it.

Much testimony and time has been given and taken before us relative to the alleged abuses engaged in by certain utilities. It is the hope of all that those abuses belong to the past alone; but, as they affect the ratepayer, it is our duty to provide for regulation which will prevent them in the future. This we are endeavoring to do. So far as past abuses have affected and do affect those interested in or associated with particular utilities, they can be corrected only through the courts. Therefore, it is of no avail for us to discuss them further. The evidence is in our public records and may be had by those who desire or require it for proceedings in the courts.

The Senate of Pennsylvania has been criticized by the Executive Branch of our Government rather severely, and we feel, unjustly, before we had opportunity to act or report. Suffice it to say in this regard, that such criticism has in no way deterred us from what we feel to be our duty. Indeed, we have gone far outside those things germane to the resolution appointing us, in an endeavor, as we believe you desired, to obtain every fact or factor which might tend to establish anything beneficial to our investigation, no matter how remote. We have permitted the Governor to have his own counsel before us, to make all the inquiry and investigation which he desired, and to do it in his own way. Our meetings, however, among the members of the Committee, have been conducted with a degree of harmony and faithful endeavor which has resulted in what we feel, and we know you desire, shall be of benefit to the people of the entire State. We possibly could, and should, resent the injustice of the early criticism already mentioned, but if we have carried out your purpose under the resolution, for the benefit of the people of Pennsylvania, our resentment is dispelled.

We cannot conclude our report without reference to the merited commendation which our learned and faithful counsel, Charles J. Hepburn, Esq., evokes from us all. His fairness, good judgment and abilities have been of untold help and benefit to your Committee through the entire investigation.

Respectfully submitted,

WILLIAM H. EARNEST,
FRANK E. BALDWIN,
CHAUNCEY W. PARKINSON,
WILLIAM L. RIAL,
JOHN J. McCLURE.

MINORITY REPORT OF THE SUB-COMMITTEE OF MANAGERS OF THE JUDICIARY GENERAL COMMITTEE

Mr. BUCKMAN. Before proceeding to read the report of certain members of the Sub-Committee of Managers of the Judiciary General Committee I desire to challenge the statement made by the Senator from Dauphin, Mr. Earnest, that the report just read by the Senator from Delaware, Mr. McClure, represents the majority vote either as a Sub-Committee of Managers of the committee on Judiciary General, or the majority vote of the members present at the meeting of the Judiciary General Committee this afternoon when that report was submitted to that committee.

Mr. President, with your permission I shall proceed to read the report of certain members of that Sub-Committee;

TO THE JUDICIARY GENERAL COMMITTEE OF THE SENATE OF PENNSYLVANIA:

The undersigned being Members of the Sub-Committee of the Senate Judiciary General Committee appointed under Senate Resolution No. 1 to investigate the charges made against the Public Service Commission of the Commonwealth of Pennsylvania and the law relating to public service companies, respectfully report as follows:

The Sub-Committee has held hearings and examined a large number of witnesses and a great amount of evidence concerning the subject matter of the investigation has been taken. There has been insufficient opportunity to get to the bottom of the great and complicated questions involved during the time at the disposal of the Committee. However, the undersigned have reached the following conclusions and feel confident that they are correct:

1. That the Public Service Commission has failed to a material extent in administering the Public Service Company Law for the protection of the public interest and that the Commission has utterly lost the confidence of the public.

2. Due to lack of active and energetic use of the opportunities at the disposal of the Commission in the existing law, public utilities have been allowed in various and wide-spread instances to fail in the giving of that service legally and morally required of public utilities in their dealing with the public, and also have often been allowed to charge unfair rates for service rendered with a wide-spread discrimination as between classes of service especially reflected in high charges to small consumers.

3. The undersigned feel that this condition can only be removed by amending the law so that the Governor shall have power to remove members of the Public Service Commission whenever he is convinced that any the Commissioners are failing to perform their duties either because of inactivity or wrongful conduct.

4. That amendments to the following effect be adopted by the General Assembly at this session in order to strengthen the present law and compel better administrative work by the Public Service Commission:

(a) That additional assistant counsel, engineers and accountants be provided for in order that there may be opportunity to assist the public and save it expense in presenting its complaints to the Commission.

(b) That gas, electric and water meters shall be inspected promptly and at minimum cost by State agents instead of by the public utilities themselves.

(c) That as far as possible under the Federal and our State Constitutions a fixed basis upon which to compute a fair return to the public utilities shall be established along the lines of what is known as prudent investment, namely, the actual cost for project works and facilities less depreciation instead of the present vaue of such project works which fluctuates day by day.

(d) Relief to municipalities so that if they are not well served by public utilities they may acquire and administer their own water, light or gas plants for the purpose of giving good service at low rates to their citizens.

(e) That the public utilities are entitled to fair and even generous treatment; they shall be allowed to earn a fair profit and only a fair profit; and that their excess earnings shall be either returned to the public by being paid into the General Fund of the State Treasury or by being set aside as a fund to form the basis for better service and lower rates.

(f) That the Commission shall have sixty days after notification in which to consider security issues and if the Commission believe such issues to be unnecessary or unsound to disapprove them.

(g) That holding companies and companies and interests so affiliated with public utilities that they either control their business or materially affect the charges for such extensions, than that which reflects the actual prudent cost thereof to the utility companies.

(i) That complicated rate structures, minimum, standby, ready to serve, penalties and other fixed charges, and "spreads" of rate charges between classes shall be eliminated, as far as possible, and shall reflect only the approximate difference of cost involved with the intent of protecting the small consumer from the present tendency to make him pay more in proportion for service than is paid by the large consumer.

(j) Restricting the life of charters, grants and franchises to a definite period, in order that posterity may not, when conditions are entirely changed, be saddled with grants of this kind in perpetuity which give to favored individuals an opportunity to collect tribute from the public indefinitely.

(k) That rates shall not be established in the first place, or increased thereafter, without the approval of the Commission, in order that the public may be saved from the present always excessive, and many times prohibitive, cost of carrying on long fights against exhorbitant rates before the Public Service Commission. This is imperative for the protection of the public interest and would work automatically.

5. Last and comprehensive of all, the law should directly order the Commission that it must at all times represent and protect the public interest and save the general complaining public from poor service, discrimination and unfair charges of rates, and must at the same time, in protection of the public in service involved, see to it that a fair return may be earned by public utilities, so long as they conduct themselves frankly and fairly in their business with the public.

6. The Public Service Commission has complained that its failure, if any, to protect the public interest has been due to lack of personnel, funds and power. The undersigned grant that in the first two particulars the Commission may be right to some extent, but hereby report that the present law gives to the Commission, through its own Counsel and the Attorney General's Department, ample authority and power to enforce the law and proceed by injunction, mandamus, quo warranto and other means known to the law, to compel public utilties to perform their duties thoroughly and properly. The Commission has failed to take advantage of the powers and the opportunities directly in its hands. We also recommend that sufficient money be appropriated to cover expenses of counsel to Committees, Stenographers, etc.

Respectfully submitted,

CLARENCE J. BUCKMAN,
GEORGE T. WEINGARTNER.

REPORT OF HONORABLE GEORGE WOODWARD, MEMBER OF SUB-COMMITTEE OF MANAGERS OF JUDICIARY GENERAL COMMITTEE

Mr. WOODWARD. Mr. President and members of the Senate, I would like to make two statements. In the first place, this draft from which I am about to read has been written by the able and too modest Senator from Somerset, Mr. Ealy, and is only my adopted child, though very safe and sane; and, in the second place, the constructive legislation referred to has not been catalogued, but will have to be anticipated until next week.

TO THE JUDICIARY GENERAL COMMITTEE OF THE SENATE OF PENNSYLVANIA:

Your sub-committee appointed under a resolution of the Senate to inquire into the subject of public utilities and the conduct of the Public Service Commission of the State of Pennsylvania in relation thereto, beg leave to report that we have performed our duty to the best of our ability. We have had numerous meetings, called before us many witnesses, and taken testimony, which fills 2000 typewritten pages. While we have labored under many handicaps, we believe we may say in all modesty that the information gained in the course of our investigation may be made the basis of much valuable legislation, and will help chart the future policy of the State on the subject.

We wish to report that we have found no evidence of corruption or venality among the members of the Board of Public Service Commissioners, so far as any direct testimony discloses. We believe, however, that the attitude of mind has grown among the members that the body should function as an impartial court rather than as a commission, active and alert to see that the rights of the public are properly safeguarded as well as of the investor and the utility itself. This result has been brought about in part by lack of proper assistance and aids to perform the duties of the commission and by an indifferent attitude on the part of the public. We have recommended in our preliminary report certain changes in the law which, we feel, will largely remedy the defects in the present law and will make of the Public Service Commission a properly functioning body.

The changes are: (are blank until next week).

We now again recommend the same.

We also recommend that a commission be appointed to investigate further the whole subject of public utility law and make report thereon to the next Session of the Legislature. We recognize the limited time and facilities at our disposal have made it impossible to make a full and complete investigation and report such as the nature of the subject warrants. We do not favor the principle of abolishing the Public Service Commission as a body or by ending the terms of all its members, unless there be disclosed by the investigation now in progress in the House some evidence of venality by such members, which your Sub-committee has not found. We feel that the abolishment of the present Board as a body will set a bad precedent and will have a very bad effect upon the stability of investments and of bond issues held by our citizens.

As we have recommended the appointment of a commission to make report at the next Session of the Legislature, anything we might attempt at this time will be of a temporary nature. The removal of the entire Board of Public Service Commissioners at one time would result in the appointment of an entirely new Board of inexperienced men, which might have very unfavorable results, especially at this time of business depression. On the other hand, we feel that the present uncertainty in relation to the Board now in office should be ended with reasonable promptness; that the Committee on Executive Nominations should be requested to make a report on the nominations before it, and that all efforts be made to expedite appropriate legislation to make the Public Service Commission function more effectively in the interests of all concerned.

If the present Board of Commissioners should be relieved of office and others appointed in their places, we believe the appointing power can only properly be placed in the hands of the Governor, subject to the advice and consent of the Senate.

We desire to express our appreciation of the services rendered by Senator William H. Earnest and his committee of managers.

GEORGE WOODWARD.

QUESTIONS OF PERSONAL PRIVILEGE

Mr. EALY. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Somerset, Mr. Ealy, will state his question of personal privilege.

Mr. EALY. Mr. President, the Senator from Philadelphia, Mr. Woodward, has credited me with the authorship of the report which he has just read. I think it only proper to state that the report was suggested by me merely as a skeleton outline. The haste with which the reports were submitted and reported out today has made it impossible to complete that report; and I suggested that a brief report be made up from the material in the two other reports which have been read here this evening.

Mr. EARNEST. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Dauphin, Mr. Earnest, will state his question of personal privilege.

Mr. EARNEST. Mr. President, putting aside for the time being the challenge of the Senator from Bucks, Mr. Buckman, as Chairman of the Sub-committee of Managers I would like to make some remarks relative to the report made by Mr McClure.

In the third book of Blackstone, Chapter 4, page 32, reference is made to what the author called the lowest and at the same time the most expeditious court of justice known to the law of England. It was called the court of "pie poudre," so called from the dusty feet of the suitors, or according to Sir Edward Coke, because justice is there done as speedily as dust can fall from the foot. It was a court of record incident to every fair and market of which the steward was the judge. Its jurisdiction extended to the administration of justice for commercial injuries done in that fair or market. "The injury," said the author, "must be done, complained of, heard and determined in the compass of one and the same day, unless the fair continues longer." It would be a most excellent thing if wisdom could sit enthroned to determine justice with such expedition and dispatch; then it could be said that wisdom had reached her zenith and that many of the ills of humanity would be solved.

Under the common law common carriers, innkeepers, and others engaged in public employment were subject to regulation by the courts. Persons engaged in such service were held to certain duties, for example, they were compelled to exercise a certain degree of care and to render service to all who might apply. In addition to such common law jurisdiction, the Legislature "in the exercise of its police power, may impose other restrictions in the interest of the health, safety, morals and general welfare of the public." With the growth of public utility companies the Legislature, from time to time, enacted statutes for supervision over such corporation exercising quasi public functions. Some of these statutes included the regulation of rates and charges of common carriers and the Courts held such enactments to be constitutional, although such Legislative power seemed to be exercised in derogation of the principle that the management of property belongs to its owner. There is now no question but that the Legislature may impose special duties and restrictions upon public service companies, and legislative regulation of such companies has been given to such bodies as the Interstate Commerce Commission and the Pennsylvania State Public Service Commission.

When the Interstate Commerce Commission was established there were those who thought that such an innovation should not be made. The vast majority, feeling that regulation by such a body was needed and knowing that legislative regulation was not sufficient nor flexible enough, were concerned with but one subject and that whether or not the courts should have a narrow review or a broad review of such regulation. The kind of review was finally left to the Courts.

By the year 1913 the Legislature of Pennsylvania deemed it wise to enact a Public Service Company Law. At that time it was hailed as a far-reaching and excellent means of regulation. Article V., Section 1, gave to the Public Service Commission "general administrative power and authority * * * to supervise and regulate all public service companies doing business within this Commonwealth," and provided that "said power and authority shall include the power to inquire into and regulate the service, rates, fares, tolls or charges of any and all public service companies."

The Pennsylvania Public Service Commission, under this statute, has a great many functions, one of them being the granting of certificates of public convenience where the question is usually to determine between two agencies equally able and willing to serve the people.

The most important function of the Commission, and the most far-reaching, is that of the regulation of the service and rates of all public service companies doing business within the Commonwealth. It is the power of fixing rates and the exercise of the power that puts regulation on trial at the present time. Rates must be reasonable on the one hand, and not confiscatory of property on the other. In order to establish rates it becomes necessary to place a value upon the property of the utility company. There are often wide differences of opinion on this question of value, hence the regulatory body often suffers unpopularity in its decisions on this subject. Unfortunately the proposition is a technical one, and practice before the Commission has become a more or less technical matter. The untechnical complainant, and even the regular practitioner of law, is at a disadvantage in rate cases before the Commission. The practice should be simplified and made conformable to public interests, its adjustments simpler and easier, with reparations as a matter of course without trouble and expense.

Perhaps it is difficult to define with finality the exact functions and duties of a Public Service Commission. It is a fact-finding body that sits in judgment upon its own findings. In certain proceedings in court the Court does the same thing, but in the ordinary trial of cases the jury is the fact-finding body. If a Public Service Commission is to be entirely a peoples' agency, some other independent agency not engaged in the litigation would have to be created to determine the issue; or the alternative would be to make the Public Service Commission the arbitrator and set up a peoples' agency as a separate entity. This applies, of course, to rate cases. This would cost an enormous amount of money and ought not be necessary.

There are numerous cases in the State and Federal courts on the basis or bases to be used for finding the value on which a return is to be permitted. It will take some time for all parties concerned, Congress, Legislatures, Commissions and the Courts, to arrive at an accurate and conclusive rate base.

The Public Service Company Act, Article V., Section 20 (a) provides the elements of value which may be considered by the Commission in the determination of "fair value." In the Commission Reports and Orders this is usually referred to as "Fair Value For Rate Making Purposes."

Among the elements specifically mentioned are:

(a) The original cost of construction, particularly with reference to the amount expended in the existing and useful permanent improvement.

(b) Market value of stocks and bonds.

(c) Probable earning capacity of the property under particular rates prescribed by statute or ordinance, etc.

(d) Expenditures for obsolete equipment and construction, as the circumstances and the historical development of the enterprise may warrant.

(e) The reproduction cost of the property, based upon the fair average prices of materials, property and labor.

(f) The developmental and going concern value.

(g) Any other elements of value.

A short legislative inquiry cannot settle the matter of corporate or utility valuation, although growing out of the inquiry certain remedial legislation has been proposed.

The investigation by the Senate has probably fallen short of accomplishing all that might have been desired. It has helped, however, in my opinion, to clear the atmosphere considerably, and I believe much good will eventuate from the airing.

On February 16th the Governor wrote:

"I do not propose to be concerned or connected with any attempt to sidetrack a thoroughing public utility investigation. The Earnest Investigating Committee is under grave suspicion of being set up not to investigate but to whitewash the public utilities."

And in the same letter said:

"Many thanks also for your invitation to Judge Woodruff. Until your Committee has demonstrated that it is engaged in a thoroughgoing attempt to uncover the truth, it will not be desirable for him to accept your invitation."

I submit an observation that when he wrote this letter he made an unwarranted charge against the Sub-Committee of Managers, as well as the whole Judiciary General Committee composed of over half the membership of the Senate, and in fact against the whole Senate which unanimously passed the Resolution for the Investigation.

With this lack of co-operation, and open hostility as expressed from time to time, without money for the employment of auditors, accountants, engineers, counsel or the ordinary expenses of the proceeding undertaken, the Committee began its work. It secured the voluntary services of Charles J. Hepburn, Esq., and his assistant, Thomas B. Hart, Esq., and the Governor employed, at public expense, William A. Gray, Esq. The Governor presumably at public expense, has given to the House Investigating Committee a former member of the Commission as counsel, as well as one or more other attorneys and has supplied auditors and accountants.

The testimony submitted with report will show that many matters were probed into. The doors were thrown wide open for the investigation of charges made against the Public Service Commission and of the members and administrative personnel thereof, and political activities of the public utility companies as far as the Public Service Commission is concerned. There was also considerable testimony taken concerning the Public Service Company Law now upon the statute books of the Commonwealth and suggestions for its amendment in many particulars.

No one can get off scott free. The present Governor held the same office for four years at a preceding period. On the charges he made he could have proceeded then or now under Article IV., Section 15, of the Public Service Company Law, wherein it is provided:

> "The Governor, by and with the consent of the Senate, may remove any commissioner, or any of the counsel to the commission, for inefficiency, neglect of duty, or misconduct in office, giving him a copy of the charges against him, and affording him an opportunity to be publicly heard, in person or by counsel, in his own defense, upon not less than ten days' notice. If such commissioner shall be removed, the Governor shall file in the office of the Secretary of the Commonwealth a complete statement of all charges made against such commissioner, and his finding thereon, together with a complete record of the proceedings."

If utility companies have disobeyed the law, relief can be had through the office of the Attorney General. The Executive under the Administrative Code may exercise a certain amount of vigilant oversight and control of the personnel and counsel of the Commission.

If the Commission was not wide enough awake, no one not even the Legislature itself attempted to pinch them out of lethargy.

The investigation has forced public attention to such an extent that utility companies have been overhauling their schedules and some have reduced their rates; and the Commission itself, undermanned as it is, seems now to be personally awake to public demands.

Much of the testimony was devoted to matters relating to the P. R. T. and Mitten Management. It developed that the matter of the underliers, the taxicab situation and their financial affairs have often occupied a front page in the news and that some proceedings came before the Public Service Commission and the Courts. It was testified that Mr. Maltie and a group of certified public accountants employed by the city of Philadelphia had made a long and perhaps unsatisfactory audit of financial transactions. It is certainly futile to expect a Legislative Committee, with no funds at its disposal, and in a limited time, to sift to the bottom a many million-dollar concern and learn all about its business and financial affairs.

These matters are at present in the hands of the Courts. During and after the Receivership the Public Service Commission might well undertake the employment of a group of experts to make a re-examination of its physical property, its financial structure and whole property value so as to arrive at the facts for a comprehensive and proper settlement of its relation to Philadelphia and the general public, and to come to a satisfactory regulation of rates.

The Scranton and Spring Brook Water Cases are likewise in the hands of the Courts. Charges were made that rates were excessive and that the Commission favored the utility company. If the Courts do not find and confirm a satisfactory conclusion, the Commission can easily set up the same kind of a body as that suggested in the P. R. T. situation and with its bureaus make an investigation independent of the former complainants and the present owners of the utilities, in order to settle the very important question involved. This seems to have been the largest case of its kind before the Commission. It involves many millions of dollars in money and is the concern of the people in a large and important section of the Commonwealth.

I would like to see the Public Service Commission require from every water, light and power company doing business in Pennsylvania a valuation or a re-valuation of its property, beginning with the companies whose reports tend to indicate excessive profit returns.

I would like to see the whole utility situation which is now so complicated and confused brought into reasonable certainty with less of interlacing and overlapping than seemed to be the case at present. These are matters for study and settlement outside of the domain of politics and denunciation.

The Attorney General's office and the Public Service Commission together might well make a study of the financing of water and power companies by Holding Companies, and if any remedial legislation is necessary, report to the next session of the General Assembly.

It would, in my opinion, be a good thing if a summary of Annual Reports were published just as bank statements are now published; an interested public would no doubt be vigilant to protect its rights.

Regulation of public utilities must be strengthend but meanwhile there is no reason for revolutionary alarm. The orderly processes of law must be maintained.

The removal of the present Commissioners and the appointment of their successors by the Superior Court of Pennsylvania will renew public confidence in utility regulation, and will help to bring about in an honest, fair, reasonable and statesmanlike way better administration of justice and a happier understanding between and among the citizens of this great Commonwealth.

Mr. McCLURE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Delaware, Mr. McClure, will state his question of personal privilege.

Mr. McCLURE. Mr. President, I want to make reply to the remarks the Senator from Bucks, Mr. Buckman, made after I read the report of the majority of the members of the committee on Judiciary General, adopted this afternoon. As a matter of fact, this report was not read in the committee on Judiciary General at the meeting this afternoon but there was a report read yesterday afternoon which could not be agreed on. It was distinctly understood when we left the meeting that any of those members of the committee would subscribe to a different report, and would make any changes they saw fit to make in that report before them, after they left the meeting.

Senator Buckman had that privilege, and I am quite sure Senator Woodward will bear me out, and I believe Senator Ealy was to help in it, if necessary.

The only member of the committee on Judiciary General, this afternoon, who asked to see this report, which I had in my pocket, was Senator Snyder. I have the report here. I am willing to submit it to Senator Snyder and ask him if it is not the same report which he read this afternoon in the meeting room of the committee.

I desire to interrogate the Senator from Bucks, Mr. Buckman.

The PRESIDENT. Will the Senator from Bucks, Mr. Buckman, permit himself to be interrogated?

Mr. BUCKMAN. Mr. President, I will.

Mr. McCLURE. Mr. President, can the Senator from Bucks, Mr. Buckman name one member of the committee who voted in favor of the report who will say it is not the report they voted in favor of at that time.

Mr. BUCKMAN. Mr. President, I will say, in answer to the Senator from Delaware, Mr. McClure, that that was not my statement. My statement was that the Committee on Judiciary General did not, this afternoon, vote by majority in favor of any report.

There were twenty-four members present, eleven of whom voted for the report read this evening by Senator McClure. Seven members voted for my report; two members voted for Senator Woodward's report; and the others did not vote. It was the fact that the majority of the members present at the meeting this afternoon who did vote, voted in favor of the report read by Senator McClure; but it is not a fact that a majority of the members present voted for it.

Mr. McCLURE. Mr. President, I misunderstood the Senator from Bucks, Mr. Buckman. It is perfectly understood, now, that eleven members voted for this report that I read.

Mr. BUCKMAN. Mr. President, eleven out of the twenty-four voted for the report read by Senator McClure, seven for the report read by me, and possibly two for Senator Woodward's report. The others did not vote. And my statement was not that Senator McClure had read this evening a report other than was voted on this afternoon. My statement was not that there had been a substitution of any report, and the record will show—I was very careful in my language—that I said the report had not been voted for by a majority of the committee, and I made that statement and challenge its successful contradiction.

Mr. EALY. Mr. President, I was at the meeting of the Committee on Judiciary General this afternoon, and I will say that the only vote taken there was with regard to the report read by Senator McClure this evening—that no vote was taken on the other reports.

Mr. BUCKMAN. Mr. President, I think that is right.

Mr. WEINGARTNER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Lawrence, Mr. Weingartner, will state his question of personal privilege.

Mr. WEINGARTNER. Mr. President, if I may be permitted to say just a word, I think the members on the Committee of Judiciary General who were present this afternoon will agree to this: the question before the committee was the question of the adoption by the committee of the report read this evening by the Senator from Delaware, Mr. McClure. There were twenty-four members of the committee present, and eleven voted for the report; seven voted against it, and six did not vote,—which substantiates the statement by the Senator from Bucks, Mr. Buckman, that only eleven out of twenty-four members voted for this report. I think that is correct.

Mr. BUCKMAN. Mr. President, I rise to a further question of personal privilege.

The PRESIDENT. The Senator from Bucks, Mr. Buckman, will state his further question of personal privilege.

Mr. BUCKMAN. Mr. President, I regret that I do not have a written speech, prepared by myself or anyone else, in support of the report which I have submitted. However, I do not desire to let this opportunity go by without making a few remarks in this connection.

The Senator from Dauphin has taken occasion to make remarks complaining that this committee has not been able to function properly by reason of the fact that it did not have any funds appropriated for its use. I call the attention of the Senate to the fact that this resolution was substituted,—gotten up in a hurry, referred to committee, passed out of committee and passed by this Senate in the face of a resolution which had been presented to this Senate after having passed the House of Representatives and been referred to that same Committee on Judiciary General, which resolution provided amply for the appropriation of money for the use of this committee. And when that resolution, known as the Moore Resolution, came over from the House, I, as a member of that Committee on Judiciary General, requested that committee and its chairman to grant a hearing on that Moore Resolution, so called; and, for the first time in my twenty years' experience in this body, the Committee on Judiciary General refused to grant a hearing. It refused to grant a hearing on that Moore Resolution. That was the first time, as I say, in twenty years that I have known of any committee in this Senate to refuse a public hearing on any matter before it.

So it does not lie in the mouth of the Senator from Dauphin, Mr. Earnest, or anyone else, to complain that this Committee did not have any funds at its command.

Mr. President, let us not fool ourselves. This Committee has done a wonderful work, we all admit, and the public knows. But has it done all that it could? Has it done all that it should have done? I claim it has not, Mr. President. I do not challenge the honesty of the chairman of this committee,—self appointed as he was; I do not challenge the honesty of any member of this committee or of the sub-committee, for I believe that they are honest men; but I do say that this committee which has reported tonight was conceived in politics, carried out in politics, and stopped in politics,—and the people of the Commonwealth of Pennsylvania know that to be the truth.

Mr. President, in all these meetings there was an invisible government controlling the actions and the functions of that committee. We were obliged to wait until orders were received. I was in a wonderful position to observe these things for I was in the minority, and I had a wonderful time seeing the other fellows squirm.

Mr. President, during all this time we have been conducting these hearings we could have been going deeper into things than we did.

Mr. President, I am not here to apologize for things we did not do, but I ask you to look at the record in this case. Look at this report. Look at the record that was based on the public records of this meeting today, or yesterdy, possibly, and find where we have goten to the brink of what we were looking for and all of a sudden we were ordered to fold up our tents and go home; and accordingly we have done so. So we are here tonight to make this report to you, Mr. President. I do not know what the Senator from Dauphin, Mr. Earnest, has in mind. I do not know what was in back of this thing. But I do know that this resolution under which we were acting provided, among other things, that we should investigate the political activity of the public utility companies, as far as the Public Service Commission is concerned; and it has been called to our attention that these public utility companies have been very active in politics, that they have spent large sums of money, perhaps. Did we try to find the facts at the root of anything of that sort? Not a bit. I, Mr. President, as a minority member of that committee, suggested, from time to time places where that information might be obtained, and I was overruled by the majority of the committee.

So I do not claim any particular credit, Mr. President, for having done a good job in this case. While I do say, and I am frank to admit, the committee has done wonderful good, yet if we had gone at it in an unselfish and nonpolitical way we could have accomplished much more than we have accomplished with the invisible government controlling our action.

Mr. EARNEST. Mr. President, I am not surprised that the Senator from Bucks has to take a drink of water while he is making speeches, and I am altogether unlike him in that I can write my own speeches, I do not need anybody to write my speeches, as he does.

I want to look at the record a minute. The Senator called for the record. When John Fox Weiss, counsel for the Public Service Commission, was on the stand, I was examining him and I asked him this question: "In your judgment have the Public Service Commissioners served the public or the public utilities companies?"

"Mr. Buckman: That is not a fair question.

"The Chairman: I am going through with this examination, Senator."

Senator Buckman is a lawyer. He voted for this resolution. He was put on the Sub-Committee of Managers and he never discovered that he was a minority member until the time we talked about quitting and then at a public meeting he suggested that he was a minority member. I wish to call the attention of the Senate to the fact that the Senator from Bucks was never present on a Thursday during the hearings that were held. He always went home Wednesday night. I want to call the attention of the Senate to the fact that had he been interested, as I was interested, he might have made some worthwhile suggestions in the very inception of this investigation, and he might have helped mightily with his legal knowledge and ability. I want to say that he did not and I want to say further that if he thinks this investigation has not gone far enough, we had on one occasion a matter before us that was taken up in the House and it was spread over the newspapers as being the most sensational testimony that was given, and that was the Menke situation. I read that the Assistant Secretary, Mr. Tevell, testified—I do not know whether he did or not—that he appeared before the Sub-Committee. Mr. Tevell may have been in an outside room, but I know very well that when this matter of Menke was brought up it was suggested—and Senator Buckman will remember who brought the subject up—as to whether Mr. Menke had not agreed to release his rights, and then it was suggested that we would find out from the Public Service Commission, get the record and see whether Mr. Menke had agreed, and it was reported back, if I mistake not it was reported back by the Senator from Bucks, Mr. Buckman, that Mr. Menke had agreed to release his rights, and the Senator from Bucks, as the attorney for the Philadelphia and Reading Railroad, was the counsel in that case against Mr. Menke. Now, if the Senator from Bucks means to attack anything that this Sub-Committee of Managers has done, then I tell him as Polonius told his son Laertes, "Beware of entrance to a quarrel." Of course we might have gone on with this investigation and continued it for a month or a year or five years, but I submit that the Senator from Bucks never thought of going into this investigation any farther until within the last week or two, when he knew that we were going to stop and that the time for the report was at hand.

Now let us be fair with each other. I am making an attack on him because I think he deserves it, because he chose to talk about the politics of this thing. The Senators will remember that the first resolution I presented was a resolution for an investigation by the Senate and House, the Judiciary General Committees. The resolution, of course, said that the Chairman of the Judiciary General Committee was to be the Chairman, but this first resolution was for an investigation by the Senate and House. I did not know at that time anything about the political complexion of the Chairman of the Judiciary General Committee of the House nor of the member that he might have appointed thereon. We could have had an investigation here with the House and Senate, the Legislature in charge of the Public Service Commission, but the politics started from that moment, not by the people who finally came to the managers on the sub-committee of managers. In self defense we had to proceed to make this investigation ourselves.

I am glad that the Senator from Bucks agrees that we have done a good piece of work. I think we have. I think we have done a great deal of good. I think that good will be reflected in the passage of wise legislation. I think it will be reflected in the better administration of public utility affairs, and it may be that it will finally be reflected in some conclusive manner on the most important thing in this whole affair, and that is the rate business, and that is such a technical matter that you do not want me to attempt to discuss it with you tonight.

Mr. President, I think I am through. I do not want to offend the Senator from Bucks, but I do not want him to make any charge of any sort against me. There has been a great deal of pressure, a great deal of criticism, and I do not intend to let any charge rest upon me that I can resent with proof, and, if necessary, will debate this some more.

Mr. BUCKMAN. Mr. President, I never reply to a personal attack. I do not consider that there is any reply necessary to the attack made upon me by the Senator from Dauphin. I, however, do wish to correct just one statement that he made. I know he made it innocently, and that was with reference to the Menke case, which was considered in the executive sessions of this Sub-Committee. He is in error when he says that I was counsel in some case in which the P. R. T. certificate which was brought out before the House was involved. I was counsel for the Philadelphia and Reading Railway Company, and the certificate which Mr. Menke sought there was for Bucks and Montgomery Counties, but not in Philadelphia County. I knew of this certificate and I told this Committee very frankly, and they adopted my suggestion, that there was nothing in the Menke charges; and I submit that the people of Pennsylvania now agree that the case has been heard by the House Committee, that there was nothing in the charges brought out by Mr. Menke and that he was probably a man like many others over the State, who were looking for an opportunity to get a little notoriety and publicity, which he has succeeded in doing, and that is all there is to it.

Mr. President, that is all I have to say.

Mr. McCLURE. Mr. President, I believe the Senator from Dauphin, Mr. Earnest, has answered most of the remarks of Senator Buckman. However, there are a few facts which I would like to bring before the Senate to refresh their recollection and renew their thoughts of what happened in those days in February when this investigation started. I believe it was the consensus of opinion of the members of the Senate that we should have a joint committee with the House. In fact it was the thought of those with whom I talked, and just about the time that that was crystalizing into a real resolution and real action our Executive came out in a Harrisburg newspaper in an interview in which he stated that he would not sign any resolution except the Moore Resolution. In other words, unless he was to be a part of this investigation, unless he was to appoint men, members of this investigating committee, he would not sign the resolution. Bear in mind all the time that the Governor was the one who made the charges. No man should make charges and then want to pick his own jury.

I think that sufficiently covers the resolution. Now I will be very much interested to have Senator Buckman rise here tonight on this floor and explain to us what he means by the control of the invisible government, or the influence of the invisible government, or any other way he wishes to put it, in connection with this Committee on which I have served. I would like him to give names, facts and instances when this terrible invisible government reached over this investigating committee. We were very much in harmony on this committee until one day Senator Buckman walked in and announced himself a villain. I was very much surprised. I never knew that he was a villain, and I do not think so today, but he stated it in there. I want him to rise and say something about this invisible government.

In addition to that I would like him to state when and where and how any member of this committee squirmed. Who made that remark? We have no leads in this investigation. I became a member of this investigating committee and I thought it would be very hasty, I thought the Governor would come over here and supply this committee with facts, give us something to work on in the beginning. We asked him for those facts, and when he sent his own counsel before us, we asked him to go before the Governor and secure what information he could and he came back and told us that the Governor had nothing for us. All the witnesses that came before this Committee, particularly in the beginning of the investigation, we had to bring ourselves, and then others were developed. And so we went on and then the tenth day of March came, we made our preliminary report and after we made our preliminary report, a week or two later, the Governor's counsel became very much interested. He came before us with a number of scraps of paper, on which he had noted who wrote to him, or who called to see him in Philadelphia, and all of those suggestions which he offered led us into blind alleys. We were tired of that, we were ready and prepared to carry out the thoughts of the resolution, but these facts were getting us no place. We asked him if he knew anything further and the remark he made was that he knew perfectly well he was on a fishing expedition, and we did not think the winter time was any time to fish in Harrisburg.

I would like the Senator from Bucks, Mr. Buckman, to reply what he means by invisible government and what members of the committee squirmed.

Mr. WOODWARD: Mr. President, as Senator Buckman does not arise, I will. I want to say that I am in a minority of one of the Board of Managers and I acknowledge that I squirmed from time to time. I found very bad air in the Caucus Room until we got the ventilators. I want to say that the only invisible government that I have ever discovered in my political life is that of my good wife.

Mr. McCLURE. Mr. President, I desire to interrogate the Senator from Bucks, Mr. Buckman.

The PRESIDENT. Will the Senator from Bucks, Mr. Buckman, permit himself to be interrogated?

Mr. BUCKMAN. Mr. President, I will.

Mr. McCLURE. Mr. President, I would like to ask the Senator from Bucks, Mr. Buckman, what he means by control of this committee by an invisible government.

Mr. BUCKMAN. Mr. President, I mean just what those words simply in the English language.

Mr. McCLURE. Mr. President, I would ask the Senato from Bucks, Mr. Buckman, whether he has any facts.

Mr. BUCKMAN. Mr. President, any facts?

Mr. McCLURE. Mr. President, yes, the Senator from Bucks Mr. Buckman, should have facts.

Mr. BUCKMAN. Mr. President, I would ask the Senator from Delaware, Mr. McClure, whether he was present at the executive session of our committee,—as long as he seeks to bring this out,—when we were delayed by phone calls to members from sources outside the committee, and it was suggested—in a jocular vein, too—that if General Martin were to run the committee, and be consulted in everything that was done, he should be in the next room, and not have to make so many phone calls.

Mr. McCLURE. Mr. President, I remember those remarks I would ask the Senator from Bucks, Mr. Buckman, whether Senator Earnest telephoned General Martin on that occosion?

Mr. BUCKMAN. Mr. President, I would reply to the Senator from Delaware, Mr. McClure, by asking if he knows he did not

Mr. McCLURE. Mr. President, I do not know anything about it. I am asking the Senator from Bucks, Mr. Buckman

Mr. BUCKMAN. Mr. President, I do not know any more than I have stated.

Mr. McCLURE. Mr. President, I would also ask the Senator from Bucks, Mr. Buckman, when any member of the committee squirmed.

Mr. BUCKMAN. Mr. President, I have squirmed many times

Mr. McCLURE. Mr. President, I have, too; but I mean any other member of the committee.

Mr. BUCKMAN. Mr. President, I did not mean that literally in the way it has evidently been taken; I did not mean that in the light in which the Senator from Delaware, Mr. McClure has taken the word "squirm". I have seen many members of the committee appear to wish that things were over.

Mr. FRAZIER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia, Mr Frazier, will state his question of personal privilege.

Mr. FRAZIER. Mr. President, I feel that this whole exhibition is one of which none of us should feel very proud. In the first place, we start out by discussion of what took place in the committee meeting—who voted this way and who voted that way, when, as a matter of fact, it was distinctly understood that we were to discuss nothing that took place in the committee meeting as to how each individual person voted on each individual report.

The report known as the majority report was to be held over until today, with permission for one of the so-called minority members to have confidential control of that report, in his own possession, so that he might have an opportunity to prepare a minority report. I, myself, at the meeting objected to that; I thought if the minority were to make a report, they could make a report from the facts that were brought out in the investigation, without having to analyze the other report. I was overruled. The suggestion was that the minority report be prepared by ten o'clock this morning. The answer was that it would take a good deal longer time than that to get it up. It was then fixed for a meeting of the committee at four o'clock this afternoon.

I am wondering, when the Senator from Bucks, Mr. Buckman, made the remark that he had no time to have his speech written or prepared,—I was wondering whether he had in mind that he might have had the assistance, in the preparation of his speech, of the one who prepared his report for him. I am wondering whether Senator Buckman had time to prepare as lengthy a report as he had before him and read tonight without having left the Senate Chamber for more than a very few minutes today.

Early this afternoon I read in the Evening Bulletin, which must have come from Philadelphia not later than the two-fifteen train, a statement made by the Governor as to the advantage which was coming to him by the action to be taken by the Committee on Judiciary General at its meeting this afternoon, several times in the paper, saying "as it is alleged".

I am wondering whether or not the Governor, or someone speaking for the Governor, had possession of that report which was given to Senator Buckman in confidence in order that he might be quoted in the newspapers this afternoon before the committee met tonight.

Mr. EARNEST. Mr. President, I want now to defend Senator Buckman. He did not have that report.

Mr. HARRIS. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Allegheny, Mr. Harris, will state his question of personal privilege.

Mr. HARRIS: Mr. President, I think this discussion tonight is entirely personal with the members. I think the thing that the public is most interested in is the report. I have heard a great deal about the executive meetings which were held by this committee. All the information that I needed I read in the newspapers, of the secret meetings. All these harmonious meetings were held in such subdued voices that they were heard out in the corridors, so all this discussion tonight has been known to the public for many days, because I read it all in the newspapers, it was not necessary for any member of the committee to divulge any of the secrets, they were all public matters, every secret of this committee was a public matter. I think the important thing tonight is to discuss this report. There have been many personalities here tonight and there is nothing that I can see that has been accomplished for the good of the State.

Now it would take rather a long time to discuss this report, but I want to call your attention to page 9, where it says: "Finally, we believe that a commission should be appointed to study and report to the next regular session of the legislature." Now, in the event that this committee would bring out in their report a comprehensive program and suggest a change in the law that would bring relief to the people of Pennsylvania, would "the next regular session of the legislature" mean that there could not be a special session? I have no doubt that this report could be completed in perhaps a period of not more than six months, and in that event the people would not have any relief for almost two years, and I believe that the next regular session is a very subtle way of preventing a special session, if necessary.

Then I desire to call attention of the members of the Senate to these words of Senator Earnest: "Honest, fair, reasonable and statesmanlike manner in which this was prepared." The honest, fair and reasonable statesmanlike manner. It states here: "This commission should consist of the Chairmon of the Judiciary General Committee of the Senate; with one other member of the Senate of Pennsylvania appointed by the President Pro Tempore; the Chairman of the Judiciary General Committee of the House; with one other member of the House of Representatives appointed by the Speaker; and three additional members to be appointed by the Superior Court of the Commonwealth of Pennsylvania." There is no place in this report where mention is made of the Governor of the Commonwealth of Pennsylvania, who is more responsible for this investigation than any other man in the State. There is no provision for the Governor of the State of Pennsylvania to be represented on this Commission and I submit to the members of the Senate if that is a fair, honest, reasonable and statesmanslike program.

Mr. WEINGARTNER. Mr. President, I am not going to enter into this discussion. In answer to the Senator from Philadelphia, Mr. Frazier, I want to say, so that the entire membership may understand, that the report read by Senator McClure tonight was not in the hands of Senator Buckman, or myself, here today or at any other time.

Mr. McCLURE. Mr. President, I believe I can assure all the members of the correctness of Senator Weingartner's statement.

In reply to Senator Harris: The rate making body of our government is the legislature and not the Governor. Why the Governor was ever designated as the one to nominate the members of the Public Service Commission I know not. The responsibility is with the General Assembly. That is a constitutional fact, I believe. I am told so at least by a number of lawyers. Therefore if this Public Service Commission is to be revamped, I cannot see why the Governor of the State should be given any consideration, as he is in no way responsible for the result. It rests with the Legislature. The courts have to find the facts and therefore they might be considered as an interested body.

Mr. RIAL. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Westmoreland, Mr. Rial, will state his question of personal privilege.

Mr. RIAL. Mr. President, I did not intend to say anything, but I rise to a matter of personal privilege at this time, and I want to say that as far as I am personally concerned, as one of the so-called majority members of this committee, I knew nothing of what brought about my appointment as a member of this investigating committee. I did not seek that position, and because I am a novice in this body, I felt it my duty to perform whatever task was cast upon me, and when I went into this investigation I went into it with certain preconceived ideas as to the Public Service Commission.

More than 40 years ago in this Commonwealth the Supreme Court decided in a case which involved an examination into that charter of one of the corporations exercising public functions in which certain rate making powers were given to it by its charter. The Supreme Court of this Commonwealth at that time that the matter of rate making was essentially a legislative matter. That position was adopted by the Supreme Court of this Commonwealth and has been followed in all cases from that time down to the present, and that is the attitude which has been taken by the Supreme Court of the United States. So that the question of Public Service Commission, its powers, its functions, its jurisdiction and its practices are essentially a matter of the legislative branch of the government. We are confronted here today, and we have been confronted for some years past, by the encroachment of the Executive on legislative functions, I think the problem which confronts us here tonight, in view of this report, and in speaking as a member of this Committee and giving expression to my own idea as to what this matter is all about, I think we should get down to fundamentals and understand what we are talking about, what our background is and what we are trying to arrive at.

For myself, I went into this investigation with two thoughts in mind: First, has there been any corruption or venality on the part of the Public Service Commission? Second, what are the weaknesses in the Public Service Law, and how can those weaknesses be corrected? If this is a legislative function which the Public Service Commission exercised, then it is the duty of the General Assembly to properly regulate that body.

Now the unfortunate part about the Public Service Commission, in my judgment, is this: that it has not been put into the Constitution of the Commonwealth, by a proper enactment, which would remove it from and relieve it of the politics which we hear so much about in connection with it, and I submit to you, Mr. President and members of the Senate,—we hear a good deal about ripper bills, we hear about ripping out this council and that council and the weakness in the Public Service Law is the fact that it is subject to this influence, this possibility that it can be ripped out of office at each succeeding term of the legislature. Necessarily, then, the exercise of the powers of this body are weakened by this possible attack which may be made upon it and the members of the Commission are more or less inefficient. I may say, or not as efficient as they might be if they were not subject to this possibility of unexpected removal.

Now, we were, in the early history of this country, in almost a precise parallel to the situation which we are laboring under today. In the early history of the nation, the Federal courts, all the Federal courts except the Supreme Court have been created by congressional action,—and in the early days there was a continual effort made on the part of the Congress of the United States to destroy the district court, the circuit court of the United States, whatever other courts there were,—simply because the Federal Courts, except the Supreme Court, were not under constitutional control.

Now, with these two points in view, that I had in mind, namely, the question of venality and the question of weakness in the law relating to the Public Service Commission,—that was my idea in acting as a member of this committee. So far as the politics of the situation is concerned, I have indicated that I neither sought nor asked to be upon that Committee, and no one has indicated to me at any time, in any manner, how I should act while upon that Committee. No one has attempted to so say to me; and in subscribing to this so-called majority report my sole thought was,—and the high spot, in my judgement, in the report is this: that the Public Service Commission should be an independent body, just as independent in the discharge of its functions as the courts; and if you had the courts today in the same position in which you find the Public Service Commission,—susceptible to removal by legislation, you would have confusion worse confounded in the courts today. This situation obtains with regard to the Public Service Commission simply because the Public Service Commission is not under constitutional constraint.

Now, there are a number of weaknesses that have been developed as this report indicates, and there are many suggestions in Senator Buckman's report to which I can subscribe, and likewise in Senator Woodward's report; and I think tonight indiscussing this problem we ought to approach it in a sane and sensible manner. Carnegie once said that no controversy was ever settled rightly that was settled in the heat of the controversy, when there was a feeling of anger or antagonism.

I think the problems submitted to us are legislative problems —exclusively so—and that we ought to approach them sanely, sensibly and coolly, and in an endeavor to serve the people of the Commonwealth of Pennsylvania in the best way we can, with the benefit of the experience and the training and the information we have before us, and nothing else in view,—regardless of politics.

I do not think there is any dispute, for I believe there is unanimity of sentiment here that the committee did the very best it could. We went fishing,—our Chaplain might have said we were fishing all night and we caught nothing. We were fishing for weeks and caught nothing,—and we could keep on fishing, we could keep on fishing until Doom's Day; and we had so many apt illustration of how difficult it is to get at the bottom of things. We made an honest effort,—we think we have made an honest report.

Now, I haven't any criticism of Governor Pinchot, not in the slightest; I think he has done a great service to this Commonwealth in bringing attention to things that are important; but I submit, Mr. President, in all fairness to this body, and in the light of the experience we have in the past, the prophet and the legislator have not been well combined in one man.

Mr. SCOTT. Mr. President, I desire to interrogate the gentleman from Allegheny, Mr. Harris.

The PRESIDENT. Will the Senator from Allegheny, Mr. Harris, permit himself to be interrogated?

Mr. HARRIS. Mr. President, I will.

Mr. SCOTT. Mr. President, I desire to ask the Senator from Allegheny, Mr. Harris, whether he has any advance information with respect to a special session of the Legislature.

Mr. HARRIS. Mr. President, I will reply to the Senator from Centre, Mr. Scott, by saying I have not.

Mr. President, I would now like to interrogate the Senator from Centre, Mr. Scott.

The PRESIDENT. Will the Senator from Centre, Mr. Scott, permit himself to be interrogated?

Mr. SCOTT. Mr. President, I will.

Mr. HARRIS. Mr. President, I would ask the Senator from Centre, Mr. Scott, whether there was any discussion in his committee as to giving the Governor representation on this commission.

Mr. SCOTT. Mr. President, I am not a member of the committee.

Mr. HARRIS. Mr. President, I desire to interrogate the Senator from Delaware, Mr. McClure.

The PRESIDENT. Will the Senator from Delaware, Mr. McClure, permit himself to be interrogated?

Mr. McCLURE. Mr. President, I will.

Mr. HARRIS. Mr. President, I would ask the Senator from Delaware, Mr. McClure, the same question,—was there any discussion in the committee relative to giving the Governor representation on this commission?

Mr. McCLURE. Mr. President, there was, yesterday, an endeavor to have a harmony report.

Mr. HARRIS. Mr. President, what conclusion did they arrive at at that hearing?

Mr. McCLURE. Mr. President, no conclusions were arrived at.

Mr. HARRIS. Mr. President, was there any agreement made at that time that the Governor should be represented?

Mr. McCLURE. Mr. President, if a harmony agreement could be reached, that was a possibility.

RESOLUTION AUTHORIZING PRINTING OF 5000 COPIES OF THE SEVERAL REPORTS PRESENTED TO THE SENATE BY THE SENATE JUDICIARY COMMITTEE INVESTIGATING PUBLIC SERVICE MATTERS.

Mr. SCOTT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT offered the following resolution, which was twice read, considered and agreed to.

In the Senate, April 14, 1931.

Resolved, That the Chief Clerk of the Senate is hereby directed to have printed in a single pamphlet for the use of the Senate, five thousand (5,000) copies of the several reports presented to the Senate today by the Senate Judiciary General Committee investigating public service matters, in accord with Senate Resolution No. 1, adopted by the Senate, February 10, 1931.

RESOLUTION RECALLING FROM THE GOVERNOR

SENATE BILL No. 18.

Mr. PARKINSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 14, 1931.

Resolved, (if the House of Representatives concur), That Senate Bill No. 18, entitled:

An Act to amend section three hundred and three of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended authorizing any board of school directors of any district to elect as treasurer of the district any corporation duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

MOTION TO READ BILLS THE FIRST TIME

Mr. EARNEST. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. SCOTT. Mr. President, I second the motion.

The motion was agreed.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 324, entitled:

An Act defining and regulating the practice of chiropody; establishing a State Board of Chriopody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 370 (House Bill No. 211), entitled:

An Act to amend section nine of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended, by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 483, entitled:

An Act to amend section four of article three, and sections thirty-seven and thirty-eight of article six, an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common please, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canlas;' and an act, entitled 'To provide the maximum car service charges, including car storage charges that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by making it lawful for any public service company to issue securities only upon approval of the Commission first had and obtained, and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 512 (House Bill No. 194), entitled:

An Act for the observance of General Pulaski's Memorial Day.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 520 (House Bill No. 1026), entitled:

A Supplement to an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance and regulation of the armed land forces of this Commonwealth," by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarship to sons of officers of Pennsylvania National Guard

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 523 (House Bill No. 432), entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom and for such purposes to have power to enter upon lands in and adjacent to such streams and providing for the payment of damages to owners of lands in such cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 528 (House Bill No. 1014), entitled:

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1530) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreational resources thereof and incident thereto and conferring addition powers on the Water and Power Resources Board

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 580 (House Bill No. 926), entitled:

An Act to amend section one of the act approved the twenty-third day of March, one thousand eight hundred and seventy-seven, (P. L. 32), entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal, iron, steel, lumber or oil, or mining, manufacturing or transportation companies," extending the provisions of the act to all corporations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 588 (House Bill No. 1013), entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 611, entitled:

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 626 (House Bill No. 1003), entitled:

An Act to amend an act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" and known as the "General County Law" by inserting therein Section four hundred twenty-eight providing for erection of headstones to be placed at the graves of deceased service men.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 629 (House Bill No. 1165), entitled:

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executives and administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 657, entitled:

An Act providing a penalty for the unauthorized printing, publishing, sale, distribution or circulation of Copyrighted musical compositions.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 664, entitled:

An Act recognizing, and for the support of the American Legislators' Association and its executive and administrative agency, the Interstate Legislative Reference Bureau; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 671, entitled:

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and thirteen, (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and for the payment of tuition by certain school districts and reimbursement thereof by the State as amended; providing for the admission of pupils to vocational high schools of other states, and from other states to vocational high schools of this State.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 678 (House Bill No. 192), entitled:

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers sailors marines the Pennsylvania National Guard and veteran organizations and providing for the distribution of the same.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 699 (House Bill No. 1097), entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any nonresident child temporarily domiciled in said school district.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 703, entitled:

An Act to amend sections one and six of the act ,approved the twelfth day of June, one thousand nine hundred and thirteen (P. L. 491) entitled "An act relating to inns and hotels; regulating certain rights and liabilities of hotelkeepers and innkeepers; and providing penalties for fraud against innkeepers and hotelkeepers." shortening the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof and extending the provisions of the act to apartment hotels and apartment hotelkeepers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 720, entitled:

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024) entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 723 (House Bill No. 1098), entitled:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 767, entitled: '

An Act to amend sections two hundred and two hunderd and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors, overseers and authorities in charge of said districts; the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 776, entitled:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," by declaring an open season for deer without visible antlers over a certain weight; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer, and bear by the use of a bow and arrow.

And said bill having read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 777, entitled:

An Act to amend an act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred eighty-one), entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Fall Township, Bucks County, known as 'Pennsbury,' to be known thereafter as 'Pennsbury Memorial'; providing for the control, management, supervision, restoration, improvement, and maintenance thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof", by providing that in certain contingencies the land so acquired may revert to the donor.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 781, entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. SCOTT. Mr. President, I moye that the Senate do now adjourn until Wednesday, April 15, at 11.00 A. M.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11.03 P. M. until Wednesday morning, April 15, 1931, at 11.00 A. M.

HOUSE OF REPRESENTATIVES

TUESDAY, April 14, 1931

The House met at 11.00 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Infinite God, Thou hast created us for Thine own good pleasure. Yet, in Thy wisdom, Thou hast granted unto each of us the privileges of free, moral agents. We may refuse to hear Thy voice; to heed Thy commands; or to live such lives as Thou hast ordained. Or we may choose to live always in tune with Thy infinite wisdom, and order our footsteps in accordance with Thy commands. As sons and daughters of Thine own creation, help us this glad morning hour to be at peace with Thee and with the world about us.

In the beginning of our tasks this day may we hear thy challenge to Israel, saying: "Wash ye, make you clean; put away the evil of your doings from before mine eyes; cease to do evil; learn to do well; seek judgment, relieve the oppressed, judge the fatherless, plead for the widow." For, "If ye refuse and rebel, ye shall be devoured with the sword: for the mouth of the Lord hath spoken it."

We would not seek our own way nor our own will this day; we seek to know the will of Him who came to lift up the holy, to bind up broken and bleeding hearts, and to bring justice to the downtrodden and the oppressed. Grant unto us all the benediction of Thy presence. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when on motion of Mr. Patterson, seconded by Mr. Kleckner, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By **Mr. TAHL.** HOUSE BILL No. 1572.

An Act to amend section ten of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," as amended, granting said court concurrent jurisdiction with the courts of common pleas in cases of divorce from the bonds of matrimony, from bed and board and in the annulment of marriages.

Referred to the Committee on State Government.

By Mr. PATTERSON. HOUSE BILL No. 1573.

An Act making an appropriation to the Department of Highways out of the Motor License Fund.

Referred to the Committee on Appropriations.

By Mr. FLYNN. HOUSE BILL No. 1574.

An Act to amend an act approved the nineteenth day of July, one thousand nine hundred and seventeen (I. L. 1120), entitled "An act relative to the incorporation of hospitals and charitable or eleemosynary institutions or societies in which indigent persons are treated, or to be treated or maintained, in whole or in part, at public expense, and to the amendment of the charters thereof," authorizing the Department of Welfare to determine whether or not a charter, or an amendment thereto, shall be granted such institutions, and extending the provisions of such act to all such institutions whether or not maintained in whole or in part at the public expense.

Referred to the Committee on Corporations.

By Mr. FLYNN. HOUSE BILL No. 1575.

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

Referred to the Committee on Appropriations.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1576.

An Act prohibiting the introduction of liquids other than tomato juice into cans containing or intended to contain tomatoes or tomatoes with puree and providing penalties.

Referred to the Committee on Agriculture.

By Mr. SCOTT. HOUSE BILL No. 1577.

An Act making an appropriation to the Department of Welfare for use of Coaldale State Hospital for continuing or completing certain building projects; paying encumbrances against the prior appropriation for such projects and lapsing such prior appropriation.

Referred to the Committee on Appropriations.

By Mrs. WILSON. HOUSE BILL No. 1578.

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. SCOTT. HOUSE BILL No. 1579.

An Act making an appropriation to the Department of Welfare for use of Coaldale State Hospital for payment of an indebtedness incurred by, and lapsing a prior appropriation made to, the Board of Trustees of Coaldale State Hospital.

Referred to the Committee on Appropriations.

By Mr. McARRAN. HOUSE BILL No. 1580.

An Act making an appropriation to the Department of Welfare for the payment of claims against the Commonwealth for the erection and construction of railroad tracks and trestles at the Danville State Hospital.

Referred to the Committee on Appropriations.

By Mr. BURNS. HOUSE BILL No. 1581.

An act providing relief for certain unemployed persons by requiring the registration of all residents of the Commonwealth over sixteen years, imposing a tax on the earnings of such persons, providing for the collection and the payment thereof into a special fund, creating the Department of Savings to administer such fund and the payment of maintenance therefrom to certain unemployed persons; authorizing the Governor to appoint the secretary of such department, providing for the appointment of necessary deputies and their employes and fixing their salaries and the salary of the secretary and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. MATHAY. HOUSE BILL No. 1582.

An act to further amend sections two and sixteen of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death, and making it unlawful for any corporation of this Commonwealth or national banking association located therein, to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid, and providing penalties, and citing certain acts for repeal," by changing the rate of tax in certain cases and allowing additional deductions before the tax is computed.

Referred to the Committee on Ways and Means.

By Mr. EDERER. HOUSE BILL No. 1583.

An act to further amend sections four hundred two and four hundred four, and to amend section four hundred ten of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing provisions relating to licensing of taxidermists.

Referred to the Committee on Game.

By Mr. BURNS. HOUSE BILL No. 1584.

An act to further amend section one of article one of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act definnig public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three; entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge collect on each car loading, anl not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by adding anthracite producers to the list of public service companies, and also by defining anthracite producers.

Referred to the Committee on Public Utilities.

By Mr. JOHN J. WILLIAMS. HOUSE BILL No. 1585.

An Act authorizing the Department of Forests and Waters of the Commonwealth to relocate, straighten, deepen, dredge and otherwise improve the channel of the Lackawanna River through the City of Scranton, and making an appropriation for such purpose.

Referred to the Committee on Forestry.

By Mr. JOHN J. WILLIAMS. HOUSE BILL No. 1586.

An Act limiting the time within which the owner or lessee of the surface of land who has also the right of surface support, may bring action against the owner or lessee of the underlying mineral for failure to furnish sufficient surface suport.

Referred to the Committee on Judiciary General.

By Mr. ROOT. HOUSE BILL No. 1587.

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and nine, (P. L. 171), entitled "An Act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of said act to include statements affecting building and loan associations.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1588.

An Act to amend section fifty-four of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting martial relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages and amending, revising, and consolidating the law relating thereto," by providing for the effect of the findings of fact by the master and the court below, on appeal.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1589.

An Act providing a referendum to ascertain the opinion of the electors of the Commonwealth with respect to the law of this Commonwealth regulating the observance of the first day of the week commonly called Sunday.

Referred to the Committee on Law and Order.

By Mr. WIKE. HOUSE BILL No. 1590.

An Act providing for the licensing and regulation of second hand dealers, imposing duties upon peace officers, district attorneys and sheriffs, and prescribing penalties.

Referred to the Committee on Counties.

By Mr. HIMES. HOUSE BILL No. 1591.

An Act to amend sections two thousand two hundred one and two thousand two hundred four of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for the condenmnation of land necessary for the erection of dykes and retaining walls.

Referred to the Committee on Boroughs.

By Mr. BURNS. HOUSE BILL No. 1592.

An Act prohibiting the incorporation of banks, trust companies and/or title companies until June first, one thousand nine hundred and forty-one.

Referred to the Committee on Banking.

By Mr. WIKE. HOUSE BILL No. 1593.

An Act to amend section fifty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for election of officers when officers elected fail to qualify or when no officer is elected.

Referred to the Committee on Counties.

By Mr. HAGMAIER. HOUSE BILL No. 1594.

An Act making an appropriation to pay for work done and services rendered by the architect in furnishing plans and specifications of buildings for the State Institution for Feeble Minded at Polk, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 1595.

An Act to further amend section one of the act, approved the twelfth day of May, one thousand nine hundred and eleven (P. L. 295), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one; providing for the levy, collection, and disbursement of taxes and water-rents, or rates, and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors, and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by advancing the time for reports and estimates by city departments and the city controller on which council determines the tax rate; providing for public notice of the receipt of such reports and making them subject to public inspection.

Referred to the Committee on Cities.

By Mr. HAGMAIER. HOUSE BILL No. 1596.

An Act authorizing Frederick J. Osterling, Architect, a citizen of the City of Pittsburgh, Pennsylvania, to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary Special.

By Mr. DUNN. HOUSE BILL No. 1597.

An Act authorizing the parole of persons, except mental defectives, who have served fifteen years of the term for which they have been imprisoned, and providing for the granting of pardons when the parole period ends.

Referred to the Committee on Judiciary General.

By Mr. SURFACE. HOUSE BILL No. 1598.

An Act relating to discrimination of prices, making certain discrimination in the sale prices of commodities unlawful, and making the violation of the provisions of the act a misdemeanor, and providing a penalty.

Referred to the Committee on Corporations.

By Mr. SURFACE. HOUSE BILL No. 1599.

An Act making it unlawful to shoot or shoot at for amusement or as a test of marksmanship live birds released from captivity for such purposes, or to keep or possess birds to be used for such purpose.

Referred to the Committee on Game.

By Mr. PEELOR. HOUSE BILL No. 1600.

An Act to amend section twenty-six of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522) entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended, fixing the amount to be paid for pure-bred sheep killed by dogs.

Referred to the Committee on Agriculture.

By Mr. NOTHNAGLE. HOUSE BILL No. 1601.

An Act authorizing any street railway company or any motor power company of this Commonwealth owning all of the capital stock of any company having power to transport persons in common carriage by motor vehicle incorporated under the law of this Commonwealth, to acquire the corporate powers, franchises, property rights, and credits of such company.

Referred to the Committee on Corporations.

By Mr. McCLURE. HOUSE BILL No. 1602.

An Act to amend the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection and lien of taxes, bonus and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," repealing certain sections, adding certain new sections, making further provision for the settlement, assessment, collection, lien and procedure for collection of taxes, bonus, interest on taxes and other moneys due the Commonwealth and State deposits, license fees, and other moneys due the Commonwealth, and for refunds of moneys erroneously paid to the Commonwealth; imposing further penalties; changing the method of appointing certain agents and employes of the Commonwealth engaged in the appraisement and collection of taxes and license fees, and abolishing certain funds in the State Treasury.

Referred to the Committee on Judiciary General.

By Mrs. DENMAN. HOUSE BILL No. 1603.

An Act prohibiting the erection of fences or similar structures above a certain height, in boroughs, except under a permit; declaring certain fences a private nuisance, and their erection a misdemeanor; and prescribing penalties for violation of the provisions of this act.

Referred to the Committee on Boroughs.

By Mr. C. R. GRIFFITH. HOUSE BILL No. 1604.

An Act making an appropriation to the Buena Vista Park Association for the purpose of securing, restoring and preserving the Buena Vista Charcoal Furnace in Brush Valley Township, Indiana County.

Referred to the Committee on Appropriations.

By Mr. CORDIER. HOUSE BILL No. 1605.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. JOSEPH M. BALDI. HOUSE BILL No. 1606.

An Act providing for the appointment by the court of common pleas, of overseers of the poor in cities, boroughs and townships, and abolishing the office of elected overseer.

Referred to the Committee on Municipal Corporations.

By Mr. HERMANSEN. HOUSE BILL No. 1607.

An Act to amend the title, sections one, and three hundred and one, section three hundred and eleven as amended, and adding sections one hundred and eight, and one hundred and nine to article one, and section three hundred and twenty to article three of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by extending the provisions of the act to occupational diseases contracted in the course of employment.

Referred to the Committee on Insurance.

By Mr. HERMANSEN. HOUSE BILL No. 1608.

An Act to amend the title, sections one, and three hundred and one, section three hundred and eleven as amended, and adding sections one hundred and eight, and one hundred and nine to article one, and section three hundred and twenty to article three of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by extending the provisions of the act to certain occupational diseases contracted by minors in the course of their employment.

Referred to the Committee on Insurance.

By Mr. HOOPES. HOUSE BILL No. 1609.

A Joint Resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. STADTLANDER. HOUSE BILL No. 1610.

An Act making a deficiency appropriation to the Board of Trustees of the Western Pennsylvania School for the Deaf, of Edgewood, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STADTLANDER. HOUSE BILL No. 1611.

An Act making a convict, whose minimum sentence exceeds one-half of the maximum sentence, eligible to apply for release on parole, when said convict has served, or will have served one-half of his maximum sentence.

Referred to the Committee on Judiciary General.

By Mr. BELL. HOUSE BILL No. 1612.

A Joint Resolution proposing an amendment to section one of article eighteen of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mrs. DENMAN. HOUSE BILL No. 1613.

An Act providing for preference to citizens of this Commonwealth in employment upon public works of this Commonwealth, conferring certain duties on the Department of Labor and Industry, and providing penalties.

Referred to the Committee on Corporations.

By Mr. STADTLANDER. HOUSE BILL No. 1614.

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-nine (P. L. 1589), entitled "An act relating to executions; providing that proceeding under a landlord's warrant, issues previous to any execution, shall be stayed pending a sale under such execution; and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale," by extending the provisions of said act to cases where a receiver, a receiver in bankruptcy or a trustee in bankruptcy, shall be appointed after the distress.

Referred to the Committee on Judiciary General.

By Mr. WHEELER. HOUSE BILL No. 1615.

An Act authorizing the Department of Property and Supplies to acquire lands in Harris Township, Centre County, for the use of the Department of Military Affairs, and making an appropriation.

Referred to the Committee on Military Affairs.

By Mr. WHEELER. HOUSE BILL No. 1616.

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright, of the One Hundred and Third Observation Squardon of the Twenty-eighth Division of the Pennsylvania National Guard, who lost his life by an airplane crash near Jarrottsville, Maryland, due to a heavy fog on the thirteenth day of March, one thousand nine hundred and twenty-nine.

Referred to the Committee on Pensions and Gratuities.

By Mr. WHEELER. HOUSE BILL No. 1617.

An Act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs.

Referred to the Committee on Military Affairs.

By Mr. JOSEPH F. M. BALDI. HOUSE BILL No. 1618.

An Act prohibiting the operation of open air parking spaces for motor vehicles in cities of the first class.

Referred to the Committee on Cities.

By Mr. WHEELER. HOUSE BILL No. 1619.

An Act to amend section two of the act, approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance, providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," as amended, by exempting State owned armories used by the Pennsylvania National Guard from the provisions of said act.

Referred to the Committee on Military Affairs.

By Mr. JOSEPH F. M. BALDI. HOUSE BILL No. 1620.

An Act providing for the establishment of a corrective penal institution to be known as the "Pennsylvania State School for Moral Defectives," for the acquisition of land and the erection and equipment of buildings therefor; for the commitment thereto of certain persons and discharge therefrom; for the organization, control and management of such institutions; the payment of expenses of inmates therein by counties; and making an appropriation.

Referred to the Committee on Counties.

By Mr. CORDIER. HOUSE BILL No. 1621.

An Act to promote the safety of passengers on aircraft, and imposing penalties.

Referred to the Committee on Aeronautics.

By Mr. STEVENSON. HOUSE BILL No. 1622.

An Act making an appropriation to the Department of Forests and Waters for the purpose of restoring the level of Sandy Lake.

Referred to the Committee on Forestry.

By Mr. STEVENSON. HOUSE BILL No. 1623.

An Act for the protection of the public safety on the highways of the Commonwealth; requiring reliable brakes to be used on sleds operated on public highways within the Commonwealth; prohibiting the sale of sleds not equipped with brakes, and providing penalties.

Referred to the Committee on Highways.

By Mr. HEFFNER. HOUSE BILL No. 1624.

An Act to further amend section one thousand and three of chapter ten of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians.

Referred to the Committee on Counties.

By Mr. SHETTEL. HOUSE BILL No. 1625.

An Act to amend sections nine and ten of the act approved the sixth day of May, one thousand nine hundred and twenty-five (P. L. 441), entitled "An act providing for the protection of the public health and the prevention of fraud and deception by regulating the weighing, testing, buying, and selling of milk and cream; providing for the examination and appointment of certified testers and the issuing of licenses and making of tests; and providing penalties," requiring the Department of Agriculture to approve tests, other than butterfat tests, used as a basis for ascertaining the purchase price of milk or cream and further defining the powers of the department.

Referred to the Committee on Agriculture.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1626.

An Act to further amend section four of the act, approved the third day of May, one thousand nine hundred and nine, (P. L. 395) entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock—and poultry food, and patented, proprietary or trade-mark stock and poultry food, possession nutritive value combined with medicinal properties; defining concentrated commercial feeding stuffs; prohibiting the adulteration of any feeding stuff sold, offered or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground cornstalks, rice hulls, peanut hulls, weed seeds; or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation, and repealing act number two hundred and eleven (Pamphlet Laws, one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat—, rye, corn, and buckwheat bran and middlings, or any admixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," changing the amount of license fees for the sale of feeding-stuffs.

Referred to the Committee on Agriculture.

By Mr. GEORGE L. REED. HOUSE BILL No. 1627.

An Act to amend clause (e) of section three hundred and six, of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 756), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, by providing that hospital bills shall include the charges of attending surgeons.

Referred to the Committee on Insurance.

By Mr. GEORGE L. REED. HOUSE BILL No. 1628.

An Act to amend section one of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 440) entitled "An act relating to the lien of mortgages and defeasible deeds in the nature of mortgages; and protecting the lien of mortgages given by purchasers to sellers, if recorded within thirty days from the date of such mortgage," by reducing the time for the recording of mortgages to secure purchase money.

Referred to the Committee on Judiciary General.

By Mr. GEORGE L. REED. HOUSE BILL No. 1629.

An Act to amend section two of the act, approved the twenty-fourth day of March, one thousand nine hundred and three, (P. L. 50), entitled "A further supplement to a further supplement approved the fourteenth day of April, one thousand eight hundred and forty, to the act, entitled 'An act to enable the Governor to appoint notaries public, and for other purposes therein mentioned,' passed the fifteenth day of March, one thousand seven hundred and ninety-one," as amended, by permitting clerks not responsible to commercial and trust departments of banks, banking institutions and trust companies to protest commercial paper.

Referred to the Committee on Banking.

By Mr. STAUDENMEIER. HOUSE BILL No. 1630.

An Act abolishing the Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation.

Referred to the Committee on Judiciary Special.

By Mr. STAUDENMEIER. HOUSE BILL No. 1631.

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

Referred to the Committee on Judiciary Special.

By Mr. STAUDENMEIER. HOUSE BILL No. 1632.

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

Referred to the Committee on Judiciary Special.

By Mr. HERMANSEN. HOUSE BILL No. 1633.

An Act for the protection of occupants of buildings from fire hazards by encouraging the installation of automatic sprinkler systems, imposing certain duties on operators of water supply systems, limiting the charges for certain services thereby, and providing penalties.

Referred to the Committee on Corporations.

By Mr. HERMANSEN. HOUSE BILL No. 1634.

An Act to further amend section one of the act approved the first day of June, one thousand nine hundred and seven (P. L. 364), entitled "An act to increase the pay of jurors and witnesses in this Commonwealth," by increasing the pay for jurors.

Referred to the Committee on Counties.

By Mr. JOHN A. RHODES. HOUSE BILL No. 1635.

An Act for the protection of human health and life, prohibiting the operation and maintenance of piggeries within one-fourth of a mile of any stream in this Commonwealth and providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. GOEHRING. HOUSE BILL No. 1636.

An Act to amend section one of the act, approved the nineteenth day of April, one thousand eight hundred and eighty-nine (P. L. 37, entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas," providing for the payment of taxes appealed from into court, and for the disposition thereof.

Referred to the Committee on Judiciary General.

By Mr. READER. HOUSE BILL No. 1637.

An Act to establish as a State highway a certain section of public road in the County of Beaver, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. READER. HOUSE BILL No. 1638.

An act to establish as a State highway a certain section of public road in the County of Beaver, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. SHEFFER. HOUSE BILL No. 1639.

An Act making an appropriation to the Department of Forests and Waters for State Park lands.

Referred to the Committee on Appropriations.

By Mr. LOCKHART. HOUSE BILL No. 1640.

An Act to amend section two of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 767) entitled "An act to define the crime of arson, and attempted arson; prescribing penalties therefor; and to punish the wilful and malicious burning of, or attempt to burn, property of various kinds; and the defrauding of, or attempt to defraud, insurers thereby; and repealing certain acts and parts of acts relating thereto," by extending provisions of act to include other buildings.

Referred to the Committee on Judiciary General.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 270. (HOUSE BILL No. 1641).

An Act authorizing and regulating the establishment and operation by counties of Children's Homes and Psychopathic Hospitals for the care and treatment of certain children providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for children cared for taught and treated in such homes and hospitals of other counties and authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals

Referred to the Committee on Counties.

BILLS INTRODUCED AND REFERRED

By Mr. FITZGERALD. HOUSE BILL No. 1642.

An Act fixing the qualifications of deputy sheriffs in this Commonwealth.

Referred to the Committee on Judiciary Special.

By Mr. FITZGERALD. HOUSE BILL No. 1643.

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed, prohibiting all contracts and agreements for repaying or reimbursements to any county or the sheriff thereof by any person, copartnership, association or corporation of compensation to such deputy sheriffs, and fixing penalties.

Referred to the Committee on Counties.

By Mr. METZINGER. HOUSE BILL No. 1644.

An Act authorizing and regulating the publication and distribution of an official newspaper by cities of the first class; prescribing the character of matter to be published therein; and providing that the contents thereof may be admitted in evidence.

Referred to the Committee on Cities.

By Mr. STEEDLE. HOUSE BILL No. 1645.

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," by providing that such property shall be exempted on the basis of its use for purposes for which organized.

Referred to the Committee on Counties.

By Mr. SHELLENBERGER. HOUSE BILL No. 1646.

An Act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien; providing for the payment of the cost of such acquisitions; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. HOLCOMBE. HOUSE BILL No. 1647.

An Act to amend section one of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 530), entitled "An act authorizing the retention of the route of any vacated public road, or portion thereof, as a private road," reserving such roads also for the use of the Department of Forests and Waters, or the Board of Game Commissioners, and reserving roads vacated by road commissioners for the same purposes.

Referred to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. MILLAR from the Committee on Judiciary General, reported as committed, House Bill No. 603, entitled:

An Act relating to court proceedings; fixing the time within which motions for new trials for judgment, non obstante veredictor and motions in arrest of judgment shall be made, excluding Sundays, Saturdays and Holidays in calculating the time.

Mr. HIMES, from the Committee on Counties, reported as committed, House Bill No. 631, entitled:

An Act to amend section one of the act, approved the twenty-second day of April, one thousand nine hundred and twenty-nine (P. L. 620), entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate, or interest in real estate, unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein; and requiring a list thereof to be delivered to the proper board of revision of taxes, or other officials charged with the assessment of real estate," providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument.

Mr. FULLER, from the Committee on Judiciary General, reported as committed, House Bill No. 847, entitled:

An Act to amend sub-section third of section one of the act, approved the ninth day of July, one thousand nine hundred and one, (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs," as amended, providing for the service of summons in actions of trespass brought in the county in which the alleged tort was committed, in counties other than the county in which such action was brought.

Mr. CAUFFIEL, from the Committee on Highways, reported as committed, House Bill No. 913, entitled:

An Act to amend section ten as amended of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," providing that roads and highways in boroughs and incorporated towns which form part of a designated State Highway route shall be taken over and maintained by the Commonwealth.

Mr. WILSON, from the Committee on Education, reported as committed, House Bill No. 941, entitled:

An Act to amend article four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences, and providing for the payment of the expenses of such persons.

Mr. FOX, from the Committee on Counties, reported as committed, House Bill No. 1061, entitled:

An Act providing for the appointment of a board of jail and prison inspectors in counties of the third and fourth classes, for the control and management of the county jails and prisons by such board, and prescribing its powers and duties relative thereto.

Mr. MATHAY, from the Committee on Judiciary General, reported as amended, House Bill No. 1107, entitled:

An Act relating to mortgages and the obligations secured thereby; providing an exclusive method to receive or receipt for, the principal thereof; requiring written authorization to an agent or an attorney to act for his principal in such cases, except an attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage; providing that a copy of the original written authorization may be certified by a notary public and the effect of such certification as evidence; imposing certain duties upon the recorder of deeds; fixing fees therefor and imposing payment thereof on the mortgagee

Mr. D. GLENN MOORE, from the Committee on Counties, reported as amended, House Bill No. 1176, entitled:

An Act giving to any taxable inhabitant of any county of the second class the right to be assesed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year; prescribing the procedure for procuring and making such assessment and its effect, continuance and duration; providing for the assessment and levying of a county tax upon such assessment for the current year; imposing certain duties in connection therewith upon the members, subordinate assessors, clerks and employees of the boards for the assessment and revision of taxes of such counties, the boards of registration commissioners therein, the county commissioners, county controllers, county treasurers and delinquent tax collectors thereof, upon judges of election therein, and upon the courts of common pleas thereof and the judges of such courts; providing for striking off such assessments, and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments stricken off or upon tax payments pursuant thereto; providing for appeals from such assessments and from the striking off thereof, and from the neglect or refusal to assess, and regulating the procedure; prescribing the procedure for purging the assessment books and conferring jurisdiction upon the courts of common pleas of such counties, and upon the judges thereof, and prescribing the procedure; making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the provisions of the act, and prescribing penalties

Mr. HEFFRAN, from the Committee on Counties, reported as committed, House Bill No. 1242, entitled:

An act to amend sections one, five, six, nine, ten, and thirteen and to reenact and amend section fourteen of an act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioner to purchase such lands under certain circumstances; "by extending the provisions of said act to seated real estate: reducing the amount of the penalty on unpaid taxes changing the fees collected by county treasurers at tax sales; providing for the return of unpaid taxes assessed and levied for years prior to one thousand nine hundred and thirty and for sales for such taxes; prescribing the effect of tax sales on liens; providing a lien for redemption moneys paid; providing for the filing and disposition of objections and exceptions to the confirmation of tax sales and prescribing the effect of an absolute confirmation with respect to the title which passes at a tax sale; authorizing the heirs and legal representatives of owners and lien creditors or their heirs, assigns or legal representatives or other persons interested, to redeem real estate sold for taxes for the benefit of the owner thereof, and providing for and regulating the subsequent sale of such real estate by county commissioners when the same have been purchased by them at a treasurers' sale.

Mr. PETERS, from the Committee on Counties, reported as committed, House Bill No. 1358, entitled:

An Act to amend section thirty-two of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; providing for the issue of certificates by the Governor that counties have receded in classification.

Mr. TAHL, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1379, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provision of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto, and validating bonds issued, or authorized to be issued, in pursuance of such proceedings and elections.

Mr. GEORGE L. REED, from the Committee on Judiciary General, reported as committed, House Bill No. 1457, entitled:

An Act authorizing and directing the Secretary of Property and Supplies to convey, in behalf of the Commonwealth, certain lands to the City of Harrisburg, and setting forth the conditions under which such conveyance shall be made.

Mr. MASON, from the Committee on Judiciary General, reported as committed, House Bill No. 1473, entitled:

An Act to amend sections ten, twenty-five twenty-eight, twenty-nine, and thirty-eight of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," clarifying the ground for divorce where the respondent has been convicted of certain crimes; providing for the amendment of libels to include additional grounds for divorce; dispensing with the necessity of an alias subpoena where the respondent cannot be found; and providing for service of notice of hearing on corespondents.

Mr. TERRY, from the Committee on Counties, reported as committed, House Bill No. 1509, entitled:

An Act creating borough and township poor districts in the counties of Union, Snyder and Juniata, to be administered by overseers of the poor; and abolishing the county poor district.

Mr. SOWERS, from the Committee on Judiciary General, reported as committed, House Bill No. 1527, entitled:

An Act making it unlawful to employ minors over the age of twelve years as golf caddies.

Mr. LOSE, from the Committee on Fisheries, reported as committed, House Bill No. 1531, entitled:

An Act to amend section twenty of the act, approved the second day of May, one thousand nine hundred and twenty-five, (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended, changing the closed season for brook trout.

Mr. JOHN A. RHODES, from the Committee on Judiciary General, reported as amended, House Bill No. 1279 (Senate Bill No. 103), entitled:

An Act regulating the bringing of suits between citizens of this Commonwealth.

Mr. BARTON, from the Committee on Counties, reported as committed, House Bill No. 1442 (Senate Bill No. 413), entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

Mr. WHEELER, from the Committee on Appropriations, reported as committed, House Bill No. 142, entitled:

An Act authorizing and directing the Department of Property and Supplies to procure, erect and dedicate a monument or memorial in honor of the soldiers, sailors and marines who served in the Spanish-American War, the China Expedition, and the Philippine Insurrection; and making an appropriation.

Mr. CONNER, from the Committee on Appropriations, reported as committed, House Bill No. 792, entitled:

An Act authorizing and empowering the officers of the Commonwealth to refund the license moneys paid under the act of July seventeenth, one thousand nine hundred nineteen (Pamphlet Laws, one thousand three), entitled "An act requiring licenses to sell steamship tickets or orders for transportation to or from foreign countries, and providing penalties," as amended, providing for the method of reimbursement to such licenses, and making an appropriation therefor.

Mr. WHITE, from the Committee on Highways, reported as committed, House Bill No. 827, entitled:

An Act to amend sections one and two of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1528), entitled "An act authorizing the Secretary of Highways, with the approval of the Governor, to establish, construct and maintain roads parallel to existing State highways, in order to relieve traffic congestion; providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby; and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth," by including borough streets within the provisions thereof, and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof.

Mr. HEFFERNAN, from the Committee on Appropriations, reported as committed, House Bill No. 865, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury.

Mr. PHILLIP M. MYERS, from the Committee on Appropriations, reported as committed, House Bill No. 1115, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of sewage treatment facilities at Edinboro State Teachers College.

Mr. SCHWARTZ, from the Committee on Appropriations, reported as committed, House Bill No. 1314, entitled:

An Act making an appropriation to the Department of Property and Supplies to provide and erect a bronze replica of a statue of George Washington.

Mr. BARTON, from the Committee on Game, reported as committed, House Bill No. 1502, entitled:

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

Mr. McALEE, from the Committee on State Government, reported as committed, House Bill No. 1405 (Senate Bill No. 460), entitled:

An Act to amend section five of the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," as amended; by defining the powers of the director with respect to the employes of the Bureau, and their salaries.

BILLS ON FIRST READING

The SPEAKER. If there are no objections the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 920, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the rural road and highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 923, entitled:

An Act adopting a program to advance the improvement of the rural roads taken over by the Commonwealth; and authorizing counties, boroughs, towns and townships to expend moneys and to incur indebtedness in aid thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1259, entitled:

An Act to amend sections one and two of the act, approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 794), "An act providing that estates in buildings, ground, books, curios, pictures, statuary and other works of art, passing by will to any municipality, corporation, or unincorporated body, for free exhibition within Pennsylvania, shall not be subject to collateral inheritance tax, and, in certain instances, the date when such tax shall become due," by extending the exemption to include manuscripts and specimens of natural history or other scientific collections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1390, entitled:

An act to amend sections three hundred one, three hundred two and three hundred three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs;" providing for the change of corporate names of boroughs.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1396, entitled:

An Act to amend the definition of "Liquid Fuels" contained in section two of the act approved day of one thousand nine hundred and thirty-one, (Pamphlet Laws, Act No.), entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily, practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers and county commissioners; providing for rewards; imposing cetain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation" by excluding kerosene, fuel oil and gas oil not used in internal combustion engines to propel vehicles on the highways in the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1430, entitled:

An Act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in boroughs and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1483, entitled:

An Act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1487, entitled:

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax on the gross receipts derived from the business of producing natural gas.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1488, entitled:

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertently paid by wholesale drug dealers, and importers as a license fee as wholesale dealers in vinous spiritous malt or brewed liquors or any mixture thereof and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1540 (Senate Bill No. 358), entitled:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL ON SECOND READING

The SPEAKER: If there are no objections the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 632, as follows:

An Act relating to the right to practice Drugless Therapy in the Commonwealth of Pennsylvania and providing a Board of Drugless Therapy Education Examination and Licensure and means and methods whereby the right to practice Drugless Therapy may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses granted by said Board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent with this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purposes of this act the practice of Drugless Therapy shall include Chiropractic Naturopathy and Neuropathy and Drugless Therapy and is defined as follows The prevention of disease and treatment of the sick by any movements adjustments and manipulations performed by the hands or by any instruments or appliances and the use of any physical forces such as air light water heat electricity or any of their derivations foregoing therapeutic measures the use of non-toxic herbs and plants and their derivations dispensed administered or prescribed and minor surgery as a first aid and emergency measure and as practiced and taught in the various schools of Drugless Therapy Any non-toxic herb or plant or its derivation which can be metabolized or has a food value shall be considered as non-toxic for the purposes of this act

Section 2 For the purpose of carrying out and enforcing the provisions of this act there shall be established in this Commonwealth a board which shall be known as the Board of Drugless Therapy Education Examination and Licensure of the Commonwealth of Pennsylvania which Board shall be under the jurisdiction and control of the Department of Public Instruction in such manner as similar boards are under the jurisdiction and control of said Department The board shall consist of five members namely two chiropractors two naturopaths and one neuropath who shall be appointed within thirty days by the Governor after the approval of this act by the Governor of the Commonwealth of Pennsylvania One member of the board first apointed under this act shall serve for one year one for two years one for three years one for four years and one for five years from the date of respective appointments and in all other cases each member of the board shall be appointed by the Governor for a term of five years The Governor shall in making his appointments for the first board designate the number of years for which each appointee is appointed The Governor shall by appointment fill all vacancies caused by death resignation or otherwise and may remove any member of said Board for continued neglect of his duties in connection therewith or for any unprofessional conduct Appointment to fill vacancies shall be for the unexpired term of the deceased or retiring member The Board herein created is hereby charged with the enforcement of this act Each and every member appointed to the said Board shall within ten days after his or her appointment take and subscribe to an oath or affirmation before the Secretary of the Commonwealth to faithfully and impartially perform the duties of the said office Immediately after each member of the Board has so qualified the Governor shall issue to each member of the Board a certificate certifying the appointment of such member The Board is authorized to take testimony concerning any and all matters within its jurisdiction in such manner as the Board shall decree The Board shall make and adopt all necessary rules regulations and by-laws whereby to perform the duties and transact the business provided for in this act All suits for the recovery of penalties prescribed in this act shall be prosecuted in the name of the Commonwealth of Pennsylvania in any court having jurisdiction of such prosecutions and it shall be the duty of the prosecuting attorney of the county wherein such offence is committed to prosecute any and all persons violating the provisions of this act upon proper complaint being made

Section 3 Within ten days after the appointment of the members of the Board by the Governor they shall convene at Harrisburg and elect from among themselves a president vice-president and a secretary-treasurer The Board shall hold meetings for the examination of applicants to practice Drugless Therapy under this act on the first Monday of July and the first Monday of January of each year and such other times as the Board shall deem expedient The Board shall make their own rules governing procedure and shall keep a record of the minutes of their meetings and shall provide for permanent records concerning applicants for licensure and the disposal of said applications and any other facts required for licensure under this act

Section 4 The board of Drugless Therapy Education Examination and Licensure shall adopt a form of certificate or license which shall read in part "is hereby licensed to practice Drugless Therapy as defined by the act of Assembly of the Commonwealth of Pennsylvania and as taught and practiced in all its branches in legally chartered or incorporated schools and colleges teaching the various forms of Drugless Therapy" In addition the certificate or license shall have a sub-heading under Drugless Therapy the name of that branch of drugless Therapy which the licenseee desires to practice which branch shall be distinctly stated in the application The Board shall adopt a seal which shall be affixed to all licenses and to such paper as may require a seal

Section 5 Immediately after appointment the members of the Board shall issue to themselves a license to practice their respective branch of Drugless Therapy as provided for under this act and shall issue licenses as hereinafter provided

Section 6 Every license to practice Drugless Therapy issued under the provisions of this act shall be assigned by each member of the Board of Drugless Therapy Education Examination and Licensure and the Superintendent of Public Instruction and shall have affixed to it the seal of the said Board

Section 7 The license provided for in this act shall authorize the holder thereof to practice the particular branch of Drugless Therapy as herein provided and defined and as taught and practiced in the various schools and colleges properly chartered and incorporated

Section 8 Any person who has been practicing one of the specified branches of Drugless Therapy for more than ten years prior to the passage of this bill and can furnish data satisfactory to the Board to this effect and who has a diploma issued any time within the said ten years from the school or college giving a residence course of instructions shall be required to submit to a bedside examination of a practical nature to secure a license to practice Drugless Therapy in the particular branch specified.

Section 9 Any person who has been practicing one of the specified branches of Drugless Therapy for less than ten years but not less than five years shall submit data satisfactory to the Board to this effect and shall in addition submit satisfactory evidence to the Board that he or she has no less than twenty-four months of residence instruction in a Drugless Therapy school or college teaching any or all branches of Drugless Therapy provided the school or college is approved by the Board shall be required to submit to a bedside examination of a practical nature to secure a license to practice Drugless Therapy in the particular branch specified

Section 10 Any person who has been practicing one of the specified branches of Drugless Therapy for less than five years shall submit evidence satisfactory to the Board that he or she has had no less than thirty-two months of residence instruction in a Drugless Therapy school or college teaching any or all branches of Drugless Therapy provided the school or college is approved by the Board shall be required to submit to an oral and practical bedside examination to secure a license to practice Drugless Therapy in the particular branch specified

Section 11 Any person who cannot qualify under sections eight and nine or ten shall be permitted to take a general written and practical bedside examination to qualify for a license under this act provided however that said applicant furnish evidence satisfactory to the Board that he or she has had no less than eighteen months residence instruction in a Drugless Therapy school or college approved by the Board which teaches or has taught any specified branch of Drugless Therapy or all branches of Drugless Therapy

Section 12 Applicants who qualify as to time spent in schools or colleges can present evidence from no more than two institutions that the required months of study have been complied with

Section 13 On and after September first one thousand nine hundred and thirty-one any persons desiring to enter a Drugless Therapy school or college approved by the Board shall present evidence of four years of high school instruction or the accepted equivalent thereof and one year of chemistry physics and biology of the first year college grade

Section 14 The course of instruction in Drugless Therapy schools and colleges shall consist of four years of eight months or thirty-two weeks of residence instruction in different calendar years

Section 15 After qualifying under sections thirteen and fourteen the candidate shall submit evidence satisfactory to the Board that these qualifications have been met and the applicant shall then be permitted to take a general written examination after which the applicant shall serve for a period of twelve months in a clinic in practical treatment of patients and at the expiration of the twelve months of clinical interneship the applicant may apply to the Board for the practical bedside examination and qualify for license as provided for in this act

Section 16 All students enrolled in Drugless Therapy schools and colleges at the time of the passage and approval of this act shall be qualified to take the general written and practical examination after four years of study but no applicant may come under this section if graduated later than June thirtieth one thousand nine hundred and thirty-four

Section 17 All applicants for licensure under this act qualifying under any section shall submit their qualifications on forms provided by the Board and no application shall be considered unless accompanied by a certified check or United States Post Office Money Order for twenty-five dollars ($25.00) In the event the applicant fails to pass the first examination the applicant may take a second examination without payment of any additional fee If applicant fails the second time an additional fee of ten dollars ($10.00) must accompany the application for the third examination Upon failure to pass the third time the applicant must show evidence satisfactory to the Board that he or she has spent one year of thirty-two weeks in an approved Drugless Therapy school before another examination can be taken for which an additional fee of ten dollars ($10.00) must be paid If applicant fails to pass the fourth examination the matter for further examination is left to the discretion of the Board

Section 18 All persons coming under the various sections requiring a general written examination will be required to pass in the following subjects Anatomy Physiology Pathology Bacteriology Otology Laryngology Rhinology Medical Jurisprudence Genito-urinary diseases Theoretic Obstetrics Gynecology Neurology Nerve Tracing Physical Diagnosis Differential Diagnosis Symtology Hygiene Sanitation Toxicology Pharmacology Comparative Therapeutics Botany Psychology Electro-Therapy Hydro-Therapy Chiropractic Theraputics Neuropathic Theraputics or Naturopathic Theraputics

Section 19 All examinations shall be in writing except those subjects that must be demonstrated to the examiners The Chiropractic members of the Board shall examine those applying for Chiropractic license under Drugless Therapy license the Naturopathic members of the Board shall examine those applying for Naturopathic license under the Drugless Therapy and the Neuropathic member shall examine the Neuropaths applying for Neuropathic license under Drugless Therapy Of the specific branches of Theraputics named in section eighteen the candidate need only be examined in the specific branch for which licensure is applied for Any applicant desiring the Drugless Therapy license without specifically stating any particular branch shall be examined in all branches of Theraputics A general average of seventy-five per centum shall be the passing mark for licensure

Section 20 The Board may at its discretion make rules regulations and fix fees to examine practitioners who hold license in a branch of Drugless Therapy in another state

Section 21 Drugless physicians who are licensed under this act shall observe and be subject to all State and municipal regulations relating to the control of contagious and infectious diseases and the reporting and certifying of births and deaths and all matters pertaining to public health the same as physicians holding license from other boards of licensure and all such reports and certificates when made or issued by Drugless physicians licensed under this act shall be accepted by persons partnerships corporations officers and such local municipal or State boards bureaus or departments to whom same are made with the force and effect as reports issued by physicians licensed by other boards of licensure within the Commonwealth of Pennsylvania and Drugless physicians licensed under this act shall be entitled to the same fees and compensation as is provided by law for physicians licensed by other boards of licensure within the Commonwealth of Pennsylvania

Section 22 Drugless physicians shall not practice obstetrics and the reporting and certifying of births as provided for in section twenty-one shall apply only in the event that a Drugless physician is called in an emergency which comes under the head of first aid

Section 23 All fees received by the Board from the applicants for licensure shall be disposed of in the same manner as other Boards of licensure dispose of their funds as provided for in the Administrative Code of one thousand nine hundred and twenty-nine The members of the Board shall receive no salary but for attendance at regular and special meetings examinations and inspection of schools and colleges they shall receive ten dollars per diem in addition to mileage at the rate of ten cents per mile and hotel expenses which shall be requisitioned and paid as provided by law for the payment of such compensation and mileage to similar boards

All necessary clerk hire other employes such as inspectors and others which the Board shall deem expedient to employe stationary quarters for the transaction of business of the Board certificates and all other expenses of the Board shall be disposed of as now provided for in the Administrative Code of one thousand nine hundred and twenty-nine in the same manner as Boards of similar character

Section 24 Every licensed Drugless physician shall be required to register before the first day of January of each year to secure the proper renewal and registration of his or her license in recognition of which the Board will issue a renewal certificate In the event of neglect or refusal to pay the registration fee as herein provided the license will become automatically revoked and the holder thereof will be subject to prosecution as herein provided The Board may at its discretion revive a license that has been revoked by reason of nonpayment of registration fee

Section 25 From and after the approval of this act no person shall enter or continue the practice of Drugless Therapy as herein defined nor any part thereof in the State of Pennsylvania unless he or she has complied with all the provisions of this act and any person who shall practice or attempt to practice Drugless Therapy or any part thereof as defined in section one of this act in the treating of any ailments of the human body whatsoever without having secured a license under the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished for the first offense by a fine of one hundred dollars ($100) or imprisonment for a period of six months or both at the discretion of the court and for each subsequent offense by a fine of not more than five hundred dollars ($500) or by imprisonment for not more than two years or both at the discretion of the court

Section 26 On and after the approval of the act the Board of Drugless Therapy Education Examination and Licensure shall refuse to grant a license to an applicant to practice Drugless Therapy in this State and is empowered to revoke a license conferring the right to practice Drugless Therapy to a person upon presentation to the Board of a court record showing conviction in due course of law of said person for procuring aiding or abetting in producing an abortion and the Board may suspend or revoke a license when evidence has been presented showing that the holder of said license is habitually intemperate in the use of ardent spirits stimulants or narcotics to the extent of impairing the facilities and incapacitating him or her in the performance of professional duties The Board may at its discretion after proper evidence has been presented reinstate any suspended or revoked license

Section 27 All acts or parts of acts inconsistent herewith are hereby repealed

Section 28 This act shall become effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. CONNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. PRICE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1087, as follows:

An Act imposing upon distributors a State Tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation

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Section 1 Short Title Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as "The Liquid Fuels Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" A corporation or joint stock association organized under the laws of this Commonwealth the United States or any other State

"Dealer" Any person as herein defined engaged in the retail sale of liquid fuels

"Department" The Department of Revenue of this Commonwealth

"Distributor" Any person as herein defined who or which

1 Produces refines prepares distils manufactures or compounds liquid fuels in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein

2 Imports or causes to be imported from any other state or territory of the United States or from a foreign country liquid fuels for his own use in the Commonwealth of Pennsylvania or for sale and delivery in and after reaching the Commonwealth other than in the original package receptacle or container

3 Imports or causes to be imported from any other state or territory of the United States liquid fuels for his own use in the Commonwealth of Pennsylvania or for sale and delivery therein after the same have come to rest or storage therein whether or not in the original package receptacle or container

4 Purchases or receives liquid fuels in the original package receptacle or container in the Commonwealth of Pennsylvania for his own use or for sale and delivery therein from any person who has imported the same from a foreign country

5 Purchases or receives liquid fuels in the original package receptacle or container in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein from any person who has imported the same from any other state or territory of the United States in case such liquid fuels have not prior to such purchase or receipt come to rest or storage in the Commonwealth of Pennsylvania

6 Receives and in any manner uses or distributes liquid fuels in the Commonwealth of Pennsylvania on which the tax provided for in this act has not been previously paid

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel

"Liquid Fuels" All distillates of and condensates from petroleum natural gas coal coal tar vegetable ferments and other oils including among others gasoline naphtha benzol benzine kerosene fuel oil gas oil or alcohols which are ordinarily practically and commercially usable in internal combustion engines for the generation of power Provided That petroleum naphthas which distil by American Society of Testing Materials Method D 86-27 or United States Bureau of Mines Method 100.13 not more than nine (9) per centum at 176° F sold for any purpose other than use in internal combustion engines for the generation of power and which are not ordinarily practically and commercially usable in internal combustion engines are not included in the definition of "liquid fuels"

"Magistrate" A Magistrate Alderman Justice of the Peace or other officer having the powers of a committing magistrate in this Commonwealth

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Secretary" The Secretary of Revenue of this Commonwealth or his duly authorized deputy or representative

The singular shall include the plural and the masculine shall include the feminine and neuter

Section 3 Liquid Fuels Permit and Bond (a)

On and after the effective date of this act it shall be unlawful for any distributor to continue to engage in or thereafter to begin to engage in the use or sale and delivery of liquid fuels within this Commonwealth unless a liquid fuels permit or permits shall have been issued to him as hereinafter prescribed

Penalty Each day in which any distributor shall engage in the use or sale and delivery of liquid fuels within this Commonwealth without a liquid fuel permit or permits as required by this act shall constitute a separate offense and for each such offense such distributor shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of two thousand dollars ($2,000) and costs of prosecution or undergo imprisonment for not more than two years or both

(b) Every person desiring to operate as a distributor shall file an application for a liquid fuels permit or permits with the Department The application for a liquid fuels permit or permits shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed and verified by oath or affirmation by the owner if a natural person in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached written evidence of his authority

Upon approval of the application and the bond hereinafter required the department shall grant and issue to each distributor a liquid fuels permit for each place of business within the Commonwealth set forth in his application Liquid fuels permits shall not be assignable and shall be valid only for the distributors in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued All permits shall expire on the thirty-first day of December of the year for which they are issued unless sooner suspended or revoked for cause by the secretary

(c) A liquid fuels permit shall not be granted and issued until the person applying therefor has filed with the department a surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the department except that the amount shall never be less than two thousand five hundred dollars ($2,500) Every such bond shall have as surety a duly authorized surety company to be approved by the department conditioned that the distributor will faithfully comply with the provisions of this act The department may require any distributor to furnish such additional acceptable corporate surety bond as shall be necessary to secure at all times the payment by him to the Commonwealth of all taxes penalties and interest due under the provisions of this act If any distributor shall fail to file such additional bond within ten days after written notice from the department the department may forthwith suspend or revoke the permit or permits issued to him and collect all taxes penalties and interest due by him For the purpose of determining whether an existing bond or bonds are sufficient the department may at any time by written notice require any distributor to furnish a financial statement in such form as it may prescribe Upon failure of any distributor to furnish a financial statement within thirty (30) days of such written notice the department may forthwith suspend or revoke the permit or permits issued to him and shall collect all taxes penalties and interest due by him Each bond required under this section shall be renewed annually

Any surety on a bond furnished by a distributor as provided herein shall be released and discharged from any and all liability to the Commonwealth accruing on such bond after the expiration of sixty (60) days from the date upon which such surety shall have lodged with the department a written request to be released and discharged but this provision shall not operate to relieve release or discharge the surety from any liability already accrued or which shall accrue before the expiration of the sixty (60) day period The department shall promptly upon receiving any such request notify the distributor who furnished the bond and unless the distributor shall on or before the expiration of the sixty (60) day period file with the department a new bond with corporate surety approved by and acceptable to the department the department shall forthwith cancel the distributor's permit or permits Whenever a new bond shall be furnished by a distributor as aforesaid the department shall cancel and surrender the old bond of the distributor as soon as it and the Department of Justice shall be satisfied that all liability under the old bond has been fully discharged

(d) Nothing contained in this act shall require the filing of any application or bond or the possession and display of a liquid fuels permit for the use or sale and delivery of liquid fuels in interstate or foreign commerce not within the taxing power of the Commonwealth or for the use of liquid fuels by the United States government

Penalty Any person assigning or attempting to assign a liquid fuels permit or who shall fail to display conspicuously his permit at the place for which it is issued shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

Section 4 Imposition of Tax Exemptions and Deductions A State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon the delivery within this Commonwealth of liquid fuels sold by distributors and the use of liquid fuels within this Commonwealth by distributors excepting deliveries to the United States government on presentation of a duly authorized United States government exemption certificate or other evidence satisfactory to the department and such deliveries and consumptions of liquid fuels as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

The tax shall be payable upon deliveries to and consumptions by the Commonwealth and every political subdivision thereof

Each distributor who shall promptly pay on or before the last day of a particular month the tax due for the preceding month shall be allowed in consideration of leakage spillage shrinkage evaporation and any expense to which he may be put in carrying out the provisions of this act a discount of two per centum on the aggregate amount of tax which is payable by the distributor for such preceding month The discount may be deducted by the distributor from the amount of tax payable for such month

Section 5 By Whom Tax Is Payable Every distributor using or delivering liquid fuels upon the use or delivery of which a tax is imposed by this act shall pay the tax into the State Treasury through the department in the manner and within the time specified in this act but whenever liquid fuels are delivered in bulk within the Commonwealth by one distributor to another distributor holding a permit under this act the distributor receiving such liquid fuels shall separately show in his monthly reports to the department all such deliveries from each distributor and shall pay the liquid fuels tax provided for by this act upon all such liquid fuels used or delivered by him within this Commonwealth The distributor making such bulk deliveries shall separately show the same in his monthly reports to the department and shall thereupon be exempt from the payment of the tax which would otherwise be imposed upon deliveries of liquid fuels in bulk by him It shall be the duty of each distributor to furnish to the department such information concerning such bulk deliveries as the department may require The Department shall furnish to any distributor upon request a list of distributors holding permits under this act and their addresses

Penalty Any person violating any of the provisions of this section shall upon conviction before a magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

Section 6 Distributors Report and Payment of Tax For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every distributor on or before the last day of each month to transmit to the department upon a form prescribed prepared and furnished by the department a report under oath or affirmation of the liquid fuels used or delivered by him within this Commonwealth during the preceding month Such report shall show the number of gallons of liquid fuels used or delivered within the Commonwealth during the period for which it is made and such further information as the department shall prescribe A distributor having more than one place of business within this Commonwealth shall combine in each report the use or delivery of liquid fuels at all such separate places of business

Every distributor at the time of making every report required by this section shall compute and pay to the department the tax due to the Commonwealth on liquid fuels used or delivered by him during the preceding month less a two per centum discount if the report is filed and the tax paid on time The amount of all taxes imposed under the provisions of this act for each month shall be due and payable on the last day of the next succeeding month and shall bear interest at the rate of one per centum per month or fractional part of a month from the date they are due and payable until paid

If any distributor shall neglect or refuse to make any report and payment as herein required an additional ten per centum of the amount of the tax shall be added by the department and collected as hereinafter provided and in addition thereto the liquid fuels permit of such distributor may be suspended or revoked by the department

Section 7 Determination and Redetermination of Tax Penalties and Interest Due (a) If the department is not satisfied with the report and payment of tax made by any distributor under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such distributor based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

(b) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such distributor Within thirty (30) days after the date of any such determination such distributor may file with the department a petition for redetermination of such tax Every petition for redetermination shall state specifically the reasons which the petitioner believes entitle him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within ninety (90) days after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of redetermination by the department

(c) Within thirty (30) days after notice by the department of the action taken on any petition for redetermination filed with it the distributor against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies and shall be in such form as the Board of Finance and Revenue shall prescribe The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true The Board of Finance and Revenue shall dispose of such petitions filed with it within ninety (90) days after they have been received and in the event of the failure of said board to dispose of any such petition within ninety (90) days the action taken by the department upon the petition for redetermination shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

(d) The department or any person aggrieved by the decision of the Board of Finance and Revenue or by the Board's failure to act upon his petition for review within ninety (90) days may within sixty (60) days appeal to the Court of Common Pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

(e) If any distributor shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such distributor and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal Upon any such neglect or refusal the liquid fuels permit or permits issued to such distributor may be suspended or revoked by the department and required to be surrendered to the department

Section 8 Examination of Records and Equipment The department or any agent appointed in writing by it is hereby authorized to examine the books papers records storage tanks and any other equipment of any distributor dealer or any other person pertaining to the use or sale and delivery of liquid fuels taxable under this act to verify the accuracy of any report or payment made under the provisions of this act or to ascertain whether or not the tax imposed by this act has been paid but any information gained by the department as the result of the reports investigations or verifications herein required to be made shall be confidential and any person divulging such information shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment of not more than one year or both

Section 9 Retention of Records by Distributors and Dealers Each distributor shall maintain and keep for a period of two years such record or records of liquid fuels used or sold and delivered with-in this Commonwealth by such distributor together with invoices bills of lading and other pertinent papers as may be required by the department

It shall be the duty of every person purchasing liquid fuels taxable under this act from a distributor for the purpose of resale to maintain and keep for a period of one year a record of liquid fuels received the amount of tax paid to the distributor as part of the purchase price together with delivery tickets invoices and bills of lading and such other records as the department shall require

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than one year or both

Sectin 10 Disposition and Use of Tax (a) One-half cent per gallon of the tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the ratio that the average return made during the three (3) preceding years to each county bears to the average amount returned to all counties for the three preceding years Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the Acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest on bonds issued for highways and bridge purposes The county commissioners of each county shall make to the department on or before the first day of May and November of each year on forms prescribed prepared and furnished by the department a report showing the receipts and expenditures of such moneys received during the preceding six months by the county from the Commonwealth under the provisions of this section Such reports shall be transmitted to the Department of the Auditor General for audit Upon the failure of the county commissioners to file any such report the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed

(b) The remaining two and one-half cents per gallon of the tax collected under the provisions of this act all penalties and interest and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

Section 11 Discontinuance or Transfer of Business Whenever a distributor engaged in the use or sale and delivery of liquid fuels ceases to be a distributor by reason of the discontinuance sale or transfer of his business it shall be his duty to notify the department in writing within ten days after the discontinuance sale or transfer takes effect His notice shall give the date of discontinuance and in the event of a sale or transfer of his business the name and address of the purchaser or transferee thereof It shall also be the duty of any such distributor within ten days after the discontinuance sale or transfer takes effect to make a report and pay all taxes interest and penalties that may be due by him and to surrender to the department the permit or permits theretofore issued to him by the department

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than fifty dollars ($50.00) nor more than three hundred dollars ($300.00) and costs of prosecution or to undergo imprisonment for not more than one year or both

Section 12 Suspension or Revocation or Liquid Fuels Permits The department may suspend or revoke a liquid fuels permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act and upon suspending or revoking any liquid fuels permit shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested

Whenever the department suspends or revokes a liquid fuels permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or revocation or good cause appearing therefor shall continue the suspension or revocation

Penalty Any person refusing to surrender a liquid fuels permit or permits suspended or revoked by the department shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty dollars ($50.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

(a) All taxes herein imposed and unpaid penalties and interest due by any person shall be a lien upon the franchises and property both real and personal of such person from the date said taxes are due and payable as provided in this act and shall have priority over any subsequent lien or encumbrance whatsoever except other state taxes having priority by law

(b) Statements of all taxes herein imposed due and unpaid together with penalties and interest thereon certified by the Secretary or his representative may at any time be transmitted to the prothonotaries of the respective counties of the Commonwealth to be by them entered of record upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily enployed

(c) No sheriff receiver trustee assignee master or other officer shall sell the property or franchises of any person who is a distributor as herein defined without first filing with the department a statement containing the following information

1 Name or names of the plaintiff or party at whose instance or upon whose account the sale is made

2 Name of the person whose property or franchise is to be sold

3 The time and place of sale

4 The nature of the property and the location of the same

(d) It shall be the duty of the department after receiving notice as aforesaid to furnish to the sheriff receiver trustee assignee master or other officer having charge of the sale a certified copy or copies of all liquid fuels tax penalties and interest on file in the department as liens against such person and in the case of no such liens a certificate showing that fact which certified copy or copies or certificate shall be publicly read by such officer at and immediately before the sale of the property or franchise of such person

(e) It shall be the duty of the department to furnish to any person applying therefor upon payment of the fee herein prescribed a certificate showing the amount of all liens for liquid fuels tax penalties and interest that may be of record in the department against any person under the provisions of this act

Section 14 Collection of Unpaid Taxes Whenever the taxes penalties or interest imposed by this act are not paid within thirty days after the date of their determination if no petition for redetermination has been filed or from the date of redetermination if no petition for review has been filed or within ninety days from the date of the decision of the Board of Finance and Revenue upon a petition for review or the expiration of the Board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales assignments or bankruptcies the department shall call upon the Department of Justice to collect the same

On all claims for taxes penalties and interest hereunder which are collected after the institution of suit by the Department of Justice or any attorney employed by it there shall be paid by and recovered from the distributor for the use of the Commonwealth an Attorney General's commission of five (5) per centum upon the amount of recovery not exceeding ten thousand dollars ($1,000.00) and three (3) per centum upon the amount of the recovery in excess of ten thousand dollars ($10,000.00) and the payment of the Attorney General's commission shall not affect liability for any penalty or interest payable under this act The Attorney General's commission shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund The amount of the Attorney General's commission shall in all cases be added to the amount of the claim against the distributor and shall be a lien against his property in like manner as the amount of the claim

Section 15 Reports from Common Carriers Every person including railroad companies street suburban and interurban railway companies pipe line companies and water transportation companies transporting liquid fuels in any manner either in interstate or intrastate commerce to a point within this Commonwealth from a point within or without the Commonwealth shall report under oath and affirmation to the department on or before the last day of each month for the preceding month all deliveries of liquid fuels made to points within this Commonwealth

Such reports shall be on forms prescribed prepared and furnished by the department and shall state the names and addresses of the consignor and consignee the number of gallons and liquid fuels transported and any other information which the department may require

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not more than one thousand dollars ($1,000.00) and costs of prosecution or to undergo imprisonment for not more than one year or both

Section 16 Reward for Detection of Violations The Secretary is authorized to pay such sums as he may deem proper out of any moneys appropriated from the Motor License Fund for the purpose to any person other than a State officer or employe who brings to his attention any distributor who has failed to file the reports required and pay the tax imposed by this act but a reward shall not be paid hereunder unless and until collection of the delinquent tax shall have been made or the distributor shall have been convicted for violating this act

Section 17 Refunds The Board of Finance and Revenue may refund to distributors taxes penalties and interest paid by them on liquid fuels delivered to the United States government or paid as the result of an error of law or of fact or of both law and fact Claims for refund shall be made under the procedure prescribed by The Fiscal Code

All refunds of moneys allowed hereunder shall be paid from the Motor License Fund and the Liquid Fuels Tax Fund in amounts equal to the original distribution and payment of such moneys into said funds

As much of the moneys from time to time in the Motor License Fund and the Liquid Fuels Tax Fund as may be necessary is hereby appropriated to the Board of Finance and Revenue for the purpose of making refunds as herein authorized Estimates of the amounts to be expended from these funds for refunds from time to time by the Board shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations to administrative departments boards and commissioners and it shall be unlawful for the Auditor General to honor any requisition of the Board of Finance and Revenue for the expenditure of moneys hereunder in excess of the estimates approved by the Governor

Section 18 Enforcement The department shall be charged with the enforcement of the provisions of this act Such employes of the Commonwealth as are designated as "State Highway Patrolmen" shall aid the department in the enforcement of this act and for this purpose are hereby declared to be peace officers and are hereby given police power and authority throughout the Commonwealth to arrest on view without writ rule order or process any person known to have violated or suspected of having violated any of the provisions of this act

Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

Section 19 Disposition of Fees Fines and Forfeitures Except as otherwise in this act provided and except as otherwise provided by the Constitution fees fines penalties and bail forfeited that shall be received recovered paid or collected under the provisions of this act shall be paid into the State Treasury through the department and credited to the Motor License Fund

Section 20 Certified Copies of Records The fee for a certicopy or certified photostat copy of any department record shall be one dollar ($1.00) but fees shall not be charged for certified copies or certified photostatic copies of any department record furnished to Federal State County or Municipal Authorities

Section 21 Uncollectible Checks Whenever any check issued in payment of tax penalty or interest imposed by this act shall be returned to the department as uncollectible the department shall charge a fee of five dollars ($5.00) per hundred dollars or fractional part thereof plus all protest fees to the person presenting such check to the department

Section 22 Violations (a) Any person who shall fail neglect or refuse to make the report and pay the tax penalties and interest imposed by this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books records papers storage tanks or other equipment pertaining to the use or sale and delivery of liquid fuels within this Commonwealth or who shall make any incomplete false or fraudulent report or who shall attempt to do anything whatsoever to avoid a full disclosure of the amount of liquid fuels used or sold and delivered or to avoid the payment of the whole or any part of the tax penalties and interest due shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars and costs of prosecution or imprisonment for not more than one (1) year or both In the case of an association any partner or member thereof and in the case of a corporation any officer thereof whose duty it was to make the report required by this act shall be subject to imprisonment as aforesaid for failing to make the report required and attend to the payment of the tax imposed by this act Such fine shall be in addition to any penalty imposed by any other section or subsection of this act Upon any such conviction all of the guilty distributor's permits shall be revoked

(b) It shall be unlawful for any person to commit any of the following acts

1 To display or cause or to permit to be displayed or to have in possession any liquid fuels permit knowing the same to be fictitious or to have been suspended cancelled revoked or altered

2 To lend to or knowingly permit the use of by one not entitled thereto any liquid fuels permit issued to the person lending it or permitting to be used

3 To display or to represent as one's own any liquid fuels permit not issued to the person displaying the same

4 To use a false or fictitious name or give a false or fictitious address in any application or form required under the provisions of this act or otherwise commit a fraud in any application record or report

Penalty Except as herein otherwise provided any person violating any of the provisions of this section shall be guilty of a misdemeanor unless such act is by any other law of this Commonwealth declared to be a felony and shall upon conviction thereof be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1,000.00) and costs of prosecution or undergo imprisonment for not more than one (1) year or both

Such fine shall be in addition to any penalty imposed by any other section or subsection of this act Upon conviction all of the guilty person's liquid fuels permits shall be revoked

Section 23 Saving Clause (a) The passage of this act shall not be taken or construed to relieve any person association or corporation whatsoever from the payment of any tax penalty or interest due or owing to the Commonwealth under any laws in force at the time this act becomes effective or to affect or terminate any petitions investigations prosecutions legal or other proceedings pending under such laws or to prevent the commencement of any legal proceedings for violations of such laws heretofore committed or for the recovery of taxes penalties or interest due or owing to the Commonwealth under such laws

(b) Dealers and consumers having liquid fuels on hand at the effective date of this act upon which no tax has been paid shall continue to collect the tax and make reports and payments of such tax to the department as required by the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand thirty-seven) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenue derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties" until such liquid fuels on hand at the effective date of this act have been sold or consumed

(c) All taxes penalties and interest due under acts repealed by this act that are collected or received by the department after the effective date of this act shall be transmitted to the State Treasury through the department and credited to the Liquid Fuels Tax Fund and the Motor License Fund in the proportion provided in the act under which the tax was collected

Section 24 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not effect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 25 Acts of Assembly Repealed Except as provided in section twenty-three of this act the following acts are hereby specifically repealed from and after the effective date of this act

The Act approved May thirteenth one thousand nine hundred and twenty-five (Pamphlet Laws six hundre dand seventy-one) entitled "An act to amend sections three and nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled 'An act imposing a State tax including an additional emergency State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power and all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties"

The act approved April fourteenth one thousand nine hundred and twenty-seven (Pamphlet Laws two hundred one) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties"

The act approved May first one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand thirty-seven) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties"

The act approved May third one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty-seven) entitled "An act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws Act Number four hundred five) entitled 'An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties' exempting from the provisions of said act kerosene fuel oil and gas oil not used in motor vehicles"

And all other acts or parts of acts inconsistent herewith shall be and the same are hereby repealed

Section 26 Effective Date The provisoins of this Act shall be in force on and after June first one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BIDELSPACHER. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further study.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1193, as follows:

A Supplement to an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing for a Bureau of Medical Education and Licensure as a Bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing an appropriation to carry out the provisions of said act and providing for revocation and suspension of licenses given by said Bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" providing for the creation and appointment of a State Board of Chiropractic Examiners fixing the powers and duties thereof the registration of students of Chiropractic the licensing of persons to practice Chiropractic in the Commonwealth of Pennsylvania defining the scope and limits of Chiropractic practice defining basic sciences providing for preliminary and final examinations fixing the fees therefor providing fines and penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith

Section 1 Board of Chiropractic Examiners

Be it enacted by the Senate and House of Representatives in the General Assembly met and it is hereby enacted by authority of the same That the Governor of the Commonwealth of Pennsylvania is hereby directed to appoint within two (2) months after the approval of this Act by him a Board of Chiropractic Examiners to examine as to the professional fitness of all applicants who desire to practice Chiropractic in this Commonwealth

The Board of Chiropractic Examiners shall consist of seven (7) members (a) one of whom shall be from among the members of the Board of Medical Education and Licensure (b) Superintendent of Public Instruction and (c) five Chiropractors who shall have engaged in the practice of their profession in this Commonwealth for a period of not less than seven (7) years prior to their appointment and each of whom shall be a graduate of some reputable college of Chirapractic duly incorporated said five Chiropractors selected by the Governor to be from the list of all the members so qualified and in good standing in the Pennsylvania Chiropractors Association and who are certified by the President and Secretary of that Association to be persons of good moral character and of high professional standards Vacancies from time to time on said Board of Chiropractic Examiners occurring by reason of expiration of terms of appointment death resignation removal from the Commonwealth refusal to serve or from other causes shall be filled by the Governor of this Commonwealth from the class from which the vacating member or members of the Board have been drawn or from the list submitted by the Pennsylvania Chiropractors Association

The terms of the members of the Board of Chiropractic Examiners shall be four (4) years from the respective dates of their several appointments

Four (4) members of the Board shall constitute a quorum and the Board shall select annually from among its members a Chariman and a Secretary

The Board so appointed shall have charge of the final examination of all applicants for licensure to practice Chiropractic under the general regulations of law and the rules of the Board of Chiropractic Examiners and shall enjoy and possess suc hfurther powers as are provided by this Act The members of the Board when engaged in the performance of their duties as Examiners and in attendance upon the annual and semi-annual meetings of the Board shall receive Fifteen ($15.00) Dollars per diem and expenses

Section 2 Meeting of the Board

The first meeting of the Board of Chiropractic Examiners shall convene within thirty (30) days after its appointment and subsequent meetings for organization shall be held in June annually thereafter Written notices of the meetings shall be given by the Secretary of the Board to each of the members thereof specifying the time and place of the meeting

Section 3 Licensure of First Board

Certificates of license to practice Chiropractic in Pennsylvania shall be issued to the individual members of the first appointed Board of Chiropractic Examiners by the Board at the first meeting of the said Board upon the payment of the final examination fee as provided by this Act The members of the Board shall not be required to pass an examination in the basic sciences before the State Board of Medical Education and Licensure

Section 4 Licensing Present Practitioners

Any person who has engaged in the practice of Chiropractic in this Commonwealth for a period of seven (7) years prior to the passage of this Act and has devoted or is devoting his or her entire time to the practice of Chiropractic and who shall produce proof to the satisfaction of the Board of Chiropractic Examiners that he or she is a graduate of a school or college of Chiropractic incorporated under the laws of the State in which situate or of some other State or Commonwealth of the United States having a course of not less than three (3) years of not less than six (6) months each of resident instruction shall be granted a license to practice Chiropractic in this Commonwealth upon the payment of the final examination fee as provided in this Act provided the Board of Chiropractors may accept postgraduate time spent in resident instruction as the equivalent of similar time in resident undergraduate work in such colleges or schools of Chiropractic

Any person who has been engaged in the practice of Chiropractic in this Commonwealth for less than seven (7) years prior to the passage of this Act and who is devoting his or her entire time to the practice of Chiropractic and who shall produce proof to the satisfaction of the Board of Chiropractic Examiners that he or she is a graduate of a reputable college of Chiropractic duly incorporated under the laws of the State in which situate or under the laws of some other State or Commonwealth of the United States with a course of not less than three (3) years of not less than six (6) months each of resident instruction shall be granted a license to practice Chiropractic in this Commonwealth upon the payment of a final examination fee as provided in this Act and passing a reasonable examination before the Board of Chiropractic Examiners in the general practice of Chiropractic provided the Board of Chiropractic Examiners may accept postgraduate time spent in resident instruction as the equivalent of similar time in resident undergraduate work in such schools or colleges of Chiropractic

All such applicants for licensure to practice Chiropractic under this Section who are required to take the examination shall apply to the Board of Chiropractic Examiners within ninety (90) days after the first organization of the Board Such applications shall be accompanied with satisfactory proof that the applicant is not less than twenty-one (21) years of age is of good moral character and that he or she possesses all the qualifications required by this Act

Section 5 Oversight of Educational Institutions

It shall be the duty of the Department of Public Instruction periodically to ascertain the facilities qualifications and character of each of the various educational institutions schools and colleges chartered under the laws of this Commonwealth and operating therein for the teaching of the various branches of Chirocpractic and by inspection or otherwise to ascertain the qualifications facilities and character of instruction of such institutions outside of this Commonwealth which have been duly incorporated under the laws of the State in which situate or under the laws of some other State or Commonwealth of the United States whose graduates desire to obtain licensure to practice Chiropractic in this Commonwealth or desired to be registered as Students of Chiropractic in this Commonwealth In the event that such institutions are found not conforming to the standards of the Department of Public Instruction for entrance requirements and after notification shall fail or neglect to revise their entrance requirements to conform to the standards prescribed by the Department of Public Instruction this shall render the graduates graduating subsequently thereto from such institutions schools or colleges ineligible for final examinations for licensure to practice Chiropractic in this Commonwealth or to be registered as Students of Chiropractic in this Commonwealth until such time as such institution school or college shall have brought its requirements up to the standards prescribed by the Department of Public Instruction

Section 6 Licensing Present Students

Any person who prior to the approval of this Act has been matriculated in and who is a bona fide resident student at some reputable Chirocpractic college incorporated under the laws of the State in which situate or under the laws of some other State or Commonwealth of the United States with a course consisting of not less than three (3) years of not less than twenty-four (24) weeks each of not less than thirty-five (35) hours per week of resident study and who shall produce proof to the satisfaction of the Department of Public Instruction of his or her having had a four (4) year high school education similar to that prescribed in this Commonwealth by the Department of Public Instruction or its equivalent shall have issued to him or to her by the Department of Public Instruction a certificate as a Student of Chiropractic after paying the fee prescribed herein for preliminary examinations After the end of three (3) years from the date of registration or from the date of actual matriculation in such college or school of Chiropractic as above indicated whichever date is earlier the said Student of Chiropractic shall be eligible to the final examination in the practices of Chiropractic and the Board herein created shall afford the said Student of Chiropractic the opportunity of taking such final examination upon his or her application payment of the final examination fee and compliance with the other rules and regulations of the Board of Chiropractic Examiners and the exhibition of his or her diploma or certificate of graduation from such school or college of Chiropractic

Section 7 Basic Sciences

The basic sciences as referred to in this Act shall be defined to be Anatomy Physiology Pathology Bacteriology Hygiene Biochemistry Symptomatology and Diagnosis

Section 8 Practice of Chiropractic Defined

The practice of Chiropractic in this Commonwealth is defined to be and shall be strictly limited to be "the adjustment by hand of any and all articulations of the spinal column"

Section 9 Preliminary Educational Qualifications

Except as herein otherwise provided no person matriculating after the approval of this Act in the study of Chiropractic in a school or college of Chiropractic as defined in this Act shall be registered as a Student of Chiropractic in this Commonwealth unless he or she produces proof to the Board of Medical Education and Licensure of his or her having had a four (4) year high school education similar to the recognized standards of four (4) year high school courses now in force in this Commonwealth or its equivalent and one (1) year's college credits in Chemistry Biology and Physics After the expiration of three (3) years from the date of his or her certificate of registration as a Student of Chiropractic such person after completing his or her course of resident study in a reputable school or college of Chiropracti elsewhere herein defined shall be eligible to take his or her examination before the Board of Chiropractic Examiners for licensure to practice Chiropractic in this Commonwealth

Section 10 Professional Qualifications

Except as herein otherwise provided for present practitioners and Students of Chiropractic no person shall hereafter be licensed to practice Chiropractic in this Commonwealth unless he or she shall deliver to the Board of Chiropractic Examiners a written application together with satisfactory proof that the applicant is more than twenty-one (21) years of age is of good moral character and has obtained a preliminary education as required by Section nine of this Act and has completed in a reputable college of Chiropractic in the United States duly incorporated under the laws of the State in which situate or under the laws of some other State or Commonwealth of the United States a course of resident study consisting of not less than three (3) years of not less than twenty-four (24) weeks each of not less than thirty-five (35) hours per week and in the case of those graduating from such colleges or schools of Chiropractic after the first day of January one thousand nine hundred and thirty-five who shall have made application to the Board of Chiropractic Examiners for licensure to practice Chiropractic in this Commonwealth shall furnish satisfactory proof that the applicant is more than twenty-one (21) years of age is of good moral character has obtained a preliminary education as required by Section nine of this Act and has attended such school or college of Chiropractic for four (4) years of not less than thirty-two (32) weeks each of not less than thirty-five (35) hours per week of resident study in separate calendar years and shall have passed an examination before the Board of Medical Education and Licensure in the basic sciences and of the final examination before the Board of Chiropractic Examiners established by this Act

Section 11 Examinations

The board of Chiropractic Examiners shall hold two (2) stated meetings each year during the second week of the months of July and January for the purpose of the examination of all applicants for final examination to be licensed for the practice of Chiropractic in this Commonwealth These examinations shall be held at such times during the week of the said months and at such places as the Board may determine At such meetings examinations may be conducted by a committee of five (5) or more members of the Board of Chiropractic Examiners authorized by the Board to conduct such examinations

The final examination shall be conducted in writing and shall include the subjects of Dietetics Sanitation Neurology and the Principles of Chiropractic supplemented by clinical demonstration of vertebral palpation and adjustment and practical tests on the human body At the same places and during the same weeks but on days different from those on which final examinations are held by the Board of Chiropractic Examiners the Board of Medical Education and Licensure shall conduct examinations in writing in the basic sciences for those required to take such examinations under the provisions of this Act

Examinations shall be conducted in accordance with the rules and regulations prescribed by the Board and a license to practice Chiropractic in this Commonwealth shall not be granted to any applicant who has obtained an average of less than seventy-five (75%) per centum nor a grade of less than sixty (60%) per centum on the examination on the questions in any two (2) subjects

Section 12 License to Practice

Every license to practice Chiropractic in this Commonwealth shall require the licensee to publicly display the said license or certificate in his or her office together with the title and letters conferred by his or her college of Chiropractic or the diploma or certificate of his or her respective school or college of Chiropractic and the license granted by the Board of Chiropractic Examiners shall limit the holder thereof to the practice of Chiropractic in this Commonwealth Before said certificate or license is issued it shall be recorded in a book to be kept by the Secretary of the Board of Chiropractic Examiners and the number of the book and the page therein containing such recorded copy shall be noted upon the face of the license Said record shall be open to public inspection And provided also that before said licensee shall be entitled to practice Chiropractic in this Commonwealth the said certificate of license shall be duly registered in a book provided for the purpose in the office of the Prothonotary of the County wherein the licensee proposes to practice and it shall be the duty of the said Prothonotary to endorse on the face of such certificate the fact of such registration together with the volume and page of such record

Section 13 Fees

Every applicant for examination in the basic sciences before the Board of Medical Education and Licensure and every applicant for registration as a Student of Chiropractic before said Board of Medical Education and Licensure shall pay a fee of Twenty ($20.00) Dollars which fee shall also entitle the applicant to the examination by the said Board of Medical Education and Licensure and every applicant for final examination before the Board of Chiropractic Examiners shall pay to the Board of Chiropractic Examiners a fee of Twenty-five ($25.00) Dollars In case of failure in either preliminary or final examination the applicant after the expiration of six (6) months within two (2) years shall have the privilege of a second examination upon the payment of an additional fee of one half (½) of the fee prescribed for such original examination Having failed in the second examination an application de novo must be made conforming to the requirements and standards of qualifications in force at the time of such de novo application and shall pay the fee for such examination as if the said applicant had never taken any such examination prior thereto All fees paid to the Board of Medical Education and Licensure and to the Board of Chiropractic Examiners shall immediately be paid to the Secretary of Revenue for the use of the Commonwealth of Pennsylvania

Section 14 Records Evidence

The Board of Medical Education and Licensure and the Board of Chiropractic Examiners shall keep full records of their proceedings and such records shall be prima facie evidence of all matters recorded therein A certificate signed by the Secretary of the Board of Chiropractic Examiners under the seal of the Board that a person has or has not been granted a license to practice Chiropractic or to be registered as a Student of Chiropractic shall be admitted as prima facie evidence of the facts so certified in any Court of law in this Commonwealth

Section 15 Reputable Colleges

Sixty (60) days after the approval of this Act a school or college of Chiropractic to be recognized as reputable under the provisions of this Act must maintain a course of study consisting of the time element as provided for under the provisions of this Act offer adequate instruction in all the branches of study in which final examinations are required for licensure to practice Chiropractic in this Commonwealth under the provisions of this Act and conform to the standards required by the Department of Public Instruction as to entrance requirements

Section 16 Annual Registration

It shall be the duty of all persons qualified and engaged in the practice of Chiropractic or who shall hereafter be licensed by the Board of Chiropractic Examiners to engage in such practice in this Commonwealth to register with the said Board as practitioners on or before the first day of January one thousand nine hundred and thirty-two and thereafter to register with said Board in like manner annually on or before the first day of January of each succeeding year the form and the method of such registration shall be provided by said Board in such manner as will enable it to carry into effect the purposes of this Act The said Board of Chiropractic Examiners shall be entitled to demand and receive for each annual registration the sum of One ($1.00) Dollar and such other sum as shall be fixed by the Department of Public Instruction under the authority of the law provided such fee shall not exceed the sum of Five ($5.00) Dollars The fee shall in all cases accompany the application for registration All fees received hereunder shall be paid to the Secretary of Revenue for the use of the Commonwealth

Any person licensed or engaged in the practice of Chiropractic who shall fail or neglect or refuse to annually register with the Board of Chiropractic Examiners as above provided shall be subject to a penalty for the first offense not to exceed Twenty-five ($25.00) Dollars and for any subsequent offense a penalty not to exceed Fifty ($50.00) Dollars such penalties to be fixed by the Board in its rules and regulations

The Board shall notify all licensed practitioners on or before December first of each year of the necessity of registration and accompany said notice with the form of application for registration in duplicate and the Board shall notify any person failing to register by registered mail of any penalties so imposed and if the same is not paid within thirty (30) days after the receipt of said notice the penalty may be collected by suit in the same manner as debts of suit by law are now collectible All fines so imposed or collected shall be paid to the Board and shall be paid to the Secretary of Revenue for the use of the Commonwealth The Board of Chiropractic Examiners may also revoke the license to engage in the practice of Chiropractic of any person who shall fail or refuse to register annually after notice of the imposition of a penalty as above provided

Section 17 Fines and Penalties

Any person who shall practice or attempt to practice Chiropractic as defined in this Act in treating any ailment whatever of the human body or who shall use any of the terms or letters Chiropractor Chiropractic Doctor of Chiropractic Chiropractic Practitioner D C or any titles or letters under such circumstances as to induce the belief that the person who uses such terms is engaged legally in the practice of Chiropractic without first having obtained the license to practice Chiropractic in this Commonwealth herein provided or contrary to the provisions of this Act or who shall under any other terms or letters practice Chiropractic as defined in this Act or who for the purpose of obtaining a license shall falsely represent himself or herself as the owner of a diploma of a reputable college as herein defined shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not more than Five Hundred ($500.00) Dollars or suffer imprisonment in the County Jail for not more than ninety (90) days for such offense or both at the discretion of the Court

Section 18 Revocation and Suspension of Licenses

The Board of Chiropractic Examiners shall refuse to grant a license to an applicant to practice Chiropractic and is empowered to revoke a license conferring on a person the right to practice Chiropractic upon the presentation to the Board of Examiners of a court record showing the conviction in due course of law of such person procuring aiding or abetting in procuring a criminal abortion or miscarriage by any means whatsoever The Board of Chiropractic Examiners upon such evidence and proof shall cause the name of said convicted licensee to be removed from the record in its office The said Board may refuse revoke or suspend the right to practice in this State for any or all of the following reasons to wit

Conviction of a crime involving moral turpitude habitual intemperance in the use of ardent spirits or stimulants narcotics or any other substances or for any other cause which impairs intellect and judgment to such an extent as to incapacitate him or her in the performance of professional duties

Any person who is a licensee under this Act or who is an applicant for licensure against whom any of the foregoing charges are preferred shall be furnished by the Board with a copy of the complaint and shall have a hearing before said Board in person with or without Attorney and witnesses may be examined respecting the guilt or innocence of the accused The suspension of the license of any licensee shall be removed by the Board of Chiropractic Examiners when said narcotic or vicious habit or other cause hereinbefore specified shall have been adjudged by the Board to be cured or overcome and the suspended licensee be again capable of practicing Chiropractic No license shall be revoked except upon the affirmative vote of all the members of the Board of Chiropractic Examiners

Section 19 Repeal

All Acts or parts of Acts inconsistent with this Act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. TALBOT. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation.

Mr. TURNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1246, as follows:

An Act to amend section one of the act approved the twelfth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand seventy-seven) entitled "An act establishing a State highway in the counties of Clarion Forest Elk and McKean providing for its location construction improvement and maintenance by the Commonwealth and vacating certain sections of State road in the counties of Clarion Forest McKean and Elk"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand seventy-seven) entitled "An act establishing a State Highway in the counties of Clarion Forest Elk and McKean providing for its location construction improvement and maintenance by the Commonwealth and vacating certain sections of State road in the counties of Clarion Forest McKean and Elk" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a State highway is hereby established the route of which shall be as follows

Beginning at a point on route number two hundred and forty-eight at Leeper in Farmington Township Clarion County and extending in a general northerly direction through the villages of Crown Vowinckel Marienville Watson Farm and connecting with route number ninety-five at Kane Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 625, as follows:

An Act authorizing and permitting county commissioners of the several counties of this Commonwealth to require male prisoners confined in the county jails of this Commonwealth to perform manual labor and authorizing the employment of necessary guard or guards for such prisoners while so laboring and providing compensation for such guard or guards and the necessary expenses for transportation of prisoners and guards while so working to be paid by such counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the county commissioners of the several counties of this Commonwealth shall be authorized and empowered to require all male prisoners now confined or that may hereafter be confined in the several county jails of the respective counties of this Commonwealth by virtue of any sentence judgment order or decree of any court either of record or not of record to do and perform such manual labor upon the public grounds buildings farms lands or other property owned maintained or controlled by the said several counties or the poor districts of said counties and upon any of the public highways within said several counties as in the discretion of said county commissioners may be deemed reasonable proper and advisable

Section 2 That for the purpose of carrying this act into effect the county commissioners of the respective counties of this Commonwealth are hereby authorized and empowered to employ such guard or guards as shall be deemed necessary to properly guard such prisoners and supervise them while so required to labor and the said county commissioners are authorized to pay from the treasury of the respective counties a reasonable compensation to such guard or guards not exceeding five dollars ($5.00) per day for the time such guard or guards are actually on duty and in addition thereto to pay from the county treasury the necessary expenses of transporting the said prisoners and guards while so laboring from the county jail to and from the places within such counties where said prisoners are required to work

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 801, as follows:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws eighty-three) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws eighty-three) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" which was amended by the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred thirty-five) entitled "An act to amend an act entitled 'An act to provide for the maintenance care and treatment of the indigent insane in the county and local institutions' approved May twenty-five one thousand eight hundred ninety-seven increasing the weekly sum therein authorized to be paid from one dollar and fifty cents to two dollars" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county municipality poor district borough or township of this Commonwealth which now has or may hereafter supply erect and equip a suitable institution for the maintenance care and treatment of its indigent insane upon plans and specifications approved in writing by the [Board of Public Charities] Department of Welfare shall receive from the State Treasury the sum of [two (2)] three ($3.00) dollars per week for every indigent insane person of such county municipality poor district borough or township so maintained who has been legally adjudged to be insane and committed to such institution or who may be transferred from a State hospital for the insane to such local institution Provided That the Board of Public Charities] Department of Welfare shall be satisfied that the quality and equipment of such institution and the manner of care and treatment therein furnished is proper and suitable to the class or classes of the indigent insane so maintained and shall so certify to the Auditor General before any such payment shall be made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 894, as follows:

An Act to amend section one of the act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred seventeen) entitled "An act making it unlawful for any person to hold himself out or advertise himself as a lawyer attorney-at-law or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth and providing a penalty therefor" as amended extending the provisions of said act so as to prohibit the practice of law by persons not duly and regularly admitted to practice

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred seventeen) entitled "An act making it unlawful for any person to hold himself out or advertise himself as a lawyer attorney-at-law or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth and providing a penalty therefore" as amended by the act approved the seventeenth day of April one thousand nine hundred and thirteen (Pamphlet Laws eighty) entitled "An act amending an act entitled 'An act making it unlawful for any person to hold himself out or advertise himself as a lawyer attorney-at-law or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth and providing a penalty therefore' and approved the twenty-sixth day of April Anno Domini one thousand eight hundred ninety-nine by extending its provisions so as to embrace the practice of the law of this or any other State nation country or land and so as to embrace the practice of the law out of court as well as before the courts" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall not be lawful for any person in any county in the State of Pennsylvania to practice law or to hold himself out to the public as being entitled to practice law or use or advertise the title of lawyer attorney-at-law attorney and counsellor-at-law counsellor or the equivalent in any language in such manner as to convey the impression that he is a practitioner of the law of this or any other State nation country or land or in any manner to advertise that he either alone or together with another person or persons has owns conducts or maintains a law office or law and collection office of any kind for the practice of the law of this or any other State nation country or land without having first been duly and regularly admitted to practice law in a court of record of any county in this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. STERLING. Mr. Speaker I move that this bill be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second rading and conisderation of House Bill No. 1108, entitled:

An Act to amend section one as amended section seven and thirteen of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating the said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" regulating the personnel of the board in certain contingencies

The first, second, third and fourth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" which was amended by the act approved the first day of Man one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred thirteen) entitled "An act to amend section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled 'An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violations hereof'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for an improved and impartial selection of persons to serve as jurors in the several courts civil and criminal of counties of the second class there is hereby created a commission to be known as the "Commission for the Selection of Jurors" hereinafter called "commission" Said commission shall consist of three members One of said members shall be the president judge of the court of common pleas of the respective county [whose duty it shall be to preside at and oversee the drawing of jurors as hereinafter provided] In the event the president judge is unable by reason of illness or other cause to temporarily perform the duties imposed on him under the provisions of this act he may temporarily appoint another judge of said court to perform his duties The other two members of said commission shall be chosen by the qualified electors of said county at the municipal elections at which other county officers are chosen Provided however That in no event shall both of said elective members of the commission be members of the same political party but the majority political party in said county shall elect one of said elective commissioners and the other shall be the candidate for such office receiving the highest number of votes of the next ranking or minority political party the elective members of the commission to be chosen for a term of four years Any jury commissioner shall be eligible for re-election for any number of terms In the event that two of the members of the commission are unable by reason of illness or other cause to temporarily perform the duties imposed upon them in the selection of taxables to serve as jurors or in the drawing from the jury wheel the remaining member if he the president judge or judge appointed to act in the place of the president judge may act alone

Section 2 That section seven of said act is hereby amended to read as follows

Section 7 After obtaining the said list of taxables the said commission shall meet forthwith and two members shall constitute a majority for such meeting [providing one of the members is the president judge of the court of common pleas belonging upon said commission] and shall select from the said list of taxables every fiftieth name beginning with the first name on said list then the fifty-first name and so continuing until the whole of said list of taxables has been passed through and then shall proceed in a similar manner by selecting the second name on said list and then the fifty-second name and so continue until the list has been passed through if necessary to procure the number of jurors designated to serve for the ensuing year as hereinafter provided and said procedure shall be followed until a sufficient number has been procured from said list of taxables to supply with jurors the several courts civil and criminal of the respective county holding jury trials In each succeeding year after the first year the same procedure in the selection of names from the list of taxables shall be followed beginning however with the fiftieth name after the last name drawn in the year last preceding Provided however That if less than fifty names remain on the said list of taxables after the last name selected in the preceding year then the selection shall continue by beginning at the head of the list as hereinbefore provided No person shall be selected to serve as a juror if two members of said commission shall find that such person is disqualified for service under the provisions of this act

Section 3 That section thirteen of said act is hereby amended to read as follows

Section 13 When and as such venires are received from the several courts the sheriff and the commission shall thereupon fix a day at which the members of the commission or a majority of them shall attend [Provided One of such majority shall be the president judge of the court of common pleas In the event that the president judge of the court of common pleas is unable by reason of illness or other cause to temporarily perform the duties herein imposed upon him he may temporarily appoint another judge of the court of common pleas to perform such duties and] In the presence of the members of the commission the said sheriff shall draw from said jury wheel the number of names required by the said venire or venires and a permanent record of the names withdrawn together with the occupation and residence address of each shall be made in the form of a list thereof as part of the minutes of the said meeting of the commission and the sheriff and the members of the commission attending shall sign their names certifying to the correctness of said list and that the law has been complied with in the drawing thereof and a certified copy of such minutes including said list shall be attached by the sheriff to the return made upon the writ of venire and shall be returned with said writ on the return day thereof to the court for which such venire was drwan and the persons so drawn shall forthwith be summoned to appear at the time and before the court designated in the venire and it shall be the duty of the sheriff to summon at least ten days before the return of venire the persons whose attendance shall be thereby required by delivering to each of the said persons a separate ticket in the customary form specifying the duty enjoined or by leaving such ticket at their usual places of abode respectively

Section 4 That section six of said act is hereby amended to read as follows

Section 6 On or prior to the first day of November one thousand nine hundred and twenty-five the commission shall procure from the county commissioners of the respective county or such other county officer or officers having the information the names of all persons assessed for the purpose of taxation arranged alphabetically by municipal districts except in the case of cities of the second class where such list shall be arranged alphabetically by wards and each year thereafter on or before September first a similar list of such taxables as have been added to or removed from the last preceding list shall be obtained and for the purpose of obtaining such list the commission or its properly authorized employes may inspect any assessment list or book or list of taxables in any of the offices of the respective counties and may demand and receive an alphabetically arranged list of the names appering in any such assessment list or book or list of taxables in any of the offices of the respective counties and in addition to said names the list shall contain the occupation and residence address of each of such

The title was read as follows:

An Act to amend section one as amended, sections seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

On the question,

Will the House agree to the title?

Mr. JOHN A. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title page 1, line 1, by inserting after the word "sections" the following: "six"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1195, as follows:

An Act to amend sections eleven thirteen fourteen and sixteen of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred eighty-five) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" by conferring additional powers on such corporations to frame by-laws on certain subjects by regulating the use of the reserve fund altering the provision for the removal of directors and officers of the association

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred eighty-five) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising floriculture mushroom growing beekeeping horticulture and other allied occupations and providing penalties" is hereby amended to read as follows

Section 11 Within thirty days after the recording of the articles of association in the office of the recorder of deeds as prescribed in section four of this act a call signed by not less than a majority of the directors shall be issued for a meeting of the common stockholders At such meeting or any adjourned session or sessions thereof by-laws regulating and conducting the management of the association shall be adopted Such by-laws shall within the limits of this act prescribe

1 The time place and manner of calling and holding meetings

2 The number of directors the time and manner of their election and removal and their powers and duties and the number not less than a majority necessary to the exercise of their powers and the method of fixing their compensation if any The by-laws may provide a system for the nomination of directors by a representative advisory body or council or otherwise and for their election either at large or by districts by votes cast by stockholders in district or local organizations the return of such votes to be made to the central office for tabulation

3 The officers their terms of office the time and manner of their appointment [and removal] their powers and duties and the method of fixing their compensation if any

4 Regulations governing the sale transfer and redemption of common stock

5 Any other provisions deemed proper and necessary to carry out the purposes for which the association was formed including provisions if deemed advisable for the creation of a representative advisory body or council which among other powers may be granted power to hear and determine charges against any member of the board of directors and power to remove any director where such charges are sustained the vacancy thus created to be filled as in other cases A representative advisory body or council if created shall except as provided for in this act have only advisory power

6 Such by-laws shall provide the method or methods by which the by-laws may from time to time be amended provided however that notice of all proposed amendments shall be given either to the stockholders individually or by publication in such regularly published paper or periodical if any as shall be established by the association and distributed to the stockholders

Section 2 That section thirteen of said act is hereby amended to read as follows

Section 13 The board of directors of each association shall consist of not less than five members [At the first regular meeting of the association a quorum as specified by the by-laws being present the common stockholders shall elect from among themselves directors one-third of whom or as nearly as may be for the term of one year one-third for two years and one-third for three years and at the expiration of the terms of any of the directors so elected an equivalent number shall be elected for a period of three years]

The by-laws of the association shall provide a method by which directors shall be nominated and elected and may provide that the territory in which the association has stockholders shall be divided into districts and may apportion the directors to be elected to the respective districts on the basis either of the number of stockholders or the quantity of the commodities produced for sale through the association in the respective districts and the stockholders meetings for the nomination and election of directors may be held either at the principal office of the corporation or at district or local meetings of the stockholders held at the usual meeting places of local groups of stockholders that are organized for administrative purposes in the several communities or by delegates or representatives chosen for that purpose by the stockholders in meetings assembled in the several local communities as the by-laws may direct Directors shall hold office until their successors have been elected and qualified and until their successors shall enter upon the discharge of their duties Vacancies shall be filled for the unexpired terms by the board of directors at any regular meeting or at any special meeting called for that purpose The board of directors shall manage the affairs of the association and shall perform such other duties as may be specifically imposed upon the board by this act The board of directors shall be a continuing body the term of one-third or as near as may be of whom shall expire each year and the by-laws of the association shall so regulate the terms of directors including the terms of additional directors that may be authorized from time to time as to make effective this principle

Section 3 That section fourteen of said act is hereby amended to read as follows

Section 14 Any [director or] officer of the association may for cause at any regular meeting of the board of directors or any special meeting of said board called for the purpose be removed from office by vote of not less than two-thirds of the [stockholders] directors present Ten days' written notice of the time place and object of any such meeting shall be given in the manner prescribed in the by-laws to all the [common stockholders] directors and to the [directors or] officers against whom charges are to be presented Such [directors or] officers shall at the same time be informed of such charges and at such meeting shall have an opportunity to be heard in person or by counsel and by witnesses in regard thereto

Section 4 That section sixteen of said act is hereby amended to read as follows

Section 16 Any such association after making provision for the payment of dividends on the preferred stock and before payment of dividends on the common stock or the distribution of any patronage refund or dividend shall set aside ten per centum of the total net earnings annually for a reserve fund until the reserve fund shall equal at least thirty per centum of the paid up capital stock The reserve fund shall be available for such purposes as shall be designated and authorized by the vote of two-thirds of the members of the board of directors at a duly assembled meeting of said board subject to such limitations and conditions as shall be provided for in the by-laws of the association

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1219, as follows:

An Act to amend section two of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety) entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor prescribing the duties of said solicitor and fixing his salary payable by the county" by decreasing the salary of said solicitor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred ninety) entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor prescribing the duties of said solicitor and fixing his salary payable by the county" is hereby amended to read as follows

Section 2 Said solicitor shall advise upon all legal matters that may be submitted to him and shall conduct any litigation when requested so to do by the register of wills The solicitor shall hold office for the term for which the register of wills was elected and shall receive a salary of [five] two hundred dollars per annum to be paid out of the county treasury

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1221, entitled:

An Act to amend the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting boroughs to provide a method of assessment for borough taxes" by providing for appeals from assessments

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting boroughs to provide a method of assessment for borough taxes" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties having no county board of assessors the borough authorities may by ordinance declare its desire that assessments upon which borough taxes are based may be fixed by one or more appointees of the council Council shall thereupon appoint the assessors and the borough shall pay compensation to them no greater than that received by the elective borough assesors The assessors thus appointed shall have all the powers and duties and be subject to the same laws as elected assessors in so far as the assessment taxes is concerned Any aggrieved person may appeal to the town council of the borough and therefrom to the court of common pleas Superior Court or Supreme Court as provided by law for appeals from the board of elected assessors By repealing the ordinance all powers given hereunder shall cease

On the question,

Will the House agree to the section?

Mr. NEELY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 10, by inserting after the word "concerned" the following: "The elected borough assessors shall perform all other duties required by law."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An act to amend the act approved the approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting boroughs to provide a method of assessment for borough taxes" by providing for appeals from assessments.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreebly to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1230, as follows:

A Supplement to the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-three) entitled "An act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered or shall hereafter make or enter any order sentence decree or judgment for the payment of any moneys whatsoever in any matter or thing within its jurisdiction a copy of said order sentence decree or judgment may be certified to any court of common pleas of the same county and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court" to limit the lien of such judgments and regulate the revival thereof.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no such order sentence decree or judgment certified in accordance with the act to which this is a supplement shall be a lien upon the real estate of the defendant until entered and indexed in the court of common pleas in compliance with the provisions of the act to which this is a supplement and then shall remain a lien for the period of five years only unless within said period the same is revived in manner provided in the act to which this is a supplement

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1350, as follows:

A Supplement to the act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection thereewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of the grounds thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two million dollars ($2,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the construction of buildings and facilities and the purchase of furnishings and equipment for and the development of the grounds of the new Eastern State Penitentiary at Graterford now in the course of construction under the Act approved the fourth day of March one thousand nine hundred twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewtih upon the Governor the Board of Trustees of Eastern State

Penitentiary and the Department of Welfare and making an appropriation" as amended by the Act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws eight hundred twenty-six) entitled "An act to amend section four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for the transfer to and employment of inmates at the said penitentiary the payment of wages to such inmates and the payment by the counties of the expense of keeping prisoners at the site of said new penitentiary" and supplemented by the Act approved the fifteenth day of May one thousand nine hundred twenty-nine (Appropriation Acts page one hundred sixty-four) entitled "A supplement to the Act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for further construction of buildings and development and improvement of grounds of the new Eastern State Penitentiary and making appropriations to the Department of Property and Supplies for the use of the Board of Trustees of Eastern State Penitentiary"

Section 2 The appropriation made by this act shall be expended by the Department of Property and Supplies for furnishings and equipment recommended by the Board of Trustees of the Eastern State Penitentiary and approved by the Department of Welfare for the further construction of buildings and facilities under the plans and specifications thereof which may be made with the approval of the Governor the Department of Welfare and the Department of Property and Supplies and for the further development of the grounds as recommended by the Board of Trustees of Eastern State Penitentiary with the approval of the Department of Welfare

Section 3 All construction work and all work incident to the development of grounds shall be under the immediate supervision of the superintendent of construction heretofore selected or such other superintendent or superintendents as may hereafter be selected by the Department of Property and Supplies with the approval of the Governor

Section 4 All contracts for the purchase of furnishings equipment materials or supplies and all other contracts which it may become necessary to award and execute for carrying out the provisions of the act to which this is a supplement and its amendments shall be made by the Department of Property and Supplies and any contract made hereunder which shall involve an expenditure of more than five hundred dollars ($500) shall be made after advertisement and competitive bidding

Section 5 This act shall be effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1364, as follows:

An Act to amend section two of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy) entitled "An act defining cold storage and regulating time of storage of certain articles of food and providing penalties for the violation of the provisions of this act" by exempting State-owned institutions operating cold-storage warehouses from the paymen of license fees

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy) entitled "An act defining cold storage and regulating time of storage of certain articles of food and providing penalties for the violation of the provisions of this act" is hereby amended to read as follows

Section 2 No person firm or corporation shall maintain or operate a cold-storage warehouse without a license so to do issued by the [Director of the Bureau of Foods] Department of Agriculture Any person firm or corporation desiring such a license shall make written application to the [Director of the Bureau of Foods] department for that purpose stating the location of the warehouse

The [Director of the Bureau of Foods] department thereupon shall cause an examination to be made of said warehouse and if it be found [by him] to be in a proper sanitary condition and otherwise properly equipped for its intended use [he] the department shall issue a license authorizing the applicant to operate the same as a cold-storage warehouse during the year the license shall be issued upon payment by the applicant of a license fee of fifty dollars ($50) to the [Director of the Bureau of Foods] Department and shall thereafter be paid by the [Director of the Bureau of Foods paid] department into the State Treasury through the Department of Revenue for the use of the Commonwealth Provided That no license fee shall be charged for the issuance of such license to any State-owned institution operating a cold-storage warehouse

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1366, entitled:

An Act regulating the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence and to make uniform the law with reference thereto

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That "firearm" as used in this act means any pistol or revolver with a barrel less than twelve inches any shotgun with a barrel less than twenty-four inches or any rifle with a barrel less than fifteen inches

"Crime of violence" as used in this act means any of the following crimes or an attempt to commit any of the same namely murder manslaughter rape mayhem aggravated assault and battery assault with intent to kill robbery burglary breaking and entering with intent to commit a felony kidnapping and larceny

"Person" as used in this act includes firm partnership association or corporation

The second section was read as follows:

Section 2 If any person shall commit or attempt to commit a crime of violence when armed with a firearm he may in addition to the punishment provided for the crime be punished also as provided by this act

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 2, line 4 by inserting after the word "firearm" the following: "contrary to the provisions of this act"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 In the trial of a person for committing or attempting to commit a crime of violence the fact he was armed with a firearm and had no license to carry the same shall be prima facie evidence of his intention to commit said crime of violence

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 3, page 2, line 8 by inserting after the word "fact" the following: "that"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth and sixth sections were separately read and agreed to as follows:

Section 4 No person who has been convicted in this Commonwealth or elsewhere of a crime of violence shall own a firearm or have one in his possession or under his control

Section 5 No person shall carry a firearm in any vehicle or concealed on or about his person except in his place of abode or fixed place of business without a license therefor as hereinafter provided

Section 6 The provisions of the preceding section shall not apply to constables sheriffs prison or jail wardens or their deputies policemen of the Commonwealth or its political subdivisions or other law-enforcement officers or to members of the army navy or marine corps of the United States or of the national guard or organized reserves when on duty or to the regularly enrolled members of any organization duly authorized to purchase or receive such weapons from the United States or from this Commonwealth provided such members are at or are going to or from their places of assembly or target practice or to officers or employes of the United States duly authorized to carry a concealed firearm or to any person engaged in the business of manufacturing repairing or dealing in firearms or the agent or representative of any such person having in his possession using or carrying a firearm in the usual or ordinary course of such business or to any person while carrying a firearm unloaded and in a secure wrapper from the place of purchase to his home or place of business or to a place of repair or back to his home or place of business or in moving from one place of abode or business to another

The seventh section was read as follows

Section 7 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county may upon the application of any person issue a license to such person to carry a firearm in a vehicle or concealed on or about his person within this Commonwealth for not more than one year from date of issue if it appears that the applicant has good reason to fear an injury to his person or property or has any other proper reason for carrying a firearm and that he is a suitable person to be so licensed The license shall be in triplicate in form to be prescribed by the Secretary of the Commonwealth and shall bear the name address description and signature of the licensee and the reason given for desiring a license the original thereof shall be delivered to the licensee the duplicate shall within seven days be sent by registered mail to the Secretary of the Commonwealth and the triplicate shall be preserved for six years by the authority issuing said license The fee for issuing such license shall be fifty cents ($0.50) which fee shall be paid into the county treasury except that if the applicant exhibits a resident hunter's license issued to him for the current license year the fee shall not be charged.

Any such license to carry firearms may be revoked by the person issuing the same at any time upon written notice to the holder thereof

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 3, line 26 by striking out the word "the" at the end of said line, and insert in lieu the following: "The"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth section was read as follows:

Section 8 No person shall deliver a firearm to any person under the age of eighteen or to one whom he has reasonable cause to believe has been convicted of a crime of violence or is a drug addict an habitual drunkard or of unsound mind

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 8, page 4, line 11, by striking out the word "whom" and insert in lieu thereof "who"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The ninth section was read as follows:

Section 9 No seller shall deliver a firearm to the purchaser thereof until forty-eight hours shall have elapsed from the time of the application for the purchase thereof and when delivered said firearm shall be securely wrapped and shall be unloaded At the time of applying for the purchase of a firearm the purchaser shall sign in triplicate and deliver to the seller a statement containing his full name address occupation color place of birth the date and hour of application the caliber make model and manufacturer's number of the firearm to be purchased and a statement that he has never been convicted in this Commonwealth or elsewhere of a crime of violence The seller shall within six hours after such application sign and attach his address and forward by registered mail one copy of such statement to the chief or head of the police force or police department of the city or the sheriff of the county of which the seller is a resident the duplicate duly signed by the seller shall within seven days be sent by him with his address to the Secretary of the Commonwealth the triplicate he shall retain for six years This section shall not apply to sales at wholesale

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk

The amendment was read by the Clerk as follows:

Amend sec. 9, page 4, line 23, by inserting after the word "caliber" the following: "length of barrel".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The tenth section was read as follows:

Section 10 Every person firm or corporation engaged or desiring to engage in the business or selling leasing or otherwise transferring a firearm whether such seller lessor or transferror is a retail dealer wholesale dealer pawn broker or otherwise shall submit a sworn application for a license and registry to the proper licensor of his county which shall be put in such form as the Secretary of the Commonwealth may determine which application shall state the principal place of business of the applicant wherever situated and the location of the principal place of business in this State the address of the applicant and such other additional information as the Secretary of the Commonwealth may require and if the licensor is satisfied that the applicant is of good repute he shall register the applicant and issue to him a registry certificate certifying to the fact that the dealer has been registered for the current calendar year as a dealer in firearms If the licensor declines or fails to so register the applicant he shall immedaitely give notice of the fact to the applicant and upon request of such applicant filed within ten days after the receipt of such notice shall fix a time and place for hearing of which ten days notice shall be given to the applicant or to other persons interested to offer evidence relating to the dealers repute If satisfied as aforesaid as a result of said hearing the licensor shall thereupon register the dealer Any dealer aggrieved by any decision of the licensor may file within thirty days thereafter in the court of quarter sessions of his county a petition against the licensor officially as defendant alleging therein in brief detail the action and decisions complained of and praying for a reversal thereof Upon service of summons upon said defendant returnable within three days from its date the licensor shall within one week from such return date file an answer in which he shall allege by way of defense the grounds of his decision and such other grounds which shall in the meantime accrue or be discovered All allegations of the answer shall be determined to stand denied without further pleading and upon application of either party the cause shall be advanced and heard without delay Mere technical irregularities in procedure of such licensor shall be disregarded The court's decision shall take into account only the rights of the plaintiff and the protection of the public and the licensor shall prosecute no proceedings to obtain a reversal modification or vacation of a judgment rendered in favor of the plaintiff A judgment sustaining a refusal of the licensor to grant or renew a registration shall not bar after one year a new application by the plaintiff for registration and license nor shall a judgment in favor of the plaintiff prevent such licensor from thereafter revoking or refusing to renew such registration for any proper cause which may thereafter accrue or be discovered The court shall have full power to dispose of all costs and appeals may be taken as in other cases as provided by law

This section shall not apply to wholesale dealers of merchandise in interstate commerce nor to wholesale dealers when sellin gmerchandise to other edalers nor to agents messengers and other employes of common carriers whose duties require them to protect moneys valuables and other property in the discharge of such duties from carrying any such weapons while actually engaged in such duties

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk

The amendments were read by the Clerk as follows:

Amend section 10, page 5, lines 8 to 28, both inclusive, by striking out the entire said lines.

Amend section 10, page 6, lines 1 to 29, both inclusive, by striking out the entire said lines.

Amend section 10, page 7, lines 1 to 12, both inclusive, by striking out the entire said lines, and insert in lieu thereof the following:

"Section 10. No retail dealer shall sell or otherwise transfer or expose for sale or transfer or have in his possession with intent to sell or transfer, any firearm without being licensed, as hereinafter provided."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eleventh section was read as follows:

Section 11 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county may grant licenses in forms prescribed by the Secretary of the Commonwealth effective for not more than one year from date of issue permitting the licensee to sell firearms direct to the consumer within this Commonwealth subject to the following conditions in addition to those specified in section nine hereof for breach of any of which the license shall be forfeited and the licensee subject to punishment as provided in this act

1. The business shall be carried on only in the building designated in the license

2 The license or a copy thereof certified by the issuing authority shall be displayed on the premises where it can easily be read

3 No firearm shall be sold (a) in violation of any provision of this act nor (b) shall a firearm be sold under and circumstances unless the purchaser is personally known to the seller or shall present clear evidence of his identity

4 A true record in triplicate shall be made of every firearm sold in a book kept for the purpose the form of which may be prescribed by the Secretary of the Commonwealth and shall be personally signed by the purchaser and by the person effecting the sale each in the presence of the other and shall contain the date of sale the caliber make model and manufacturer's number of the firearm the name address occupation color and place of birth of the purchaser and a statement signed by the purchaser that he has never been convicted in this Commonwealth or elsewhere of a crime of violence One copy shall within six hours be sent by registered mail to the chief or head of the police force or police department of the city or the sheriff of the county of which the dealer is a resident the duplicate the dealer shall within seven days send to the Secretary of the Commonwealth the triplicate the dealer shall retain for six years

5 No firearms or imitation thereof or placard advertising the sale thereof shall be displayed in any part of any premises where it can readily be seen from the outside

The fees for issuing said license shall be ten dollars ($10.00) which fee shall be paid into the county treasury

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 11, page 7, lines 15 and 16, by striking out the words "may grant licenses in forms" and insert in lieu thereof e following: "shall grant to reputable applicants licenses form."

Amend sec. 11, page 8, line 27, by inserting after the word reasury" the following paragraph:

"6. Any applicant aggrieved by the refusal of his application ay file within thirty days thereafter in the court of quarter ssions of his county a petition against the official who re- sed his application, as defendant, alleging therein in brief tail the refusal complained of and praying for a reversal hereof. Upon service of a copy of the petition upon the de- ndant, returnable within ten days from its date, the de- ndant shall on or before the return day file an answer in hich he may allege by way of defense the reason for his re- isal and such other reasons as may in the meantime have een discovered. Thereupon, upon application of either party e cause shall be heard without delay. The court may either istain or reverse the action of the defendant. If the de- ndant's action is reversed, he shall forthwith issue the license pon payment of the fee. A judgment sustaining a refusal to rant a license shall not bar after one year a new application, or shall a judgment in favor of the petitioner prevent the efendant from thereafter revoking or refusing to renew such cense for any proper cause which may thereafter occur. The ourt shall have full power to dispose of all costs."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twelfth section was read and agreed to as follows:

Section 12 No person shall make any loan secured by mort- gage deposit or pledge of a firearm nor shall any person lend r give a firearm to another or otherwise deliver a firearm ontrary to the provisions of this act

The thirteenth section was read as follows:

Section 13 No person shall in purchasing or otherwise se- curing delivery of firearm or in applying for a license to carry he same give false information or offer false evidence of his dentity

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following mendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 13, page 9, line 4, by inserting after the word of" the following: "a".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourteenth section was read as follows:

Section 14 No person shall change alter remove or obliterate he name of the maker model manufacturer's number or ther mark of identification on any firearm Possession of ny pistol upon which any such mark shall have been changed ltered removed or obliterated shall be prima facie evidence hat the possessor has changed altered removed or obliterated he same

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following mendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 14, page 9, line 10, by striking out the word "pistol" and insert in lieu thereof "firearm".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifteenth section was read and agreed to as follows:

Section 15 All licenses heretofore issued within this Commonwealth permitting the carrying of firearms concealed upon the person shall expire at midnight of the thirty-first day of August one thousand nine hundred and thirty-one

The sixteenth section was read as follows:

Section 16 This act shall not apply to antique firearms unsuitable for use as firearms and possessed as curiosities or ornaments

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 16, page 9, line 20, by striking out the words "as firearms".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The seventeenth, eighteenth, nineteenth, and twentieth sections were separately read and agreed to as follows:

Section 17 Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than three thousand dollars ($3,000.00) or imprisonment for not more than three years or both

Section 18 If any part of this act is for any reason declared void such invalidity shall not affect the validity of the remaining portions of this act

Section 19 This act may be cited as the "Uniform Firearms Act"

Section 20 This act shall be so interpreted and construed as to effectuate its general purposes to make unform the law of those states which enact it

The twenty-first section was read as follows:

Section 21 This act shall take effect on the first day of September one thousand nine hundred and thirty-one

On the question,

Will the House agree to the section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 21, page 10, lines 7, 8 and 9, by striking out the entire said lines.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-second section was read as follows:

Section 22 All acts or parts of acts inconsistent herewith are hereby repealed provided however that this act shall not repeal or in any manner effect any provisions of an act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act prohibiting the sale giving away transfer purchasing owning possession and use of machine guns providing penalties and providing for certain exemptions and the granting of permits by sheriffs to own and possess machine guns as relics"

On the question,

Will the House agree to the Section?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 22, page 10, line 10, by striking out the number "22" and insert in lieu thereof "21".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act regulating the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence and to make uniform the law with reference thereto

On the question,

Will the House agree to the title?

Mr. WITKIN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 1, by inserting after the word "Regulating" the following: "and licensing".

Amend title, page 1, line 3, by inserting after the word "evidence" the following: "conferring powers and imposing duties on courts of quarter sessions, sheriffs and heads of police departments."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WITKIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary General for the purpose of further study.

Mr. FISH. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1373, as follows:

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to Nation party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" which was amended by section three of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-nine) entitled "An act to amend section seven ten thirteen fourteen and fifteen of an act entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) as amended so as to provide fully how many official and specimen ballots shall be provided for each party at the primaries and to whom the same shall be delivered what other election materials shall be furnished and what printed instructions shall be given voters and election officers how the official ballots shall be given to qualified electors how party membership shall be evidenced and how and when it may be challenged how the vote shall be counted recorded and returned by the election officers what shall be done with the ballots voted their stubs and the unused spoiled and void ballots tally papers oaths of election officers affidavits of voters et cetera lists of voters of each party triplicate and other return sheets and who shall have the custody of same to require the return and public inspection of all the spoiled and unused ballots from each election district before the computation of any returns therefrom to prescribe the method of computing and canvassing such returns publicly to provide who shall constitute the return board for any county wherein one or more of the commissioners are candidates at any primary to regulate the manner of correcting apparent errors in certain returns and the opening of ballot-boxes and the recounting of votes when any county commissioner prothonotary or judge of the court of common pleas deems it necessary in order to obtain a correct count or upon the petition of three electors averring fraud or error to assure the right of any authorized representative of any party or candidate to hear record and check up the returns as read as well as to inspect the same and any other public documents relating to any primary election to allow any person aggrieved by any decision of the county commissioners or prothonotary to appeal therefrom to the court of common pleas of the proper county to make certain violations of said act as amended hereby misdemeanors and to provide penalties for the punishment of such offenses to provide that nomination petitions of candidates for any municipal office to be filled by a vote of the electors of a senatorial district shall be signed by at least two hundred qualified electors of such district and to repeal inconsistent legislations" is hereby further amended to read as follows

Section 13 No official ballot shall be taken or detached from its stub in any book of ballots except by an election officer when a person desiring to vote has been found to be a qualified elector entitled to vote as hereinafter stated and not more than one ballot shall be removed at any one time or given to any voter except when a voter inadvertently spoils a ballot and immediately returns it to the election officers for cancellation in which case he may be given another Any person removing any ballot from any book of official ballots except in the manner aforesaid shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than one year or both at the discretion of the court for each offense Qualifications of electors entitled to vote at a primary shall be the same as the qualifications of the electors entitled to vote at elections with the election district where the primary is held except that with respect to the payment of taxes it shall be sufficient if an elector shall have paid within two years before the next succeeding election a State or county tax which shall have been assessed at least two months before the said election and paid on or before the day of the primary and in cases where personal registration is required on or before the registration day on which the elector registers Provided That no elector who is not registered and enrolled as a member of a designated political party in accordance with the law requiring such registration and enrollment now or hereafter in force shall be permitted to vote the ballot of such party or any other party ballot at any primary except in cases where an elector of a borough town or township who is twenty-one years of age and under twenty-two whose name does not appear on the registry of voters and who has all the other qualifications to vote except as to the payment of taxes In such cases the elector may declare his party preference and prove his right to vote in the same manner as he would be called upon to do at a general election whereupon he shall be entitled to vote the ballot of such party Each elector may be challenged and if challenged shall prove the aforesaid qualifications and his identity in the same manner in which electors in the election district in which he offers to vote are or hereafter may be required by law to prove their qualifications or identity on election day except that in cases as in cities of the first second and third classes where personal registration is required all challenges respecting party membership must be made at the time of such registration and in such cases the designation of the political party of the elector on the register shall be conclusive evidence of such membership at the succeeding primary or primaries In other cases where personal regisration is not required as in districts other than in said cities if an elector although enrolled as a member of any particular party is challenged regarding such membership he shall be required to make oath or affirmation that at the last preceding election at which he voted for a majority of the candidates of said party and upon executing such affidavit he shall be entitled to receive and vote the ballot of such party but if he is unable or unwilling to make such affidavit he shall be denied the right to receive such ballot but he shall not be deemed to be guilty of any violation or attempted violation of any law by reason of having asked for a ballot of the party with which he is enrolled

If such last preceding election at which such elector voted was a general election at which Presidential electors were voted for he shall in determining the number of candidates for which he voted thereat count the group of Presidential electors as two candidates

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1391, as follows:

An Act to amend section seven of the act approved the seventeenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred thirty-three) entitled "An act regulating the quarantining of animals poultry premises localities and areas in the Commonwealth defining quarantines and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines and providing penalties for the violation of this act" further regulating the bringing of cattle into areas where a modified quarantine has been established

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That section seven of the act approved the seventeenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred thirty-three) entitled "An act regulating the quarantining of animals poultry premises localities and areas in the Commonwealth defining quarantines and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines and providing penalties for the violation of this act" is hereby amended to read as follows

Section 7 Modified Quarantines A modified quarantine shall be established only by the Department of Agriculture which shall cause notices and copies of the order of quarantine to be posted and advertised in at least one newspaper.

After a modified quarantine is established no cattle shall be taken into such area except in accordance with the following regulations

(a) Cattle identified as coming from other areas designated as modified tuberculosis free accredited areas or coming from herds designated as tuberculosis free accredited herds or from herds wherein the entire herd has passed a negative tuberculin test in the process of accreditation under the accredited Herd Plan or Modified Area Plan may enter modified quarantine areas without being subjected to an additional tuberculin test prior to entry providing such cattle are apparently healthy and accompanied by a health certificate and tuberculin test chart approved by an official or agent of the Department of Agriculture

(b) [The class of cattle known as dairy cattle and cattle that may be used for breeding] Steers not eligible under paragraph (a) may enter the modified quarantined area if they are apparently healthy and are accompanied by a health certificate and tuberculin test chart approved by an officer or agent of the Department of Agriculture [Cattle entering a modified quarantined area under this paragraph (b) shall be held in quarantine at destination or at such place as may be designated by an officer or agent of the Department of Agriculture and separate from other cattle until after the cattle shall have passed an approved tuberculin retest within a period of sixty to ninety days after entry into the modified area The maintenance of the cattle during the period of quarantine and the tuberculin retest shall be at the owner's expense]

[(c) Apparently healthy bulls steers cows heifers and calves for stocker or feeder purposes not eligible under clauses (a) or (b) of this section to enter a modified quarantined area are not required to be tuberculin tested if kept separate from other cattle otherwise said stocker or feeder cattle are required to be accompanied by a health certificate and tuberculin test chart approved by an officer or agent of the Department of Agriculture All cattle brought into a modified quarantined area for stocker or feeder purposes under this clause (c) not having been tuberculin tested may be disposed of by the owner only for immediate slaughter or under the supervision of the Department of Agriculture] [(d)] (c) Apparently healthy cattle of strictly slaughter types and to be used only for immediate slaughter may enter a modified quarantined area without an examination and tuberculin test Cattle entering a modified area under this clause [(d)] (c) must be slaughtered within ten days after their entry into the modified quarantined area except when the ten day period is extended by a special permit from an officer or agent of the Department of Agriculture

[(e)] (d) Pure bred cattle may enter a modified quarantined area to be kept therein temporarily for exhibition or to be bred providing the cattle are accompanied by a health certificate and tuberculin test chart approved by an officer or agent of the Department of Agriculture

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1429, as follows:

An Act authorizing the recorder of deeds of any county of the second class to record any where re-recording is authorized by law to re-record by a photographic or photostatic process or method all papers required or authorized to be recorded or re-recorded by him and fixing the fees for such recording and re-recording providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent authorizing the board of county commissioners of any such county to contract for purchase and pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by such photographic or photostatic process or method authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind number and compensation of such skilled employes and assistants and providing that such compensation shall be paid only out of the fees of said office collected or earned

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be lawful for the recorder of deeds of any county of the second class within this Commonwealth to record by a photographic or photostatic process or method all dees mortgages leases assignments satisfactions powers of attorney charters commissions plans and all other instruments and papers the recording of which by such recorder of deeds is required or authorized and to charge collect and receive for such recording the fees now by law fixed for the recording of such instruments

Section 2 In all cases where by existing law the re-recording of any instrument is authorized to be made and done by the recorder of deeds of any county of the second class within this Commonwealth it shall be lawful for said recorder of deeds to re-record the same together with the certificate of its original record by a photographic or photostatic process or method and to charge collect and receive for such re-recording the fees now by law fixed for the re-recording of such papers or instruments

Section 3 Whenever hereafter any deed mortgage lease assignment statisfaction power of attorney charter commission plan or other paper authorized or required to be recorded shall have been recorded or re-recorded by a photographic or photostatic process or method the photographic or photostatic record or re-record thereof made and any photographic or photostatic exemplification thereof lawfully certified shall be legal evidence in all cases in which the said original deed mortgages lease assignment satisfaction power of attorney charter commission plan or other paper would be competent

Section 4 It shall be lawful for the board of county commissioner of any such county to contract for and purchase according to law and to pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable the recorder of deeds of any such county to record and re-record all papers and instruments required or authorized to be recorded or re-recorded by him by a photographic or photostatic process or method And it shall be lawful for any such recorder or deeds to appoint skilled employes and assistants to administer such process of method of such kinds in such number and at such rates of compensation as shall be fixed by the salary board of such county subject to appeal as provided by existing law provided however that no such employes or assistants shall be paid any compensation out of any other funds than the fees of said office of such recorder of deeds received and paid in by him to the county treasury or earned and due to such recorder of deeds by the county for services rendered

Section 5 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1491, entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissions of counties of the fourth class be and are hereby authorized to take over in their discretion for use as county highways any abandoned rights of way and/or bridge of a street railway company or any part thereof now or hereafter to be abandoned for the purpose of relocating any existing or locating a new county highway

On the question,

Will the House agree to the section?

Mr. HENDERSON. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER.** The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 7, by inserting before the word "street" the following: "railroad or".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 When it is desired to relocate an existing or to locate a new county highway on any such abandoned rights of way and/or bridges of a street railway company or any part therof the county commissioners for and in behalf of the county may by amicable agreement purchase said right of way and/or such part thereof as may be necessary for the relocating or locating of said county highway from the owner or owners thereof at a fair price to be approved by the court of quarter sessions of said county

On the question,

Will the House agree to the section?

Mr. HENDERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 1, line 13, by inserting before the word "street" the following: "railroad or".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 Whenever any such abandoned right of way and/or bridge of a street railway company or any part thereof is purchased under the provisions of this act a county highway may be laid out and located thereon and shall thereafter be constructed improved and maintained in accordance with existing laws relating to county highways Any such bridge so taken over shall become a county bridge and shall be maintained rebuilt and repaired in the same manner as county bridges

On the question,

Will the House agree to the section?

Mr. HENDERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendmen will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 3, page 2, line 8, by inserting before the word "street" the following: "railroad or".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

On the question,

Will the House agree to the title?

Mr. HENDERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by inserting before the word "street" the following: "railroad and".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1501, as follows:

An Act to amend section fourteen of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred sixty-six) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising bee-keeping and horticulture" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred sixty-six) entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising bee-keeping and horticulture" as amended be section twelve of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred one) entitled "An act to amend sections one two three four five six seven ten eleven twelve thirteen fourteen fifteen seventeen eighteen and twenty-one of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred sixty-six) entitled 'An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising bee-keeping and hoticulture' increasing the powers of such associations in certain instances and providing a penalty" is hereby further amended to read as follows

Section 14 The board of directors of each association shall consist of not less than five members At the first regular meeting of the association a quorum as specified by the bylaws being present the members shall elect from among themselves directors for the term of one year At the expiration of the terms of directors so elected their successors shall be elected in like manner for terms of one year Provided That certain directors may [at the first regular meeting of a newly organized association or in the case of associations already existing then at the first meeting held for election purposes after this amendment become effective] be elected for terms longr than one year so that thereafter one-third as nearly as possible of such directors may be elected every year for terms of three years Directors shall hold office until their successors have been elected and qualified and until their successors shall enter upon the discharge of their duties Vacancies shall be filled for the unexpired terms at any regular meeting or at any special meeting called for the purpose by the board of directors The board of directors shall manage the affairs of the association and shall perform such other duties as may be specifically imposed upon the board by this act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1283 (Senate Bill No. 323), entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1415 (Senate Bill No. 398), entitled:

An Act providing for the assessment by the board of assessment and revision of taxes in counties of the second class of persons subject to the county tax on trades occupations and professions not theretofore assessed at any time more than sixty days prior to any election

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1416 (Senate Bill No. 399), entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the second and third class the county tax on trades occupations and professions is hereby abolished as to all years after one thousand nine hundred and thirty and in lieu thereof each such county shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as now provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in such counties over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law To the lists as furnished by the tax assessors the county commissioners or the board for the assessment and revision of taxes as the case may be shall add and assess for the poll tax such residents and inhabitants as may be assessed by assessors assistant or registry assessors for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least sixty days before any general or municipal election and be so assessed the county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer

On the question,

Will the House agree to the section?

Mr. STEEDLE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Senate Bill No. 399, Page 2, Section 1, Line 21 by inserting after the word, "treasurer," the following: "or if other County taxes for the year have become delinquent then to the County Delinquent Tax Collector".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to as follows:

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

Section 3 This act shall be in force immediately upon its passage and approval by the Governor

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class, in lieu of the tax on trades, occupations and professions, and defining the powers and duties of assessors, assistant and registry assessors, county treasurer and delinquent tax collector in connection therewith.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1417 (Senate Bill No. 437), entitled:

An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital providing for the erection construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies is hereby authorized to acquire in the name of the Commonwealth by gift from the University of Pittsburgh a suitable site for a Western State Psychiatric Hospital on the campus of or in the neighborhood of the University of Pittsburgh

The said department shall upon the acquisition of said site proceed with preliminary surveys plans and estimates for the construction and equipment of a Western State Psychiatric Hospital and for the improvement of the grounds connected therewith in the manner provided by the Administrative Code of 1929 Such plans shall be subject to approval by the Department of Property and Supplies The cost of such preliminary surveys plans and estimates shall be payable out of current maintenance funds of the Department of Property and Supplies but shall not exceed the sum of twenty-five thousand dollars ($25,000)

On the question,

Will the House agree to the Section?

Mr. STEEDLE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend bill, page 2, line 4, by striking out the words "Property and Supplies" and insert in lieu thereof "Welfare".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 The Department of Property and Supplies shall proceed as soon as funds are made available therefor by appropriation with the erection construction and equipment of said Western State Psychiatric Hospital which shall be sufficient to accommodate at least one hundred and fifty psychiatric patients and at least two hundred daily visits of psychiatric out-patients

Upon the completion of said hospital it shall be turned over to the Department of Welfare for management and the care maintenance and treatment of psychiatric patients selected by the Department of Welfare and for research and the training of medical and other personnel in mental diseases mental defects and their complications The superintendent of such hospital shall at all times be a physician of experience in the treatment of mental disease and mental defect

An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1016, as follows:

An Act to amend section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" providing for the payment to the holder of chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act and giving to such mortgages or conditional seller the same rights as are given by said act to the holder of a bailment lease

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor laws" is hereby amended to read as follows

Section 11 (A) No property rights shall exist in any intoxicating liquor or property designed for the manufacture or sale of intoxicating liquor intended for use in violating any of the provisions of this act or which has been so used but upon possession or use of any such intoxicating liquor or property in violation of this act the same shall be deemed contraband and shall be forfeited to the Commonwealth

Upon the transportation of intoxicating liquor in violation of this act the wagon buggy team motor vehicle water or air craft or other vehicle or receptacle in which it is so transported shall be forfeited to the Commonwealth subject to the provisions herein set forth

No such intoxicating liquor or property or vehicle team conveyance craft receptacle or other property when in the custody of the law or of any officer shall be seized or taken therefrom on any writ of replevin or other like process

(B) If upon hearing before the Court of Quarter Sessions or a Judge thereof it appears that any such intoxicating liquor or property so in the custody of the law or of any officer was so possessed or intended for use in violating any of the provisions of this act or has been so used such intoxicating liquor and property shall be adjudged forfeited and condemned and shall be disposed of as hereinafter provided or if upon such hearing it appears that any vehicle team conveyance craft receptacle or other property seized under the provisions of this act had been used for the unlawful transportation of intoxicating liquor such vehicle team conveyance craft receptacle and other property shall be adjudged forfeited and condemned and shall be disposed of as hereinafter provided unless the Court shall otherwise order

(I) Upon conviction of any person of a violation of this act the Court shall order and direct the sheriff of the county to destroy all such condemned intoxicating liquor and property seized or obtained from such defendant or defendants except that the court may order the same or any part thereof to be delivered to a hospital for its use and make return to the Court of compliance with said order Except that any vehicle team conveyance or craft seized under the provisions of this act shall be disposed of as hereinafter provided

(II) In any case in which (a) the defendant is acquitted of a violation of this act and denies the ownership or possession thereof or (b) no claimant appears for same or (c) appearing is unable to sustain his claim therefor the Court shall order all such condemned intoxicating liquor and property (except vehicles teams conveyances and crafts) publicly destroyed by the sheriff of the county Provided the Court may order the same or any part thereof to be delivered to a hospital for its use Return of compliance with said order shall be made by the sheriff to the Court

(III) In the case of any vehicle team conveyance or craft seized under the provisions of this act and condemned as aforesaid the Court shall order a public sale thereof by the sheriff of the county notice of which sale shall be given in the same manner as notice is required to be given of the sale of personal property under a writ of fieri facias the proceeds of such sale to be paid to the county treasurer for the use of the county In the event that any such vehicle team conveyance or craft is when so seized held and possessed under a bailment lease or contract and the legal title thereto is in another person [who] or in the event that any such vehicle team conveyance or craft is when so seized subject to the lien or a chattel mortgage or to a contract of conditional sale and if the person holding the legal title thereto or holding such chattel mortgage or contract of conditional sale thereon shall prove that the unlawful use for which the same was seized was without his knowledge or consent then the claim of the bailor for money due under said bailment lease or contract or the claim of the mortgagee or conditional seller for money due under said chattel mortgage or contract of conditional sale shall attach to and be paid out of the funds derived from said sale after payment of costs and the balance distributed as above provided In case it appears at said hearing that the owner of any such vehicle team conveyance or craft has not been found within the jurisdiction of the Court the sheriff shall give ten (10) days' notice of said sale by registered letter to the person if any whose name appears thereon as the manufacturer thereof together with the manufacturer's number if any appearing thereon

(C) In addition to the provisions aforesaid the Court shall in its order of condemnation and in every conviction under this act where it shall appear that intoxicating liquor was unlawfully transported in a motor vehicle declare that the license issued by the State Highway Department for any motor vehicle so forfeited and condemned or issued to any defendant convicted of transporting intoxicating liquor in any motor vehicle shall be forfeited and revoked and it shall be the duty of the clerk of the court in which such conviction is had or order of condemnation made to certify such conviction to the Secretary of Revenue who shall suspend or revoke the license issued for such motor vehicle or to such person and no other license shall be issued to such person or for such motor vehicle for a period of one (1) year following such suspension or revocation Provided that a license may be issued for such motor vehicle after the public sale thereof as above provided

(D) (I) The proceedings for the forfeiture or condemnation of all property the destruction or sale of which is provided for in subsections (II) and (III) of Clause (B) of this section shall be in rem in which the Commonwealth shall be the plaintiff and the property the defendant A petition shall be filed in the Court of Quarter Sessions of the Peace verified by oath or affirmation of any officer or citizen containing the following (a) a description of the property so seized (b) a statement of the time and place where seized (c) the owner if known (d) the person or persons in possession if known (e) an allegation that same had been possessed or used or was intended for use in violation of this act (f) and a prayer for an order of forfeiture that the same be adjudged forfeited to the Commonwealth and condemned and be ordered sold or destroyed (as the case may be) according to law unless cause be shown to the contrary

(II) A copy of said petition shall be served personally on said owner if he can be found within the jurisdiction of the court or upon the person or persons in possession at the time of the seizure thereof Said copy shall have endorsed thereon a notice as follows

"To the Claimant of Within Described Property

"You are required to file an answer to this petition setting forth your title in and right to possession of said property within fifteen (15) days from the service hereof and you are also notified that if you fail to file said answer a decree of forfeiture and condemnation will be entered against said property"

Said notice shall be signed by petitioner or his attorney or the district attorney

(III) If the owner of said property is unknown or outside the jurisdiction of the Court and there was no person in possession of said property when seized or such person so in possession can not be found within the jurisdiction of the Court notice of said petition shall be given by the sheriff by an advertisement in a newspaper of general circulation published in the county where such property shall have been seized once a week for three (3) successive weeks Said notice shall contain a statement of the seizure of said property with a description thereof the place and date of seizure and shall direct any claimants therof to file a claim therefor on or before a date given in said notice which date shall not be less than twenty-one (21) days from the date of the first publication

(IV) Upon the filing of any claim for said property setting forth a right of possession therof the case shall be deemed at issue and a time be fixed for the hearing therof

(V) At the time of said hearing if the Commonwealth shall produce evidence that the property in question was unlawfully possessed or used the burden shall be upon the claimant to show (a) that he is the owner of said property or the holder of a chattel mortgage or contract of conditional sale thereon (b) that he lawfully acquired the same (c) that it was [lawfully] not unlawfully used [and] or possessed by him and (d) in the event it shall appear that the property was unlawfully used by a person other than the claimant then such claimant shall show that such unlawful use was without his knowledge or consent

(VI) Any person claiming the ownership of or right of possession to or claiming to be the holder of a chattel mortgage or contract of conditional sale upon any intoxicating liquor vehicle team conveyance craft or other property the disposition of which is provided for in this section may at any time prior to the sale therof present his petition to the Court alleging his lawful ownership thereof or right of possession thereto or his lien thereon or reservation of title thereto and if upon public hearing thereon due notice of which having been given to the district attorney such claimant shall prove by competent evidence to the satisfaction of the Court that said intoxicating liquor vehicle team conveyance craft or property was lawfully acquired possessed and used by him or if it appearing that the property was unlawfully sued by a person other than the claimant he shall prove that such unlawful use was without his knowledge or consent then the Court may order the same returned or delivered to said claimant otherwise it shall be destroyed or sold (as the case may be) as hereinabove provided

(VII) Unless either the Commonwealth or the claimant shall demand a jury trial with in five (5) days after the conclusion of the hearing the right to such jury trial shall be deemed to have been waived

(E) The provisions of this section shall apply to the disposition of any intoxicating liquor or property in the custody of the law or of any officer at the time of the passage of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceed to the second reading and consideration of House Bill No. 1040, as follows:

An Act defining and prohibiting the practice of law the rendering of legal service or legal advice the use of the term lawyer attorney-at-law counsel or similar term by individuals not members of the bar and by corporations and providing a penalty

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the practice of law is hereby defined to be and is the doing of any of the following for or without remuneration (a) the appearance of an advocate in a representative capacity or the drawing of papers pleadings or ducuments or the performance of any act in such capacity in connection with proceedings pending or prospective before any court of record commissioner referee or any body board committee or commission constituted by law or having authority to determine controversies or (b) advising or counselling another as to the law relating to any subject or as to rights under the law or (c) constructing preparing drawing or assisting in the construction preparation or drawing of any trust agreement deed mortagage lease or other instrument or document affecting or relating to legal rights.

Section 2 That it shall be unlawful for any person who is not admitted as a member of the Bar of the Supreme Court or one of the courts of record of this Commonwealth under the rules of such court or a member who is not in good standing or for any corporation within the Commonwealth to engage in the practice of law or hold himself or itself out to the public either alone or together with or by or through any other person whether such other person be a member of the Bar as aforesaid or not as engaging in or entitled to engage in the practice of the law or as rendering legal service or legal advice or as furnishing attorneys or counsel in legal actions or proceedings of any nature nor shall such person or corporation assume or use the title of lawyer counsel attorney-at-law or any similar title indicating that he or it is practicing or prepared to practice law

The fact than an agent or employee of such individual or an officer trustee director agent or employee of such corporation is a member of the Bar as aforesaid shall in no wise affect the prohibition herein contained

(2) No such person or corporation shall solicit for himself or itself directly or indirectly any claim or demand for the purpose of taking any legal action thereon or represent any person in the pursuit of any legal remedy or represent any person suing or sued or threatened with suit or about to sue or to be sued in any legal action or proceedings

(3) No corporation shall practice law directly or indirectly through others

Section 3 (1) It shall be unlawful for any person firm or association not authorized to practice law or for any corporation to hold itself out as having a legal department for the use or benefit of any person firm association or corporation

(2) Nothing in this act shall be construed to prohibit any person firm association or corporation from employing an attorney or attorneys in and about its own immediate affairs or in any litigation to which it is or may be a party

(3) Nothing in this Act shall be construed to prevent (a) any individual conveyancer from drafting deeds mortgages or assignments affecting real estate (b) any licensed real estate broker from preparing agreements deeds mortgages assignments leases or the instruments directly pertaining to any real estate transaction consummated by him (c) any corporation lawfully engaged in the business of searching or insuring titles to real estate from making searches or guaranteeing or insuring titles to real estate or from furnishing to any person lawfully engaged in the practice of the law such information or such clerical services in connection therewith as he shall desire nor (d) a corporation lawfully engaged in the business of rendering services in connection with the incorporation registration and/or reorganization of corporations from furnishing to any person lawfully engaged in the practice of the law such information or such clerical services in and about his professional work as he shall desire nor (e) any certified public accountant in connection with the practice of his profession from appearing before the United States Board of Tax Appeals or any Federal or State bureau board commission commissioner or committee other than a court of record of the Commonwealth of Pennsylvania nor from advising and counselling with respect to matters of Federal and

State taxation nor from preparing and presenting accounts reports and documents of a form and character ordinarily and usually prepared and presented by certified public accountants

Section 4 Any person or corporation violating the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of not less than one hundred dollars ($100) nor more than two thousand dollars ($2,000) for each and every offense

Section 5 The following acts and parts of acts are hereby specifically repealed

The Act approved the twenty-eightth day of April one thousand eight hundred and ninety-nnie (Pamphlet Laws one hundred seventeen) entitled "An act making it unlawful for any person to hold himself out or advertise himself as a lawyer attorney-at-law or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth and providing a penalty therefor"

The Act approved the seventeenth day of April one thousand nine hundred and thirteen (Pamphlet Laws eighty) entitled "An act amending an act entitled 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer attorney-at-law or counsellor-at-law in any county of the State of Pennsylvania unless duly admitted to practice by a court of record of any county in this Commonwealth and providing a penalty therefor' and approved the twenty-sixth day of April Anno Domini one thousand eight hundred ninety-nine by extending its provisions so as to embrace the practice of the law of this or any other State nation country or land and so as to embrace the practice of the law out of court as well as before the courts"

All other acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. STERLING. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 757, as follows:

An Act to amend section one of the act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred thirty) entitled "An act to provide civil rights for all people regardless of race or color" extending provisions of said act so as to include agents employes and motion picture houses and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred thirty) entitled "An act to provide civil rights for all people regardless of race or color" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person company corporation being owner lessee [or] admit or in any manner discriminate against any person or persons on account of race or color over their lines or into their hotel or restaurant theater motion picture house concert hall or place of entertainment or amusement shall upon conviction thereof be guilty of a misdemeanor and be punished by a fine not less than [fifty dollars nor more than one hundred dollars] one hundred dollars nor more than five hundred dollars or shall be imprisoned not more than thirty days or both such fine and imprisonment at the discretion of the court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 813, as follows:

An act regulating the appointment of persons to public positions in counties and cities of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be unlawful for any person to hold or to be appointed to any public position or employment in counties of the first class and in cities of the first class or to draw any salary and in cities of the first class or to class or to draw any salary or compensation payable by any such county or city unless he or she is a legal resident within such county or city

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1294, as follows:

An Act to amend the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled "An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds play-fields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes" as amended by adding thereto section seven A which provides that cities of the second and third classes counties and townships shall upon petition of a certain number of electors submit to the voters thereof to decide whether or not the powers authorized by said act shall be exercised

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled "An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds play fields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes" which was amended by sections one two three four five six and seven of the act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws fifty-six) entitled "An act to amend sections one two and three as amended section four and sections five six and seven as amended of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' as extended to townships by further extending the provisions of this act so as to include the acquiring maintaining and operation of parks" is hereby further amended by adding thereto section seven A which reads as follows

Section 7A Upon the petition of qualified electors of any city of the second or third class county or township equal in number to five per centum of the votes cast therein at the preceding general or municipal election the governing authorities of such city county or township shall cause to be submitted to the voters thereof at the next general or municipal election the following question "Shall the .... of .... (either alone or jointly with the .... of ....) provide establish equip maintain supervise and operate playfields playgrounds gymnasiums public baths swimming pools or indoor recreation centers (or any or all of them to be set forth as requested in the petition) the cost thereof to be paid by an additional annual tax levy of not over two mills on the dollar of the assessed valuation of all taxable property

Such petition must be presented to the city clerk if it is a city question to the county commissioners if a county question and to the township commissioners or supervisors if a township question at least thirty days before the election at which such question is to be voted upon

If such question is decided affirmatively by the voters of such county city or township or any combination thereof where the question is for joint action the proper authorities of such municipal unit or units shall proceed to carry out the provisions of the act to which this is an amendment as directed by the question so voted upon

This section shall not be construed as to limit the powers or authority of any county city or township as provided by the act to which this is an amendment when no petition is presented as herein provided

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1357, as follows:

An Act relating to insurance making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period and requiring policies and contracts to contain stipulations to that effect

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all casualty or surety policies or contracts of insurance shall be null and void and all liability of the insurance company issuing said casualty or surety policy or contract of insurance shall be terminated at the end of forty-five days from the effective date thereof unless the premium under said policy or contract of insurance has been paid by the insured to the said insurance company issuing said policy or contract of insurance or its agent within forty-five days from the effective date of said policy or contract of insurance

Section 2 Hereafter all casualty or surety policies or contracts of insurance shall stipulate in writing as a condition thereof that said casualty or surety policy or contract of insurance be null and void and all liability thereunder of the insurance company issuing said policy or contract of insurance shall be terminated at the end of forty-five days from the effective date there of unless the premium thereunder is paid by the insured to the insurance company or its agent within forty-five days from the effective date thereof

Section 3 All laws or parts of laws in conflict herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1362, as follows:

An Act relating to insurance making all fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period and requiring policies and contracts to contain stipulations to that effect

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies shall be null and void and all liability of the insurance company issuing said fire insurance policy or contract of insurance shall be terminated at the end of forty-five days from the effective date thereof unless the premium under said policy or contract of insurance has been paid by the insured to the said insurance company issuing said policy or contract of insurance or its agent within forty-five days from the effective date of said policy or contract of insurance

Section 2 Hereafter all written fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies shall stipulate in writing as a condition thereof that said fire insurance policy or contract of insurance be null and void and all liability thereunder of the insurance company issuing said policy or contract of insurance shall be terminated at the end of forty-five days from the effective date thereof unless the premium thereunder is paid by the insured to the insurance company or its agent within forty-five days from the effective date thereof

Section 3 All laws or parts of laws in conflict herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee in the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1385, entitled:

An Act to amend section six hundred and thirty-four of and to add section six hundred and thirty-four A to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidatiing the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" prohibiting persons employed by insured persons beneficiaries banks banking institutions trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance and prohibiting payments and the giving of things of value to such employes for such policies and contracts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the

same That section six hundred and thirty-four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" is hereby amended to read as follows

Section 634 Penalties for Paying or Receiving Commission or Compensation for Insuring Lives of Attorneys Partners Clerks Servants or Employes or for Casualty Insurance for Such Persons It shall be unlawful for any person copartnership corporation insurance agent broker solicitor or representative to pay or cause to be paid any commission or compensation whatsoever to any attorney partner clerk servant employe or any other person howsoever hired or employed by or with any insured or any beneficiary named in any policy of life or casualty insurance It shall be unlawful for any attorney partner clerk servant employe or any other person howsoever hired or employed by or with any insured or any beneficiary named in any policy of life or casualty insurance to receive directly or indirectly any commission compensation or other benefit because or by reason of any such life or casualty insurance being placed sold or solicited on the life or health or for the benefit of their respective clients employers or masters or any of them It shall be unlawful for any attorney officer clerk servant or employe of any attorney officer clerk servant or employe of any corporation partnership association or individual to receive directly or indirectly any commission compensation or benefit because or by reason of any life or casualty insurance being placed sold or solicited on the life or health or for the benefit of any attorney officer clerk servant or employe of the same corporation copartnership association or individual whether or not any such attorney partner officer clerk servant or employe or other person hired or employed by or with the insured or of any beneficiary named in any policy of life insurance is duly licensed by the proper authority in this Commonwealth to place sell or solicit life insurance

Every such attorney partner officer clerk servant or employe or other person hired or employed or continuing to be hired or employed in the relation aforesaid within ninety days before or after the placing selling or soliciting of life insurance on the life or for the benefit of their respective clients partners officers employes masters or persons in the relation aforsaid or any of them shall be subject to the provisions of this section and every person copartnership or corporation participating in the payment of receipt of any compensation or benefit in violation of this section shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a fine of not less than fifty dollars nor more than five hundred dollars payable to the Commonwealth and imprisonment of not less than thirty days nor more than six months at the discretion of the court

On the question,

Will the House agree to the section?

Mr. **METZINGER**. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER**. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 1, page 4, line 3 by striking out the word "shaal" and inserting in lieu thereof the following: "shall".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 That said act is hereby amended by adding thereto section six hundred and thirty-four A to read as follows

Section 634 A Prohibitions Against Writing of Fire and Casualty Insurance on Property of Corporations by Employes Thereof It shall be unlawful for any officer employe attorney or agent of any bank banking institution trust company or corporation other than a corporation engaged in the insurance business to solicit write issue or cause to be issued any policy of fire or casualty insurance upon property owned by such bank banking institution trust company or corporation or in which it has any interest or on which it has any mortgage or for which it is acting as agent or the title to which it has insured or is acting to insure or to receive directly or indirectly any commission compensation or benefit from any such insurance notwithstanding such officer employe attorney or agent is duly licensed to place sell and solicit fire or casualty insurance It shall be unlawful for any insurance company or insurance agent or broker to pay or give directly or indirectly any commission compensation or thing of value to any officer emplye attorney or agent of any abnk banking institution trust company or corporation for any fire or casualty insurance on the property of any such bank banking institution trust company or corporation.

Any person copartnership association or corporation violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be liable to fine of not less than fifty dollars or more than five hundred dollars and imprisonment for not less than thirty days or more than six months

An Act to amend section six hundred and thirty-four of and to add section six hundred and thirty-four A to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurane rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" prohibiting persons employed by insured persons beneficiaries banks banking institutions trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance and prohibiting payments and the giving of things of value to such employes for such policies and contracts.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1462, as follows:

An Act to amend the title and sections one and two sections three and four as amended and sections five and six of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred seventy-six) as amended entitled "An act requiring persons partnerships associations or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance surety or indemnity on property persons or insurable business interests within this Commonwealth to be licensed by the Insurance Commissioner regulating the issuance and revocation of such licenses prescribing certain conditions for the transaction of such business and providing penalties" by including within the subject and said sections of the said act qualifications and conditions for the licensing of and the transaction of business by public adjuster solicitors providing for bonds by public adjusters and public adjuster solicitors and for recovery on such bonds and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the title of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred seventy-six) as amended entitled "An act requiring persons partnerships associations or corporations advertising for or soliciting business as adjusters advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance surety or indemnity on property persons or insurable business interests within this Commonwealth to be licensed by the Insurance Commissioner regulating the issuance and revocation of such licenses prescribing certain conditions for the transaction of such business and providing penalties" be and the same is hereby amended to read as follows

An Act requiring persons partnerships associations or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance surety or indemnity on property persons or insurable business interests within this Commonwealth to be licensed by the Insurance Commisssioner requiring persons partnerships associations or corporations acting as solicitors for said adjusters to be licensed by the Insurance Commissioner regulating the issuance and revocation of such licenses prescribing certain conditions for the transaction of such business providing for the filing of bonds by public adjusters and public adjuster solicitors and for recovery thereon by parties in interest and providing penalties

Section 2 That section one of the said act be and the same is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authoritay of the same That the term "public adjuster" as used in this act shall include every person copartnership association and corporation advertising solicitig business or holding himself or itself out to the public as an adjuster of claims for losses or damages arising out of policies of insurance surety or indemnity upon property persons or insurable business interests within this Commonwealth and receiving any compensation or reward for the giving of advice or assistance to the assured men ballots shall be provided for each party at the primaries in the adjustment of claims for such losses or who for compensation or reward whether by way of salary or commission or otherwise directly or indirectly solicit business investigate or adjust losses or advise the assured with reference to claims for losses on behalf of any other person partnership association or corporation engaged in the business of adjusting losses

The term does not include an agent or employe of an insurance company association or exchange through whom a policy of insurance was written in adjusting loss or damage under such policy nor does it include a broker or agent acting as adjuster if the services of the agent or broker in the adjustment are without compensation

A public adjuster solicitor is a person copartnership or corporation who or which solicits directly or indirectly in any manner or aids in securing for a public adjuster a contract for the adjustment of a loss

Section 3 That section two of said act be and the same is hereby amended to read as follows

Section 2 No person partnership association or corporation shall directly or indirectly act within this Commonwealth as public adjuster or as a public adjuster solicitor without first procuring from the Insurance Commissioner a license as public adjuster or public adjuster solicitor respectively

Section 4 That section three of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seven) entitled "An act to amend the title and sections three four seven and eight of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred seventy-six) entitled 'An act requiring persons partnerships associations or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance surety or indemnity on property persons or insurable business interests within this Commonwealth to be licensed by the Insurance Commissioner' by including with the subject and said sections of the said act certain additional qualifications and conditions for the licensing of and the transaction of business by public adjusters and providing and increasing penalties" is hereby further amended to read as follows

Section 3 The Insurance Commissioner shall issue adjusters' licenses and adjuster solicitors' license to persons partnerships associations or corporations applying therefor whom he deems to be trustworthy and competent to transact business as public adjusters and public adjuster solicitors respectively in such manner as to safeguard the interests of the public but no license shall be issued to any person partnership association or corporation engaged or interested in or receiving any profit from nor shall the holder of any such license engage or be interested in or receive any profit from any salvage or similar business

No licensed public adjuster shall directly or indirectly act within this Commonwealth as a public adjuster without having first entered into a contract in writing in a form approved by the Insurance Commissioner and executed in duplicate by the public adjuster and the assured or his duly authorized representative one copy of which contract shall be kept on file by the public adjuster open at all times to inspection without notice by the Insurance Commissioner his deputy or his examiners

No public adjuster solicitor shall use any form of contract other than that approved for the public adjuster for whom he is soliciting nor shall he make any contracts or agreements for himself or for the public adjuster other than such as are specified in the approved contract

Every licensed public adjuster shall keep a full record of his transactions as public adjuster open at all times without notice to the inspection of the Insurance Commissioner his deputy or his examiners showing (1) the name of the assured (2) the date location and amount of the loss (3) the name of the insurer amount expiration date and number of each policy of insurance carried with respect to such loss (4) an itemized statement of all recoveries by the assured from all sources (5) the name or names and addresses of any person or persons soliciting the adjustment and the date when solicited (6) the total compensation received for adjustment and the amount of commission salary or compensation paid to each employe and solicitor and (7) such other information as the Insurance Commissioner may require

Every public adjuster shall keep a full record of his transactions as such open at all times without notice to the inspection of the Insurance Commissioner his deputy or his examiners showing (1) the name of the assured (2) the date and location of the loss (3) the name or names and addresses of person or persons soliciting the adjustment for or with him and the date or dates when solicited and (4) such other information as the Insurance Commissioner may require

A license issued to a corporation partnership or association shall authorize only the officers and directors of the corporation or the members of the partnership or association specified in the license The fee to be paid to the Insurance Commissioner by the applicant for [such] a public adjusters' license at the time the application is made and annually thereafter for the renewal thereof shall be one hundred dollars If the aplicant is a corporation partnership or association such fee shall be paid for each person specified in the license

The fee to be paid to the Insurance Commissioner by the applicant for a public adjuster solicitor's license at the time the application is made and annually thereafter for the renewal thereof shall be fifty dollars If the applicant is a corporation partnership or association such fee shall be paid for each person specified in the license

Section 5 That section four of said act as amended by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred and seven) is hereby further amended to read as follows

Section 4 Before any adjuster's license or public adjuster solicitor's license is issued by the Insurance Commissioner there shall be filed in the Insurance Department a written application therefor Such application shall be on form or forms and supplements thereof prescribed by the commissioner and must set forth (a) The name and address of the applicant and if the applicant is a partnership or association the name and address of each member and if the application is a corporation the name and address of each of its officers and directors (b) whether any license as agent broker or adjuster has been issued heretofore by the commissioner to the applicant and if the applicant is an individual whether any such license has been heretofore issued to any partnership or association of which he was or is a member or to any corporation of which he was or is an officer or director and if the applicant is a partnership or association whether any such license has been issued heretofore to any member thereof and if the applicant is a corporation whether any such license has been issued heretofore to any officer or director of such corporation (c) the business in which the applicant has been engaged for the year next preceding the date of the application and if employed by another the name or names and addresses of such employer or employers (d) such other information as the commissioner may require to enable him to determine their trustworthiness and competency to transact the business of public adjusters or public adjuster solicitors in such manner as to safeguard the interests of the public

An application for [an] a public adjuster's or public adjuster solicitor's license must be signed and sworn to by the applicant if an individual and if made by a partnership or association by each member thereof and if made by a corporation by each officer and director thereof [who is authorized thereby to act as an adjuster]

Each person partnership association or corporation receiving [such] a public adjuster's license shall before transacting any business thereunder execute and deliver to the Insurance Commissioner a bond in the penal sum of five thousand dollars ($5,000) with such sureties as the Insurance Commissioner may approve [conditioned that said public adjuster will faithfully comply with all the requirements of this act]

Each person partnership association or corporation receiving a public adjuster solicitor's license shall before transacting any business thereunder execute and deliver to the Insurance Commissioner a bond in the penal sum of one thousand dollars ($1,000) with such sureties as the Insurance Commissioner may approve

The bond of the public adjuster and the public adjuster solicitor shall be conditioned that said public adjuster or public adjuster solicitor will faithfully comply with all the requirements of this act and shall not embezzle or fraudulently convert to his own use or with intent to use or embezzle take secrete or otherwise dispose of or fraudulently withhold appropriate lend invest or otherwise use or apply any money or substitutes for money or any salvage goods or property received by him as such public adjuster or public adjuster solicitor or employe of a public adjuster contrary to the instructions or without the consent of the assured or his legal representative and any person firm or corporation who has entered into a contract with a public adjuster as provided in section three as amended of this act and who shall suffer loss by reason of the failure of the public adjuster to comply with this act and faithfully perform his duties shall have the right to intervene and be made a party to any action instituted by the Commonwealth of Pennsylvania on the bond of the public adjuster and to have his her or its rights and claims adjudicated in such action and judgment rendered thereon subject however to the priority of the claim and judgment of the Commonwealth of Pennsylvania If the amount of the liability of the surety on said bond is sufficient to pay the full amount of said claims and demands then after paying the full amount due the Commonwealth of Pennsylvania the remainder shall be distributed pro rata among said interveners If no suit should be brought by the Commonwealth of Pennsylvania upon application therefor and furnishing affidavit to the Insurance Department that loss has been suffered by reason of failure of the public adjuster to comply with this act or faithfully perform his duties such assured shall be furnished with a certified copy of said bond upon which he she or it shall have a right of action and shall be and are hereby authorized to bring suit in the name of the Commonwealth of Pennsylvania for his her or its use and benefit against said public adjuster and his sureties and to prosecute the same to final judgment and execution Where suit is instituted by any of such assureds on the bond of the public adjuster it shall be commenced within one year after the performance and said final settlement of said contract and not later Where suit is so instituted by an assured or assured or assureds no other action shall be brought by any other claimant but any other claimant may file his claim in the action first brought and be made party thereto within one year from the completion of the work under said contract and not later If two or more actions be brought on the same day the action in which the largest claim is demanded shall be regarded as the first action Any creditor who has brought an action within one year as aforesaid but after suit brought by another creditor or on the same day may intervene in the suit first brought within the year notwithstanding the fact that the intervention in such case be after the expiration of the year provided said intervention be made within thirty days after the expiration of the year If the recovery on the bond should be inadequate to pay the amounts found due to all of said creditors judgment shall be given to each creditor pro rata of the amount of the recovery The surety on said bond may pay into court for distribution among said claimants and creditors the full amount of the surety's liability to wit the penalty named in the bond less any amount which said surety may have had to pay to the Commonwealth of Pennsylvania by reason of the execution of said bond and upon so doing the surety will be relieved from further liability In all suits instituted under the provisions of this act such personal notice of the pendency of such suits informing them of their right to intervene as the court may order shall be given to all known creditors and in addition thereto notice shall be given by publication in some newspaper of general circulation published in the county or municipality where the contract was performed once a week for at least three successive weeks Provided however That when such suit has been begun within three weeks of the end of the year within which suit may be brought said notice by publication shall be only for the period intervening between the time of instituting such suit and the end of the year

Section 6 That section five of said act be and the same is hereby amended to read as follows

Section 5 A corporation association or partnership to which a license has been issued may at any time make an application to the commissioner for the issuance of a supplemental license authorizing additional officers or directors of the corporation or additional members of the partnership or association to act [as adjusters]in the same capacity The commissioner may thereupon issue to such corporation association or partnership a supplemental license accordingly upon the payment of an additional fee for each member officer or director thereby authorized to act as [an] a public adjuster or a public adjuster solicitor

Section 7 That section six of said act be and the same is hereby amended to read as follows

Section 6 A license issued under this act shall be revoked by the commissioner if after due investigation he determines that the holder of such licence (a) has violated any provisions of this act or (b) has made a material misstatement in the application for such license or (c) has been guilty of fraudulent practices or (d) has in the judgment of the Insurance Commissioner demonstrated his incompetency or untrustworthiness to transact the business of a public adjuster Provided The Insurance Commissioner may in his discretion in cases warranting such action impose a fine of not more than one thousand dollars ($1,000) for each and every act of violation of this act instead of revoking a license as hereinbefore provided and upon failure to pay such fine within thirty (30) days to revoke the license

And said bill having been read at length the third time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1465, as follows:

An Act to amend section three hundred nineteen of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for further regulation of re-insurance and the imposition of penalties for violation of section three hundred nineteen of the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred nineteen of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies association and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" be and it is hereby amended to read as follows

Section 319 Reinsurance Regulated [.—] ; Penalties .— (a) No stock or mutual insurance company association or exchange organized under the laws of this Commonwealth shall reinsure its entire schedule of policies except by approval of the Insurance Commissioner

(b) Any domestic or foreign stock or mutual insurance company association or exchange authorized to transact business in this Commonwealth may reinsure all or any part of its liability under one or more of its policy contracts with any stock or mutual insurance company association or exchange doing the same or a similar kind of business authorized to transact business in this Commonwealth or authorized to transact business in any of the United States if such company association or exchange is and remains of the same standard of solvency and other requirements fixed by the laws of this Commonwealth for companies associations or exchanges transacting the same classes of business within this Commonwealth Any domestic or foreign stock or mutual insurance company association or exchange authorized to transact business in this Commonwealth shall pay to this Commonwealth taxes required on all business taxable within this Commonwealth and reinsured as provided in this section with any foreign company association or exchange not authorized to transact business in this Commonwealth

(c) No domestic or foreign stock or mutual insurance company association or exchange authorized to transact business in this Commonwealth shall reinsure or assume as a reinsuring company or otherwise in any manner or form whatsoever the whole or any part of any risk or liability covering property located in whole or in part in this Commonwealth of any insurance company association or exchange not authorized to transact business in this Commonwealth

Any domestic or foreign stock or mutual insurance company association or exchange violating provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) and not more than one thousand dollars ($1,000.00) for each contract or agreement so made or entered into Upon satisfactory evidence of the violation of this section by any such company association or exchange the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) Suspend or revoke the license of such offending company association or exchange (2) Refuse for a period of not to exceed one year thereafter to issue a new license to such company association or exchange (3) impose a fine of not more than one thousand dollars ($1,000.00) for each and every act of violation of this section When the Insurance Commissioner shall take action in any of the ways above cited the company association or exchange aggrieved may appeal therefrom to the court of common pleas of Dauphin County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1469, entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" which was amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "Act act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 Open Season The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

KIND OF GAME	OPEN SEASON
Blackbirds	From Aug 1st to Nov 30th
Rail	From Sept 1st to Nov 30th
Woodcock and Wilson or jacksnipe	From Oct 1st to Nov 30th
All birds known as wild waterfowl coots or mudhens and gallinules	From Oct 1st to Jan 15th
Raccoon	From Nov 1st to Jan 15th
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From Nov 1st to Nov 30th
Red squirrel	From Nov 1st to Aug 15th next following
Wild rabbit and hare	**From Nov 1st to Dec 15th**
Bear over one year old	**From Nov 10th to Dec 15th**
Male deer with two or more points to one antler and deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners	**From Dec 1st to Dec 15th**
Male elk with four or more points to one antler	**From Dec 1st to Dec 15th**

On the question,

Will the House agree to the section?

Mr. EDERER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 3, lines 10 to 14, both inclusive, by striking out the entire said lines, and inserting in lieu thereof the following:

points without visible antlers..From Dec 1st to Dec 15th

Deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners	Open season in any county or subdivision thereof only such as shall be fixed by resolution of the Board of Game Commissioners

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

The second section was read and agreed to as follows:

Section 2 That section five hundred and two of said act which was amended by section two of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' " is hereby further amended to read as follows

Section 502 Bag Limit It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

KIND OF GAME	IN ONE DAY	IN ONE SEASON
Wild turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20
Wild rabbits	5	30
Hares	3	15
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party)	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler or a deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "still hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except law pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

The third section was read as follows:

Section 3 That section five hundred and nine of said act which was amended by section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred fifty-two) entitled "An act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' " is hereby further amended to read as follows

Section 509 Removal of Game Removal of Protection Changing Sessions and Bag Limits when it is proven to the satisfaction of the board that game birds or game animals or fur-bearing animals are materially destroying property or otherwise becoming a nuisance or the sexes are not balanced properly or the natural food supply is insufficient or that hunting or trapping in addition to the regular open season provided by this act may be permitted without jeopardizing the future supply of game or fur-bearing animals of any kind in any section of the Commonwealth the board may at any time remove or have removed such animals or birds from that section or may direct or authorize the killing of such birds or animals or grant an extension of the open season or permit additional hunting or trapping under such rules governing seasons bag limits methods of taking and other regulations as the case may require regardless of protection afforded or open seasons or bag limits fixed by this act

Upon failure to relieve under the several provisions of the Game Law damages being done to private property by birds or animals of any kind protected by law on lands open to public hunting the board shall endeavor to capture and may use for stocking purposes any surplus birds or animals captured or may make such other disposition thereof as in their judgment may be desirable If unable to capture alive such birds or animals protected by law which are causing material damage on lands open to public hunting with a reasonable expenditure of funds or rapidly enough to relieve the conditions promptly the board is hereby directed to detail its officers or such other responsible citizens as the board may designate to kill such number of the species of birds or animals causing the damage as may be necessary to relieve the situation promptly The board may dispose of such carcasses as they deem desirable.

To aid in the better protection of game or fur-bearing animals in any part of the Commonwealth the board may also reduce open seasons and bag limits or may close seasons as in their judgment may be necessary to guarantee a future supply of such birds or animals of any or both sexes in any part of or throughout the entire Commonwealth

To remove protection declare additional open seasons or reduce open seasons or bag limits or close seasons for the killing of game or fur-bearing animals of any or both sexes in any county or part thereof a notice to that effect shall be published by the board in not less than two newspapers of general circulation in each county affected one time each week for at least two consecutive weeks setting forth the action of the board and the rules and regulations adopted relative thereto The board shall prepare and distribute such additional posters or notices as in their judgment may be necessary

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the preservation of game birds or game animals or fur-bearing animals or to take such birds or animals at a time or in any number or manner or of any kind or sex contrary to such rules and regulations

On the question,

Will the House agree to the section?

Mr. EDERER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 3, page 6, line 3 by inserting after the word "that" the following: "deer".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth, sixth, and seventh sections were separately read and agreed to as follows:

Section 4 That section five hundred and eleven of said act and the amendments thereto is hereby repealed

Section 5 That clause (b) of section seven hundred and four of said act is hereby amended to read as follows

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

Section 6 That section seven hundred and five of said act is hereby amended to read as follows

Section 705 Unlawful Killing of Elk and Deer It is unlawful for any person at any time by standing on watch or otherwise to kill or attempt to kill a second male elk or a second [male] deer in one season. It is unlawful for any person at any time to shoot at or wound or kill or attempt to shoot at or wound or kill or have in possession a female elk or a [female] deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners or any part thereof or a male elk or a male deer found in a wild state or any part thereof that may not be lawfully taken except as otherwise provided by the laws of this Commonwealth [relating to the taking of game animals and game birds under authority of a license issued by the board]

Section 7 That section seven hundred and six of said act is hereby amended to read as follows

Section 706 Possession of Deer or Elk Without Head Attached The possession or control of a deer or elk or of any portion of either of such animals shall be prima facie evidence that such animal was killed unlawfully in this Commonwealth unless the head [bearing antlers as hereinbefore provided] is attached in a natural way Each person in whose possession or under whose control the same may be found or who may be proven to have had such animal or part thereof in possession or under control shall be liable to the penalty provided in this article for the unlawful killing of elk or deer as the case may be unless such person shall immediately upon demand made by an officer of the Commonwealth whose duty it is to protect game produce the head [bearing such antlers] or shall swear that the flesh in question found in his possession or proven to have been under his control is a part of a deer or elk legally killed in the Commonwealth both or either as in the mind of the officer investigating may be considered necessary

The eighth section was read as follows:

Section 8 That section seven hundred and seven of said act is hereby amended to read as follows

Section 707 Hunting Regulations for Parties Hunting Large Game Tagging Large Game Each camp or body of men hunting together for elk or deer or bear shall at all times while hunting maintain a roster or record giving in plain English the name address and license numbers of all persons hunting with that party at any time during that season Such roster or record shall be kept at the camp boarding house or other stopping place and if not in a camp or stopping together in the possession of the leader or captain of such party Such roster or record shall at all times be open to inspection by any officer whose duty it is to protect the game of the Commonwealth and shall be produced upon the demand of any such officer Every failure to keep or produce any such roster or record shall render the person responsible for such neglect or refusal liable to penalties provided in this article

It is unlawful for any body of men either camping together or hunting in unison or in any manner cooperating with each other to kill or be possessed of in one season more than six legal [male] deer or more than one legal male elk or more than four bears found in a wild state

Every person in a camp or body of men hunting together or in any manner cooperating with others in hunting for elk or deer or bear shall be individually liable to the full penalty imposed in this article for each elk or deer or bear killed in excess of the number provided for in this section after the time the various members of such party hunting together have had ample opportunity to get together not exceeding the close of said day and ascertain that the legal limit of such animals has been killed In any case where more than the lawful number of elk or deer or bear are killed unintentionally by any camp or hunting party any excess animals shall be turned over to the nearest protector or paid representative of the Department of Forestry within eighteen hours after killing for delivery to a charitable institution and the head and skin shall be disposed of by the board

Every person who may hunt individually or with another camp or party hunting in unison for elk or deer or bear or in any manner cooperating with others hunting for such animals after having participated in any manner in killing during the season the number of such animals prescribed in this section for camps or hunting parties shall be liable to the full penalty and costs of prosecution prescribed in this article for killing such animals contrary to the provisions of this article and such penalty shall be imposed for every day such person shall hunt contrary to the provisions of this section

Each person killing an elk or deer or bear found in a wild state attach thereto a tag or marker within six hours after such killing bearing in plain English his name address license number and county number with the location where such game was killed Every failure to have said tag attached as herein provided shall subject the person so neglecting to the penalties provided in this article Any game found in the possession of any person and not tagged as herein provided shall be confiscated If the person responsible for such neglect to tag any such game cannot be located each member of the camp or party shall be individually liable to such penalty

On the question,

Will the House agree to the section?

Mr. **EDERER.** Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER.** The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 8, page 11, line 5 by inserting before the word "protector" the following: "game."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto, by declaring an open season for deer without visible antlers over certain weights; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer and bear by the use of bow and arrow.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1401, (Senate Bill No. 109), entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," by adding thereto section five hundred and eighteen and defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING (SPECIAL ORDER)

The SPEAKER. The Chair lays before the House the Special Order for the day, House Bill No. 1351.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1351, entitled:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker and members of the House, I want to ask your indulgence with me for a brief a time as I can make it to give you some facts, which I have endeavored to gather pertaining to the highway situation in Pennsylvania.

As I said to you yesterday, I introduced resolution number 30 for the sole purpose of securing information that would enable us to intelligently pass upon the different road problems that were coming before this session of the legislature. I had no other motive than that.

I want to say at the outset that I intend to vote aye on this House Bill No. 1351, establishing a rural road system in Pennsylvania, but I do not believe that we should embark upon this new program without having before us all of the facts that we can possibly gather together.

I think it is known to every member of this House that some twenty years ago the then Senator from the county from which I come, later the Governor of this state, enacted a road program in Pennsylvania, a road system that was to take in the main highways and the main arteries of this state. That was gradually extended until we added to the highway system of Pennsylvania approximately a thousand miles every biennium, and we were building up five hundred miles. Every thinking man knew that was a condition that could not go on, so, in 1929, under the leadership of some of the men connected with our roads committee of this House, they sought to get for the first time since 1911 a real road program in Pennsylvania, in order that we might complete the thousands of miles of unimproved roads that were on the highway system, there are miles of road on the highway system that have been on their possible twenty years. It was the belief of those men, and it is my belief today that that is a prior lien on any road funds that we have.

There are today approximately three thousand miles of that road system that are uncompleted, and it seems to me that before we go into anything, before we embark upon any program of road construction in this state, we ought to keep our pledges and our promises to the people of Pennsylvania, who live upon those roads, who for years have been promised that because that they are upon a state highway, the state is going to connect them with an improved road and develop that road.

I went away from the 1929 session with the feeling that we had done a constructive piece of work with reference to our highway program and that we were all done with the log rolling of the past if you could call it that. I think there were something like five or six hundred bills in the 1929 session asking for pieces of road, and then a general bill was put together and everybody was allocated some, and everybody went away happy, even if they didn't get a road, but that was changed by the 1929 plan.

During the last year, the new Governor of this state went before the people of Pennsylvania, and said that he was going to take over, but that he was not going to be able to build perhaps right away, but that he was going to take over twenty thousand miles of rural or township road; that is about twenty-five percent of the township roads in the state of Pennsylvania; that he was going to be able to relieve the taxpayers of this state and those townships of about $10,000,000 a year, and that he was going to be able to take that from the highway funds without increasing the taxes in any way. In fact, he felt that he could reduce the burden of the automobile owners of the state of Pennsylvania by reducing the motor license and drivers' license fee.

Now, we have come into this session, pursuant to that statement of the Governor of a twenty thousand mile rural road program, and this bill was constructed by the committee after consultation with all of the different counties, and it is now before you for passage: taking over twenty thousand miles of road, but that does not pledge the department or the administration to any particular program or plan of expenditure of the moneys of this state upon that system. We have had no statement as to how this is to be maintained, how much per mile is to be spent upon its maintenance, no statement as to how many miles are to be built in the next biennium. When I asked for that information from the Department of Highways, the answer, which took two weeks to prepare and sent back to us in answer to this resolution, stated that it is impossible to supply this information, the program for the next succeeding biennium being dependent upon the money available as well as the action on House Bill No. 1351. Well, House Bill No. 1351 was the one about which we were inquiring, and House Bill No. 1351, in so far as the allocation of mileage to the counties is concerned, was all set up under agreement with the different counties, after a consultation of weeks by the Chairman of the Roads Committee. It seems to me that this department insulted the intelligence of this legislature when it gave an answer to that resolution in that manner. It was practically saying to us, as has been said privately by people from the highway department, that practically it is none of the business of the legislature, how much money is going to be spent upon this road program, that it is an administrative matter. Now, I do not so read the Constitution, and I do not so understand the functions of the legislature, that it is not our function to appropriate and allocate the money that we have.

Let us look at the figures that are submitted, and you will recall that the answer said that it was impossible to supply this information because it was dependent upon the amount of money available. We have a budget, it is the purpose of the budget to tell us how much money we have available, being an attempt to anticipate what may be done, and certainly it is inconceivable to me that this Highway Department or the Administration would attempt to embark on a program to commit this state to take over and maintain twenty thousand miles of road without a definite program based upon the estimates of the budget. They have done it in other instances in the budget. The figures are here, if you can check them through the budget far enough. I have endeavored to gather my figures from two different sources, and they check up within a million dollars of each other. I am not going to burden you with the manner in which I arrived at these figures, but I have them here, and if any one is interested, after this meeting they can come to me and I will show them to him.

There will be approximately $91,000,000 in the motor highway fund in the next biennium, after we have deducted what we might call the overhead of the department, some costs of maintenance, deduct the amount that will go to the cities and other items. From that $91,000,000 has not been deducted the replacement of roads and bridges in the construction of flexible types, and the construction of rigid types, or grading or drainage which the department has estimated in its budget for this coming year at about $11,720,000. So, we may be safe in saying that there is, after taking care of these things that are set forth in the budget, that the department wants to do, $78,943,000, or approximately seventy-nine millions of dollars, left in the motor highway fund for the purpose of taking care of 20,000 miles of road and for any other construction that the legislature deems it necessary by act to appropriate for any specific purposes.

Now, why couldn't the department have answered to that effect in this letter? Why couldn't they have shown they had a balance? Why couldn't they have said that in accordance with the pledges of the Governor in his campaign they are going to spend twenty-millions of dollars or, as has been reported the Governor said, that he is going to spend twenty-five millions of dollars upon these roads? Please stop just a moment to think about that: we are going to spend twenty-five millions of dollars upon this rural road system in the next biennium. Do you realize that that twenty-five millions of dollars will do no more than maintain these roads in the very cheapest possible manner in which you can maintain them. There are approximately 6,000 miles of improved road on that system, and if we take that 6,000 miles on the basis of the cheapest kind of maintenance that we can possibly have, figuring it at $700 a mile, which means that you can do very little in the way of expensive maintenance, it will take $4,200,000 for the year or $8,400,000 for the biennium. Then we have 14,000 miles left of unimproved road. That 14,000 miles of unimproved road if we maintain them on a $300 mile basis per annum—$300 a mile will only allow us to clean out the gutters and the ditches, scrape the road and repair the pipes and drainage under it perhaps here and there and in a very few places dump in a little material. That will cost $4,200,000 a year or $8,400,000 for the biennium.

If that program is pursued, we could build about 700 miles of road on that rural system. When I say we can construct about 700 miles of road, we could construct only 700 miles at about $6,000 a mile, and that would mean a road of about nine or ten feet in width, and $6,000 a mile would only be the oiling of the road, and perhaps a little stone and binding put upon it here and there; the cheapest possible kind of construction that you can conceive of could be built for that $6,000 a mile. So, with the $25,000,000 that would be expended in the biennium, you men who are going back to your people —who are going to be pleased because they are going to get 20,000 miles of road—are going to face this danger, as I see it, in 1932 when a lot of you come up for reelection and want to come back to this legislature, you are going to find a pile of people in your district who expect to-morrow that the State is coming in there with a program to maintain and improve these roads and get the farmer out of the mud. I ask you whether under this plan it is going to be possible to get them very far out of the mud with an expenditure of $25,000,000? If more than $25,000,000 is taken, if higher types of roads are build, if greater amounts of money are expended on maintenance, then there is not going to be very much left in this $78,000,000 that can go to the further building of the 3,000 miles of road that remains unbuilt on the state highway system, and for the extension of our roads, for the widening of our roads and many other things that have to be done by the Highway Department.

It seems to me most vital and most valuable to this legislature that we should have some definite statement from the department as to what it intends to do, in order that you men may see for yourselves before you go home, before you find it is too late for 1932, before you find it is too late to do anything about it that what you expected to have done you left in the hands of the department and the department handed you what they thought was the kind of thing to do.

Now, there is another phase to this kind of construction. According to the figures under the first Pinchot administration, it cost $2,671 a mile to maintain an oil-bound, broken stone road, which is the light type of construction, while the cost of the maintenance of the concrete road was about $450 a mile. In other words, is it poor economy to build a lot of these roads, to take over 20,000 miles of road and build them of this cheap construction, in order that we can say that we built a lot of roads, in order that we can please some people temporarily, when we are loading upon the people of the state in the future a maintenance cost that is staggering? If we proceed with this program at the rate of $25,000,000 for the biennium, in ten years time the cost of maintenance and construction of 700 miles of road, as I have stated here, will amount to fifty million dollars a biennium. In other words, let me repeat that: within ten years time on the program, as set forth, that can be done on twenty-five millions of dollars a biennium, we are going to arrive at the staggering figure in ten years that is costing $50,000,000 per biennium to maintain this rural road system.

Everybody knows that we have been on a great upward rung in the income of the Highway Department. We know that the curve of income on the chart has gone up quickly, but within the past few years it has been sloping off, and it is the interpretation of some students of this problem that instead of an increase in the future, we may run a chance of a decrease in the next biennium in the motor license fees and gasoline taxes. That may be affected by some other things that may help to balance it up. That is something we ought to bear in mind.

As I said in the beginning, my purpose is not to defeat this bill. My purpose is not to say to you people that we should not go ahead with this, but my purpose is to say to the members of this House that as a body of representatives of the people, given the power to appropriate, that this House and this Committee and its members ought to determine the character and kind of program that we are going to institute. If we go forward with the facts, if the people of this Commonwealth are willing to undertake this program, which I now prophecy, Mr. Speaker, within five years time will lead to an additional program, because the people who live on the other 75 per cent of the roads are not going to be satisfied if they find that their neighbors are getting their roads improved. The history before us of the past 20 years will show that every biennium the members of this House will be here demanding from this legislature further extensions of this rural road plan, and I, therefore, prophesy, Mr. Speaker, that to-day in entering upon this 20,000 mile road program we are making a new departure that will lead us eventually to the place where the state will take over all the roads in the state, and when that comes to pass who is going to bear the burden of $50,000,000 in ten years; who is going to be required to maintain this program in the very poorest and meagre detail? Who is going to bear the burden? Are you going to come back on the motorists for more money; are you going to increase the gasoline tax of this state? If you are, and I happen to be a member of this House at that time, I want to turn back to the record of this session that I called it to your attention and that I pointed these facts out to the people of the Commonwealth. If the people are satisfied—the people in the built-up sections of the state who pay the greater part of the burden and who get the lesser return on this sort of a program, are willing to shoulder it, I am satisfied, but I believe these facts should be brought out and they should be before you. I believe we should first decide upon a program that would say that we are going to complete the pledges made to the people in this State during the past 20 years and build the 3,000 miles remaining of unimproved roads. I believe, in the second place, that we ought to say to the Highway Department, how much of the money that is left of this $78,000,000 are we to have allocated for this specific purpose, and then when we have gotten to that point, we should see whether we can undertake this rural program and how much of it we can undertake.

Mr. BIDELSPACHER. Mr. Speaker, and members of the House. First of all I want to commend the gentleman from Delaware for his extreme good nature. Years ago I learned a little line that runs something like this: "But if you grow up I would not have you slim, but large around the waist and good-natured, like him."

Much of what he said I can subscribe to. I have no intention to burden you with figures. You have had the figures and the figures are in the budget. The budget sets forth with accuracy the estimated revenues for the biennium and sets forth in detail just how much can be used for construction purposes during the coming biennium. This bill if enacted into law, as you have already been told, will take on in round numbers 20,000 miles of existing township roads on the state highway system. Now, of course, there will be a clamor for the improvement of these roads. I remember very distinctly when in 1911 the roads were taken on in the original Sproul system that from that time on there was a clamor and there was pressure back home in every county for the construction of roads, but we proceeded with caution and twenty-one years have elapsed since 1911 and in that twenty-one years we have constructed the finest system of roads you can find anywhere in these United States right here in the Commonwealth of Pennsylvania. It took twenty-one years to do that, to build ten thousand miles of improved roads.

Now, I want to call the attention of the members of this House to just a few things concerning House Bill No. 1351. In the first place, the roads therein designated were not put in there in a haphazard manner, but they constitute a well planned system. District Engineers and Township District Engineers months ago got in touch with the supervisors of the townships and the commissioners of first class townships and asked them to designate to the Division Engineer what they considered the most important township roads in their respective townships. With information at hand and with conferences by these division engineers and township division engineers and with supervisors they at times went out themselves and checked up on these roads and measured them and saw for themselves that they were important roads, and held meetings at school houses with these various township supervisors. After all that was done the division engineers in their respective divisions worked out a well planned tentative system. It was not done in a haphazard fashion but it was well planned. These roads, as you country members well know, begin somewhere and lead someplace. They start almost invariably with an existing state highway and lead through to another state highway. They are so planned that they serve as an outlet to the school centers and important villages and hamlets. Many of them are so planned that they bring the producer to the consumer. In other words, there was a well planned system in these twenty thousand miles that are to be taken over by the state.

Now, as I have indicated to start with, it will take time to improve these roads but first of all the important things is that as soon as the state highway department assumes the maintenance of these roads just that quickly these townships will be relieved of the burden of maintaining those roads. As a practicing attorney representing twelve or fourteen townships in my county of Lycoming, I know that many of these rural townships are right up against it financially to maintain their roads. In many instances they have gone into court and asked for ten additional mills to the ten mills allowed by law; in other words, twenty mills that they levy for road tax purposes on the assessed valuation of the township. Now, when this bill is enacted into law, as soon as it is signed by the Governor, or as soon as the department takes the roads over on the date designated in this act, just that soon will these townships be relieved of the burden of maintaining the roads.

New occasions teach new duties. The increase in the production of milk in the various rural sections and the necessity of bringing the farm products, together with the milk, to market leads to the conclusion that we must have this well planned system of rural roads in order eventually to help the farmer to get his products to the market.

The taking over of these twenty thousand miles of road will mean the transfer to the state, as Mr. Turner has indicated, of roughly one-fourth of the township roads in each county. In the words of his Excellency, the present Governor of the Commonwealth, it will be the largest, most comprehensive and most important system of road construction ever undertaken at one time to his knowledge by any state or by any nation in the world.

The great Commonwealth of Pennsylvania cannot stand still, we dare not, we must not and we will not stand still. The commonwealth in this road building program must move forward, and I ask you to give an overwhelming vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. DeFREHN. Mr. Speaker, not having heard my name called I desire to be recorded as voting "aye."

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The House has a rule that provides that "No member shall be permitted to record his vote who neglects to vote when his name is first called by the clerk."

The Chair is aware of the fact that the attention of a member is frequently diverted during the calling of the roll, so that he does not know when his name is called. We consider it most uncourteous and we can conceive of no business that is so important that cannot wait for the two or three minutes that are required to call a roll. The Chair asks that this rule be suspended and that the gentleman from Cambria, Mr. DeFrehn be permitted to be recorded as voting "aye." If there are no objections the gentleman will be so recorded.

Mr. LOSE. Mr. Speaker, I did not hear by name called and I wish to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Lycoming, Mr. Lose will be recorded as voting "aye."

Mr. WAY. Mr. Speaker, I did not hear my name called and I desire to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Clearfield, Mr. Way, will be recorded as voting "aye."

Mr. MARCKS. Mr. Speaker, I did not hear my name called and I desire to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Lehigh, Mr. Marcks, will be recorded as voting "aye."

Mr. CAUFFIEL. Mr. Speaker, I desire to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Cambria, Mr. Cauffiel, will be recorded as voting "aye."

Mr. GILLETTE. Mr. Speaker, I desire to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Bradford, Mr. Gillette, will be recorded as voting "aye."

Mr. BICKER. Mr. Speaker, not having heard my name called I desire to be recorded as voting "aye."

The SPEAKER. Under the same circumstances the gentleman from Butler, Mr. Bicker, will be recorded as voting "aye."

YEAS—206

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard.
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F..
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich.
Lewis,
Lockhart,
Lose,
Loucks;
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus.
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott.
Strickler.
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. STERLING. Mr. Speaker, when House Bill No. 1175, on page 14 of today's calendar, bills on second reading was called for second reading earlier in the morning, I discovered that the amendments which I proposed to make were not properly prepared and the bill therefore was not called up. The amendments are now properly prepared and I desire to call up this bill for second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1175, entitled:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by conferring additional powers on the Secretary of the Department of Banking

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" as amended by section ten of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two, entitled "An act to amend sections two three eleven twelve fourteen seventeen twenty-one twenty-three twenty-five twenty-eight twenty-nine thirty thirty-two thirty-four thirty-six thirty-eight forty-two forty-four forty-six forty-seven and forty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and nine) entitled 'An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents," is hereby further amended to read as follows

Section 28 Surrender of Possession by Secretary The secretary may upon conditions approved by him surrender possession in all cases [for the purpose of permitting] [such corporation or person to resume business to sell or convey its or his property and franchise or to merge or consolidate its or his business with that of another corporation or person in accordance with the laws of this Commonwealth or because he is without funds to continue or liquidate the business and property of which he has taken possession but he shall not authorize any decrease of capital stock by a corporation except upon compliance by the corporation with the provisions of law as to such decrease] prior to liquidation and final distribution for the reasons and purposes and in the manner following (a) because he is without funds to continue or to liquidate the business and property of which he has taken possession or where such corporation or person has been found to be solvent for the purpose of permitting it or him to resume business or (b) he may surrender possession in order to permit such corporation or person to transfer and convey for what the secretary may determine to be a good and sufficient consideration all of its or his business property moneys credits and other assets by way of merger consolidation sale or otherwise to a corporation existing or to be formed for the purpose of carrying on a like business or to a person the business property moneys credits and other assets in question to be transferred and conveyed except as the secretary may specify otherwise in the order filed by him in the office of the prothonotary as hereinafter provided for free of all claims against and general liens thereon or (c) he may surrender possession to permit such corporation or person to transfer and convey for what the secretary may determine to be a good and sufficient consideration a part or parts of its or his business property moneys credits and other assets to a corporation existing or to be formed for the purpose of carrying on a like business or to a person the business property moneys credits and other assets in question to be transferred and conveyed except as the secretary may specify otherwise in the order filed by him in the office of the prothonotary as hereinafter provided for free of all claims against and general liens thereon The corporation or person taking over the business property moneys credits and other assets or a part or parts thereof shall pay for the same at appraised values approved by the secretary and the consideration so arrived at may be paid directly to such transferor corporation or person or may be paid or made available pro rata to the creditors of such corporation or person as they may be entitled in distribution under the laws of this Commonwealth

The secretary may retain possession of any balance of assets not transferred and conveyed as aforesaid or he may stipulate as a condition to his approval of a partial transfer that the balance of assets shall be transferred nd conveyed to not more than three trustees elected by the stockholders of said corporation or chosen by such person for purposes of liquidation and distribution by said trustees to those entitled in accordance with the laws of this Commonwealth such trustees to enter bonds with corporate surety to be approved by the court and paid for out of the funds on hand

The secretary and/or such trustees shall have the right to lease real estate belonging to such corporation or person for such terms and on such conditions as may to him or them seem advantageous to the estate in his or their hands and make other contracts in which his or their judgment will prove helpful in carrying into effect the conditions and terms under which the secretary surrenders possession or which in his or their judgment will assist in the liquidation of the assets retained by him or them and when such corporation is a bank or a company doing a banking business and the secretary orders the election of more than one trustee then one of such trustees shall be elected by the depositors and the other or others by the stockholders the elections to be conducted by the secretary and his certificate of the results thereof filed in the office of the prothonotary to be conclusive in all respects

Whenever the secretary shall surrender possession under the provisions of this section he shall forthwith issue an order under his official seal [authorizing such corporation or person to resume business to sell or convey its or his property and franchises or to merge or consolidate as aforesaid] stating therein the conditions and terms under which and the purposes for which he has surrendered possession and shall file said order in his office and cause a certified copy thereof to be filed in the office of the prothonotary who shall thereupon cause the entries upon the judgment index made pursuant to section twenty-two of this act to be satisfied

Whenever the secretary makes a surrender under this section and does not retain in his own hands any assets for future liquidation and distribution he shall file in court an account of his administration of the estate to the date of the surrender showing its then present status all receipts in cash and expenses incurred including fees paid out of the fund to attorneys and others and whenever on such surrender the secretary retains assets for future liquidation he may file such an account but in neither instance shall the audit of the account or the adjudication of questions there arising be permitted to hinder or delay the carrying into effect of the conditions and terms of the surrender of possession

Whenever the secretary shall have surrendered possession under the provisions of this section all liability and responsibility which in the course of the administraton of the estate in his hands or otherwise he may have incurred or assumed to any creditor stock-holder or other person having or asserting against or interest in the corporation or person whose business and claim and assets were theretofore in his possession shall except as his order filed in the office of the prothonotary may specify otherwise cease and determine so far as the secretary is concerned and all such creditors stockholders or other persons shall be remitted to the enforcement of their respective claims by appropriate proceedings against the corporation or person the business and assets of which have been surrendered to it or him under sub-section (a) hereof or against such corporation or person and/or the corporation or person to whom the assets may have been transferred in whole or in part and/or the aforesaid liquidating trustees in cases falling under subsections (b) and (c) hereof the respective liabilities and responsibilities of the said corporations persons and/or trustees to such creditors stockholders or other persons to be governed by the terms of surrender set forth in the order issued by the said secretary and filed in the office of the prothonotary as aforesaid The above provisions for the enforcement of claims by proceedings against the corporations persons and/or trustees respectively liable or responsible therefor in accordance with the terms of surrender set forth in the aforesaid order of the secretary are intended to exclude all other remedies and no proceeding at law or in equity to prevent the method of liquidation and distribution or partial liquidation and distribution provided for in this section shall be entertained by any court Provided if on final liquidation and distribution by the secretary or trustees the assets of any corporation should prove insufficient to pay in full all claims against the corporation nothing in this section contained and no action taken pursuant to the provisions hereof shall operate to relieve stockholders of such corporation from their liability if any under the act approved the eleventh day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred thirty-five) entitled "An act fixing the liability of stockholders of banks and banking companies and other banking institutions in this Commonwealth"

The secretary shall not authorize any decrease of capital stock by a corporation affected by the provisions of this section except upon compliance by the corporation with the provisions of law as to such decrease

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. I page 2 line 29 by striking out the words "in all cases"

Amend sec. 1 page 3 line 10 by striking out the words "prior to the liquidation and final distribution for the"

Amend sec. 1 page 3 lines 11 to 29 inclusive, by striking out the entire said lines.

Amend sec. 1 page 4 lines 1 to 28 both inclusive, by striking out entire said lines.

Amend sec. 1 page 5 lines 1 to 19, both inclusive, by striking out the entire said lines and inserting in lieu thereof the following: "in all cases prior to liquidation and final distribution, for the reasons and purposes and in the manner following; (a) because he is without funds to continue or to liquidate the business and property of which he has taken possession, or (b) to permit to be carried into effect a special plan of liquidation, reorganization and/or rehabilitation submitted by such corporation or person and assented to by creditors whose claims, as certified by the secretary, aggregate not less than ninety per centum of the total claims certified by the secretary to be due by such corporation or person, provided such special plan has been approved by the court, or (c) where such corporation or person has been found to be solvent, for the purpose of permitting it or him to resume business; or (d) to permit such corporation or person to transfer and convey for what the secretary may determine to be a good and sufficient consideration a part or parts of its or his business property, moneys, credits and other assets to a corporation, existing or to be formed, or to a person, the said business property, moneys, credits and other assets in question to be transferred and conveyed, except as the secretary may specify otherwise in the order filed by him in the office of the prothonotary as hereinafter provided for, free of all claims against and general liens thereon. The corporation or person taking over the said business, property, moneys, credits and other assets, shall pay for the same at appraised values approved by the secretary. The said payment may with the approval of the secretary be met by making available on demand to depositors and/or other creditors of the transferor corporation or person, funds on depsit with the transferee corporation or person, provided that the last named corporation or person is empowered to engage in or is actually engaged in the business of a bank of deposit under the supervision of the Secretary of Banking, and when the payment is so met such funds shall be paid by the transferee corporation or person to said depositors and/or other creditors of the transferor corporation or person pro rata according to their claims and in such percentages thereof or amounts as may be determined by the secretary.

The secretary may retain possession of any balance of assets not transferred and conveyed as aforesaid, or he may stipulate as a condition to his approval of a partial transfer that the balance of assets shall be transferred and conveyed to such number of trustees as the secretary may designate for the purposes of liquidation and distribution of the proceeds to those entitled in accordance with the laws of this Commonwealth. In the event the secretary determines to transfer the said balance of assets to such liquidating trustees they shall be chosen by the creditors and stockholders of such corporation or person at an election called for that purpose by the secretary, to be conducted, under his supervision and subject to his approval, the electors to be listed by the secretary and each depositor and/or other creditor to vote according to the amount due to him as it may appear on the secretary's list, and each stockholder to have one vote for each share of stock held by him, the creditors as a group and the stockholders as a group each to elect such proportion of all of the trustees as the secretary may designate, and the secretary's certificate as to such designation and the result of the election filed in the office of the prothonotary to be conclusive. The balance of assets remaining in the hands of the secretary or transferred to such liquidating trustees, may, if in the judgment of the secretary, certified in the order filed by him in the office of the prothonotary and hereinafter provided for, the circumstances of the prior sale of the other part fo the assets so required, be made subject to a preferred claim over other creditors in favor of the purchaser of such other part of the assets, coupled with the condition that should the portion of the assets previously sold fail to realize in the hands of the purchaser the full purchase price paid therefor, that the secretary or such liquidating trustees will make good out of the assets in his or their possession the deficiency, provided that a claim for such deficiency be made and proved within one year from the date of the transfer, and provided also that if the assets previously sold should realize more than the amount paid therefor, the surplus shall be paid to the secretary or to such liquidating trustees to be added to the fund in the hands of the secretary or such liquidating trustees for distribution to those entitled under the law to the assets remaining in his or their possession.

The secretary and/or such liquidating trustees shall have the right to lease real estate belonging to such corporation or person for such terms and on such conditions as may to him or them seem most advantageous to the estate in his or their possession, and to sell and dispose of the assets and property of such corporation or person and to make other contracts which in his or their judgment will prove helpful in carrying into effect the conditions and terms under which the secretary surrenders possession or which in his or their judgment will assist in the liquidation and distribution to those entitled under the law to the proceeds of the property and the assets retained by the secretary or transferred to the liquidating trustees.

The secretary may require the liquidating trustees to report to him, from time to time, regarding the liquidation and distributions conducted by them, and if he is not satisfied with the conduct of the trustees in those regards, the secretary, by certificate duly filed in his office and in the office of the prothonotary, may cancel the surrender and again take possession of all the property moneys, credits and other assets then in the hands of the trustees."

Amend sec. 1 page 5 line 29 by inserting after the word "who" the following: "if the surrender is of the whole estate."

Amend sec. 1 page 6 line 2 by inserting after the word "satisfied" the following: "and the secretary shall thereupon be discharged from all further liability in the premises."

Amend sec. 1 page 6 lines 3 to 29 both inclusive by striking out the entire said lines.

Amend sec. 1 page 7 lines 1 to 29 both inclusive by striking out the entire said lines.

Amend sec. 1 page 8 line 1 to 6 both inclusive by striking out the entire said lines and inserting in lieu thereof the following: "Whenever the secretary makes a surrender under this section he shall file in court an account of his administration of the estate to the date of the surrender, showing its then present status, all receipts in cash and expenses incurred including fees paid out of the fund to attorneys and others but neither the audit of the account nor the adjudication of questions there arising shall be permitted to hinder or delay the carryinging into effect of the conditions and terms of the surrender of possession. When such account is filed and adjudicated the balance on hand shall be awarded by the court to creditors and others entitled thereto under the law. Provided, That if on final liquidation and distribution the assets of any corporation or person should prove insufficient to pay in full all claims against the corporation or person, nothing in this section contained and no action taken pursuant to the provisions hereof shall operate to relieve stockholders of such corporation from their liability, if any, under the Act of May 11, 1874 (P. L. 135) No. 68. Provided further, That liquidating trustees named under this section shall have all the rights to enforce the individual liability of such stockhloders as are conferred on the secretary under section 37 of the Act of June 15, 1923 (P. L. 809).

The secretary shall not authorize any decrease of capita stock by a corporation affected by the provisions of this secion except upon compliance by the corporation with the provisions of law as to such decrease.

Section 2. That clause II of section thirty-one of said act s hereby amended to read as follows:

II. He shall have permitted a resumption of business, or a sale or conveyance of property and franchises [or a merger or consolidation], or made a surrender pursuant to the provisions of section twenty-eight of this act.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 That clause (b) of section thirty-two of said act as amended by section thirteen of the said act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two) is hereby further amended to read as follows

Section 32 (b) Sales of Real and Personal Property The secretary may sell at public sale any or all of the real and personal property of such corporation or person without any order of court He may with leave of court sell either real or personal property at private sale upon such terms and under such conditions as the court upon petition of the secretary may direct and all sales heretofore made may be approved by the court [At least five days' notice of any petition for leave to sell at private sale shall be given to all stockholders of such corporation or to such person and to all creditors known to the secretary and such notice shall also be advertised at least once in a newspaper in the county where the banking house or other place of business is located and when the land is situated in a different county at least once in a newspaper published in the latter county]

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2 page 8 line 7 by striking out the numeral "2" and inserting in lieu thereof the following: "3"

Amend section 2 page 8 line 16 by inserting after the word "court" the following: "after such notice to creditors by advertising or otherwise as the court may direct".

Amend section 2 page 8 line 19 by striking out the word "heretofore" and inserting in lieu thereof "theretofore".

Amend section 2 page 8 line 28 by inserting after the word "county" the following: "Sales under this section may be either all for cash or partly for cash and partly for evidences of indebtedness approved by the court".

Section 4. That section forty-one of said act is hereby amended to read as follows:

Section 41. Notice to Depositors and Creditors.—When the secretary deems advisable [shall have determined to liquidate the affairs of such corporation or person] he shall forthwith give written or printed notice to all depositors to produce to him their deposit or pass books for settlement, stating in such notice the amount which the books of the corporation or person show to be due to each depositor, subject to outstanding checks, and notifying such depositors that, unless a settlement of the deposit or pass books shall show a different amount to be due, or unless a depositor shall, within four months from the date of such notice, make proof, in the manner hereinafter set forth, that the amount due him differs from the amount as shown by the books of the corporation or person, the amount last mentioned will be conclusive as to the amount of the claim of such depositor, subject, as aforesaid, to any outstanding checks.

The secretary shall, at the same time give written or printed notice to all creditors other than depositors, so far as known to him, to make proof of their claims in the manner hereinafter set forth, within four months from the date of such notice, or be debarred from coming in upon the fund.

He shall also advertise such notices to depositors and other creditors in a newspaper, and in the legal newspaper, if any, designated by rules of a court for publication of legal notices in said county, once a week for four successive weeks. "Provided, That in the case of a corporation or person having five thousand or more depositors and creditors, the secretary may instead of giving the written or printed notice to all depositors and to all creditors as above provided, adopt such other plan as he may deem expedient to secure the verification by depositors and creditors of the amount of their claims, and provided further, that in such case the time within which said depositors and creditors shall make proof of their claims or make objection to the amount of their deposits as stated by the secretary, may in the discretion of the secretary, be such period as he may prescribe less than four months but not less than thirty days.

Section 5. That section forty-two of said act as amended by section eighteen of the said act approved the fifth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-two) is hereby further amended to read as follows:

"Section 42. Proof of Claims of Creditors.—No claim other than the claim of a depositor shall be allowed unless the claimant, or some one for him if be cannot do so, shall, within four months from the date of such notice, furnish to the secretary a statement of his claim, together with a copy of any book entries pertaining thereto, or any note or other writing evidencing the same, verified by an affidavit in substantially the following form:

"'I, (name of claimant) do solmenly swear (or affirm) that the above is a true statement of my claim against (name of corporation or person); that there are no credits or allowances against the same except as therein set forth; that I have not directly or indirectly made or entered into any bargain, arrangement, or agreement, express or implied, to take or receive, directly or indirectly, any money, property, or consideration whatever, to or for myself, or to or for any other person, firm or corporation whatever, other than my dividend as a creditor; and that there is no collateral security for said indebtedness, or any part thereof, held by me or anyone else other than as above set forth.'

"In the case the claimant shall be a partnership or corporation, such affidavit shall be made by a member of the partnership, or by the treasurer or assistant treasurer of the corporation claimant, and the form thereof shall be modified accordingly. Provided that in the case of a corporation or person having five thousand or more depositors and creditors, the time within which creditors shall make proof of their claims may in the discretion of the secretary be such period as he may prescribe less than four months but not less than thirty days.

The provisions of this section shall not apply to the claim of costuis que trust or others to or against trust funds or property in the custody, possession, or control of a corporation or person, possession of whose business and property is taken by the secretary under the provisions of this act."

Section 6. That section forty-five of said act is hereby amended to read as follows:

"Section 45. Partial or Final Account—Objections.—At the expiration of the time fixed by the notice and advertisement for the presentation of claims prescribed in section forty-one of this act, the secretary may file a partial or final account, consisting of a statement of receipts and expenditures, together with a list of the claims which have been allowed, and, separately, a list of the claims which have been objected to or are disputed, showing, as to all claimants, the names, addresses, and amounts.

"If no account is filed within the year from the time when the secretary takes possession, any party interested may petition the court for an order on the secretary requiring the filing of an account.

Any account filed by the secretary shall be duly verified by him under oath or affirmation. Upon the filing thereof, he shall give written or printed notice, to all the depositors and other creditors known to him, of such filing, and that, unless objections shall be filed within thirty days from the date thereof, the same will be confirmed absolutely. He shall also, at the same time, advertise such notice in two newspapers once a week for four successive weeks.

"Provided that in the case of a corporation or person having five thousand or more depositors and creditors the secretary instead of mailing written or printed notices to all depositors and other creditors of the filing of his account, may adopt such plan for giving such notice as the court upon application of the secretary may direct.

"During such period of thirty days, any depositor, stockholder, other creditor or anyone having any interest, may file in the court objection in writing to said account or to the allowance of any said claims, a copy of which objections shall forthwith be served upon the claimant whose claim is objected to, or his counsel, and upon the secretary, or his counsel, or the special deputy appointed by him in such proceeding."

Section 7. This act shall become effective immediately upon its passage and approval by the Governor.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will th House agree to the section as amended.

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act, approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents," by conferring additional powers on the Secretary of the Department of Banking.

On the question,

Will the House agree to the title?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 1, by striking out the word "and" and insert in lieu thereof "as amended, clause II of section thirty-two."

Amend title, page 1, line 2, by inserting after the word "amended" the following: "section forty-one, section forty-two as amended, and section forty-five."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. STERLING. Mr. Speaker, I move that this bill be recommitted to the Committee on Banks and Banking for the purpose of further study.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Mr. CAUFFIEL. Mr. Speaker, I desire to call up House Bill No. 1468, on page 17 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1468, as follows:

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person co-partnership or corporation (a) misrepresenting his their or its qualifications to the Insurance Department or making false statements in applications for any license or certificate or (b) any person impersonating or attempting or offering to impersonate another person in taking or attempting or offering to take any examination held in accordance with the rules and regulations of the Insurance Department or (c) taking or attempting or offering to take such examination in the name of any other person or (d) procuring any other person falsely to take or attempt or offer to take any such examination for an applicant or (e) having in his possession examination papers to be used in any such examination when not contained in their sealed wrappers or copies of such papers at any time prior to the dates set for such examination unless duly authorized by the Insurance Department or agents thereof or (f) selling or offering to sell prior to the examination examination papers or any question prepared for use in any examination held in accordance with the rules of the Insurance Department or (g) using in any such examination any question papers or questions or securing or preparing the answers to such questions prior to the time set for the examination or (h) transmitting to the Insurance Department answers to questions used in any such examination which are prepared or written outside of the period of examination or altering any such answer after such period is closed or (i) securing or attempting to secure fraudulently any credential regularly issued by the Insurance Department which is based upon such examinations or (j) altering licenses or certificates in such manner as to misrepresent the authority granted under the license or certificate shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) or undergo imprisonment for a period of not less than thirty (30) days nor more than six (6) months or both at the discretion of the court Upon satisfactory evidence of the violation of this act by any person co-partnership or corporation licensed as an insurance agent or broker the Insurance Commissioner may in his discretion pursue any one or more of the following courses (1) Suspend or revoke the license of such offending person co-partnership or corporation (2) Refuse for a period of not to exceed one year thereafter to issue a new license to such person co-partnership or corporation (3) Impose a fine of not more than one thousand dollars ($1,000.00) for each act of violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the person co-partnership or corporation aggrieved may appeal therefrom to the court of common pleas of Dauphin County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

TIME EXTENDED ON BILL

Mr. GEORGE L. REED. Mr. Speaker, I move that the time for House Bill No. 146, Printer's No. 380, entitled:

An Act providing for the exemption from levy and sale on execution or distress for rent, of personal property used in any store, factory, or other business or commercial enterprise, and leased, hired or conditionally sold under a reservation of title.

to remain upon the second reading calendar be extended

Mr. RICE. Mr. Speaker, I second the motion

The motion was agreed to

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1444 (Senate Bill No. 433), entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1448 (Senate Bill No. 566), entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Lackawanna County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 129, as follows:

An Act to amend section one thousand one hundred twelve of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing counties to designate through highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand one hundred and twelve of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

Section 1112 Establishment of Thru Highways

(a) The Secretary of Highways of this Commonwealth with reference to State highways and local authorities in counties cities boroughs incorporated towns and townships of the first class with reference to highways under their jurisdiction are hereby authorized to designate through highways by erecting at the entrance thereto from intersecting highways signs bearing the words "THRU TRAFFIC STOP" the word "STOP" to be in letters at least six (6) inches in height and the letters of the words "THRU" and "TRAFFIC" shall be of the form and size approved by the Secretary of Highways of this Commonwealth notifying operators of vehicles and street cars to come to full stop before entering or crossing such designated highway Provided however That vehicles street cars and trackless trolley omnibuses shall not be subject to the provisions of this section at an intersection during the hours when a traffic signal is actually in operation or where a peace officer is actually on duty directing traffic

(b) Before local authorities in counties cities boroughs incorporated towns and townships of the first class shall designate any highway as a through highway which will intersect a State highway approval of such designation must first be obtained from the Secretary of Highways of this Commonwealth

(c) All signs shall be of the size form design and coloring as the Secretary of Highways of this Commonwealth shall direct and shall be illuminated at night or so placed as to be illuminated by the head lamps of an approaching vehicle or by street lights or the word "STOP" may be illuminated at night or may be luminous

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION

EXTENDING SYMPATHY ON DEATH OF HONORABLE NICHOLAS LONGWORTH

Mr. C. C. A. BALDI, asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, April 14, 1931.

While yet in love with life and raptured with the world, Nicholas Longworth, speaker, statesman, artist and gentleman, swiftly passed into that dreamless silence of the dead;

Tolerant, tactful, fair and honest, he takes his place in history as an outstanding wielder of the gavel in our National House of Representatives;

Born of wealth, reared in luxury, educated without stint, when man's estate arrived he mixed and mingled with the crowds and on his own he climbed the mountain peak;

The artistry of the skilled musician, the aggressiveness of the politician, the fearlessness of the statesman, the fineness of the gentleman, combined to make a man, respected by his fellow men;

While eager kindly winds were kissing every sail of life's frail bark and carrying on to better, richer ports, he struck the unseen rock that lurks beneath the silver sea and now the billows roll above that stricken craft and he is gone;

With many milestones left unpassed upon the road of life and ere the setting sun had cast its taller shadows to the east, he wearied of the trail and fell asleep;

A life whose every moment gleamed with love of friends and every hour was studded thick with jewels of memory became too soon a sad and sorrowing tragedy; therefore be it

Resolved, That in the passing of the Hon. Nicholas Longworth, the House of Representatives has lost a fair, impartial and fearless speaker, and a member who possessed the qualities of genuine statesmanship;

That the Nation has lost a strong and outstanding figure who contributed his all to the common good;

That the district he represented has been deprived of the services of one who knew its needs and whose public career was a credit to it;

That while we feel the ineffectiveness of any act of ours to in any way assuage the grief and loss of those who must deeply mourn his loss, we extend to them our deepest and most profound sympathy;

That a copy of these resolutions be forwarded by the Chief Clerk of the House to the widow of the Hon. Nicholas Longworth, and to the Chief Clerk of the House of Representatives of the Congress of the United States, and that they be spread upon the Journal of this House.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 167

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notice of increases in valuations and appeal days

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Rpresntatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 40.

An Act requiring the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgagees and judgment creditors of the parties thereto

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Represntatives, as follows:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur), That House Bill No. 23, entitled "An act to amend section two hundred and twenty-four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by eliminating the requirements that the first deputy prothonotary in counties of the third class shall be learned in the law," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 14, 1931.

Resolved, (if the House of Representatives concur), That Senate Bill No. 13, Printer's No. 46, entitled:

An Act to amend sections thirty-two one hundred and twenty-one and one hundred and thirty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing that a county shall not lose its classification by means of a decrease in population and that in a county in which the office of controller has been established the same shall not be abolished by reason of a decrease in population

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 10.

An Act to amend section seven hundred and two of the act approved the eleventh day of July, one thousand and nine hundred and twenty-three, (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," by imposing additional penalties.

SENATE BILL No. 158.

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law" as added by providing for filing of amended charters and certifications thereof in merger proceedings

SENATE BILL No. 195.

A Joint Resolution proposing an amendment to article three section twenty-two of the Constitution of the Commonwealth of Pennsylvania

SENATE BILL No. 212.

An Act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled "An act to fix the time for filing petitions for nomination with the county commisioners"

SENATE BILL No. 338.

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

SENATE BILL No. 339.

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship

SENATE BILL No. 416.

A Supplement to the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" authorizing the widening of approaches to bridges heretofore acquired and to provide sheds for storing and seasoning lumber and making an appropriation

SENATE BILL No. 422.

An Act making an appropriation to the Board of Trustees of the Phillipsburg State Hospital of Phillipsburg Pennsylvania for deficiencies in the construction of hospital buildings and equipment

SENATE BILL No. 40.

An Act requiring the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchasers mortgagees and judgment creditors of the party thereto

SENATE BILL No. 167.

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second and counties of the second class to give taxables notice of increases in valuations and appeal days

Whereupon,

The SPEAKER, in the presence of the House signed the same.

RESOLUTION

RECALLING HOUSE BILL NO. 534 FROM THE GOVERNOR

Mr. SIMON asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 14, 1931.

Resolved (If the Senate concur) That House Bill No. 534, entitled "An act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws ten hundred fifty-four) entitled 'An act providing that county bridges over streams on State highway routes in boroughs towns and townships may under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways' by including additional county bridges within the terms of said act" be recalled from the Governor for the purpose of amendment.

Ordered, That the clerk present the same to the Senate for concurrence.

RECESS

The SPEAKER. If there are no objections the Chair will declare a recess until 4.30 o'clock this afternoon. The Chair hears none and the House will take a recess until 4.30 o'clock P. M.

AFTER RECESS

The House reconvened at 4.30 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. SCHROCK. HOUSE BILL No. 1648.

An Act limiting the liability of counties of the sixth class for the cost of autopsies in coroners' cases.

Referred to the Committee on Counties.

By Mr. JOHN J. WILLIAMS. HOUSE BILL No. 1649.

An Act to further amend section four of the act, approved the tenth day of April, one thousand eight hundred and sixty seven (P. L. 991), entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins, borough of Pittston, and township of Pittston, in the county of Luzerne, approved May eighth, Anno Domini one thousand eight hundred and fifty-seven," by increasing the amount which may be expended for out-door relief.

Referred to the Committee on Municipal Corporations.

By Mr. FISH. HOUSE BILL No. 1650.

An Act making it lawful for conductors on Railroad and Bus lines to be employed on Sunday.

Referred to the Committee on Law and Order.

By Mr. FISH. HOUSE BILL No. 1651.

An Act making it lawful for ticket agents of Railroad and Bus lines to sell tickets on Sunday.

Referred to the Committee on Law and Order.

By Mr. BYRNE. HOUSE BILL No. 1652.

An Act providing aid by the Commonwealth to free, public, non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an apprpriation.

Referred to the Committee on Education.

By Mr. SQUIBB. HOUSE BILL No. 1653.

An Act to further amend the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," by changing penalties provided therein.

Referred to the Committee on Agriculture.

By Mr. SQUIBB. HOUSE BILL No. 1654.

An Act to further amend section two of the act approved the seventh day of June, one thousand nine hundred one (P.

L. 493), entitled "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, and imposing fines, penalties and forfeitures for violation thereof," by making it unnecessary for registered master plumbers to maintain place of business in city issuing license.

Referred to the Committee on Cities.

By Mr. BLUMBERG. HOUSE BILL No. 1655.

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," conferring certain powers on the Superintendent of Public Instruction.

Referred to the Committee on Educaiton.

By Mr. WADE. HOUSE BILL No. 1656.

An Act to provide for the inspection of gas meters, electric meters, and water meters by city and county inspectors, the Department of Internal Affairs and the Fair Rate Board; empowering the Fair Rate Board to establish rules, regulations and standards for such inspection, and imposing certain charges upon public service companies, municipalities and consumers of gas, electricity and water for inspections.

Referred to the Committee on Public Utilities.

By Mr. SHORTZ. HOUSE BILL No. 1657.

An Act regulating the business of assisting employers to obtain employes, and persons to secure employment; providing for the licensing, registration, bonding and regulation of certain individuals and entities engaged in such business; conferring certain powers and duties upon the Department of Labor and Industry and the Industrial Board; and prescribing penalties.

Referred to the Committee on Corporations.

By Mr. SHORTZ. HOUSE BILL No. 1658.

An Act to amend sections eleven, thirteen, fourteen and fifteen of an act approved the fourth day of June one thousand nine hundred fifteen, (Pamphlet Laws eight hundred thirty-three) entitled "An act establishing under the Department of Labor and Industry a system of regulation of employers seeking employes and o fpersons seeking employment; and prescribing, as incidental thereto, certain duties of employers, and of county, municipal, township and school authorities, and of agencies procuring employes for others and prescribing penalties;" authorizing the Department of Labor and Industry to establish and conduct employment offices and exchanges, and providing for and regulating the establishment, organization and maintenance of local offices and the powers of representative councils; and authorizing the said department to receive and accept gifts, donations, contributions and endowments for the establishment, promotion and operation of public employment offices.

Referred to the Committee on Corporations.

By Mr. SHORTZ. HOUSE BILL No. 1659.

An Act making it a misdemeanor to charge or collect, or attempt to charge or collect a fee or other valuable consideration for securing or aiding in procuring public employment or employment on public work or to place orders for such employments where a fee or other valuable consideration from applicants for employment is involved.

Referred to the Committee on Labor.

By Mr. CHARLES C. A. BALDI, Jr. HOUSE BILL No. 1660.

An Act relating to the business of dry cleaning and dyeing; prohibiting the use of the term in relation to enterprises not actually engaged in such business unless propertly limited and prescribing a penalty.

Referred to the Committee on Corporations.

By Mr. FISH. HOUSE BILL No. 1661.

An Act making an appropriation to the Wills Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FISH. HOUSE BILL No. 1662.

An Act making an appropriation to the Wills Hospital of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. MASON. HOUSE BILL No. 1663.

An Act to amend section five hundred and thirty-seven of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be admnistered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; by providing for the levy of special taxes to make refund of taxes for prior years.

Referred to the Committee in Education.

By Mr. WHITE. HOUSE BILL No. 1664.

An Act to amend section two of the act approved the ninth day of June, one thousand eight hundred and ninety-one, (P. L. 256), entitled "An act to prohibit mining and manufacturing corporations from engaging in the business of carrying on stores known as company stores or general supply stores," by prohibiting such corporations from withholding wages of their employes in certain instances.

Referred to the Committee in Mines and Mining.

By Mr. WHITE. HOUSE BILL No. 1665.

An Act authorizing the Commonwealth to regulate, supervise and control the practice of coal-mine operators paying miners on the basis of weight of coal mined; conferring certain powers and imposing duties on coal-mine operators, persons and entities weighing coal for transportation purposes and the Department of Labor and Industry; and providing penalties.

Referred to the Committee on Mines and Mining.

PETITION

APPROVING CITY MANAGER BILL

The SPEAKER laid before the house a petition of citizens of Philadelphia urging passage of city manager bill for first class cities.

Referred to the Committee on Elections.

REPORTS FROM COMMITTEES

Mr. HEFFERNAN, from the Committee on Railroads and Railways, reported as committed, House Bill No. 1036, entitled:

An Act to amend sections one and two of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (Pamphlet Laws, eleven), entitled "An act to enable railroads, canal and slack-water navigation companies to straighten, widen, deepen and otherwise improve their lines of railroads, canals and slack-water navigation and the bridges, aqueducts, piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth.

Mr. GREEN, from the Committee on Public Health and Sanitation, reported as committed House Bill No. 1095, entitled:

An Act to amend sections two hundred and two and one thousand three hundred and ten, and add section four hundred and fourteen A to the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, Boards, Commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for a State Board of Naturopathic Education Examination and Licensure as a de- commissions, and officers; fixing the salaries of the Governor, partmental board in the Department of Public Instruction.

Mr. GREEN, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1096, entitled:

An Act relating to and regulating the practice of naturopathy and the licensing and registration of practitioners; defining the powers and duties of the State Board of Naturopathic Education, Examination and Licensure; and providing penalties.

Mr. FISH, from the Committee on Banking, reported as committed, House Blil No. 1305, entitled:

An Act to amend subsection (a), clause three, of section five hundred and five, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the process of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," empowering the Board of Finance and Revenue to fix interest rates payable on State deposits.

Mr. HERMANSEN, from the Committee on Judiciary Special, reported as committed, House Bill, No. 1411, entitled:

An Act to amend section twenty-one of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," as amended; providing that certified copies of death certificates shall not be prima facie evidence of the cause of death.

Mr. HART, from the Committee on Judiciary Special, reported as committed, House Bill No. 1427, entitled:

An Act giving relatives the right to walk across lands to reach private burial grounds; and providing a penalty for preventing the same.

Mr. PERRY, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1431, entitled:

An Act defining optometry, and relating to the right to practice optometry in the Commonwealth of Pennsylvania; making certain exceptions; providing means and methods whereby the right to practice optometry may be obtained; providing for the means to carry out the provisions of this act; providing for revocation or suspension of licenses; providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith.

Mr. E. P. BROWN, from the Committee on Appropriations, reported as committed, House Bill No. 1436, entitled:

An Act making an appropriation to the Valley Forge Park Commission to celebrate on the eighteenth of June, one thousand nine hundred and thirty-two, the anniversary of General Washington's evacuation of Valley Forge on the eighteenth of June, one thousand seven hundred and seventy-eight.

Mr. BEYER, from the Committee on Judiciary Special, reported as committed, House Bill No. 1456, entitled:

An Act to amend section three of the act approved the tenth day of July, one thousand nine hundred and nineteen (P L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith"; by increasing the salary of registration commissioners.

Mr. BEYER, from the Committee on Federal Relations, reported as committed, House Bill No. 1464, entitled:

A Joint Resolution petitioning Congress of the United State to call a National Constitutional Convention to repeal Article eighteen of the Constitution of the United States.

Mr. FLINCHBAUGH, from the Committee on Judiciary Special, reported as committed, House Bill No. 1495, entitled:

An act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree thereon," prescribing procedure when judgments, decrees of record or other matter of like character are entered against such persons.

Mr. STRICKLER, from the Committee on State Government, reported as committed, House Bill No. 1518, entitled:

An Act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof, and a trust fund for the maintenance of the same; providing for the control, management, supervision, restoration, and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof.

Mr. GREEBY, from the Committee on Railroads and Railways, reported as amended, House Bill No. 1191 (Senate Bill No. 267), entitled:

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled, "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini one thousand eight hundred and sixty-eight, "by authorizing narrow gauge railroads to change their gauge to standard gauge.

Mr. CHESTER H. RHODES, from the Committee on Judiciary Special, reported as committed, House Bill No. 1278 (Senate Bill No. 43), entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

Mr. JOHN W. GRIFFITH, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1539 (Senate Bill No. 275), entitled:

An act to amend section one of the act approved the eighteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-one) entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries within this Commonwealth" extending the provisions of said act to include mausoleums vaults and crypts for the interment of human bodies.

Mr. PETERS, from the Committee on Counties, reported as committed, House Bill No. 1543 (Senate Bill No. 540), entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

Mr. TALBOT, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1389, entitled:

An act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth and repealing inconsistent laws.

Mr. FREDERICK H. MYERS, Jr., from the Committee on State Government, reported as committed, House Bill No. 1572, entitled:

An Act to amend section ten of the act, approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 711), entitled "An act establishing a court for the County of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," as amended, granting said court concurrent jurisdiction with the courts of common pleas in cases of divorce from the bonds of matrimony, from bed and board and in the annulment of marriages.

Mr. WILSON, from the Committee on Education, reported as committed, House Bill No. 1186 (Senate Bill No. 344), entitled:

An Act to amend section eight of, and to add section sixteen to, the act approved the fifth day of July, one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children, under the jurisdiction of the courts of quarter sessions of the peace, or other courts, sitting as juvenile courts, and to acquire land therefor by purchase or by condemnation; defining the scope and character of such schools; regulating the proceedings for the establishment, maintenance and management thereof; authorizing the county commissioners to make appropriation, levy taxes, and to incur indebtedness therefor; and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act; removing the persons in charge thereof; and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act;" providing for the admission to such schools of non-residents; regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith, and for the maintenance of non-resident children.

Mr. FREDERICK H. MYERS, Jr., from the Committee on Federal Relations, reported as committed, House Bill No. 1408 (Senate Bill No. 533), entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

Mr. WILSON, from the Committee on Education, reported as committed, House [illegible] (Senate Bil lNo. 555), entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

BILLS RE-REFERRED

Mr. STRICKLER returned from the Committee on Judiciary Special with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 1441, entitled:

An Act to amend section sixty-two of the act, approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by providing for the service upon defendant of notice of sale of real estate under writ of venditioni exponas.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

Mr. STRICKLER returned from the Committee on Judiciary Special with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 1522, entitled:

An Act relating to proceedings where goods or chattels have been levied upon or seized by the sheriff, and claimed to belong to others than the defendant in the execution or process and relieving the sheriff from liability therefor.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1237, entitled:

An Act to amend sections three hundred fifty three hundred fifty-one four hundred fourteen five hundred four as amended five hundred twenty-four five hundred thirty-one six hundred twenty-eight and six hundred twenty-nine of and to add sections three hundred fifty-three and three hundred fifty-four to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such company associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for the imposition of penalties by the Insurance Commissioner further clarifying the kinds of insurance which are exempted from provisions relating to health and accident insurance increasing the surplus required of foreign fire and marine insurance companies to be licensed to do business in this Commonwealth and forbidding discrimination and the use of policies or forms unless approved by the Insurance Commissioner

The first, second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hunrded fifty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" be and it is hereby amended to read as follows

Section 350 Revocation Et Cetera of Certificates of Authority Penalty Upon satisfactory evidence of the violations of [any of the three sections immediately preceding] any of sections three hundred forty-six (346) three hundred forty-seven (347) three hundred forty-eight (348) or three hundred forty-nine (349) of this act by any insurance company association or exchange its members officers directors or attorney-in-fact the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) revoke the certificate of authority of such offending company association or exchange [.] : [He shall have the right in his discretion to] (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending company association or exchange [.]; (3) impose a fine of not more than one thousand dollars for each act of violation of said sections [When a certificate shall be refused or suspended or revoked] When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County Any insurance company or the officers directors members or attorney-in-fact of any insurance company association or exchange or any other person violating the provisions of any of the [three (3)] aforesaid sections [immediately preceding] shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars ($500.00) for each and every violation or to imprisonment in the jail of the county in which the offense is committed for a period of not more than six (6) months or both

Section 2 That section three hundred fifty-one of said act be and it is hereby amended to read as follows

Section 351 Testimony Production of Books Et Cetera No person shall be excused from testifying or from producing any books papers contracts agreements or documents at any hearing held by the Insurance Commissioner or at the trial or hearing before any magistrate justice of the peace or judge of any person or company charged with violating any of the provisions of sections three hundred and forty-six (346) three hundred and forty-seven (347) three hundred and forty-eight (348) and three hundred and forty-nine (349) of this act on the ground that such testimony or evidence may tend to incriminate himself but no person shall be prosecuted for any act concerning which he shall be compelled so to testify or produce evidence documentary or otherwise except for perjury committed in so testifying

Section 3 That said act be and it is hereby amended by adding as section three hundred and fifty-three the following

Section 353 Discrimination Prohibited Discrimination between individuals of the same class in the amount of premiums or rates charged for any policy of insurance covered by this act or in the benefits payable thereon or in any of the terms or conditions of such policy or in any other manner whatsoever is prohibited

The fourth section was read as follows:

Section 4 That said act be and it is hereby amended by adding as section three hundred fifty-four the following

Section 354 Prohibiting the Use of Policies Contracts Et Cetera Unless Approved Penalty It Shall be unlawful for any insurance company association or exchange doing business in this Commonwealth to issue sell or dispose of any policy contract or certificate or use applications riders or endorsements in connection therewith until the forms of the same have been submitted to and approved by the Insurance Commissioner and copies filed in the Insurance Department

Any person corporation insurance company exchange order or society that shall either as principal or agent issue or cause to be issued any policy or contract of insurance within this Commonwealth contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00)

This section shall not apply to domestic mutual fire insurance companies

On the quesiton,

Will the House agree to the section?

Mr. HIMES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 4, page 5, line 7, by inserting after the word "Department" the following: except riders or endorsements relating to the manner of distribution of benefits and to the reservation of rights and benefits under any such policy, and used at the request of individual policyholders.

Amend section 4, page 5, line 14, by inserting after the figures "($500.00)" the following paragraph:

Upon satisfactory evidence of the violation of this section by any such person, corporation, insurance company, exchange, order, or society, the Insurance Commissioner may, in his discretion, pursue any one or more of the following courses of action: (1) suspend or revoke the license of such offending person, corporation, insurance company, exchange, order or society; (2) refuse for a period of not to exceed one year thereafter, to issue a new license to such person, corporation, insurance company, exchange, order or society; (3) impose a fine of not more than one thousand dollars for each and every act in violation of this act. When the Insurance Commissioner shall take action in any of the ways above recited, the person, corporation, insurance company, exchange, order or society aggrieved may appeal therefrom to the court of common pleas of Dauphin County.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth, sixth, seventh, eighth, ninth, tenth sections and title were separately read and agreed to as follows:

Section 5 That Section four hundred fourteen of said act be and it is hereby amended to read as follows

Section 414 Misrepresentation Et Cetera for the Purpose of Securing Insurance Penalty Any agent of a stock or mutual life insurance company or any physician or other person whatsoever who shall knowingly make or be concerned or interested in making any misrepresentation or false statement for the purpose of securing from any stock or mutual life insurance company a policy of insurance upon his own life or the life of any other person shall be guilty of a misdemeanor and upon conviction thereof be fined not exceeding one thousand dollars or undergo imprisonment not exceeding one year or both or upon satisfactory evidence of the violation of this section by any agent or solicitor of any insurance company association or exchange or by any insurance broker or excess insurance broker the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) suspend or revoke the license of such offending solicitor or agent insurance broker or excess insurance broker (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending agent solicitor broker or excess insurance broker (3) impose a fine of not more than one thousand dollars for each act of violation of this section When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 6 That section five hundred four of said act as last amended by the act approved the twenty-first day of March one thousand nine hundred and twenty-nine (Pamphlet Laws forty-eight) be and it is hereby amended to read as follows

Section 504 Penalties Revocation of License Any foreign stock or mutual fire insurance company association or exchange [wilfully] violating or failing to observe and comply with any of the provisions of sections five hundred and one (501) five hundred and two (502) and five hundred and three (503) of this act shall be subject to a penalty of five hundred dollars ($500) for each violation thereof Such penalty [may be collected and recovered in] [an action brought in the name of the State in any court having jurisdiction thereof] upon satisfactory evidence of the violation of any of the preceding sections by any foreign stock or mutual fire insurance company association or exchange may be imposed by the Insurance Commissioner Any such fire insurance company association or exchange which shall neglect and refuse for thirty days after [judgment in any such action] the imposition of any fine by the Insurance Commissioner to pay and discharge the amount [of such judgment] shall have its authority to transact business in this State revoked by the Insurance Commissioner and such revocation shall continue for at least one year from the date thereof No such fire insurance company association or exchange whose authority to transact business in this State shall have been so revoked shall be again authorized or permitted to transact business herein until it shall have paid the amount of any such [judgment] fine and shall have filed in the office of the Insurance Commissioner a certificate signed by its president or other chief officer to the effect that the terms and obligations of the provisions of this act are accepted by it as a part of the conditions of its right and authority to transact business in this State When a license shall be refused or suspended or revoked or a fine imposed the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 7 That section five hundred twenty-four of said act be and it is hereby amended to read as follows

Section 524 Penalty for Issuing Other than Standard Fire Policies Upon satisfactory evidence that any person corporation or stock fire insurance company has issued or caused to be issued or has reinsured any policy or contract of fire insurance on property situated in this Commonwealth contrary to the provisions of the two preceding sections of this act the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) suspended or revoke the license of such offending person corporation or stock fire insurance company (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending person corporation or stock fire insurance company (3) impose a fine of not of action (1) suspend or revoke the license of such of-violation of any of said sections When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County Any person corporation or stock fire insurance company that shall either as principal or agent wilfully issue or cause to be issued or has reinsured any policy or contract of fire insurance on property situated within this Commonwealth contrary to the provisions of the two preceding sections of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500) Any policy issued in violation of this act shall nevertheless be construed in accordance with the provisions of this act Provided however That as the provisions of the two preceding sections of this act are not applicable to policies of perpetual insurance such perpetual policies shall not be required to conform to the requirements of said sections

Section 8 That section five hundred thirty-one of said act be and it is hereby amended to read as follows

Section 531 Licensing of Foreign Mutual Companies A mutual fire mutual marine or mutual fire and marine insurance company of another State may be licensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than [one hundred thousand dollars ($100,000) or has continuously transacted business for not less than five years and has a surplus over all liabilities of not less than fifty thousand dollars ($50,000)] two hundred thousand dollars ($200,000) If to transact the classes of business mentioned in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than [two hundred and fifty thousand dollars ($250,000)] four hundred thousand dollars ($400,000)

Section 9 That section six hundred twenty-eight of said act be and it is hereby amended to read as follows

Section 628 Penalties Any company or other insurer or any officer or agent thereof which or who issues or delivers to any person in this Commonwealth any policy or alters any written application for insurance in [wilful] violation of the provisions of subdivision (b) of this article shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than three hundred dollars for each offense The Insurance Commissioner [may] shall in his discretion take against the offending party any one or more of the following courses of action (1) revoke the license of any company corporation association or other insurer of another State or country or of the agent thereof which or who [wilfully] violates any of said provisions [.] ; (2) impose a fine of not more than one thousand dollars for each act of violation of any of the provisions of said subdivision (b) of this article When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 10 That section six hundred twenty-nine of said act be and it is hereby amended to read as follows

Section 629 Limitations (a) Nothing in subdivision (b) of this article shall apply to or affect any policy of [liability or] workmen's compensation insurance or any general or blanket policy of insurance issued to any municipal corporation or department thereof or to any corporation [copartnership association] or individual employer police or fire department [underwriters' corps salvage bureau or like associations or organizations] where the officers members or employes or classes or departments thereof are insured for their individual benefit against specified accidental bodily injuries or sickness while exposed to the hazards of the occupation or otherwise in consideration of a premium intended to cover the risks of all the persons insured under such policy

(b) Nothing in subdivision (b) of this article shall apply to or in any way affect contracts supplemental to contracts of life or endowment insurance where such supplemental contracts contain no provisions except such as operate to safeguard such insurance against lapse or to provide a special surrender value therefor in the event that the insured shall be totally and permanently disabled by reason of accidental bodily injury or by sickness Provided That no such supplemental contract shall be issued or delivered to any person in this Commonwealth unless and until a copy of the form thereof has been submitted to and approved by the Insurance Commissioner under such reasonable rules and regulations as he shall make concerning the provisions in such contracts and their submission to and approval by him

(c) Nothing in subdivision (b) of this article shall be applicable to policies issued by companies organized under the provisions of the act approved April twenty-eight one thousand nine hundred and three (Pamphlet Laws three hundred twenty-nine) entitled "An act to provide for the incorporation and regulation of corporations for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death therein limiting the amount for which such corporations may issue policies and providing the manner in which certain existing corporations may become reincorporated under this act"

(d) The provisions contained in clause (e) of section six hundred and seventeen (617) and clause (b) (c) (h) and (1) of section six hundred and eighteen (618) may be omitted from railroad ticket policies sold only at railroad stations or at railroad ticket offices by railroad employes

An Act to amend sections three hundred fifty, three hundred fifty-one, four hundred fourteen, five hundred four, as amended, five hundred twenty-four, five hundred thirty-one, six hundred twenty-eight and six hunrded twenty-nine of, and to add sections three hundred fifty-three and three hundred fifty-four to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance companies, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner, further clarifying the kinds of insurance which are exempted from provisions relating to health and accident insurance, increasing the surplus required of foreign fire and marine insurance companies to be licensed to do business in this Commonwealth, and forbidding discrimination and the use of policies or forms unless approved by the Insurance Commissioner.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

RESOLUTION

COMMITTEE TO INVESTIGATE SUBSCRIPTIONS TO WELFARE FEDERATION OF PHILADELPHIA

Mr. EDERER asked and obtained unanimous consent to offer the following resolution which was twice read and laid over under the rules.

In the House of Representatives, April 14, 1931.

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of seven Members of the House of Representatives, which committee is hereby empowered to inquire into, investigate and report,

(a) The total amount of public subscriptions collected and received by the Welfare Federation of Philadelphia for each of the years one thousand nine hundred and twenty-eight, one thousand nine hundred and twenty-nine, and one thousand nine hundred and thirty;

(b) All sums deducted and retained each year by the Welfare Federation of Philadelphia from the funds so collected for the payment of salaries, expense of collections, maintenance, operation and all other expenses paid and deducted in connection with the operation of the Welfare Federation, and the amount thereof; and

(c) The specific amounts dispersed to each charity, the character, location and service rendered to the public by each charity participating in and receiving any of the funds so collected;

Resolved, That a report shall be made by said committee to the House of Representatives not later than May fifteenth one thousand nine hundred and thirty-one.

BILL ON FINAL PASSAGE

Mr. STADTLANDER. Mr. Speaker, I desire to call up at this time House Bill No. 1298, Printers No. 373, on page 7 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calender by Mr. Stadtlander,

The House resumed the consideration on final passage of House Bill No. 1298, entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—163

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Conner,
Cooke,
Cordier,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Graham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McCallister.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger.
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno.
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer.
Shellenberger,
Shortz.
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb.
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson. L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Patterson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. TURNER. Mr. Speaker, I desire to call up at this time House Bill No. 909, Printer's No. 331, on page 6 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner,

The House resumed the consideration on final passage of House Bill No. 909, entitled:

An act to amend sections five, six, and seven, of the act approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 916), entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges, and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies, and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contributions; requiring all societies to make annual and other reports, and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation, and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to, and be supervised by, the Insurance Commissioner; and repealing existing laws," by eliminating conflicting provisions relating to benefits; prescribing who may become members and beneficiaries and the rights of members and beneficiaries; and eliminating the necessity of examinations by physicians.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—92

Adams,
Baldrige.
Batchelor,
Bechtel,
Bell,
Bidelspacher,
Black,
Bowers,
Brown, T. J.,
Carmany,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, T. C.,
Eveland,
Fish,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Grenet,
Haines,
Hart,
Haws,
Heffner,
Hermansen,
Himes,
Hoffman,
Hoopes,
Jaffe,
Kleckner,
Leidich,
Lockhart,
Lynch,
Mason,
McAlee.
McArran,
McCallister,
McElwee,
McKay,
Meredith,
Moore, D. G.,
Moore, W. H.,
Musmanno,
Myers, P. M.,
Neely,
Patterson,
Perry,
Peters,
Pitts,
Powell,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shortz,
Simon,
Snyder,
Soffel,
Spangler,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stott,
Strickler,
Tucker,
Turner,
Watson,
Wettach,
White,
Wike,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Yeakel,
Goodnough,
Speaker.

NAYS—54

Baker,
Barton,
Bauer,
Beyer,
Bicker,
Braham,
Byrne,
Conner,
Cordier.
DeFrehn,
Evans, J. T.,
Gillette,
Griffith, C. R.,
Hagmaier,
Harkins,
Hartsock,
Hefferon,
Holmes,
Hutton,
Kahle,
King,
Lewis,
Male,
Maloney,
Marcks,
Nothnagle,
O'Neill,
Peelor,
Post,
Price,
Raub,
Reed, F. M.,
Rice,
Riddle,
Rieder,
Roan,
Schreck,
Schrock,
Sheffer.
Sinwell,
Staudenmeier,
Stewart,
Stone,
Terry,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wheeler,
Williams, G. W.,
Williams, J. J.,
Wood,
Wright,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON FINAL PASSAGE

Mr. GEORGE L. REED. Mr. Speaker, I desire to call up at this time House Bill No. 1124, Printer's No. 326, on page 6 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from postponed calendar by Mr. George L. Reed,

The House resumed the consideration on final passage of House Bill No. 1124, entitled:

An Act supplementing the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1518), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of elevators outside of cities of the first and second and second A classes; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," by providing for the installation, repair and service of elevators by persons licensed so to do; and providing penalties.

On the question recurring,
Shall the bill pass finally?

BILL RECOMMITTED

Mr. GEORGE L. REED. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor for the purpose of further study.

Mr. FOX. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 777, as follows:

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred twelve thousand dollars ($212,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of Eastern State Penitentiary for the deficiency in the cost of maintenance gratuities clothing and parole expenses for said penitentiary for the two fiscal years ending May thirty-first one thousand nine hundred and thirty-one

Section 2 This act shall become effective upon the date of its approval by the Governor

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 778, as follows:

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-six thousand dollars ($36,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of Hazleton State Hospital for the deficiency in the cost of maintenance of said hospital for the two fiscal years ending May thirty-first one thousand nine hundred and thirty-one

Section 2 This act shall become effective upon the date of its approval by the Governor

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,

Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Wise,
Witkin
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1247, entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldrige,
Bauer,
Bechtel,
Bell,
Beyer,
Black,
Blumberg,
Braham,
Brown, E., P.
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1248, entitled:

An Act according to the United States Commissioner of Fisheries and his agents, the right to conduct fish hatching and fish culture at a fish-cultural station, established by the United States within the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Adams,
Argentieri,
Baker,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1307, entitled:

An Act to amend section two thousand five hundred and one, of article twenty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for the appropriation of lands for landing-fields and airports.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler
Spann,
Staudenmeier,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1328, entitled:

An Act to amend section one thousand twenty-six of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the laws relating to boroughs"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1329, entitled:

An Act to amend clause twenty-six of section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrenn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein.
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner.
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger.
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt.
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson.
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann.
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1375, entitled:

An Act to amend sections one, four and nine of the act, approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools, and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof by the State," as amended; by providing for the acceptance of donations for such schools; further defining part-time co-operative vocational education; providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments, and authorizing the requirement of deposit fees for entrance thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick.
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Loucks,
Lynch,
Male,
Maloney.
Marcks,
Mason,
Mathay,
McAlee,
McArran.
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1395, entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger.
Sheffer.
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,

Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan.
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim.
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 568 (Senate Bill No. 118), entitled:

An Act to prohibit the driving, entering, roaming and straying of horses, bovine animals, hogs and sheep upon cultivated lands of persons not the owners of such animals.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,

Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring.
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich.
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood.
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1402 (Senate Bill No. 407), entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township, or school district to transfer andy excess in any sinking fund as to date of transfer to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
McGregor,
McKay,
Memolo.
Meredith,
Metzler,
Metzinger,
Millar
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,

Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J J.,
Wilson, L. M.,
Wilson, T. B..
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Stadtlander,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1406 (Senate Bill No. 478), entitled:

An Act to amend article three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing that in the annulment of the charter of a borough the territory formerly included in the borough may be created a township

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
McKay,
Memolo,
Meredith.
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill.
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post.
Powell,
Price,
Raub,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim.
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 280, as follows:

An Act to enable cities other than cities of the first class to adopt the city manager plan of government with proportional representation providing the procedure for the adoption or repeal thereof making suitable provisions for the conduct of elections and city government thereunder and in connection therewith imposing certain duties on mayors city councils election officers prothonotaries county commissioners and courts of common pleas

ARTICLE I

PROCEDURE FOR ADOPTION OR REPEAL

Section 101 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in pursuance of the authority granted by section one of article fifteen of the Constitution of the Commonwealth any city which is not a city of the first class may adopt the city manager plan of government with proportional representation for the election of its council by the following procedure

Section 102 Initiation of Proceeding for Adoption If the legislative body of any city which is not a city of the first class shall pass an ordinance requesting a vote on the adoption of the city manager plan with proportional representation and shall file a copy thereof with the county commissioners of the proper county or if qualified electors of the city equal in number to at least ten per centum of the total number of electors who voted in the city at the last preceding municipal election shall sign a petition requesting a vote on the adoption of the city manager plan with proportional representation and shall have the said petition filed with the county commissioners of the proper county the county commissioners shall cause to be placed on the ballot at the next election whether primary general or municipal (except a municipal primary) occurring at least sixty days after the filing of the ordinance or petition the question "Shall the city of .... adopt the city manager plan of government with proportional representation for the election of council?" The county commissioners shall cause the question so provided for to be printed on the ballots to be used in said city in the form provided by the laws governing general and municipal elections No such question shall be submitted at a municipal primary

Section 103 Effect of Affirmative Vote If a majority of the qualified electors voting on the question in said city shall vote in the affirmative the next municipal election thereafter held therein shall be held under the provisions of Articles II and III of this act and from and after the first Monday in January next succeeding the said city shall be governed under the provisions of this act

Section 104 Transition to Manager Plan All officers and employes of any city holding office at the time the city manager plan goes into effect therein under the provisions of this act shall continue in office until superseded by the appointment or election of their successors or the termination of their offices as herein provided The legislative body of any such city shall have power to provide by ordinance for any details of the transition to the manager plan not specified by law

Section 105 Procedure for Repeal Any City which has adopted the city manager plan with proportional representation as herein provided may discontinue its use by a vote of the electors thereof initiated by an ordinance or petition requesting such a vote under the same conditions as those prescribed for a vote on the adoption of the plan The question printed on the ballot in such a case shall be "Shall the city manager plan of government with proportional representation be discontinued in the city of................?" No such vote shall be taken until at least two elections have been held by proportional representation under the provisions of this act

Section 106 Effect of Repeal In case the city manager plan of government with proportional representation is repealed the next municipal election thereafter shall be conducted for the offices and according to the provisions which would be in effect if the city were at that election coming for the first time under the provisions of general law for cities of its class The officers so elected shall take office on the first Monday in January following their election at which time the term of the city manager and of all other officers whose offices have been created under the provisions of this act shall terminate and thereafter the city shall be governed as provided by general law for cities of its class The city council shall have power to provide for the transition by ordinance A city which has adopted the city manager plan with proportional representation and subsequently discontinued it may readopt it by the same procedure as that provided for its original adoption

Section 107 Notice of Election At least thirty days' notice of each election for the adoption or repeal of the city manager plan of government with proportional representation shall be given by proclamation of the mayor of the city concerned A copy of such proclamation shall be posted at each polling place of the city and at the office of the mayor and shall also be published in every newspaper of general circulation in the city as defined in the "Newspaper Advertising Act" approved May sixteenth one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) and also in the legal newspaper of the county if any designated by rules of court for the publication of notices once each week for the four successive weeks prior to the election

Section 108 Watchers When a vote is taken on the adoption or repeal of the city manager plan with proportional representation under the provisions of this act any group of registered voters of the city at least equal in number to one per centum of the number who voted therein at the preceding municipal election may by a petition bearing their signatures and filed with the county commissioners of the proper county name a committee of three or more citizens a majority of whom shall have the right to appoint in writing as many as three watchers at each voting place without expense to the county or to the city Such watchers shall have the right to be present within the voting room at any time from the time the polls open until the counting and recording of the ballots is completed shall have the right to challenge voters and keep lists of those who vote and shall have all other rights and privileges assigned by law to watchers at any elections held within the city Provided however that not more than one of the three watchers appointed by a committee shall have the right to be in the voting room at the same time A committee qualified to appoint watchers as provided in this section may be named in a petition by which the placing of a question on the ballot is requested

Section 109 Election Returns When a vote is taken on the adoption or repeal of the city manager plan with proportional representation under the provisions of this act the election officers shall make return of the votes to the prothonotary of the proper county and the prothonotary shall certify the result thereof to the legislative body of the city and to the secretary of the commonwealth

Section 110 Expenses Any expense incurred in connection with any proceedings under this act shall when not otherwise provided for by law be paid from the city treasury and the appropriating authority of the city shall provide therefor The provisions of this act for the appointment of watchers and representatives by candidates shall not be construed to imply any public obligation for remuneration of such watchers and representatives

ARTICLE II

CITY MANAGER PLAN OF GOVERNMENT

Section 201 City Council The legislative power of any city in which the city manager plan of government is in effect under the provisions of this act shall be vested in a city council whose members shall be elected all together every fourth year for a four-year term by the voters of the entire city as hereinafter provided Said council shall replace the previous legislative body of the city on the first Monday in January next following its first election and except as herein otherwise provided shall perform the duties and possess the powers and privileges theretofore allotted by law to the legilative body of the city The council shall have the same number of members as the legislative body it succeeds

Section 202 Short Ballot In a city in which the city manager plan of government is in effect under the provisions of this act no city officials shall be elected by the voters except members of the council All other officials shall be appointed as hereinafter provided

Section 203 City Manager The council shall appoint by majority vote of all its members a city manager who shall be chief executive and administrative officer of the city The manager shall receive such compensation as the council shall determine He shall be chosen solely on the basis of his executive and administrative qualifications and need not be at the time of his appointment a resident of the city or of the state He shall not engage in any other business or profession so long as he shall hold office of city manager No person elected to the council shall be eligible for the office of city manager during the term for which he was elected

Section 204 Removal of Manager The manager shall hold office for an indefinite term but may be removed at any time by vote of a majority of all members of the council Provided however that he shall not be removed until the reasons for his proposed removal have been furnished him in writing and until he has received a public hearing thereon before the council if he so requests Pending and during such a hearing the council may suspend him from office

Section 205 Duties of Manager The manager shall (a) Be responsible to the council for the entire administration of the city government

(b) Prepare and recommend to the council an annual budget

(c) Execute and enforce all laws and ordinances of the city

(d) Appoint and remove all department heads and all other officers except those appointed by council or elected by the voters as provided in this act and those appointed by his subordinates

(e) Supervise and control his appointees and their subordinates

(f) Negotiate contracts for the city subject to the approval of council

(g) See that all terms and conditions imposed in favor of the city or its inhabitants in any statute public utility franchise or other contract are faithfully kept and performed and upon knowledge of any violation call the same to the attention of the council

(h) Make such recommendations to the council as he may deem expedient or necessary make reports or recommendations to the council upon request and at least once a year present a record of his work for the information of the council and of the public

(i) Perform such other duties as may be required by ordinance or resolution of the council

Section 206 Control of Manager and his Subordinates by Council Neither the council nor any of its committees or members shall direct or dictate the appointment of any person to or his removal from office by the manager or any of his subordinates Except for the purpose of inquiry or receiving information or advice council and its members shall deal with the administrative service solely through the manager and neither the council nor any member thereof shall give orders to any subordinate of the city The council shall have power to investigate any part of the city government and for that purpose to compel the attendance of witnesses and the production of documents and other evidence

Section 207 Attendance of Officials at Council Meetings The manager and such other officers as the council shall determine shall meet regularly with the council and have full privileges of discussion but no vote

Section 208 Temporary Appointments In case of absence or disability of the manager the council may appoint a qualified person to perform the duties of manager temporarily If the office of manager becomes vacant the council shall appoint without delay either a new manager or an acting manager to fill the office until a new manager is chosen

Section 209 Mayor The mayor shall be chosen by the council from its own number by majority vote of all its members The mayor shall be the titular head of the city for all ceremonial purposes and for all processes of law He shall also be the president of the council and shall have a voice and vote in its proceedings but no power of veto He shall be the chief spokesman for the city government in interpreting its acts and purposes to the people He shall have no administrative powers or duties but shall retain and exercise any judicial powers vested in the mayor by law In case of his absence or disability the council may appoint another of its members to fulfill his duties temporarily

Section 210 Compensation of Councilmen The compensation of councilmen in cities operating under the city manager plan as herein provided shall be fixed by ordinance but shall not exceed six thousand five hundred dollars per annum except that the council may fix a higher salary for the mayor No increase in the salary of councilmen other than the mayor shall take effect during the term of the council by which the increase is made

Section 211 Council Procedure Except as herein otherwise provided the procedure of the city's legislative body shall not be changed by the adoption of the city manager plan of government Ordinances shall not require the signature of the mayor but no ordinance shall become effective until ten days after it is finally passed by council unless it is declared an emergency measure by three-fourths vote of all the members in which case it shall become effective immediately upon final passage

Section 212 Appointing Authorities The council shall appoint the city manager the mayor the city clerk or clerk of council and such other officers of council and committees thereof as it may deem necessary or advisable It may also appoint a city controller and such legislative auditing and advisory officers and committees as it may deem proper and such officers and committees may include persons not members of the council All other officers and employes of the city including officers and employes required by general law to be appointed by the mayor or by the council or elected by the voters shall be appointed by the city managers or by his subordinates

Section 213 Transfer of Administrative Functions Members of the council shall have no administrative powers or duties Any such powers or duties vested in members of the city's legislative body before the adoption of the city manager plan of government shall be transferred by ordinance to the city manager or to his subordinates

Section 214 Reorganization of City Government The council may by ordinance create new city departments bureaus and offices under the city manager fix the powers duties number of employes and compensation therefor abolish any existing city departments bureaus or offices not specifically provided for in this act or redistribute the powers and duties of existing departments bureaus and offices

Section 215 Laws and Ordinances to Remain in Effect All laws affecting the city now or hereafter enacted and all ordinances previously enacted by the legislative body thereof shall remain in effect until amended or repealed except in so far as they are inconsistent with the provisions of this act

Section 216 Courts Schools not Affected This act shall not affect the organization of the courts or of the public schools

ARTICLE III

PROPORTIONAL REPRESENTATION

Section 301 Nomination by Petition Any qualified elector of the city may be placed in nomination for the council by a petition signed by registered voters equal in number to at least one per centum of the number of voters who voted in the city at the last preceding municipal election or by a petition signed by at least ten (10) registered voters of the city and accompanied by a deposit of a sum of money equal to ten cents for each signature required for nomination without such a deposit but in no case less than ten dollars ($10.00) the deposit to be returned in case the candidate is credited at any stage of the counting with a number of votes at least equal to the number of signatures required for nomination without a deposit or is found ineligible before the ballots are printed Each candidate shall be nominated separately and no elector shall sign the petition of more than one cadidate

Section 302 Signing of Petitions Each signer of a petition shall sign his name in ink or indelible pencil and after his name shall designate his occupation and his residence by street and number or other description sufficient to identify the place He shall also indicate the date of signing which shall not be more than forty days before the last day for filing such petitions

Section 303 Affidavit of Circulator The signatures of a nomination petition need not all be appended to one paper but to each separate paper there shall be attached an affidavit of the circulator thereof stating that each signature thereto was made in his presence on the date indicated and is the genuine signature of the person whose name it purports to be The affidavit shall also set forth the residence of the circulator by street and number or other description sufficient to identify the place

Section 304 Form of Petition Paper Every nomination paper shall be in substantially the following form

We the undersigned hereby nominate...................... whose residence is...........................in the city of ....Pennsylvania as a candidate for the council to be voted for at the municipal election to be held in said city on the..........................day of November 19........ and we individually certify that we are registered voters of the city and have not signed nomination petitions for any other candidates for the council at this election

Name	Address	Occupation	Date	(For the use of the Election officials)
....	....	....	....	....
....	....	....	....	....
....	....	....	....	....

Commonwealth of Pennsylvania }
County of } ss:

..................being duly sworn (or affirmed) deposes and says that his residence is at.......................... that he is the circulator of the foregoing nomination petition paper and that each of the signatures appended thereto was made in his presence on the date indicated and is the genuine signature of the person whose name it purports to be

Signed..........................

Subscribed and sworn (or affirmed) to before me this..... ....day of....................19......

....

Notary Public

Section 305 Filing of Petitions All the nomination papers comprising a nomination petition shall be assembled and filed with the county commissioners of the county as one instrument at least twenty-eight (28) days prior to the date of the election and any deposit which may be made under the provisions of Section 301 of this act shall be made with the county commissioners at the same time Each petition shall be accompanied by a written statement of acceptance signed by the candidate nominated thereby The county commissioners shall make a record of the exact address of the person who files it

Section 306 Verification of Petitions Within five days after the filing of a nomination petition the county commissioners shall notify the person who filed it and the candidate named thereby whether or not it satisfies all the prescribed conditions If the same name is signed to two or more petitions it shall be held valid only on the petition first signed unless the application of this rule would invalidate a petition already certified as sufficient in which case the signature shall be held valid only on the petition thus affected

Section 307 Deficient Petitions If a petition is found deficient the county commissioners shall return it immediately to the person who filed it with a statement certifying wherein it fails to meet the requirements and shall return with it any deposit made at the time it was filed Within the regular time for the filing of petitions such a petition may be amended and filed again as a new petition or a different petition may be filed for the same candidate

Section 308 Separate Nonpartisan Ballot The names of all properly nominated candidates except such as may have withdrawn died or become ineligible shall be printed on the ballots to be used for the election of the council which shall be used for no other purpose and shall be without party names or designations

Section 309 Rotation of Names on Ballot Ballots used for the election of the council shall be printed in as many lots as there are candidates for the council In the first lot the names of the candidates shall appear in the alphabetical order of their surnames In the second lot the name in the first lot shall be placed last In each succeeding lot the order shall be the same as that of the lot preceding except that the first name in that preceding lot shall be placed last Tablets of ballots to be used in the several election districts shall be made up by combining ballots from the different lots in regular rotation so that no two successive voters shall receive ballots from the same lot and so that each candidate's name shall appear first and in each other position substantially the same number of times on the ballots used

Section 310 Form of Ballot Ballots used for the election of the council shall be in substantially the following form

Municipal Election

For the Council of the City of............................

November ...... 19......

...............Ward .... District

Directions to Voters

Mark your choices with figures (not X's) as indicated on the sample marked ballot just below Put the figure 1 opposite your first choice the figure 2 opposite your second choice and so on

Sample Marked Ballot

Candidate **X Y Z**....................	6
Candidate A B C......................	2
Candidate D E F......................	5
Candidate G H I......................	
Candidate J K L......................	3
Candidate M N O......................	1
Candidate **P Q R**......................	
Candidate S T U......................	4

You may mark in this way as many choices as you please without regard to the number to be elected

Do not put the same figure opposite more than one name

If you spoil this ballot return it for cancellation to the election officer in charge of the ballots and get another from him

[Name of Candidate]	
[Name of Candidate]	

Section 311 Voting for Candidates Not Regularly Nominated. A blank space shall be left on the ballots below the printed names of the candidates In such a space an elector may insert the name of any person eligible to the council and vote for him by marking a number opposite his name to indicate a choice Any person so voted for shall be considered a candidate in the counting of the ballots just as if he had been regularly nominated

Section 312 Watchers Any candidate for the council may appoint in writing three watchers to represent him at the voting place in each election district Any one of such watchers shall have the right to be present within the voting place in addition to the other persons authorized to be there by law at any time from the polls open until the election officials have sent the ballots cast for the council to the central counting place as hereinafter provided shall have the right to challenge voters and keep lists of those who vote and shall have all other rights and privileges assigned by law to watchers at any elections held within the city Provided however that not more than one of the candidate's three watchers shall have the right to be in the voting room at the same time

Section 313 Separate Ballot Box The county commissioners shall supply the election officers in each election district with a separate ballot box to be used for councilmanic ballots only which shall be plainly labeled to indicate its use to the voters

Section 314 Preparations for Counting Ballots Before every election of the council the court of common pleas of the county in which the city is situated shall designate a central counting place for the whole city where all councilmanic ballots shall be brought together and counted publicly appoint a compentent person to act as director of the count employ a sufficient staff of assistants and make all other necessary or suitable arrangements for the counting of such ballots

Section 315 Assembling the Ballots As soon after the polls have closed as they are permitted to do so by law the election officers in each election district shall open any ballot box or boxes used for ballots to be counted by them sort out immediately any councilmanic ballots which may have been mistakenly deposited therein and deposit any such ballots in the councilmanic ballot box Thereupon they shall seal the councilmanic ballot box without opening it and shall send it in such manner and within such period of time as the court of common pleas may direct to the central counting place They shall send with it a record of the number of councilmanic ballots issued to voters as shown by the ballot stubs and the number of such ballots spoiled and returned by voters and cancelled They shall also send in a special envelope to be provided by the county commissioners for the purpose the cancelled spoiled councilmanic ballots the unused councilmanic ballots and the councilmanic ballot stubs

Section 316 Rights of Watchers While Ballots are Being Assembled While the councilmanic ballot boxes are being sent to the central counting place any watcher appointed under the provisions of Section 312 to represent any councilmanic candidate in a voting place shall have the right to accompany the ballot box from the voting place to which he was assigned until it is properly delivered at the central counting place Provided however that if a group of ballot boxes are being taken together not more than one watcher of the same candidate shall have the right to accompany them at the same time

Section 317 Checking the District Returns At such time as the court of common pleas shall direct but beginning not later than noon of the Friday next following the election the councilmanic ballot boxes shall be opened and the number of councilmanic ballots found in each box shall be recorded and compared with the record sent from the corresponding election district The records thus compared shall be made available to the public with notations explaining any corrections made therein If any discrepancy appears which can not be reconciled it shall be shown on the records All ballots found in the ballot boxes which bear no evidence of having been improperly cast shall be accepted

Section 318 Valid and Invalid Ballots The ballots in each ballot box shall also be examined fo rvalidity and those which are found to be invalid or blank shall be separated from the rest The number of valid ballots from each election district and the total number of valid ballots shall be recorded A ballot shall be held invalid if it does not clearly show which candidate the voter prefers to all others or if it contains any word mark or other sign apparently intended to identify the voter Every ballot not thus invalid shall be counted according to the intent of the voter so far as that can be clearly ascertained whether marked according to the directions printed on it or not No ballot shall be held invalid because it is marked in ink or indelible pencil or because the names of candidates thereon for whom the voter did not mark a choice have been stricken out A single cross on a ballot on which no figure appears shall be considered equivalent to the figure one If a ballot contains both figures and crosses the order of choice shown by the figures shall be taken as the voter's intention in so far as the order is clearly indicated If the consecutive numerical order of the figures is broken by the omission of one or more figures the smallest number marked shall be taken to indicate the voter's first choice the next smallest his second and so on without regard to the figure or figures omitted

Section 319 Ballots Wrongly Deposited in the Councilmanic Ballot Box If any ballots other than councilmanic ballots are found in a ballot box they shall be promptly sealed in a separate envelope which shall be marked on the outside to indicate what ballots and how many are contained in it the election district in which they were cast and the fact that they were wrongly deposited in the councilmanic ballot box They shall then be sent to the judges of the court of common pleas appointed to compute and certify the returns of votes cast for other officers at the same election who shall examine them and make the proper additions to the returns received from the several election districts

Section 320 Rules for Determining the Results When all the councilmanic ballots have been checked for number and validity the valid ballots shall be examined and the results of the election determined under the supervision of the director of the count according to the following rules

(1) Each candidate shall be credited with one vote for every ballot that is sorted to him as first choice or otherwise credited to him as hereinafter provided and no ballot shall ever be credited to more than one candidate at the same time

(2) The quota of votes sufficient for the election of a councilman shall be the smallest number of ballots which could be received separately by each of us as many candidates as are to be elected but not by one more It shall be determined by dividing the total number of valid ballots by one more than the total number of councilmen to be elected and adding one to the result disregarding fractions

(3) The ballots shall first be sorted to the credit of the first choices marked on them the ballots from the different election districts being sorted in an order of the districts determined by lot in the presence of the candidates or their representatives Provided however that if the city is divided into wards the ballots of all the districts of each ward may be sorted together the wards instead of the individual districts being arranged in an order determined by lot and Provided further that the ballots of any number of districts or wards consecutive in the order so determined may be sorted together simultaneously

(4) Whenever at any stage of the counting the number of ballots credited to a candidate becomes equal to the quota he shall be declared elected and no ballots in excess of the quota shall be credited to him

(5) If a candidate is elected while the ballots are being sorted according to first choices any subsequent ballots which show him as first choice shall each be credited to the second choice marked on it or if the second choice has also been elected to the next choice marked on it for a candidate not yet elected

(6) If during the first sorting of ballots some ballots are found which are marked for a candidate already elected as first choice but show no clear choice for any unelected candidate such ballots shall at the end of the sorting be given to the candidate of their first choice and in their place an equal number as nearly as possible of the last ballots sorted to that candidate which do show a clear choice for unelected candidates shall be taken and re-sorted to unelected candidates as if they were then being sorted for the first time

(7) When all the ballots have been thus sorted and credited to the first available choices marked on them every candidate who has fewer ballots to his credit than the number of signatures required for nomination without a deposit of money as provided in Section 301 of this act shall be declared defeated

(8) All the ballots of the candidates thus defeated shall be transferred each to the candidate indicated on it as next choice among the continuing candidates A "continuing candidate" is a candidate not yet elected or defeated Any ballot taken for transfer which does not clearly indicate any candidate as next choice among the continuing candidates shall be set aside as "exhausted"

(9) When all the ballots of the candidates thus defeated have been transferred the one candidate who is then lowest on the poll shall be declared defeated and all his ballots transferred in the same way

(10) Thereupon the candidate who is then lowest shall be declared defeated and all his ballots similarly transferred Thus candidates shall be declared defeated one at a time and all their ballots transferred

(11) If when a candidate is to be declared defeated two or more candidates are tied at the bottom of the poll that one of the tied candidates shall be declared defeated who was credited with fewest ballots just before the last transfer of ballots If two or more of the tied candidates were tied at that stage of the count also the second tie shall be decided by referring similarly to the standing of the candidates just before the last transfer of ballots before that This principle shall be applied successively as many times as may be necessary a tie shown at any stage of the count being decided by referring to the standing of the tied candidates just before the last preceding transfer of ballots

Any tie in the counting procedure not otherwise provided for in this act shall be decided by lot

In interpreting this and other rules the transfer of all ballots from candidates defeated together under rule (7) and the transfer of all ballots from each candidate defeated thereafter shall each be considered a single separate transfer

(12) If at any time candidates to the number to be elected have received the quota any transfer of ballots in progress when the last quota was reached shall be completed but immediately thereafter all continuing candidates shall be declared defeated and the election shall be at an end

(13) If at any time all ballots of any defeated candidates have been transferred and it is impossible to defeat another candidate without reducing the continuing candidates below the number still to be elected all the continuing candidates shall be declared elected and the election shall be at an end

(14) A record of the count shall be kept in such form as to show after each sorting or transfer of ballots the number thereby credited to each candidate the number thereby found exhausted the total for each candidate the total found exhausted and the total number of valid ballots found by adding the totals of all candidates and the total found exhausted

(15) Every ballot that is transferred from one candidate to another shall be stamped or marked so that its entire course from candidate to candidate can be conveniently traced

(16) If in correcting an error any ballots are resorted or retransferred every ballot shall be made to take the same course that it took in the original count unless the correction of an error requires its taking a different course These principles shall apply also to any recount except in connection with the filling of a vacancy which may be made after the original count has been completed

Section 321 Recesses for Counting Staff The director of the count and his assistants shall proceed with reasonable expedition in the counting of the ballots but may take recesses or adjourn from day to day at the discretion of the director The court of common pleas shall make proper provision for the safe keeping of the ballots while the counting is not in progress During any such time from the time the ballots first begin to arrive at the central counting place until the time for appeals from the final result has expired any three or more candidates shall have the right to have present with facilities for keeping all the ballots or their containers in full view one representative appointed by them in writing Candidates may change their representatives from time to time No representative shall be allowed to handle any ballots while the counting is not in progress unless he does so under the direct supervision of the director of the count

Section 322 Public Supervision of the Count Every facility for witnessing the count that is consistent with good order shall be given to the public and to representatives of the public press Special facilities including the privilege of mingling with the counting staff and examining any of the ballots closely shall be given to any person who may be appointed in writing as their representative for the purpose by at least three candidates whose names are printed on the ballot and who have not shared in the appointment of any other person for this purpose Any such representative shall have the right to designate in writing an alternate to act in his place during any time when he may be absent

Section 323 Appeals The findings of the counting staff shall be accepted as final unless appeal is made therefrom to the director of the count by a candidate or his agent or representative within one hour If such an appeal is made and not sustained the aggrieved party or his agent may appeal from the director's decision to the court of common pleas not later than two days after the counting has been completed Any such appeal to the court shall be made in writing under oath shall set forth the grounds for the appeal made to the director and his decision thereon and shall be accompanied by a deposit of twenty-five dollars ($25) which shall be returned if the review of the count as herein provided for changes the personnel of the council elected or the final disposition of as many as twenty-five (25) votes Two or more decisions of the director may be appealed from in a single appeal When an appeal has been thus filed the court of common pleas shall forthwith examine the records of the count and cause to be re-examined and recounted under its direction such of the ballots as may be necessary in order to determine the points at issue While any such recount is being made and until it is completed all the provisions and safeguards governing the original count shall remain in force If a recount shall result in a change in the membership of the council announced as elected the previous announcement shall be rescinded by the court of common pleas and new announcements shall be made in accordance with the new results

Section 324 Preservation of Ballots The ballots cast at each election of the council shall be preserved by the court of common pleas until the term of the members elected thereby has expired and shall be available for examination under the supervision of the court of common pleas on written application signed by fifty (50) or more registered electors and the payment of a fee of twenty-five dollars ($25) Such application shall name not more than three representatives of the applicants to make such examination

The ballots credited to each successful candidate at the end of the election shall be kept separate form the rest as the ballots which elected him and all the other valid ballots shall be kept together as exhausted

Section 325 Information Concerning Ballots Before the first day of January following each election of the council the court of common pleas shall cause the councilmanic ballots to be examined and shall cause to be filed in the office of the prothonotary for the information of the public a statement showing

(a) The number of first-choice ballots cast for each candidate in each election district

(b) The number of ballots from each election district finally counted for each of the elected candidates

(c) The number of the exhausted ballots from each election district which showed one or more choices for elected candidates and the number which did not

(d) The number of invalid ballots cast in each election district the causes of invalidity and the number of ballots from each election district held invalid for each cause

(e) The number of blank ballots cast in each election district

(f) The numbers of first choices second choices third choices and so on used in the election of each of the elected candidates

(g) Such other information in regard to the ballots as the court of common pleas may deem of interest

Section 326 Voting Machines The council shall have power to provide for the use of voting machines or other devices for marking and sorting the ballots and tabulating the results and to modify the form of the ballot the directions to voters and the details in respect to the method of assembling counting and trasferrig ballots accordingly Provided however that no change shall be made which will alter the principles of the voting or of the counting

Section 327 Vacancies in the Council If a seat in the council becomes vacant it shall be filled for the remainder of the unexpired term by a public recount of the ballots by which it was filled at the municipal election at which the council in office was chosen This recount shall be conducted under the supervision of the court of common pleas according to the following rules

(1) All choices marked for members of the council in office or for candidates who have become ineligible or have expressed to the court of common pleas in writing their desire to withdraw shall be disregarded

(2) The ballots shall be sorted each to the earliest choice marked on it for any of the eligible candidates

(3) If any candidate has to his credit more than half of the ballots which show any preference among these candidates he shall be declared elected to the vacant place

(4) If no candidate has to his credit more than half of the ballots which show such a preference every candidate who has no ballots to his credit shall be declared defeated

(5) Thereupon the remaining candidate lowest on the poll shall be declared defeated and all his ballots transferred each to the candidate indicated on it as next choice among the undefeated candidates

(6) Thus lowest canidates shall be declared defeated one after another and all their ballots transferred until some candidate is credited with more ballots than all the other undefeated candidates together

(7) As soon as one candidate is credited with more ballots than all the other undefeated candidates together he shall be declared elected to the vacant place

(8) Except as herein otherwise provided and except that the rules for assembling and checking the ballots and those regarding the quota may be disregarded the recount shall be governed by the provisions for the original count

(9) If two or more vacancies occur at the same time they shall be filled separately in the order in which they are certified by the council to the court of common pleas

If a vacancy occurs for which no regularly nominated candidates remain the council may by a majority vote of the remaining members appoint a qualified person to fill it for the remainder of the unexpired term If all the places on the council should become vacant at once the court of common pleas shall call a special election of members to serve for the remainder of the unexpired term Any such election shall be held as nearly as practicable according to the provisions for a regular election of the council

ARTICLE IV

GENERAL PROVISIONS

Section 401 Application of General Laws No provision of any law enacted hereafter which is inconsistent or in conflict with any of the provisions of this act shall affect the government of cities in which the city manager plan of government is in effect under the provisions of this act but general provisions of law relating to cities which are not inconsistent or in conflict with the provisions of this act shall apply to cities in which the city manager plan of government is in effect under the provisions of this act as well as to others

Section 402 Legislative Intent in Case of Partial Invalidity It is the intention of the general assembly that if this act cannot take effect in its entirety because of the judgment of any court of competent jurisdiction holding unconstitutional any part or parts thereof the remaining provisions of the act shall be given full force and effect as completely as if the part or parts held unconstitutional had not been included herein

Section 403 Short Title This act may be known and cited as the Proportional Representation-City Manager Act for Cities Not of the First Class

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, this is what is commonly known as the optional city manager bill. It simply sets up for the cities of Pennsylvania the form of government built around the city manager plan. A strict example of that kind of government is to be found in the city of Cincinnati, Ohio. There are some four hundred communities in the Unities States which have this form of government. In the Commonwealth of Pennsylvania we allow boroughs to have borough managers, but we deny to the cities this privilege. This bill is purely an optional measure. It sets up the plan and then it says to the voters, "You may take it or you may leave it alone." If the voters desire a change in their form of government it is necessary for them to secure ten per cent of the voters in the last previous election on a petition to council asking for the submission of the question. After the question is placed on the ballot, it requires a majority vote of the electors in order to adopt this form of government for that particular city, and of course if the proposition is voted down the status quo of that city remains. It is an American principle and it is a practical principle. We are imposing nothing upon the cities. We are giving them the opportunity to change if they are dissatisfied with their form of government and having changed, if they don't like it, they have the privlege under this act of returning in two years back to their original form of government.

I introduced this bill on behalf of a group of citizens in Pittsburgh. I have been literally bombarded with letters, petitions, telegrams and resolutions. Back of it is the Chamber of Commerce and fourteen organizations affiliated with the allied boards, various social clubs and service clubs and other organizations in addition, and a large number of individual letters and individual petitions. For the first time within my recollection, every newspaper in the city of Pittsburgh is a unit in support of this bill, and practically also every weekly newspaper is asking for the support of this measure. I appeal for an affirmative vote on this bill on the grounds that it is simply an American proposition. If the people have sense enough to elect us down here to represent them, they certainly have sense enough to choose the kind of government under which they wish to live.

Mr. SPANGLER. Mr. Speaker and members of the House, I cannot agree with my good friend from Washington, Mr. Moore, on the advisability of changing our form of city government at this time. All change is not progress. Sometimes I think that progress goes around in circles. About twenty years ago the tendency was to give extreme and increased power to the people in the matter of government. We had then the agitation for the election of senators by the direct vote of the people contrary to the then provisions of the Constitution. There was agitated then with great force the principle of the initiative and the referendum and the recall of judges by the people. Now the only thing that I have heard for the recall of judges or anything in the nature of judges for a long time is the present agitation for the recall of the Public Service Commission.

In 1923, which was my first session in the Legislature, there was at that time a great agitation for a change of government from the old bicameral system of third class city government, which practically all third class cities had at that time. There were two kinds of governmental changes proposed, one was the Clark system, and the other was the Beidleman plan which provided for a single council and a mayor. At that time, the same as now, there was a great demand, at least an apparent demand on the part of a great many civic bodies and representatives from the third class cities, by lodges, clubs and organizations of every description, demanding a change of government for third class cities, and the preponderance of the demand seemed to point toward the Clark system which we now have, and in accordance with that demand, or the supposed demand, we changed the form of third-class city government to the present Clark system of government. Now, when that system was adopted, it was apparently the best system of State government that could be thought out. It seemed to be the epitome of everything that was right, that was good, that was desirable in city government, and it was in response to that demand for a general change that we have had in third class cities the Clark system for a period of about eighteen years. Now, there is a demand for a more extensive change, and instead of giving the people more power, we propose to impose upon the people an autocratic form of government known as a city manager. I presume that the ablest and most distinguished city manager that the world has ever seen was Julius Caesar, when he was city manager of Rome, and that was at the time, as you know, when Cicero and Cato were singing the swan song of the death of the republic.

Now, if cities of the third class do not have good government at the present time, whose fault is it? Is it the fault of the Legislature? Is it the fault of the system? Is it the fault of the law? No, it is not. It is the fault of the people themselves. The people, whenever they make up their minds to have good government, are perfectly able and competent to choose good, worthy public servants who reside in their community and will represent them as they desire to be represented, and I can see no reason why we should now change the whole machinery of our city government in order that we may import from some place outside of the city or outside of the State some superman who can rule our city when we cannot. I say to the people in any city that doesn't have the proper kind of city rule, that has become lax in its methods of government, that has elected unworthy public officials, it is for the people themselves to go to the polls and assert their rights and prerogatives of electing the proper kind of representatives to represent them. Why sir, this bill is a concession that the republican form of government is a failure, that the people cannot elect the proper kind of representatives, and that therefore they are going to surrender their greatly prized right that was given to us at the time of the formation of this Republic, and delegate that right to some outsider to come in and rule our city. I don't believe, Mr. Speaker, that the time has come when we desire a radical change such as is proposed in this bill; when we desire an autocrat to rule our cities, and take from the mayor and the councils of the cities the powers that still belong to them and which the people feel they should have and which they have exercised with ability and will continue to exercise with ability and integrity.

Mr. DUNN. Mr. Speaker and members of the House, I want you to open the bill at Article 2 and Section 202. Now you will notice Section 202 provides what the gentleman just got through saying. You are going to take the power, the right to vote, away from the people and put it in the hands of the people who are supposed to be elected by the people, and in turn abolish all elective officers. In other words, it is my opinion a bill of this kind is an assault upon the common sense of the people of the city of Pittsburgh and of any other city that adopts a bill of this kind. I agree with the gentleman who just spoke. Is it not a fact that about fourteen years ago the constitution of the United States was amended and took away from a few people the right to elect our senators? Today our United States Senators are elected by the people.

Mr. Speaker and members of the House, this bill if enacted into law is but a forerunner to something else. Now, the bill states that it is going to give a proportional representation. That is all right. When we get a system like this instituted in the city of Pittsburgh, or any other city, and you say that the people have the right within a period of two years to change that system, it is a mighty hard thing to do that when you once get them that way. I agree with the gentleman who just spoke, it is not up to a few people to decide what kind of government we should have. It should be up to the majority of the people. Now we are going to give the power to the councilmen to choose a man as city manager. He may be brught from God knows where. He may be brought over from Ireland, it would be all right if he was, or some place else. Nevertheless, do we not have men and women intelligent enough in our cities to conduct the affairs of the city intelligently and efficiently?

Another thing I wish to call your attention to in this bill before the House—I am looking at my notes here—is that it has been given some advertising, just some, but let me say to the ladies and gentlemen of the House, this bill is not as important as the Pittsburgh papers and the other papers wish you to believe it is. Now, for instance, I have at this session of the Legislature—I don't mean to digress, but don't interrupt or anybody call me down, for I will go on anyhow—I have at this session of the Legislature introduced twenty bills and not one of them has been reported out from the committee. One of these bills I introduced in the session of 1927 and again in the session of 1929, and again in this session, and that bill was to give to the people of the State of Pennsylvania the right to decide on questions of their own government. Now, our newspapers and these women's clubs from the city of Pittsburgh have not written you telegrams and letters stating that you should vote for the Dunn bill. My bill is a real democratic bill. They haven't written you and told you to support that.

In this session of the Legislature I introduced a bill which has not had any advertising from these people, a bill which asks for an appropriation of four millions of dollars to give relief to the starving people of Pennsylvania. My good friend Dr. Steedle and Senator Scott agreed to let me hold a joint session of the Appropriations Committees of the House and the Senate. We had present at that meeting members of the State Federation of Labor and from the east and the west and the north and the south, they told that committee that it was necessary to report his bill out. Did they do it? They would have done it if we could have got the advertising that this bill got. That was a helpful bill, that is what the State Federation of Labor said; and they pointed out the fact that people were starving to death. The Pitsburgh papers on Saturday morning came out and told where an ex-soldier was out of work and actually starved to death. Did my bill get consideration and advertising at the hands of these people? It did not. I desire to say this, if these people who are interested in this bill will really tell the people of Pittsburgh and the other cities just exactly what it means I venture to say it comes to deciding that question, the vote against it would be so big that they would not bring it up again for a hundred years, In this bill they would lead you to believe that under the provision of proportional representation, that will give you the right to choose whom you wish. You are going to elect nine councilmen and that is all you are going to vote for, you are not going to vote for any other officer in a third class city. You will have to stand for what they do. It would indicate that they have all of the intelligence and you are not intelligent enough to select representative men and women to represent you.

Now, Mr. Speaker and members of the House, I wish to close by making these remarks. I have received a number of letters from women's clubs in Pittsburgh. They were discourteous in their tone and even intimidating, but they have not intimidated me a bit, and I want to say that if the voters like these in Pittsburgh and in other places who are so interested in this bill will get behind some other good legislation, they will be more of an asset than they are now.

Mr. BRAHAM. Mr. Speaker and members of the House, I do not arise to speak on this measure, I do not have that ability, but I do rise to place my humble endorsement to this measure. I come from a third class city of twenty-five thousand who are asking for a right to vote on this measure. I therefore ask you to vote that way on this measure.

Mr. BEYER. Mr. Speaker and members of the House, I take the opportunity of saying just a few words in order that my vote on this bill may be understood not only by the members of this House but by my constituents at home. I am one of the men who are absolutely and teetotally opposed to any change in the organic form of our government. But I do believe after all that all the power is inherent in the people; that they have the right at all times to make such changes in their form of government as to them may seem fit and proper, and when I realize that there are in my own city thousands of people who want an opportunity to be heard upon a measure of this kind and an opportunity sometime or other to vote upon it in some election in Philadelphia, then I feel that I am denying them that opportunity which under the law we certainly ought to give when a reasonable demand in that direction is made. Further, I am going to support the bill for the very reason that the gentleman a moment ago referred to. I want to set an example to some of the men in this House, particularly a committee of this House that has some twelve or fifteen of my bills upon their desk, not one of which has been reported out, nor has the sponsor even been treated with the courtesy of a suggestion that he might have an opportunity to explain them; bills, Mr. Speaker, which vitally affect the health, the liberty, and the happiness not of you but of thousands throughout this Commonwealth who are waiting an opportunity to be heard here by their representatives upon this floor.

In order, Sir, to be consistent and to show that there is within me absolutely a spirit of fairness I am going to vote for a bill which when it becomes a matter of contest in an election in Philadelphia I shall as bitterly fight there as I shall support it now.

Mr. RICHARDS. Mr. Speaker and members of the House, it seems to me that most change when it is first considered is called radical, and so when we apply the term "radical" to some change in government we are very apt to believe that we have squelched it. Many years ago when the women of this country humbly asked the right to vote we were told that this was too radical a measure. After many years of demand of the right of suffrage, greatly because the wave of sentiment became so urgent that it overwhelmed the politicians, it was decided that they should be given that right. The same term was given to the direct primaries and to the direct election of United States Senators when it first came up. I imagine when the ten commandments came down from the Mount, someone said that they were too radical too.

This is not an ordinary bill, it is a change. It gives the people the right to say what they want. We have heard a great many arguments on the floor of this House in this session asking for the right of self-government, to let the people speak for themselves, to which I agree, but I wonder if that same argument does not apply to this bill.

I come from a third class city. This bill not only applies to the city of Pittsburgh but to third class cities, one of which I come from, and I believe that the people have sense enough to say for themselves what kind of government they want. I think it is a part of your business to give them the right and to give them their voice in the matter. This bill is permissive, it is optional, and it does not take away their right but rather adds to that right. I think the bill is a good one. I think it is probably a new department in Pennsylvania but Cleveland and Cincinnati and cities of smaller size in other states have adopted this principle and have found it to be a good form of government. If it is a better form of government, let us find that out for ourselves and not confine it to the State of Ohio. I think you should support the bill.

Mr. STEEDLE. Mr. Speaker and ladies and gentlemen of the House, I know of no bill presented at this session that received so much juggling, made a football of, or passed in and out of committee so much. The sponsor of the bill always manifested a spirit of no interest. This bill was introduced probably in the second week of the session. We representatives from the western part of the State asked the sponsor of the bill, "Will this bill be heard immediately, or will it have some delay?" He informed me that the bill was given to him, and he so stated from this floor, by a number of gentlemen from the city of Pittsburgh who formed the membership of the Chamber of Commerce. However true that may be, and I do not question it, but I ask every one of you ladies and gentlemen if you live in a community of any size, if the Chamber of Commerce, your businessmen's association, your Rotarains and your Kiwanis, whatever the title may be, if there are not always a few members among that class who are finding fault with the administrative form of government. I am sure that if the Man of Calvary were to come back to this world today he would find it a total impossibility to satisfy the minds of each individual as to what he would like to have the picture be to him. So, therefore, we will accept the argument that the Chamber of Commerce gave to Mr. Moore this bill. But let us see who these men may be. They are the type that I said before, they are always finding fault with somebody; who are always willing to criticize and on many occasions they offer no remedy except something that is drastic or to their minds will benefit themselves individually. That is a specialty of a lot of these men you find among the Chambers of Commerce and other organizations of the type.

Why, if this bill has so many good features in it, as the gentleman from Washington would have you believe, why is the biggest city in the State not included in the bill? What has happened behind that? He has some ulterior motive or he would not have taken it out of there, but he says it is good for the second class and the third class but not for the first class city. He may not so state in words, but that is the conclusion we may draw. I have no fault to find with Philadelphia. If they have been able to deal with the gentleman so that they may not be molested or interferred with, why, I say, more power to them and more power to him, because after it is all said and done, legislation to my knowledge in this House, and I assume that it applies not only here but in Washington and probably in every other State in the Union, is merely a question of "log rolling", so even in view of the fact that he admits it is so good, he takes out the largest city of the State and says, "We will try it first in what they call in theatrical terms 'the dog' ". He says, "We will take it out to the country towns, out among the suburbanites of Pittsburgh. If it fits well there, we will come back and sic it on the city of Philadelphia." Then after they try it out they say, "It is a good show," and as another theatrical term says,, "It is a wow."

An so, ladies and gentlemen, going back to the serious side of this picture, he tells us that this is so innocent; it is merely a city manager bill; just a city manager bill. Mr. Richards refers to it and instead of using the term "radical" he says it is an experiment and probably it may work well and ought to go before the people to decide for themselves. I am of the opinion that the people of the city of Pittsburgh are perfectly content and satisfied with their direct representative vote where they have the opportunity of electing their officers.

Mr. Dunn referred to Section 202 of Article 2 and I just want to read that part of it. He was unable to read it to you. I read it as follows: "The council shall have the same number of members as the legislative body it succeeds." It says further, "In a city in which the city manager form of government is in effect under the provisions of this act, no city officials shall be elected by the voters except members of the council. All other officials shall be appointed as hereinafter provided." Here he is taking away from the people of Pittsburgh the fundamental principles of democracy. We challenge any other part of the State of Pennsylvania to say if our people are not qualified to elect councilmen, whether they are not qualified to elect a mayor, whether they are not qualified to elect a controller, and yet he is going to rip right away from them that right which the constitution gives to us. He says we shall elect nothing else but five members of council——

Mr. SPANGLER. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Steedle.

The SPEAKER. Will the gentleman from Allegheny, Mr. Steedle, permit himself to be interrogated?

Mr. STEEDLE. Mr. Speaker, I will.

Mr. SPANGLER. Mr. Speaker, I just wish to ask the gentleman from Allegheny what interpretation he places upon Article 2 of Section 202 which provides that "under the provisions of this act no city officials shall be elected by the voters except members of the council. All other officials shall be appointed as hereinafter provided." Does the gentleman from Allegheny interpret that as I do to mean that the city controller would be appointed by the city manager?

Mr. STEEDLE. Absolutely. I see no reason for any other interpretation than that.

Let us turn back to another page, let us turn to page 8, in paragraph (d), "appoint and remove all department heads and all other officers except those appointed by council or elected by the voters as provided in this act and those appointed by his subordinates."

As long as I have been coming to this Legislature, which is since 1913, I have heard the cry session after session, from our cities of the second class, and our cities of the third class and even now our boroughs have come to us, asking for civil service rights. This bill fundamentally destroys civil service. It rips all of these employees out of office; it takes that away and says to the councilmen, "Now you are vested with powers which nobody else shall have." Even the people's rights shall be destroyed and the man working on the streets would no longer be protected by civil service; it rips them out of office.

Now ladies and gentlemen, as I have said before, I know of no bill that was presented before this body that received so much advertising. Members of the city of Pittsburgh district have received plenty of advertising for this bill. Why, even the reporters themselves, instead of attending to their business as reporters, absolutely have turned lobbyists. That is their business today; they are lobbyists; and then the gentleman from Washington tells us that the papers of the city of Pittsburgh are all unanimously for this bill. I want to answer him by saying there are two papers in the city of Pittsburgh owned by practically the same corporation. We don't have an independent newspaper in the city of Pittsburgh. These newspapers are owned by men in the city of Cleveland and in the city of New York and today we have instead of men being reporters for newspapers men who have turned lobbyists. That is what we have to put up with. Every man is criticized, condemned, interviewed, and was asked to give an expression as to how he would vote on the city manager plan two, three and four weeks ago. They were not satisfied to wait until the vote might be had on the floor, but they have learned one thing in lobbying, and that is, to poll the House. They will ask you, "How will you vote, and how will YOU vote," and then the next day appears in the column of the newspaper a nice article. It will say, "Mr. So-and-So says I will express my opinion Monday night," or "I am against it," or "I am for it." In their selfish interest to destroy what they think is an organization in the city of Pittsburgh, (and let them interpret it as to whether it is good or bad,) the people of the city of Pittsburgh created that organization and they are satisfied by a great majority with their coucilmen and mayor and controller, and prefer that they shall be elected and not be appointed. And so, ladies and gentlemen, I plead with you, I ask you to allow us to be undisturbed. If it is good enough for the city of Pittsburgh, I say it is doubly good enough for the city of Philadelphia, and they should be included too, and if it is not good enough for Philadelphia, then we don't want to be the try-out gang and we ask you just to leave us alone and we are satisfied with our form of government and I ask you to vote "no" on this bill.

Mr. DUNN. Mr. Speaker and members of the House, I am only going to consume about two minutes. I think it is necessary to say what I have in mind. So much has been said in the papers by speakers this afternoon about allowing the people to decide the question for themselves and to give them an opportunity to vote on it. In 1927 I wished to do this very thing with the bill I introduced when the same people who are now talking about fair play were the ones who were instrumental in 1927 in defeating the old age pension bill, at which time our good friends from Philadelphia stood solidly, (and may they live forever for doing that,) but when it came to the final point, the same people who are now hollering "fair play" did not let the people of Pennsylvania decide that question. So I don't know what has happened. Have they been reformed by some mysterious being? Nevertheless I want to say to you, ladies and gentlemen, that if you vote for this bill you are voting to take the right away from the citizens of Pittsburgh and third class cities to govern themselves.

Mr. CARMANY. Mr. Speaker and members of the House, having introduced this bill, or rather reported it from the committee, I have been interested in it from its inception, and we have used it in our district as a "football," taking copies of the bill to local men who had exceptional intelligence, such as the honorable judge of the county, and others, and the reports we received from these citizens was this: That it is a great forward step to a better government in the cities. This is not only the opinion of the honorable judge, but also of the mayor of our leading city, and of our newspapers, and of the Chamber of Commerce. It seems to me that most of the opposition to this bill comes not from an organization, but rather from individual politicians. I am certain, Mr. Speaker, that the sentiment among my constituents favorable to city management government is not among the disgruntled type, as has been stated here, but it comes from the very highest type of men of integrity. I want to also say that this sentiment for it comes from organizations and I wonder if the gentleman from Allegheny is afraid that if this House should pass this bill that the city of Pittsburgh would ask for a city manager.

It occurs to me that he is afraid that that is going to happen if this bill is passed. We are not forcing it upon Pittsburgh, but some of us are asking that we may have the privilege of adopting the city manager plan of government and I am voicing not only my own opinion but the opinion of my constituents in asking that we be granted this privilege. We are not trying to force this upon anyone else, but we do ask that we may be granted the privilege of having the city manager form of government if we so desire.

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, I have no desire to prolong this debate. I have listened to this with a great deal of interest and the propositions advanced both for and against the bill. I cannot escape the conviction that the best argument in favor of your vote for this bill comes from the speeches of the opponents to it. One of these speakers said that by the passage of this bill we are imposing upon the people of our various cities a new form of government. We are not doing any such thing. We are simply setting up a new form of government and laying it before them and saying, "You can take it or you can leave it alone." This bill was introduced on January 27th. The long time that it has been before the House was due to the fact that the sponsor, who happened also to be chairman of the committee having this bill in charge, held the bill in committee at the request of opponents of the bill, and after the chairman had held the bill a considerable time, and after a discussion of it with the gentlemen, and after the chairman had had a conference with Mayor Kline and after discussing it with him, and I have a copy of the letter before me, I said in view of the demand that had come to me personally and to other members of the committee for action on the bill, I thought it necessary to bring the bill out if possible and to my letter to him to that effect I received no reply. I tried to play fair with him, and the bill is out on the floor for a vote. We are simply asking for the same thing that we asked for when we submitted ourselves to our constituents as candidates; the right to choose or to reject us, and if they have that right they have the right to choose or to reject the form of government that they may wish to have set up for them.

Mr. MUSMANNO. Mr. Speaker, I desire to interrogate the gentleman from Washington, Mr. Moore.

The SPEAKER. Will the gentleman from Washington, Mr. Moore, permit himself to be interrogated?

Mr. D. GLENN MOORE. Mr. Speaker, I will.

Mr. MUSMANNO. Mr. Speaker and members of the House, the gentleman said in his original argument that there was an American principle involved in this plan. Did he mean by that the local option feature?

Mr. D. GLENN MOORE. I meant by that of course the local option feature.

Mr. MUSMANNO. Mr. Speaker, am I to take from that that the gentleman approves the local option feature?

Mr. D. GLENN MOORE. Mr. Speaker, I do.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—91

Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Beyer,
Bicker,
Black,
Braham,
Burns,
Carmany,
Conner,
DeFrehn,
Denning,
Duffy,
Emhardt,
Fitzgerald,
Fleisher,
Frederick,
Fuller,
Gaghan,
Garard,
Gillette,
Graham,
Green,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Hart,
Haws,
Heffernan,
Heffran,
Henderson,
Himes,
Holcombe,
Holmes,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Labar,
Leidich,
Lockhart,
Loucks,
Male,
Marcks,
McAlee,
McCallister,
McElwee,
McGregor,
McKay,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Patterson,
Peelor,
Pitts,
Raub,
Reader,
Rhodes, C. H.,
Richards,
Royle,
Ruth,
Sarig,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Sinwell,
Soffel,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Wall,
Wike,
Williams, G. W.,
Williams, I. B.,
Witkin,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—103

Adams,
Argentieri,
Baker,
Bauer,
Bell,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Byrne,
Cooke,
Cordier,
Denman,
Dietrich,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Flinchbaugh,
Flynn,
Fox,
Gangloff,
Gicking,
Greeby,
Greenstein,
Grenet,
Haines,
Harkins,
Hartsock,
Hefferon,
Heffner,
Hermansen,
Hoffman,
Hoopes,
Hutton,
Kahle,
Kirkbride,
Lewis,
Lose,
Lynch,
Maloney,
Mason,
Mathay,
McArran,
McClure,
Memolo,
Meredith,
Metzler,
Moore, W. H.
Munley,
Musser,
Nothnagle,
O'Neill,
Perry,
Peters,
Post,
Powell,
Price,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Sautter,
Schreck,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sowers,
Spangler,
Spann,
Steedle,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Yeakel,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 780, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine," providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first, one thousand nine hundred and thirty-one.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
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Gillette,
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Griffin,
Griffith, C. R.,
Griffith, J. W.,
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Holcombe,
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Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
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McClure,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
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Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
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Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MOTION TO RECONSIDER VOTE

Mr. STEEDLE. Mr. Speaker, I move that the vote by which House Bill No. 280, Printer's No. 477, entitled:

An Act to enable cities other than cities of the first class to adopt the city manager plan of government with proportional representation providing the procedure for the adoption or repeal thereof making suitable provisions for the conduct of elections and city government thereunder and in connection therewith imposing certain duties on mayors city councils election officers prothonotaries county commissioners and courts of common pleas.

was defeated on final passage this afternoon be reconsidered.

The SPEAKER. How did the gentleman vote when the roll was called?

Mr. STEEDLE. I voted "no" and in the majority.

Mr. WETTACH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman vote?

Mr. WETTACH. I voted in the negative, Mr. Speaker.

The motion was not agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1287 (Senate Bill No. 463), as follows:

An Act providing for the creation and incorporation as municipal corporations and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property waterworks rights and franchises of public and private corporations co-partnerships associations and individuals furnishing and supplying water to the public in said districts prescribing the powers and duties of such districts and the officers thereof conferring jurisdiction on courts of common pleas in connection therewith and imposing certain costs and charges preliminary on counties

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ARTICLE I

PRELIMINARY PROVISIONS

Section 1 DEFINITIONS Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That

The word "districts" as used in this act shall be construed to mean water supply districts created and incorporated as municipal corporations in the Commonwealth of Pennsylvania and managed and operated in accordance with the provisions of this act and any amendments and supplements thereto

The word "municipality" if and when used in this act may be construed to mean and include a county city borough incorporated town poor district school district or township now existing or hereafter created but shall not include a city of the first or second class

The word "board" as used in this act shall be construed to mean the board of directors constituted and appointed under this act to govern and manage the affairs of any water district created in accordance with this act

The word "company" as used in this act shall be construed to mean any person co-partnership association and/or corporation engaged in a public utility business for the storage and/or supply of water to the public

The word "court" as used in this act shall be construed to include the court of common pleas of the county wherein reside the greater number of consumers and other patrons to be supplied with water by the district proposed to be created and incorporated in accordance with the provisions of this act

The words "owner" or "owners" shall be construed to mean and include any individual or individuals association or associations co-partnership or co-partnerships corporation or corporations or municipality or municipalities who own in whole or in part any property or works in use or usable for the purpose of furnishing and supplying water to the public in the Commonwealth of Pennsylvania and the acquisition of which is desired by a Water Supply District

The words "property and works" as used in this act shall be construed to mean and include a plant or plants property franchises real estate contracts leases personal property rights privileges easements water rights water sheds water courses reservoirs dams conduits pipes channels and all and every other matter or thing used for the storage and/or supply of water to the public

Section 2 SHORT TITLE This act shall be known and may be cited as "The Water Supply District Law"

Section 3 CONSTITUTIONAL CONSTRUCTION The provisions of this act are severable and if any provisions hereof are held to be unconstitutional the decision so holding shall not be construed to affect or impair the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

ARTICLE II

CREATION AND INCORPORATION OF WATER SUPPLY DISTRICTS

(a) Procedure to Create Districts

Section 20 JURISDICTION OF COURTS That the several courts of Common Pleas within this Commonwealth shall have power in manner provided by law to create and incorporate as municipal corporations what shall be known as "Water Supply Districts" without regard to the population thereof provided that the petition or petitions hereinafter described for the creation or incorporation of any Water Supply District shall be presented to the Court of Common Pleas of the County or that part thereof embraced in proposed district in which are located at the time of filing said petition or petitions the greater number of the consumers then being supplied with water service in said contemplated or proposed "Water Supply District"

The Court as hereinbefore defined of any county of the Commonwealth shall have power and jurisdiction to create and incorporate a district or districts which may be coextensive in territory with the county of such court or include only part of such county or a part of such county and a part or parts of one or more other counties which can in the opinion of the court reasonably and conveniently be created a district The territory of such a district need not be contiguous if it is so situate that in the opinion of the court it can reasonably be included in the territory comprising a proposed district but no such district shall include territory in a city of the first or second class Upon the creation of any such district the said court shall have jurisdiction co-extensive with the boundaries and limits of said district of all matters and affairs properly coming before said court concerning said district

Section 21 PETITION FOR THE CREATION OF A DISTRICT BOND OF PETITIONERS A petition to create such a district to be signed either (a) by at least two thousand (2000) owners of real estate in the district proposed to be created or (b) by owners of real estate equal in assessed value to at least one-half of the assessed value of real estate as shown by the last preceding revised assessment for county purposes in the district proposed to be created may be filed as hereinafter provided

Such petition shall set forth

(a) The name of the proposed district

(b) A general description of the territory to be included in the proposed district The description need not be given by metes and bounds but shall be deemed sufficient if described by the corporate names of the municipalities or parts thereof to be included

(c) A statement of the reasons for the creation of such district

(d) A prayer of the petitioners for the creation of the district

Several petitions may be prepared and filed for the creation of the same district which may be considered together for such proceeding as one petition Additional petitions may be filed prior to the time fixed for the hearing of any such original petition which may be considered as though filed with and a part of the petition first placed on file

Each petition shall be sworn to by at least one of the petitioners circulating the same averring that to the best of his knowledge the signatures on such petitions are bona fide and that the signers are owners of real estate within said contemplated or proposed district Said petitions shall be filed with the prothonotary of said court or judge thereof in chambers

At the time of the filing of the original petition or petitions in said proceeding a bond shall be furnished by one or more said petitioners with sufficient security in an amount to be fixed by said court or any judge thereof in chambers conditioned for the payment of all court costs and expenses in connection with said matter in the event of a dismissal by said court or on appeal of said petition or petitions which bond when approved by the court or judge thereof as aforesaid shall be filed in the office of prothonotary of said court

Section 22 ASCERTAINMENT OF VALIDITY OF PETITIONS In determining whether sufficient owners of real estate either in number or value as provided by section twenty-one of this act have signed any such petition or petitions the court shall be governed by the names of owners of real estate as they appear on the last adjusted county assessment tax records available at the time such petitions were filed When any petition or several petitions together are insufficiently signed by genuine signatures, as required by this act the same may be dismissed by the court without prejudice to the filing of a petition or petitions for a proceeding de novo

No petition or petitions containing the requisite number of genuine signatures shall be dismissed by the court on account of defects but the court may at any time permit any such petition or petitions to be amended in form and subsance to conform to the facts and the requirements of this act

Section 23 NOTICE OF FILING PETITION AND HEARING The court or any judge thereof in chambers upon application of counsel for the petitioners shall fix a place and time for a hearing on any such petition or petitions which time of hearing shall be fixed not less than thirty days from said presentation and said hearing may be before said court or any law judge thereof Notice of such hearing shall be given by the petitioners once a week for three consecutive weeks in at least two newspapers of general circulation published in the county of the court having jurisdiction and in the legal journal if any designated by rule of said court for the publication of legal notices of the filing of the petition and of the time and place fixed for hearing thereon

Section 24 OBJECTIONS TO CREATION AND INCORPORATION OF DISTRICTS Objections to the creation of any district so petitioned for giving the reasons therefor may be made by any owner of real estate or any party in interest in writing filed with the prothonotary of such court at least ten days before the day set by the court for hearing

Section 25 HEARINGS DECREES APPEALS AND BOND When any such petition or petitions comes to a hearing the matter shall be advanced by the court or law judge thereof before whom said hearing is being had without unnecessary delay Upon the conclusion of the hearing if it shall appear to the court after considering all the evidence that the objections to the petition or petitions of any are not well founded in fact or law and that the purposes of this act will be subserved and that the general welfare and best interests of the public within the contemplated district as regards a proper and adequate water service at reasonable rates to the consumers of said water will be promoted by granting the prayer of the petitioners the court shall decree the creation and incorporation of a water supply district fixing its corporate name and the boundaries thereof and decree such district to be a municipal corporation under the constitution and laws of this Commonwealth.

When a district is so created or incorporated the costs of the proceeding shall be paid by the county in which said petition has been filed which county shall be fully reimbursed said costs with legal interest thereon by the district as soon as sufficient funds therefor become available

If the court shall be of the opinion that the objections to the petitions are well founded in fact or law and/or that the purposes of this act will not be subserved or that the general welfare and best interests of the public within the contemplated water supply district as regards a proper and adequate water service at reasonable rates to the consumers of said water will not be promoted by granting the prayer of the petition it shall dismiss the petition without prejudice to the filing of future petitions Upon the dismissal of any such petition the costs of the proceedings shall be paid by the petitioners

From any decree of the court creating or incorporating a district or dismissing a petition any petitioner or any party in interest may appeal to the Supreme Court as provided by law but not later than thirty days after such decree is entered upon filing in the office of the prothonotary a bond in an amount to be fixed by the court conditioned for the payment of all costs accruing on such appeal If no such appeal is taken within said thirty days the decree of the court shall be final

Section 26 RECORDING DECREE EVIDENCE Within thirty days after a district has been created or incorporated by the final decree of the court below or upon appeal to the prothonotary of the court shall transmit a copy of the decree duly certified to the Secretary of the Commonwealth who shall lay the same before the Governor The Governor shall thereupon cause letters patent to issue declaring such district to be a municipal corporation of the Commonwealth The decree and letters patent shall be recorded in the office of the Secretary of the Commonwealth and copies thereof certified by the Secretary of the Commonwealth shall be recorded in the office of the Recorder of Deeds of each county in which any of the territory of such district may be situate who shall record the same in his office

Copies of such decrees and letters patent after such recording shall when duly certified by the recorder of deeds or the Secretary of the Commonwealth under their respective hands and seals be received in evidence in all courts and elsewhere

The costs of recording said decrees and letters patent shall be paid by the county in which said incorporation petition or petitions have been filed which county shall be fully reimbursed therefor with legal interest thereon by the district as soon as sufficient funds become therefor available

(b) Officers of Districts

Section 35 BOARD OF DIRECTORS OATH BOND COMPENSATION Within ten days after the certified copies of the decree of court and letters patent are recorded with the Recorder of Deeds as aforesaid the court shall appoint three persons who shall be qualified electors and resident freeholders within the district as a board of directors to manage the affairs of the district The first appointments shall be for the following terms One for two years one for four years and one for six years from the date of their respective appointments Thereafter all appointments by the court to membership of the board where terms expire shall be for terms of six years Vacancies in the membership of the board shall be filled by the court for the unexpired term

The court shall fix the compensation of the members of the board which shall not exceed six thousand dollars ($6,000.00) per annum payable from the funds of the district

Each member of the board before entering upon the duties of his office shall take and subscribe an oath before an officer authorized to administer oaths that he will honestly faithfully and impartially perform the duties of his office and that he will not be pecuniarily interested directly or indirectly in any contract concerning the business or affairs of the district Each member of the board shall also give bond to the Commonwealth for the use of the district in the penal sum of twenty-five thousand dollars ($25,000) with corporate surety, conditioned for the faithful and honest discharage of his duties The premium on such bonds shall be paid from the funds of the district The oath and bond shall be filed with the prothonotary of the court

Section 36 ORGANIZATION OF BOARD QUORUM SEAL RECORDS The board shall upon its appointment and annually thereafter organize by the election of one of its members as chairman and one as vice-chairman and by electing a secretary who may or may not be a member of the board and a treasurer who may not be a member of the board The secretary and treasurer shall take and subscribe the same oath of office as the directors which also shall be filed with the prothonotary of the court Two directors shall constitute a quorum to do business and the concurrence of two directors shall be required to exercise any power or perform any duty required by this act

The board shall keep a record of all its proceedings minutes of meetings certificates contracts and all corporate acts which shall be public records open to inspection during business hours The seal of the district shall be impressed on all contracts and official documents of the district

Section 37 DUTIES OF CHAIRMAN AND VICE-CHAIRMAN The principal duties of the chairman of the board of directors other than his duties as a director shall be

I to preside at all meetings of the board

II To sign all resolutions adopted by the board and

III To sign all warrants for the payment of moneys and to sign execute and acknowledge as the case may require all contracts deeds leases or other instruments authorized by the board to be executed by or on behalf of the district or required by this act to be approved by the court

In the absence of the chairman or in the case of his inability to act the vice-chairman shall perform the duties of the chairman

Section 38 DUTIES OF SECRETARY The principal duties of the secretary shall be

I To give bond to the Commonwealth for the use of the district in an amount to be fixed by the board conditioned for the faithful performance of the duties of his office and the payment over and accounting of all moneys belonging to the district Such bond shall be filed with the prothonotary of the court

II To act as secretary of the board and keep a correct and proper record of all the business and proceedings thereof

III To record and sign all minutes of meetings of the board including all resolutions adopted by the board

IV To safely and systematically keep all records and files of the district and at the expiration of his term turn the same over to his successor

V To draw and countersign all orders and warrants for the payment of money by the treasurer to be signed by the chairman or vice-chairman

VI To safely keep the corporate seal of the district and to affix the same to all deeds leases conveyances or other instruments required to be sealed and executed by or on behalf of the district and to all certificates made by him as secretary

VII To sign execute and acknowledge with the chairman all contracts deeds leases and other instruments required by law or authorized by the board to be executed by or on behalf of the district and

VIII To perform such other duties as may be imposed on him by law or by vote or resolution adopted by the board

Section 39 DUTIES OF TREASURER The principal duties of the treasurer shall be

I To give bond to the Commonwealth for the use of the district in an amount to be fixed by the board conditioned for the faithful discharge of the duties of his office to keep a just account of all receipts and expenditures and to pay over the whole amount of the funds belonging to the district to his successor in office

II To demand receive keep and account for all moneys and credits of the district

III To pay to persons entitled thereto the amounts called for in orders or warrants drawn upon him by the secretary of the district signed by the chairman or vice-chairman and countersigned by the secretary and to keep receipts vouchers and other suitable evidences of payment thereof

IV To keep accurate account of all moneys received and disbursed by him and to render accounts statements and inventories of moneys and credits received or disbursed or on hand and

V Generally to perform such duties pertaining to his office as the board of directors may require

(c) AUDITS

Section 45 APPOINTMENT OF AUDITOR GENERAL DUTIES On or before the first Monday of January in each and every year the court shall appoint a certified public accountant or firm of certified public accountants to audit adjust and settle the accounts of the officers and tax collectors of the district

The auditor shall prepare a statement thereof which shall contain an account of the last fiscal year which shall be the calendar year and shall show a complete statement of the financial condition of the district giving the actual indebtedness including any amount secured by lien only the amount of the funded debt the amount of the floating debt the valuation of the taxable property in the district the assets of the district with their character and the date of the maturity of the respective forms of debt

Section 46 SURCHARGES The amount of any balance or shortage or of any expenditure of a kind or made in a manner prohibited or not authorized by law which caused a financial loss to the district shall be a surcharge against any officer or tax collector against whom such balance or shortage appears or who by vote act or neglect has permitted or approved such expenditures

Section 47 ORDERS AND VOUCHERS TO BE MARKED "AUDITED" All orders and vouchers which have been paid shall on their presentation to the auditor be cancelled by writing the word "audited" on the face thereof

Section 48 AUDITOR TO ADVERTISE AND FILE STATEMENT IN COURT The auditor shall complete such audit adjustment and settlement as soon as possible and shall within ten days thereafter publish a summary statement of the receipts and expenditures of the several officers for the preceding year and once in at least two newspapers circulating generally in the district The auditor shall also within such period of ten days file a copy of the statement with the secretary of the district and also with the prothonotary of the court which shall be at all times subject to public inspection A copy of such statement shall also be filed with the Secretary of Internal Affairs

Section 49 APPEALS FROM AUDIT It shall be lawful for the district or any taxpayer thereof on its behalf or any officer whose account is settled or audited to appeal from the settlement or audit to the court within thirty days after the statement has been filed

Section 50 TAXPAYERS APPEALING TO ENTER BOND No appeal by a taxpayer or officer shall be allowed unless the appellant shall enter into bond in the sum of five hundred dollars with sufficient surety to prosecute the same with effect and to pay all costs accruing thereon in case if the appellant be a taxpayer he shall fail to obtain a final decision more favorable to the district than that awarded by the auditor or in case the appellant be an officer he shall fail to obtain a final decision more favorable to the officer than that awarded by the auditor

Section 51 TAXPAYERS MAY INTERVENE IN APPEALS Whenever an appeal has been taken from the report of the auditor by the district or by any person charged in such report with any sum of money any taxpayer of the district may intervene in such appeal and either prosecute the same on its behalf or defend it against the appeal of the person so charged No taxpayer shall intervene unless he shall file in the court a bond with one or more sufficient sureties conditioned to indemnify the district against all costs accruing by reason of such intervention

Section 52 PROCEDURE ON APPEALS Any person interested may order the appeal upon the argument list and evidence may be taken before any person authorized to administer oaths upon rule for that purpose served upon the opposite party In any proceeding upon an appeal from a report of the auditor of any district the accounts of the officer or officers in question may be investigated de novo and the burden shall be upon each officer whose accounts are involved in the appeal of establishing by evidence from original sources his right to credits claimed by him but the opposing party in such appeal may use any facts figures or findings of the report of audit as prima facie evidence against any officer

When more than one appeal from a report of such auditor shall have been taken whether by the district or an officer or officers thereof or by a taxpayer or any or all of them the court shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 53 FRAMED ISSUES Whenever any matter of fact is in dispute the court is authorized to frame an issue for the trial thereof

Section 54 FINDINGS OF FACT AND LAW JUDGMENT After hearing the court shall file its findings of fact and law and enter judgment in accordance therewith and the judgment so entered may be enforced by any appropriate proceedings by the party prevailing

Section 55 EXCEPTIONS AND APPEALS Any person interested may except to the ruling of the court and may appeal therefrom to the Superior or Supreme Court as in other cases

Section 56 BALANCES DUE TO BE ENTERED AS JUDGMENTS Any balance in any report of the auditor against any officer of the district shall constitute a surcharge against such officer as fully as if expressly stated in said report to be a surcharge and the amount of any balance and of any express surcharge shall be entered by the prothonotary as a judgment against such officer and in favor of the district The prothonotary shall enter the amount of every balance or surcharge contained in any such report as a judgment Any taxpayer of the district may enforce the collection thereof for the benefit of the district by action or execution upon filing in the court a bond with one or more sureties conditioned to indemnify the district from all costs which may accrue in the proceedings undertaken by such taxpayer subject however to all rights of appeal from the report of the auditor granted by this act

Section 57 ATTORNEY TO AUDITOR The district auditor may employ an attorney in case any disagreement with an official or board of officials whose accounts he is required to audit Such attorney shall not be employed until reasonable effort has been made to reach an agreement and only after notice of such contemplated employment has been given to such official or board

The compensation of such attorney shall be fixed by the auditor and shall not exceed the sum of twenty dollars per day nor one hundred dollars in any case in dispute except whenever an appeal is taken in which case the court shall fix an additional compensation

The compensation of such attorney shall be paid by the district by warrant drawn by the auditor upon the treasurer

Section 58 COMPENSATION OF AUDITOR The auditor shall receive such compensation as the court shall fix

Section 59 AUDITOR MAY COMPEL ATTENDANCE OF WITNESSES The auditor shall have power to issue subpoenas to obtain the attendance of the officers whose accounts they are required to adjust their executors and administrators and of any persons whom he may wish to examine as witnesses and to compel their attendance by attachment in like manner and to the same extent as any court of common pleas of this State may or can do in cases depending before them also to compel in like manner the production of all books vouchers and papers relative to such accounts Such subpoena may be served by any person and such attachment shall be served and executed by the sheriff of the county of the court or any constable

Section 60 AUDITOR MAY ADMINISTER OATHS PENALTY The auditor shall have power to administer oaths and affirmations to all persons brought or appearing before him whether accountants witnesses or otherwise and all persons guilty of swearing or affirming falsely on such examination shall be liable to the pains and penalties of perjury

Section 61 PERSONS REFUSING TO TESTIFY TO BE COMMITTED If any person appearing before such auditor for examination shall refuse to take such oath or affirmation or after having been sworn or affirmed shall refuse to make answer to such questions as shall be put to him by the auditor touching the accounts or the official conduct of such public officers or any of them such person so refusing may be committed by the auditor to the county jail by warrant under his hand and seal directed to the sheriff or any constable of the county of the court setting forth particularly the cause of such commitment until he shall submit to be sworn or affirmed or to make answers to such questions or be otherwise legally discharged

Section 62 PAY OF WITNESSES Witnesses other than officers of the district attending before the auditor and persons serving subpoenas attachments or warrants shall be paid out of the district treasury upon orders signed by the auditor and drawn on the district treasury the same fees as are payable for rendering similar services in civil proceedings before a justice of the peace

ARTICLE III

POWERS OF WATER SUPPLY DISTRICTS

Section 70 GENERAL POWERS A Water Supply District may

I Have succession perpetually by its corporate name

II Sue and be sued and complain and defend in the courts of the Commonwealth All actions by or against the district shall be brought in the court having jurisdiction over the district

III Adopt and use a common seal and alter the same at pleasure

Section 71 SPECIFIC POWERS The powers of a water supply district shall be vested in its board of directors The board shall have power by resolution or otherwise when a resolution is not herein required

I BY-LAWS MEETINGS To adopt by-laws to govern the proceedings of the directors and the affairs of the district to fix the time for regular meetings and to hold adjourned meetings and upon three days' written notice to each member of the board to hold a special meeting

II CONTRACTS AND OTHER ACTS To make and execute such contracts and to do such other acts as shall be deemed necessary and proper in the exercise of the powers and privileges granted by this act and in the performance of the duties charged upon them and to exercise such other and different powers as shall be conferred by law No contract involving an expenditure of more than five hundred dollars ($500) shall be let except to the lowest responsible bidder after due advertisement for bids

III APPOINTMENT OF OFFICERS AND EMPLOYES To appoint and employ a secretary treasurer general manager attorney and such assistant attorneys superintendents experts operators workmen assistants stenographers clerks engineers surveyors laborers and employes as may be deemed necessary and proper to protect maintain improve and operate the property and works and affairs of the district to fix their compensation to prescribe the amount and form of bond required of them and to approve the same

IV BUSINESS OFFICE To maintain a principal business office which shall be conveniently located within the territorial limits of the district

V TAXATION If and when necessary to levy an annual tax not exceeding three mills on each dollar of the assessed valuation on all property within the district taxable for county purposes and on the valuation used for county tax purposes The board of directors shall have power to prepare duplicates of such taxes by municipal districts and provide for the collection of such taxes by issuing warrants to the respective collectors of taxes of each incorporated town city borough and township within the district The compensation for the collection of such taxes shall be fixed by the board of directors and shall not exceed three per centum of the amount collected In the collection of such taxes the respective tax collectors shall have all the powers of collectors of county taxes If any municipal collector of taxes shall refuse or neglect to collect such district taxes or for fifteen days after notice so to do neglect or refuse to furnish a bond as herein provided the board of directors shall have power to appoint a tax collector for such district Each tax collector shall give a separate bond annually to the Commonwealth for the use of said district in such amount as the board of directors may fix and said bond after being approved by the court shall be filed in court of quarter sessions of the county in which the original incorporation petition or petitions were filed The same discounts for prompt payment and the same penalties for delinquency shall apply to such taxes as in the case of county taxes and exonerations of district taxes may be allowed by the directors thereof in the same manner as other taxes are now exonerated Delinquent taxes of the district may be collected by return and county treasurer's sale thereon or as may be provided by law by lien filed in the office of the prothonotary in the same manner as county taxes

VI INDEBTEDNESS To incur debt and to increase the indebtedness of the district and to issue and sell obligations therefor bearing interest at a rate not exceeding six per centum per annum in the manner provided by and subject to the laws of the Commonwealth regulating the incurring and increasing of indebtedness by municipal corporations in order to finance the purchase acquisition and/or construction of any property and works and extensions additions and betterments thereto in like manner to issue obligations to be secured by liens on the property and works acquired or constructed which shall be secured solely by such lien and shall impose no liability on the district to acquire and construct any property and works and to pay for the same partly from the proceeds of an issue of obligations as a debt of the district and partly from the proceeds of an issue of obligations secured solely by lien on the property and works acquired or constructed and imposing no liability on the district to approve the form of such obligations and to authorize and require the execution of the same by the chairman of the board and the secretary under the corporate seal of the district and to provide for and see to the application of the proceeds derived from the sale of such obligations to the purpose for which the same were issued Such obligations shall be in denominations of not less than fifty dollars ($50) and when issued shall be sold at not less than par after due advertisement and in accordance with the laws of the Commonwealth regulating the sale of municipal bonds The total amount of any such issue of obligations shall not exceed the total cost of acquiring and constructing any property and works and the necessary costs and expenses incident thereto and costs of incorporation of the district and interest for a period not exceeding one year

VII SINKING FUND To provide and it shall be the duty of the board of directors to do so an adequate sinking fund from receipts and revenues derived from the operation of the property and works and taxation for the payment of interest on any obligations issued and for their payment at maturity All surplus funds over and above the amount necessary for actual going expenses of the district and necessary maintenance betterments and repairs shall every six months be paid into the sinking fund to be applied to the payment of interest and to the purchase and redemption of the obligations of the district

VIII DEPOSITORIES To designate and appoint a suitable and responsible depository or depositories for the deposit and safe-keeping of the funds of the district and to contract with such depositories with respect thereto and the rate of interest to be paid the district on such deposits and to require such depositories to give bond for the safe-keeping of deposits

IX ACQUISITION AND SALE OF PROPERTY AND WORKS To purchase acquire take hold and operate the property and works of a company within and/or under the territorial limits of the district and with the consent of the court to sell and convey the same or any part therof as may be deemed necessary to construct any addition or extension thereto and to maintain and operate such property and works The construction of any water works by such water supply district shall be in accordance with plans therefor previously filed with the Secretary of Health and a permit issued therefor inaccordance with this Act of Assembly approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred sixty) entitled "An act to preserve the purity of the waters of the state for the protection of the public health" and its amendments and supplements thereto The construction of any dam or of any other obstruction to a stream shall be in accordance with a permit issued therefor by the Water and Power Resources Board in accordance with the act approved the twenty-first day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty-five) entitled "An act providing for the regulation of dams or other structures or obstructions as defined herein in along across or projecting into all streams and bodies of water wholly or partly within or forming part of the boundary of this Commonwealth resting certain powers and duties in the Water Supply Commission of Pennsylvania for this purpose and providing penalties for the violation of the provisions hereof"

X EMINENT DOMAIN (a) To exercise the right of eminent domain for the purpose of acquiring the whole or any part of any property and works of a company or lands property and works of any person or persons associations copartnerships corporations or municipalities in said Commonwealth within and/or without the territorial limits of the district as may be deemed necessary for the convenience and purposes of the district and for the extension of their said property and works and to authorize condenmnation proceedings for said purposes No source of supply shall be taken without taking also the property and works necessarily dependent upon such source for a supply of water at the time of such taking No municipally owned property and works or any part thereof shall be acquired by any district unless the consent of a majority of the electors of such municipality voting on the question of such acquisition has first been secured at a municipal or general election

(b) And for the purpose of erecting property and works or improving its property and works to appropriate springs streams rivers lakes ponds water sheds or creeks and lands easements roads streets and right of way within or without its territorial limits as to which the Water and Power Resources Board after due notice and public hearing shall have found that the appropriating of the same is required by the present and future interests of the Commonwealth for the construction maintenance or operation of the property and works of said water supply district and is not incompatible with the public interests of the region in the vicinity of such property and works and for the purpose of conducting water obtained outside the said limits of the district to lay pipes drains conduits or water ways under and over any lands rivers streams bridges roads streets side walks or across railroads and street railways No water appropriated under the provisions of this act shall be used in such manner as to deprive the owner thereof of the free use and enjoyment of the same for domestic or farm purposes

(c) No water supply district shall exercise the right of eminent domain as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania or the Congress of the United States or as against the land occupied by any fort redoubt or blockhouse erected during the Colonial or revolutionary period or any building used as headquarters by the Commander-in-Chief of the Continental Army or as against the site of any building fort redoubt blockhouse or headquarters which are preserved for their historic associations and not for private profit The Colonial and Revolutionary period shall be taken as ended on the third day of September one thousand seven hundred and eighty-three

XI SERVICES TO BE RENDERED TO PUBLIC CHARGES To furnish deliver supply and sell water to the public and to any persons associations co-partnerships municipal public or private corporation and to the Commonwealth or any subdivision or agency thereof and to fix the charges therefor and collect tolls rates and rentals for the same

XII OCCUPATION OF HIGHWAYS AND LANDS To use and occupy any public highway street or road and private and public lands necessary to be used or occupied for the maintenance and operation of the property and works of the district or any part thereof subject however to such reasonable local police regulations as may be imposed by ordinance adopted by the corporate authorities of the municipality in which such highway street road or land is located

XIII ASSUMPTION OF EXISTING INDEBTEDNESS If deemed advisable and to the best interests of a district to acquire property and works subject to any existing lien or encumbrance provided that the same shall not become a debt or liability of the district nor shall such liens be in excess of the fair and reasonable value of the property and works acquired upon which the same is secured and to execute any contract or instrument required and to enter into and carry out any such undertaking on behalf of the district for such purposes

XIV CONTRACT WITH COMPANIES FOR WATER SUPPLIES To enter into contracts with companies individuals associations copartnerships or corporations for the furnishing and sale of water supplies fixtures and accessories and to fix reasonable rates to be charged therefor

XV CLAIMS AND REPORTS To examine and act upon all claims against the district to require examine and approve or disapprove monthly reports of operation and recommendations by the general manager to require examine approve or disapprove periodical reports made by the secretary and to make an annual budget

ARTICLE IV

CONSTRUCTION AND ACQUISITION OF PROPERTY AND WORKS

Section 80 RIGHTS UPON ACQUISITION MUNICIPAL PROPERTIES Upon the creation and incorporation of any water supply district the board of directors thereof shall have the power to purchase land and construct property and works thereon for the purposes of supplying water to persons corporations associations copartnerships and municipalities therein and adjacent thereto and acquire for the district the property in whole or in part of any company or municipality in said Commonwealth situate within and/or without the said district which serves the public within the district at a valuation to be agreed upon between the board of directors and the company individual or individuals associations copartnerships corporations or municipalities as aforesaid or as may be fixed pursuant to proceedings provided for in this act and the laws of the Commonwealth

Upon any such acquisition all the powers rights and privileges then by law vested in the company or municipalities aforesaid shall thenceforth inure to and be vested in said district

Section 81 NOTICE OF INTENTION TO ACQUIRE PROPERTY AND WORKS Whenever the board of directors shall by resolution declare the intention of the district to acquire by purchase or right of eminent domain the property and works of a company or municipality in the whole or in part the secretary of the district shall forthwith serve on the company or municipality his her their or its authorized agent or representative a true copy of such resolution duly certified by him under the seal of the district

Section 82 HEARING ON PROPOSAL TO ACQUIRE PROPERTY AND WORKS If within ten days after the service of such resolution upon the company or municipality his her their or its authorized agent or representative such company or municipality shall propose to sell and transfer such property and works in whole or in part to the district upon terms and conditions to be mutually agreed upon between such company or municipality and the directors of the district the court shall upon application fix a time and place for a public hearing and consideration of such proposal of which due notice to all parties interested shall be given as the court may direct

Section 83 OWNERS TO FURNISH MAPS AND DRAFTS OF PROPERTY AND WORKS The owner or owners shall also furnish to the board of directors five days before the day of hearing a map or draft delineating and picturing the property and water works of the said owner or owners in actual and contemplated use for supplying water to any and all portions of the area of the district created and incorporated under this act

Section 84 EXECUTION OF CONTRACTS FOR PURCHASE FINANCING If after the public hearing the terms and conditions of the purchase and sale shall be agreed upon by the board of directors and the said owner or owners and be approved by the court then the board of directors shall by resolution authorize and direct the execution on the part of the district of such contracts in writing and other instruments as it deems proper and take any and every action with reference thereto necessary or appropriate to consummate such purchase and sale and transfer to the district of the property and works of the said owner or owners and to make payment therefor in accordance with the terms of such agreement Any such agreement of purchase shall take into consideration the time element required to enable the district to complete its plans for financing such purchase so that the consideration may be paid to the said owner or owners at the time the property and works are transferred to the district

Section 85 METHODS OF VALUATION If the amount to be paid by the district to said owner or owners for his her their or its property and works cannot be mutually agreed upon then the district shall have power by its board of directors to acquire such property and works or any part thereof by the exercise of the right of eminent domain pursuant to proceedings set forth in this act In any such proceeding one of the following methods of valuation shall be used to ascertain the value of the property and works to be acquired viz

(a) A valuation to be placed on the property and works of the owner or owners thereof in accordance with the provisions if any contained in the charter of the said owner company or

(b) A valuation to be placed on the property and works of the owner or owners thereof in accordance with the laws of this Commonwealth for the acquisition of the property and works of the said owner or owners which are applicable to such owner company by reason of its incorporation thereunder or by reason of its acceptance of such laws in the manner therein provided or

(c) In case the methods of valuation under clauses (a) and (b) of this section are not applicable to an owner company then a valuation to be placed thereon by viewers after ascertaining the facts and viewing the property and works as in other cases of eminent domain proceedings

Section 86 PETITION FOR THE APPOINTMENT OF VIEWERS In any proceeding for the exercise of the right of eminent domain irrespective of the method of valuation to be used the board shall present its petition to the court for the appointment of viewers which petition shall set forth

(a) The name of the district the date of the decree creating the district and the law under which it was created

(b) A description of the territory included in the district in the manner and form required by this act for the petition praying for the creation of the district

(c) The name of the company whose property and works are to be acquired

(d) The approximate value of the property and works to be acquired

(e) The method in which the valuation of the property and works is to be determined by the viewers

(f) A copy of the resolution passed by the board of directors declaring its intention to acquire the property and works of the company for the district

(g) A prayer for the appointment of viewers to value and appraise the property and works of the company

Section 87 APPOINTMENT OF VIEWERS Upon the presentation of said petition the court or any law judge thereof at chambers shall appoint three disinterested persons who may or may not be residents of the district one of whom shall be a certified public accountant and two of whom shall be registered civil engineers as viewers whose duty it shall be to view and appraise the property and works of the company or owner or owners and to fix a valuation therefor in accordance with the charter of such company or the laws of the Commonwealth under which the company was incorporated or the laws it has accepted or a valuation to be placed thereon by the viewers as provided in section eighty-five of this act and to file a report in the office of the prothonotary of the court within three months after their appointment unless such time shall be extended by the court upon application by the viewers

Section 88 POWERS AND DUTIES OF VIEWERS The viewers shall be sworn or affirmed faithfully justly and impartially to decide and a true report to make concerning all matters in relation to which they are authorized to inquire They shall give at least ten days' notice of the time of their first meeting by publication in one or more newspapers published in the district They shall have full access to the books papers documents maps records and property and works of the owner or owners to fully inform themselves as to the income and value of the property and works of the owner or owners thereof They shall view and inspect the property and works of the owner or owners thereof and hear the testimony of witnesses They shall have power to administer oaths and to hear all parties interested and their witnesses and shall determine the value of the property and works of the said owner or owners thereof to be acquired in accordance with the formula herein set forth applicable thereto and make report thereof to the court

Section 89 LIENS Testimony shall be taken in the proceedings before the viewers and the records shall be searched by the representatives of the district to ascertain all mortgages judgments and other liens against the property and water works in question and the amounts thereof Certified lists of liens from the office of any prothonotary recorder of deeds the courts of the Commonwealth and the United States shall be prima facie evidence of the existence of said liens and unless modified or overcome by oral or documentary evidence shall be conclusive upon all parties

Where it appears that liens exist as aforesaid which are liens upon property and works sought to be condemned a report of the facts as aforesaid shall be made by the viewers to the court which report shall be subject to exceptions and appeal as hereinafter provided Upon the findings in relation to said liens being finally found by said court having jurisdiction of said proceedings said court shall make an order directing the manner of the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto first to the owners of said liens or prorata if the amount is insufficient to cover all then to the owners of the property appropriated as aforesaid if any amount remains over and above such liens Payment in accordance with said order of distribution shall absolutely discharge the district making said payment from all claims of whatsoever nature by any person firm corporation or claimant as against said property and works when the payment thereof shall be evidenced by a receipt of record in said proceedings and in said receipt and on the record thereof any claimant may reserve the right to pursue the owner or owners of said property and works for any balance due upon his lien against any other property or assets of the said owner Provided however That any property and works may be acquired subject to liens if such method of acquisition is approved by the court

Section 90 NOTICE OF FILING REPORT When the report is filed the prothonotary shall mark the same confirmed nisi and notice thereof shall immediately be given by publication once in two newspapers circulating generally in the district Such notice shall state the date of the filing of the report the valuation of the property and works of the said owner or owners which the viewers or any two of them have agreed upon and shall state that unless exceptions be filed thereto within thirty days from the date of filing the report will be confirmed absolutely

Section 91 EXCEPTIONS TO REPORT Within thirty days after the filing of any report of viewers any party interested or affected may file exceptions to such report or any part thereof and praying for a hearing before the said court

Section 92 HEARING ON EXCEPTIONS The court shall upon application of either the board of directors of said district or the owner or owners fix a time when said exceptions shall be heard of which time at least ten days' notice shall be given to the board of directors and to the owner or owners whose property and works are to be acquired in such manner as the court may direct The court shall have power after hearing legal proofs testimony and argument to lower or increase the valuation fixed by the appraisers or to modify the same and to make any order with respect to liens as hereinbefore provided as the facts presented may warrant

Section 93 APPEALS FROM CONFIRMATIONS AFTER EXCEPTIONS Within thirty days after the confirmation by the court below of any report following exceptions thereto and not thereafter any party interested may appeal from the decree of the court below to the Superior or Supreme court as in other cases

Section 94 APPEALS FROM REPORTS OF VIEWERS FOR JURY TRIAL Within thirty days after any report of viewers is filed in court any owner or owners whose property and works are to be taken may appeal to the court of common pleas and demand a trial by jury The appeal shall state the grounds upon which it is taken and shall be signed by the appellant or his agent or attorney and shall be accompanied by an affidavit that it is not taken for the purpose of delay but because the appellant believes that injustice has been done

Upon the trial of any such appeal in case the appellant does not obtain a verdict more favorable than was the report of viewers as finally confirmed the appellant shall not recover any costs

After verdict and final judgment either party may appeal within thirty days thereafter and not later to the Superior or Supreme Court as in other cases

Section 95 NOTICES APPEALS FROM THE COURT BELOW The court shall order what notices shall be given in connection with such proceedings and may by rule or otherwise prescribe the form of pleadings

Section 96 COSTS The costs of the proceedings hereinbefore provided for shall be paid by the county in which incorporation petition was filed which county shall be reimbursed therefor with interest theron by the district as soon as sufficient funds therefor become available.

Section 97 COMPLETION OF FINANCING PLANS NOTICE OF TIME WHEN PAYMENT TO BE MADE AND POSSESSION ASSUMED When the value of the property and works of an owner or owners has been finally determined as provided in this act the district shall not enter into possession of said property and works of said owner or owners until the plans of the district for financing such acquisition have been fully completed The board of directors shall notify the owner or owners in writing by service upon an officer agent or representative thereof of the time and place on the property of the owner or owners when they will take possession of the property and will pay to the owner or owners the amount as finally determined as the value of the property and works or the amount if any over and above the liens against the property and works to be acquired if such liens by order of the court are to remain on the property and works

Section 98 PAYMENT OF MONEY INTO COURT WRIT OF POSSESSION If the owner or owners shall upon tender of the proper amount refuse to accept the same and to surrender possession of the property and works of the district the amount due shall be paid into court under such safeguards as the court may by its order require and the court shall upon application of the board of directors of said district order a writ of habeas facias possession to forthwith issue directing the sheriff to give the district possession of the property and works of the owner or owners

Section 99 BOND AND PROCEEDING FOR ACCRUED VALUES Before the district actually enters into the possession of the property and works of said owner or owners it shall file a bond with the prothonotary to be approved by the court in such amount as the court shall fix conditioned that the district shall pay to the owner or owners any amount found to be due by reason of an increase in the value of its property and works between the date the value was finally determined and the time when actual possession was taken by the district Any such accrued valuation shall be determined by viewers subject to exceptions and appeals as hereinbefore in this act provided and the amount of any such accrued value as finally determined shall be paid by the district to the company

Section 100 EXCLUSIVE SYSTEM OF LAW This act shall be construed as furnishing and including a complete and exclusive system of law for the purchase of lands and the construction thereon of property and works as well as the acquisition of the property and works of a company or municipality by a Water Supply District and no other municipality by a Water Supply District and no other approvals than those required by this act shall be deemed necessary

Section 101 REPEAL SAVING CLAUSES All acts or parts of act of assembly supplied by inconsistent or appertaining to the subject matter covered by this act are hereby repealed but nothing contained in this act shall apply to any water works of any city the title to which is in the name of commissioners of water works be construed to repeal any law relating to the Board of Commissioners of Navigaiton for the River Delaware and its Navigable Tributaries or the provisions of any law the enforcement of which is vested in the Department of Health or Sanitary Water Board or the provisions of any law the enforcement of which is vested in the Department of Forests and Waters or the Water and Power Resources Board

Section 102 EFFECTIVE DATE This act shall be in full force and effect immediately upon its passage and approval by the Governor

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MUMFORD. Mr. Speaker and members of the House, a great deal of misinformation has been circulated in regard to this bill; I think because it is not understood.

This bill came over from the Senate; it is Senator Harvey's bill; and it was given a public hearing by the House Committee on Public Utilities. It has been very severely amended until we think we have a conservative, good bill that ought to pass.

This bill provides for the incorporation of a water supply district by a court of common pleas. This district may be a county, it may be part of a county, it may be part of two or more counties, but the jurisdiction will reside in the county wherein the greater number of consumers live at the time of its incorporation. The bill provides that only such parts may be taken over of different counties as may reasonably and conveniently be included in the district.

I have been told that Warren County might take over parts of Dauphin County. That is absurd. It says that it must be such as in the opinion of the court may reasonably and conveniently be taken over into the district and it certainly would not be convenient for Warren County to take over any part of Dauphin County having the same water works. The bill provides that two thousand, or more, property owners or those owning half, or more, of the property in the district may appear before the court for the incorporation of a water supply district. The court thereupon fixes a date for the hearing, and that is advertised in the papers in the district. At the time of the hearing the petitioners must show to the court that it will be for the best interests of the district to incorporate it, and that that district can furnish a proper and adequate supply of water at reasonable rates. I am going to repeat that: they must show that it is for the best interests of the district and that they can furnish a proper and adequate supply of water at reasonable rates. I do not see how any one can object to that provision. The court will appoint three directors to take charge of the affairs of the company, and their duties will be similar to those of any corporation, but, in addition to that, they have the right to levy taxes up to three mills. They have the power to arrange for the collection of taxes in that district, and to make discounts, penalties or exemptions the same as other corporations. The salary of the directors is fixed by the court of common pleas, and it must not be more than $6,000. They have the right to make contracts, but this bill has been amended so that any contract of $500, or more, must be approved by the court of common pleas. They have the right to sell the property also, but that is under the jurisdiction of the court and must also be approved. The secretary and treasurer perform duties similar to those in any regular corporation, but at the end of the year the court will appoint a certified public accountant who will audit the books. The accountant will have the right to surcharge any money illegally spent, to employ an attorney and also to subpoena witnesses and compel them to testify in regard to any irregularities in the company. After the audit is finished it is published and also filed with the court of common pleas, and this, I think, is a very wise provision. There is not much chance of fraud if the accounts are audited every year by a certified public accountant. That, in brief, is the organization and the method of conducting the business. Another part of the bill is the exercise of the right of eminent domain. In this bill we have inclined to the belief that cities of the first and second class, including Erie, shall be exempt from the provisions of this bill. The bill further provides that no municipally owned water company may be taken over without the consent of the majority of the electors at a special or general election. I am going to repeat that too—it is the most important amendment that the House made to the Senate Bill—that no municipally owned corporation may be taken over without the consent of the majority of the electors of that district. As far as I know, the people served by municipal plants are satisfied, and I do not believe that you could get two percent of the electors owning their own water works to vote to give them up. I think that makes it safe for all municipally owned water works.

Now, they also have the right to appropriate streams, springs, lakes and so forth subject to the restrictions imposed upon them by the various water boards, such as the Water and Power Resources Board, the Sanitary Water Board and the Board of Forests and Waters.

We have also arranged it so that one plant may take over the source of supply of any other plant without taking over all the property.

As to the method of valuation of the property, we have tried to fix that so it would be fair to the water companies as well as to those who are purchasing them. If there is anything in the charter of a private corporation whereby they may be taken over, that provision can be used; if not, there is a provision in the bill that provides that the court may appoint three viewers to make an appraisement of the property, one of whom must be a certified public accountant and the other two engineers. I do not see how you can improve upon such a board. They need the public accountant to examine the books to determine the financial condition and they need the engineers to make a physical examination of the property, and it seems to me that that is the only fair way.

A water company is an absolute monopoly and we must control it or take it over. If a municipality wants to take over a plant, it has the right to do so, and this bill sets forth the method of taking over a privately owned plant. Some of you may have had experience in these matters. In Warren we tried for three or four years and had much difficulty under the present law to take over a private water plant, and finally gave it up. This bill is supposed to simplify the method of procedure.

The Committee has been very careful and has considered this bill from every angle, and we think that it is a good. conservative bill for the whole state. I do not know of any of its provisions that might be termed radical, and, as I have said, I believe it is a good bill and that it should pass.

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Warren, Mr. Mumford.

The SPEAKER. Will the gentleman from Warren, Mr. Mumford, permit himself to be interrogated?

Mr. MUMFORD. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, under this bill the water district, the same as any municipally owned plant, would not come under the jurisdiction of the Public Service Commission; am I right in that?

Mr. MUMFORD. Mr. Speaker, it does not. It would come under the jurisdiction of the court of common pleas wherein the greater number of consumers resided at the time of incorporation.

Mr. TURNER. Mr. Speaker, but they have no other regulations beyond that?

Mr. MUMFORD. Mr. Speaker, well, it is subject to all the regulations of all of the water boards of this State.

Mr. TURNER. Mr. Speaker, I understand that, and also of the health department, but it has no regulations such as any other water company?

Mr. MUMFORD. Mr. Speaker, no; it does not come under the Public Service Commission.

Mr. TURNER. Mr. Speaker and members of the House, I hesitate to arise at this time and to take your time to say something about this bill. I am especially reluctant to arise in view of the fact that earlier in the day I consumed considerable of your time in other matters. I am, further, reluctant to arise because of the fact that the author of this bill, Senator Harvey, has been a friend of mine since the days we started in school, a friendship that has existed throughout the years. Again, I am reluctant to arise because I know the situation that confronts the people of Luzerne county, and I dislike to oppose a measure that is sponsored by so many friends of mine here in the House, for whom I have the warmest attachment. However, I feel that I have a plain duty to do, and, therefore, no matter whether it does hurt in the future that I have opposed something that is desired by friends I feel it my duty to point out some of the features of this bill.

The bill is a very much better bill than when it came from the Senate. It was extremely defective in its draft, it needed a lot of amendment and it has received a lot of amendment I also thank the sponsors of this bill for having accorded me the courtesy of placing in the bill some of the suggested amendments that I made to them. However, I appeared at the public hearing and made some further suggestions. Some of them have been carried out and some of them have not been carried out.

Under section 20, on page 7, it provides that the court in the county may set up a water district, and in a subsequent portion it provides for a petition by two thousand people. Two thousand is a very small number in Luzerne county, it is an inadequate number in Luzerne county to petition the court, but it might not be so in some of the other counties of the State or in some smaller districts where they desire to petition the court. I feel that the bill, therefore, should grade the number of petitioners based upon the population of the district.

Under section 20 the court has not only the right to set up a water district in the county itself, over which that court has jurisdiction, but it has also the right to go into an adjoining county and include some parts of that adjoining county in that water district. Take, for instance, my friends from Montgomery County. We, in Delaware, night petition the court to set up a water district in Delaware County, and we might ask the court to take in a portion of the Main Line District as we call it, which is represented by my friend, Mr. Peters from Montgomery County. The Main Line District is partly in Delaware and partly in Montgomery County, it is a very populous and a very wealthy district. The assessed valuation of real estate in that district is high. We might, therefore, petition the court in Delaware county to take in a part of Montgomery county, we might only have signers from Delaware county in this petition, and yet the court of Delaware county could decree that a part of Montgomery County should be taken into this water district without the consent of the voters of that county, and although they have a right to object, they have not anything to say beyond their objection to the court. They may be taken into the water district and they not only could be taken into this water district, but this water district has the right to issue liens for the acquisition or the construction of a water plant. It has the right to levy a tax up to three mills, and while you may say that they are a district like a school district that may levy taxes on the county, at the same time every time a tax is levied by some municipal organization in that county, it has a very bad effect upon all the taxes, upon all the borrowing capacity, perhaps not in a legal sense but in the effect upon the people down there, so that the people of Montgomery county and the county authorities would have no opportunity, whether or not they had a right to come into our court to object, if our court felt that they wanted to do it, it could do it.

They have provided for three directors at $6,000 a year. $6,000 a year for three directors to operate a water system in Luzerne County is a very cheap salary to pay. It is a very small salary to pay when you consider the magnitude of a great water plant of a great county of 400,000, but if you come down into some parts of our county, if you go into some other counties in the state and attempt to set up a water district under this act it would be prohibitive at $6,000 a year for these three directors.

It provides that they can levy a tax of three mills. Under our school code, under our township codes, it provides they must set up a budget at the beginning of the year; they must state what expenses are to be paid out of the taxes to be levied and these township school districts have no power to levy taxes beyond that. However, under this provision it merely says they can set up three mills, there is no provision for a budget, and, therefore, it would be held under the former decisions of our courts in this state that the amount that is necessary to pay the interest, sinking fund and state taxes on bonds could be levied by that board in addition to the three mills tax. When you say three mills, that is not the limit of the tax, but under the act as it stands additional taxes might be levied by this group. True, under my suggestion, it has been provided that these directors would have to get the consent of the court before they could issue bonds, but there is a provision in here that they are going to acquire a plant or where they are going to construct one, they can issue liens to the amount of the cost of that construction, which gives them almost unlimited opportunity. There is another provision that I think might be of interest at the moment—I don't want to take the time to look it up. It provides they can buy equipment and supplies. That would, in my mind, permit them to go into competition with the plumbers, with the men in that district who were selling plumbing supplies and material of that kind.

I believe this bill is a departure from the question of municipal ownership; it seems to be just a slight step forward and one that could logically be taken, but when you apply municipal ownership as we have it in this state, you are taking in the people only in one municipality. The people in that municipality have the opportunity to pass upon the things that are to be done, it affects only one homegenous community, but when you get this bill it would take in townships and perhaps boroughs and perhaps cities that do not have municipal plants of their own; you might get groups that have divergent views, divergent interests under this bill. Therefore, Mr. Speaker, it seems to me that this bill has not been enough considered, that this bill has not been carefully enough drafted and it should not be passed by this House.

Mr. HERMANSEN. Mr. Speaker and members of the House, I arise in defense of this bill realizing that it would have considerable opposition when it came here. I arise to defend this bill not only because it is good, consistent and constructive legislation, not only because the underlying principles of it encourage democracy, but because I feel it is the voice of the people to the representatives of this House this afternoon.

A few weeks ago we had a motor coach party from Luzerne County to Harrisburg, and there were upward of 1200 people who attended that session here in the House, at their own expense, for the purpose of manifesting to this House the interest of the people back home in this particular measure. It has only been two and a half years since there was any foreign invasion of Luzerne and Lackawanna counties. The consumers of water at that time were satisfied with the prices, and those who had investments in the company were satisfied with the returns on the money that they had invested. Then the Federal Water Company came in and took over the situation there, and came to the conclusion that there were hidden treasure in Luzerene and Lackawanna counties. From that time on until the present time, the best men that the people of Luzerene and Lacakawanna could employ as attorneys and engineers have worked on this proposition and this bill is the result of their work. This bill, as it comes to all of you tonight, has had careful consideration by the best men that we could get to work upon it.

It came to the Senate and the Senate passed it without opposition on the second vote.

My friends, I don't see why we should be so careful in this matter of overcharging the people with what this bill proposes, when we had no consideration for the people when a corporation that was next to criminal came in there and encroached upon their rights as Americans and practiced extortion to an extent that was criminal, in the opinion of most of the people.

Mr. Turner has said that two thousand are not sufffficient to petition the court for a water district. We knew that if the number was greater than that, it would be an endless task because the signatures would be contested and it would take the courts months to go over.

Mr. TURNER. Mr. Speaker, may I ask the gentleman from Luzerne to yield the floor for just a moment?

The SPEAKER. Will the gentleman from Luzerene yield to the gentleman from Delaware, Mr. Turner?

Mr. HERMANSEN. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, I did not say that two thousand was too many. I said that it was adequate, but that it might be too many in other counties.

Mr. HERMANSEN. Mr. Speaker, Oh, I understood you to say it was insufficient. Two thousand, I am sure, is sufficient to petition the court.

Then Mr. Turner said that two counties can join in this, and that the majority of the signers, as I understood him, might be in that county that was not so much interested or would not have the property of the company. That is not so. Where the majority of the signers come from that court has jurisdiction. Then, again, he said that $6,000 would be a prohibitive rate to pay in smaller localities. That may be true, but if that is true, they still have their system, so they have nothing to lose in that case.

My friends, I will conclude by asking the members to vote for this bill, because it is a democratic bill and because it grants to the people what they have asked for.

Mr. MUMFORD. Mr. Speaker and members of the House, I wish to correct a mistake in regard to the $6,000. On page 14, line 5, it says that the court shall fix the compensation of the members of the board, which shall not exceed $6,000. Now, that might be $600 or any amount up to $6,000, but the court fixes the compensation.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—116

Baker,
Baldrige,
Barton,
Bauer,
Bechtel,
Bell,
Bicker,
Black,
Braham,
Carmany,
Cordier,
DeFrehn,
Denman,
Dietrich
Dunn,
Dwyer,
Harkins,
Hart,
Hartsock,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Memolo,
Metzler,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Neely,
O'Neill,
Peelor,
Post,
Powell,
Raub,
Rhodes, C. H.,
Rhys,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Terry,
Tucker,
Wade,

Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Fox,
Frederick,
Gangloff,
Garard,
Gicking,
Gillette,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Rice,
Riddle,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Sheely,
Sheffer,
Shettel,
Wall,
Watson,
Way,
Wettach,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—58

Adams,
Argentieri,
Batchelor,
Beyer,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Conner,
Cooke,
Duffy,
Emhardt,
Evans, J. T
Fish,
Fleisher,
Fuller,
Gaghan,
Green,
Greenstein,
Heffernan,
Heffran,
Hutton,
Jaffe,
Jones, E. F.
Kirkbride,
Lockhart,
Mathay,
McCallister,
Meredith,
Metzinger,
Millar,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Perry,
Peters,
Pitts,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rieder,
Root,
Schwartz,
Sowers,
Spangler,
Sterling,
Storb,
Stott,
Strickler,
Tahl,
Turner,
Weaver,
Weidemann,
Wilson, T. B.,
Witkin,
Wood,

PRESENT

Flinchbaugh,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

MOTION TO ADJOURN

Mr. **SARIG**. Mr. Speaker, I move that this House do now adjourn.

Mr. **TURNER**. Mr. Speaker, I second the motion.

The motion was not agreed to.

ANNOUNCEMENT BY THE SPEAKER

The **SPEAKER**. For the information of the House, the Chair desires to state, that we do not desire to extend the session unduly. The next two bills on the calendar will be amended, and and if amended tonight they can be on the calendar tomorrow morning. A short time only will be required, and we will then clear the table as rapidly as possible.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1304, as follows:

An Act to amend sections one and seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" which was amended by section one of the act approved the twenty-ninth (Pamphlet Laws three hundred twenty-nine) entitled "An act to amend sections one and three of an act approved the first day of May one thousand nine hundred and nine entitled 'An act to regulate the manufacture and sale of commerical fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation" approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all corporations associations partnerships or persons before selling or offering for sale any commercial fertilizer in the Commonwealth except the dung of domestic animals lime marl and wood ashes shall brand or attach to each bag barrel or package in a conspicuous place on the outside thereof a plainly printed statement giving the following particulars and no others

(1) The number of pounds of fertilizer contained in the package

(2) The name brand or trade-mark under which the fertilizer is sold

(3) The name and principal address of the manufacturer importer or other person putting the fertilizer on the market in this Commonwealth

(4) The minimum percentage of each of the following constituents which the fertlizer may contain (a) Nitrogen [(b) nitrogen equivalent to ammonia] [(c)] (b) total phosphoric acid [(d)] (c) available phosphoric acid [(e)] (d) potash soluble in distilled water The potash may be claimed "derived from" or "equivalent to" sulphate of potash if there is not a sufficient amount of chlorine present to unite with one-half (1/2) of one per centum (1%) of actual potash (K2O) In the case of undissolved bone tankage phosphate rock and similar materials in their natural and untreated conditions when sold unmixed with other substances the minimum percentage of the total phosphoric acid therein may be stated instead of the percentage of total and available phosphoric acid But in the case of basic phosphatic slag the available phosphoric acid shall be stated on the basis of the results of an analysis by the Wagner method so-called until such time as the Association of Official Agricultural Chemists of North America shall adopt an official method of analysis for basic slag after which the available phosphoric acid shall be stated on the basis of an analysis by the method of such association

Section 2 That section seven of said act which was amended by the act approved the second day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred sixteen) entitled "An act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled 'An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and perscribing penalties for its violation" approved the twenty-figfth day of March Anno Domini one thousand nine hundred and one' further defining commercial fertilizers" is hereby further amended to read as follows

Section 7 The term "commercial fertilizers" as used in this act shall be construed to mean any and every substance imported manufactured prepared or sold for fertilizing or manuring purposes except the dung of domestic animals marl lime and wood-ashes and not exempt by the provisions of section one of this act No commercial fertilizer containing less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O2) or one percentum water soluble potash (K2O) nor any mixed fertilizer or mixture composed of two or more ingredients containing less than fourteen per centum of total plant food namely not less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O5) or one per centum of water soluble potash (K2O) shall be sold offered for sale or exposed for sale in this Commonwealth No commercial fertilizer having the word "tobacco" as part of its brand or trade name shall contain muriate of potash manure sauts kainit or any other commercial potash combined with chlorine as chloride of potash [This amendment shall take effect and be in force January first one thousand nine hundred and twenty-six]

On the question,

Will the House agree to the bill on third reading?

Mr. SNYDER. Mr. Speaker, I ask unanimous consent to offer amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend section 1, page 3, line 15 by inserting after the word "water" the following: "statements of all fertilizer ingredients shall be in even units or even percentages only, and no fractional analysis shall be permitted"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 976, entitled:

An Act amending sections seven and nineteen and section twenty as amended of the act approved the seventh day of June one thousand nine hundred and fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing for the furnishing of notice of the death of unnaturalized citizens to the consuls of the Nations of which they are nationals

On the question,

Will the House agree to the bill on third reading?

Mr. MUSMANNO. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 4, by striking out the word "seven" and inserting in lieu thereof the following: "nineteen"

Amend section 1, page 3, lines 1 to 28, by striking out all of said lines 1 to 28 inclusive.

Amend section 1, page 4, lines 1 to 29, by striking out all of said lines 1 to 29 inclusive.

Amend section 1, page 5, lines 1 to 16, by striking out all of said lines 1 to 16 inclusive.

Amend section 2, page 5, lines 17 and 18, by striking out all of said lines 17 and 18.

Amend section 2, page 7, lines 3 and 4, by striking out the words "unnaturalized citizen of the United States" and insert in lieu thereof the following: "person of foreign birth"

Amend section 3, page 7, lines 11 to 29, by striking out all of said lines 11 to 29 inclusive.

Amend section 3, page 8, lines 1 to 29, by striking out all of said lines 1 to 29 inclusive.

Amend section 3, page 9, lines 1 and 2, by striking out all of said lines 1 and 2.

Amend title, page 1, line 1, by striking out the words "sections seven and" and inserting in lieu thereof the following "section"

Amend title, page 2, line 5 of the title, by striking out the words "unnaturalized citizens" and inserting in lieu thereof the following: "persons of foreign birth"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 13, 1931.

Resolved (if the Senate concur) That House Bill No. 359, entitled "An act to further amend section one of the act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-four) entitled 'An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution' by imposing the duty of printing such proceedings on the Department of Property and Supplies" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 78.

An Act to amend sections one two and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 101.

An Act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by extending provisions of said act to incorporated towns.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 689.

An Act to amend section two of Appropriation Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 525.

An Act to amend section twenty-two of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

HOUSE BILL No. 521

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

HOUSE BILL No. 95.

An Act relating to prostitution defining and prohibiting pandering prohibiting the leaving of a wife in a house of prostitution the receipt of appropriation of money from earnings of a prostitute the detention of a female in a house of prostitution and the transportation of a female for purposes of prostitution fixing the jurisdiction of the courts in cases involving transportation providing penalties and regulating the competency of certain evidence at the trial of persons indicted for violation hereof.

HOUSE BILL No. 143.

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

HOUSE BILL No. 414.

An Act providing for the appointment and compensation of park guards in cities of the third class, defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

HOUSE BILL No. 495.

An Act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for the payment of costs thereof

HOUSE BILL No. 558.

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 65) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

HOUSE BILL No. 458.

An Act to amend section two of the act approved the twenty-eighth day of April one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same" providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected

HOUSE BILL No. 1074.

An Act to amend section one article six of the act approved the seventh day of March one thousand nine hundred and one (P. L. 20) entitled "An act for the government of cities of the second class" as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors

HOUSE BILL No. 336.

An Act to amend the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 463), entitled "An act to regulate the pay of witnesses in this Commonwealth;" providing for the mileage of witnesses

HOUSE BILL No. 975.

An Act to amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by extending the time for a present employe as defined in the act to elect to be covered by the retirement system

HOUSE BILL No. 463.

An Act to amend section one Clause First Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns.

HOUSE BILL No. 994.

An Act to amend paragraph twenty-five of section three, and section six, and to repeal section four of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1784), entitled "An act concerning newspapers; creating uniformity in the publication of legal notices and advertisements; defining the newspapers in which official and legal advertising shall be published; prescribing methods for computing the charges thereof, and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings," by providing who shall verify a proof of publication; eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined; and validating certain legal proceedings.

HOUSE BILL No. 662.

An Act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

With the information that the Senate has passed the same without amendment.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1309 (Senate Bill No. 375), entitled:

An Act to further amend section two and to repeal section seven of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 861) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" by extending the provisions thereof and requiring persons transporting trees or shrubs suitable for planting to carry a permit

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAGMAIER. Mr. Speaker, there are very few members of the House that have read this bill. It is a very important bill and I therefore move that it be placed on the postponed calendar.

Mr. STORER. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. TURNER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to, and at 7.05 o'clock P. M. the House adjourned until tomorrow morning at 11.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., WEDNESDAY, APRIL 15, 1931 No. 36

SENATE

WEDNESDAY, April 15, 1931.

The Senate met at 11 o'clock, A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk offered the following prayer:

Thou God of Infinite Wisdom, we thank Thee that Thou dost govern all things according to Thy wisdom and infinite knowledge. We pray that we may recognize Thee as our Friend, and gladly submit to Thy divine will.

We are so limited in our understanding of things, and so constricted in our vision that we see things from varied angles; and we pray that Thou mayest lead us to greater heights, where we may gain a clearer view of things and have a better understanding of life's mysteries. Thus may we come to a greater unanimity of opinion and greater accord in action.

Forgive us of all our offenses, we ask in our Redeemer's Name. Amen.

JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HOMSHER, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL NO. 118

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 118, entitled:

An Act to prohibit the driving, entering, roaming and straying of horses, bovine animals, hogs and sheep upon cultivated lands of persons not the owners of such animals.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 407

He also returned to the Senate, Senate Bill No. 407, entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township or school district to transfer any excess in any sinking fund, as of date of transfer, to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 478

He also returned to the Senate, Senate Bill No. 478, entitled:

An Act to amend article three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" providing that in the annulment of the charter of a borough, the territory formerly included in the borough may be created a township.

with the information that the House has passed the same without amendment.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 118, entitled:

An Act to prohibit the driving entering roaming and straying of horses bovine animals hogs and sheep upon cultivated lands of persons not the owners of such animals

Senate Bill No. 407, entitled:

An Act empowering the proper authorities of any municipality county city borough township or school district to transfer any excess in any sinking fund as of date of transfer to the general fund to be used for the payment of other indebtedness before the maturity of obligations and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due

Senate Bill No. 478, entitled:

An act to amend article three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing that in the annulment of the charter of a borough the territory formerly included in the borough may be created a township

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 780, (Senate Bill No. 817), entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

Which was committed to the Committee on Appropriations.

House Bill No. 1247, (Senate Bill No. 818).

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

Which was committed to the Committee on Appropriations.

House Bill No. 1248, (Senate Bill No. 819), entitled:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

Which was committed to the Committee on Game and Fisheries.

House Bill No. 1295, (Senate Bill No. 820), entitled:

An act to provide for an additional law judge of the court of common pleas in the twenty-ninth judciial district

Which was committed to the Committee on Judiciary General.

House Bill No. 1307, (Senate Bill No. 821), entitled:

An Act to amend section two thousand five hundred and one of article twenty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for the appropriation of lands for landing-fields and airports

Which was committed to the Committee on Aeronautics.

House Bill No. 1328, (Senate Bill No. 822), entitled:

An Act to amend section one thousand twenty-six of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the laws relating to boroughs"

Which was referred to the Committee on Municipal Affairs.

House Bill No. 1375, (Senate Bill No. 824), entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time co-operative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

Which was committed to the Committee on Education.

House Bill No. 1395, (Senate Bill No. 825), entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

Which was committed to the Committee on Forestry.

REPORTS FROM COMMITTEES

Mr. **NORTON**, from the Committee on Insurance, reported as committed, Senate Bill No. 538, entitled:

An Act to amend sections one and two of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (P. L. 805) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws;" increasing the amounts of disability and death benefits which such corporations may contract to pay.

Mr. **APPLE** from the Committee on Aeronautics, reported as committed, Senate Bill No. 640, entitled:

An Act to amend article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding thereto sections two thousand four hundred and ninety two thousand four hundred and ninety-two and two thousand four hundred and ninety-three authorizing boroughs to provide improve and operate or lease airports.

Also, from the Committee on Aeronautics, reported as committed, Senate Bill No. 641, entitled:

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of airmen and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmens' licenses.

Also, from the Committee on Aeronautics, reported as committed, Senate Bill No. 642, entitled:

An Act authorizing and empowering counties of the third fourth fifth sixth seventh and eighth classes to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering said counties to acquire by lease purchase or condemnation proceedings any land within or without the limits of said counties for aviation purposes providing for the procedure in cases of condemnation to the extent of title acquired authorizing the lease by said counties of said lands or parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent empowering said counties to acquire said lands and operate and maintain the same for aviation purposes jointly with any other county city borough township or other political subdivision of this Commonwealth authorizing and empowering said counties to incur indebtedness and issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for aviation purposes.

Also, from the Committee on Aeronautics, reported as committed, Senate Bill No. 643, entitled:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townshps to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

Also, from the Committee on Aeronautics, reported as committed, Senate Bill No. 644, entitled:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine, approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws 177), by authorizing and empowering the State Aeronautics Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields and to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission.

Also, from the Committee on Aeronautics, reported as committed, Senate Bill No. 645, entitled:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

Mr. EINSTEIN, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 730, entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain euipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

BILL INTRODUCED

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 826, entitled:

An Act to amend section one thousand and eight of, and to add section one thousand two hundred and eleven A to, the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," making it unlawful to overtake and pass any vehicles on a highway near place where repairs are being made, and giving highway caretakers certain police powers.

Which was committed to the Committee on Public Roads and Highways

RESOLUTION RELATIVE TO MEETINGS OF THE LEGISLATURE

Mr. WOODWARD offered the following resolution, which was twice read, and referred to the Committee on Finance.

In the Senate of Pennsylvania, April 15, 1931.

Whereas, The General Assembly handicaps its own efficiency and diligence by usually holding only two full Sessions each week, therefore be it

Resolved (if the House of Representatives concur), That the Senate shall sit at least three full Legislative days and the House of Representatives four full Legislative days each week, on which days bills on third reading and final passage shall be considered;

Resolved, That in recognition of the additional time to be devoted to this purpose, an increase in salary of the Members of the General Assembly should be provided;

Resolved, That legislation to carry this resolution into effect be introduced.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 15, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of the following:

John W. Allen, of Tarentum, as Justice of the Peace in the Borough of Tarentum, Allegheny County, vice J. C. Bash, deceased.

Arthur Smith, of McClellandtown, as Justice of the Peace in the Township of German, Fayette County, vice Leonard L. Coffman, resigned.

GIFFORD PINCHOT.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary of the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF SENATE BILL No. 179

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 179, Printer's No. 177, entitled "An act to amend article three of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by adding section three hundred and twenty thereto providing double compensation for injuries to minors under eighteen years of age injured while employed illegally and for death resulting from such injuries defining "additional compensation" making certain provisions regarding its payment and administration defining the possession of an employment certificate as conclusive evidence to the employer of his right to employ a minor for whose employment it is issued and the possession of an age certificate duly issued as conclusive evidence to the employer of the age of the minor for whom it is issued and establishing inferences from the action of the parties herein relative to the provisions of article three of the act to which this act is an amendment."

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING SENATE BILL NO. 117.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 117, Printer's No. 175, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 13.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 13, Printer's No. 46, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 395.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 395, Printer's No. 103, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 325.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor, Senate Bill No. 325, Printer's No. 83, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 96.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 96, Printer's No. 195, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

APPROVAL OF RESOLUTION RECALLING SENATE BILL NO. 328.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 328, Printer's No. 84, for the purpose of amendment.

Accordingly the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF SENATE BILL NO. 328, RECALLED FROM THE GOVERNOR

Mr. BUCKMAN. Mr. President, I move to reconsider the vote by which Senate Bill No. 328, entitled:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye."

Mr. EARNEST. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. BUCKMAN. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye."

Mr. EARNEST. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. BUCKMAN. Mr. President, I ask unanimous consent to amend

page 3, line 4, by inserting after the word "law" and before the word "then" the following:

or where any board of school directors of any school district has heretofore taken any action, performed any duty, or exercised any power pursuant to the affirmative vote of a majority or greater proportion of all the members of such board and the secretary of the board or the board did not actually record on the minutes of the board the vote showing how each member voted as required by law

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

NOMINATIONS BY THE GOVERNOR

Commonwealth of Pennsylvania,
Office of the Governor, Harrisburg, April 15, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

FRANKLIN COUNTY

M. G. McDowell, Chambersburg.

LAWRENCE COUNTY

M. E. Alexander, New Castle.

LUZERNE COUNTY

George B. Hudock, Freeland.

MONTGOMERY COUNTY

Mrs. Grace S. Crawford, Bryn Mawr.

WESTMORELAND COUNTY

H. H. Cochran, Greensburg.
Frank B. Sowash, Irwin.

ERIE COUNTY

Mrs. Florence Briggs, North East.
James Russell, Erie.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominatoins.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

CONSIDERATION OF BILLS ON THIRD READING DEFERRED

Mr. BUCKMAN. Mr. President, I move that bills on third reading be postponed until next Monday night, and that the Senate do now proceed to the consideration of bills on second reading.

Mr. SCOTT. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 24, as follows:

An Act Concerning elections including general municipal special and primary elections and amending revising consolidating and changing the laws relating thereto

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XXI	Penal Provisions	2100-2154
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Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the laws relating to general municipal primary and special elections voting by soldiers and assessment and registration of voters and election contests are hereby revised consolidated and codified as follows

ARTICLE I
PRELIMINARY PROVISIONS

Section 2 SHORT TITLE This act shall be known and may be cited as the "Election Law"

Section 3 DEFINITION Whenever the masculine gender is used in this act it shall be construed to include the feminine

Section 4 CONSTRUCTION The purpose of this act is to codify revise and conolidate the general laws of this Commonwealth relating to the qualifications assessment registration and enrollment of voters to the conduct of general municipal primary and special elections and to all other matters germane to the subject of elections except the use of voting machines as provided for by the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examinations purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" The provisions of this act shall be construed to also apply to all elections and primary elections conducted by the use of voting machines where the same are applicable to such elections and are not inconsistent with the provisions of said Voting Machine Law of April eighteenth one thousand nine hundred and twenty-nine Where there is an inconsistency the voting machine law shall govern elections at which such machines are used

The provisions of this act are severable and if any article section clause or part thereof of this act is held to be unconstitutional the decision shall not be construed to affect or invalidate any other provisions of this act or the act as a whole It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded The provisions of this act shall not affect any act done liability incurred or right accrued or vested or nomination made or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws Any person holding office under any act of assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Whenever in this act reference is made to any other act by title such reference shall be construed to apply to and include any codification or other act of assembly wherein the provisions of the act referred to are substantially re-enacted

ARTICLE II
THE VOTER
(a) Qualifications of Voters

Section 10 QUALIFICATIONS OF VOTERS Every citizen twenty-one years of age possessing the following qualifications shall be entitled to vote at all elections subject to the provisions of this act requiring and regulating the registration and enrollment of electors and the qualification of electors at primary elections

(1) He shall have been a citizen of the United States at least one month

(2) He shall have resided in the State one year (or having previously been a qualified elector or native born citizen of the State he shall have removed therefrom and returned then six months) immediately preceding the election

(3) He shall have resided in the election district where he shall offer to vote at least two months immediately preceding the election

(4) If twenty-one years of age and upwards he shall have paid within two years a State or county tax which shall have been assessed at least two months and paid at least one month before the election

Section 11 DOMICILE OF MARRIED WOMEN The domicile of a married woman for the purpose of voting or holding public office shall be determined for all purposes as if she were unmarried

(b) Registry assessment of Voters in Cities of the First Class Boroughs Towns and Townships

Section 15 VALUATION ASSESSORS TO ACT AS REGISTRY ASSESSORS IN CERTAIN DITRICTS In towns townships boroughs and in wards thereof composing but one election district the assessors for purposes of valuation shall be assessors for the holding of elections and the registration and enrollment of voters

Section 16 REGISTRY ASSESSORS ELECTION OF IN BOROUGHS TOWN AND TOWNSHIPS CONTAINING MORE THAN ONE ELECTION DISTRICT The qualified voters of every election district in boroughs towns townships and wards thereof wherein more than one election district is authorized shall at the expiration of the term of the present assistant assessor and every four years thereafter elect a properly qualified person for registry assessor in each of said election districts who shall perform all the duties relating to the assessment registration and enrollment of electors as hereinafter provided

Section 17 REGISTRY ASSESSORS ELECTION OF IN CITIES OF THE FIRST CLASS The qualified electors of every election district in cities of the first class shall at the next municipal election and every two years thereafter elect a properly qualified person for registry assessor in each of said election districts who shall perform such duties relating to the assessment and enrollment of electors in such election districts as required by the provisions of this act

Section 18 FILLING VACANCIES In case of a vacancy in the office of registry assessor the court of quarter sessions shall upon petition of voters of the election district or a majority of the county commissioners appoint a person to fill such vacancy for the unexpired term

Section 19 ORIGINAL REGISTRY LIST For the purpose of making the original annual assessment and registration of voters in each of the election districts of cities of the first class boroughs towns and townshipe the assessors or registry assessors shall visit in person each and every dwelling house in his district on the first Monday of May of each year or as soon thereafter as may be possible and practicable when all of said dwelling houses cannot be personally visited by him on the said first Monday of May and to make a list in a book prepared for that purpose by the county commissioners of all the qualified voters that he shall find upon careful and diligent inquiry to be bona fide residents of his district together with the date when such dwelling house was visited by the assessor entering them in such book in the order in which such dwelling houses are visited and the qualified electors in each dwelling house being grouped together and the names of the qualified electors shall be grouped together by streets alleys or courts if such exist and the persons so found to be legally qualified electors shall forthwith be assessed The assessor or registry assessor shall in all cases personally ascertain by careful and diligent inquiry of the voter or of some known resident of the election district in which the voter claims the right to vote upon what ground each person so assessed claims to be a legally qualified voter

Section 20 ENTRIES IN ORIGINAL REGISTRY LIST The list thus prepared shall be designated and known as the "Original Registry List" The assessor or registry assessor shall enter in said "Original Registry List" the names of citizens twenty-one years of age and upwards claiming to be qualified voters in his election district and opposite each of said names state whether said citizen is or is not a housekeeper and if he is the number of his residence where the same are numbered with the street alley or court in which situated and if there are no numbers the name of the street alley or court on which said house fronts if such exist also the occupation of the person at the date of such assessment and where he is not a housekeeper the occupation place of boarding and with whom at the date of his assessment and if working for another the name of the employer and write opposite each of said names the word "voter"

Section 21 REGISTRATION OF NATURALIZED CITIZENS Where any person claims to vote by reason of naturalization he shall exhibit his certificate thereof to the assessor or registry assessor unless he has been for two consecutive years next preceding a voter in said district and in all cases where the person has been naturalized the name shall be marked with the letter "N" Where the person has merely declared his intentions to become a citizen and designs to be naturalized before the next election he shall exhibit the certificate of his declaration of intention and the name shall be marked "D I" Where the person shall be entitled by existing laws to be naturalized and intends to be naturalized at least one month before the next general or municipal election the name of such person shall be marked "I N"

Section 22 REGISTRATION ON AGE AND CHANGE OF RESIDENCE Where the claim is to vote by reason of being of the age of twenty-one years and under twenty-two as provided by law the word "age" shall be entered and if the person has moved into the election district to reside since the last general or municipal election the letter "R" shall be placed opposite the name

Section 23 COPY OF ORIGINAL REGISTRY LIST The assessor or registry assessor shall forthwith make a copy of the said original list with the observations and explanations required to be noted as aforesaid

Section 24 POSTING OF COPY OF REGISTRY LIST The assessor or registry assessor shall on or prior to the fourth Monday of May in each year place a copy of the original registry list on the door of or on the house where the election of the respective district is required to be held and retain the original list in his possession

Section 25 REGISTRY ASSESSMENT ON PERSONAL APPLICATION The assessor or registry assessor shall assess from time to time on the personal application of any one claiming the right to vote the name of such claimant and mark opposite the name "C V" and immediately register him noting as in all other cases his occupation residence the date of his assessment whether a boarder or housekeeper if a boarder with whom he boards and whether naturalized or designing to be marking in all cases opposite the name "N" or "D I" or "I N" as the case may be If the person claiming to be assessed is naturalized he shall exhibit to the assessor his certificate of naturalization If he claims that he designs to be naturalized before the next ensuing election he shall exhibit the certificate of his declaration of intention if such previous declaration is required by the laws of the United States

Section 26 SPECIAL REGISTRY ASSESSMENT DAYS The assessor or registry assessor shall be present at the election house of his election district or in the event that temporary voting places are or may be established in said election district then to be present at his place of residence in said election district during the two secular days next preceding the sixty-first day before the Tuesday next following the first Monday of November in each year from ten ante meridian to three post meridian and from six post meridian to nine post meridian of each of said days for the purpose of hearing and acting upon applications for registration to be made under the provisions of this article or relating to names upon said list or that are sought ot be placed thereon or struck therefrom

Section 27 CORRECTION OF ORIGINAL REGISTRY LIST The assessor or registry assessor shall correct said original list by adding thereto upon personal application the names of persons entitled to vote not already thereon and by striking therefrom fictitious names or names of persons who may have died or removed from said district

Section 28 RECORD OF INFORMANTS TO BE KEPT In all cases the assessor or registry assessor shall enter in his book opposite the name of each voter the name or names of the person or persons together with the residence of the same who shall furnish information as to the residence and qualifications of any voter who has been assessed or as to the persons whose names shall be stricken from said original list

Section 29 ORIGINAL REGISTRY LIST OPEN TO INSPECTION The said original list shall be open for inspection by any person resident in the said election district or by any qualified elector of the county in which the election district is situated as well as the person claiming to be registered

Section 30 APPEAL FROM ACTION OF ASSESSOR OR REGISTRY ASSESSOR The court of common pleas of the proper county or any law judge thereof at chambers on the application of any qualified elector of the county under oath which may be made at any time before the day of election shall call the assessor or registry assessor and the complainant before it or him by citation or rule to show cause and shall hear the parties and dispose of the subject in a summary manner as to law and justice shall belong and shall if need be order the assessor or registry assessor to correct the registry accordingly and the said court or judge may enforce such order by attachment as in proceedings from contempt

Section 31 RETURN OF ORIGINAL REGISTRY LIST TO COUNTY COMMISSIONERS After the assessments have been completed on the sixty-second day before the Tuesday next following the first Monday of November in each year the assessor or registry assessor shall on the following day make a return to the county commissioners of the "Original Registry List" thus revised and completed

Section 32 PROOFS BY NON-REGISTERED VOTER No person shall be permitted to vote at any election whose name is not on said list unless he shall make proof of his right to vote as hereinafter provided under the provisions of this act relating to the conduct of elections

Section 33 POWER OF ASSESSOR AND REGISTRY ASSESSORS TO ADMINISTER OATHS The assessors or registry assessors shall have the power to administer oaths to any person claiming the right to be assessed or the right of suffrage or in regard to any other matter or thing required to be done or inquired into by them under provisions of this act Any wilful false swearing by any person in relation to any matter or thing concerning which they shall be lawfully interrogated by any assessor or registry assessor shall be perjury

Section 34 LIMIT OF TAX ASSESSMENT It shall be unlawful for any assessor or registry assessor to assess a tax against any person whatever within sixty-one days next preceding the annual election in November Any violation of this section shall be a misdemeanor and subject the officer so offending to a fine on conviction not exceeding one hundred dollars or to imprisonment not exceeding three months or both at the discretion of the court

Section 35 PAY OF ASSESSORS AND REGISTRY ASSESSORS Each assessor and registry assessor in boroughs towns and townships shall keep an account of the several days actually employed by him in the performance of his duties relating to elections and make return of the same verified by oath or affirmation to the county commissioners and for each day so employed including attendance at election he shall receive the sum of five dollars to be paid by the county

Each registry assessor in cities of the first class shall continue to receive the same compensation for the performance of his duties relating to elections as he receives at the time of the approval of this act or as may hereafter be provided by law

Section 36 PENALTIES Any assessor or registry assessor who shall knowingly assess any person as a voter who is not qualified or shall refuse to assess any one who is qualified or shall in like manner neglect or refuse to return the name of any person property assessed to the county commissioners as herein provided or shall intentionally neglect or refuse to perform any other duty enjoined on him herein shall be guilty of a misdemeanor in office and on conviction be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding two years or both at the discretion of the court and also be subject to an action for damages by the party aggrieved

Section 37 RETURN OF ORIGINAL REGISTRY LIST BY COUNTY COMMISSIONERS TO ASSESSOR OR REGISTRY ASSESSOR "The Original Registry List" as returned to the county commissioners preceding the election shall be returned by the county commissioners to the assessor or registry assessor before the first Monday of May which shall be used by said assessor or registry assessor to make his original registry list for the next election

(c) Personal Registration of Voters in Cities

(1) First Class Cities

Section 40 DEFINITIONS As used in subdivision (c) (1) of this article the following words and terms shall be construed to mean

The word "city" means any city of the first class

The word "commission" means the registration commission in a city of the first class

The word "commissioner" means any member of the registration commission in a city of the first class

The word "oath" includes affirmation and the word "swear" includes affirm

The word "election" means any general special or municipal election unless otherwise specified

The term "general election" means the election which the Constitution of this Commonwealth requires to be held in even-numbered years

The term "municipal election" means that election which the Constitution requires to be held in odd-numbered years

The term "November election" means both the general and municipal election or either according to the context

The word "party" means any political party or body of electors one of whose candidates either at the last general or at the last municipal election polled at least five per centum of the largest entire vote cast for any elected candidates in any city of the first class although such percentage of said vote may not have been attained in any particular election district thereof

The term "body of electors" means any political body not recognized as a political party but entitled to make nominations of candidates for any public office by nomination papers on whose behalf proper affidavits have been filed with prothonotary or elsewhere as now is or hereafter may be required by law to obtain the exclusive right to use a party name or appellation for any election or primary

The term "Spring primary" means the primaries that now or hereafter may be required to be held in even-numbered years and the term "Fall primary" means those in all odd-numbered years

The term "qualified elector" means any person who shall possess all the qualifications for voting now or hereafter prescribed by the Constitution of this Commonwealth or who being therwise qualified than by continued residence in his election district will obtain such qualifications before the next ensuing election or primary

The word "county" means any county in which any contain all or any part of the registry list of qualified electors prepared or to be prepared by the registrars or the commissioners as hereinafter provided

The word "county" means any county in which any city of the first class is situated or with which such city is coextensive

All references to prothonotaries sheriffs county commissioners courts judges peace officers and other officials where not otherwise specified shall be understood to mean only those of the proper counties aforesaid or of any judicial district in which any city of the first class is situated or with which it is coextensive

All reference to mayors city councils city treasurers controllers receivers of taxes police officers and other officials where not otherwise specified shall mean only those of any city of the first class

The term "public office" shall include any National State judicial county city ward or election office requiring any person elected or appointed thereto to render any public service for a fixed fee or compensation except the office of notary public or commissioner of deeds

Section 41 REGISTRATION COMMISSIONERS APPOINTMENT REMOVAL COMPENSATION TERM The Governor of the Commonwealth shall at the expiration of the terms of the present commissioners and in every fourth year thereafter appoint a registration commission for each city consisting of five duly qualified electors thereof not more than three of whom shall belong to the same political party As soon as the commissioners so appointed for any city shall qualify the terms of office of all existing registration commissioners in such city and of all their appointees shall be ended and they shall immediately surrender transfer and deliver all public property records funds and accounts then in their charge to the custody and use of the commissioners so appointed hereunder

All commissioners appointed shall hold office for a term of four years or until their successors qualify unless sooner removed or otherwise disqualified Any vacancy in any commission shall be filled by the Governor within ten days after the vacancy occurs by appointing a competent person to hold office during the remainder of the term of the commissioner whose place becomes vacant The Governor may at any time without stating any cause remove any commissioner and appoint his successor for the remainder of his term

Each commissioner shall receive a compensation at the rate of four thousand dollars per annum payable monthly by the treasurer of such city upon the presentation of proper warrants signed by the chairman or chief clerk of the commission

Section 42 COMMISSION ORGANIZATION As soon after their appointment as may be the commissioners shall take the oath of office required by the Constitution and organize by selecting a chairman and a secretary who shall not be members of the same party All actions of the commission or commissioners shall be decided by a majority vote of all the commissioners except as may be otherwise provided hereinafter

Section 43 APPOINTMENT AND SALARIES OF EMPLOYES The commission shall have power to appoint a chief clerk (who shall have power to administer oaths) and to fix his compensation at a sum not exceeding thirty-five hundred dollars per annum two assistant clerks at salaries not over eighteen hundred dollars per annum for each a stenographer (who may act as a clerk) who shall receive not more than fifteen hundred dollars per annum one or two custodians of the records to guard the same while they are open to the public inspection each of whom shall receive not more than twelve hundred dollars per annum a messenger who shall receive not more than one thousand dollars per annum as many clerks as they may deem necessary from time to time at compensation not exceeding four dollars per diem for the time actually employed such inspectors of registration as they may deem necessary from time to time at a compensation not exceeding five dollars per diem for the time actually employed except on days when the registrars are in session at the polling places when said inspectors shall be paid at the same rate of compensation as the registrars the said registrars shall be paid for their services at the rate of ten dollars for each day that they are in session at the polling places (payable after they deliver the registers et cetera to the commission as hereinafter provided) and at the same rate as other witnesses when they are summoned to appear before the commission or the court of common pleas

Section 44 AUTHORITY OF CLERKS Any insertion or striking out of names or other information in registers of the amending of any records done by any clerks of the commission by order of the commission shall be construed to have been done by the commission and shall likewise be subject to the correction of any errors in the doing thereof

Section 45 COUNSEL SALARY DUTIES The commission may employ special counsel at a compensation not exceeding two thousand dollars per annum Such counsel shall advise the commission from time to time regarding its powers and duties and the rights of electors and concerning the best methods of legal procedure for carrying out the various provisions of subdivision (c) (1) of this article and shall appear for and represent the commission on all appeals taken from its decisions or orders to the court of common pleas as hereinafter provided

Section 46 POWER TO ADMINISTER AND EXAMINE UNDER OATH Each commissioner shall have the power to administer oaths

The commission shall have power to summon any person whom it desires to interrogate and all persons testifying before said commission shall be first duly sworn by one of them or by the chief clerk who shall also have the power to administer oaths

Section 47 REGISTRARS APPOINTMENT QUALIFICATIONS The commission shall not later than August fifteenth of each year appoint four registrars for each election district as hereinafter provided and designate two of them one of whom shall be of the majority party to have charge of the two registrars as hereinafter provided The registrars must be duly qualified electors of the said district and shall have been residents of the city for a period of two years and of the ward for one year immediately preceding their appointment they must be sober and judicious persons of good moral character able to read intelligently and to write legibly two and not more than two of the registrars shall be members of the party polling the highest vote with the election district at the last preceding November election and one at least shall be a member of the party polling the next highest number of votes at said election

Whenever expedient they may appoint the assessor of any election district if otherwise qualified as one of the registrars but no other person who holds or is a candidate for public office shall act as registrar

Section 48 NOMINATION EXAMINATION AND APPOINTMENT OF REGISTRARS Not later than July twentieth of each year any five or more qualified electors of any election district of the same political party may file with the commission their petition for the appointment of not more than two qualified persons also members of said party as registrars The petition shall set forth the name address qualifications occupation and political affiliation of each person suggested for appointment as a registrar and give the respective residences of the petitioners and declare that each of them belongs to the same party as that designated as the party of each candidate which petition shall be signed by each petitioner in his own handwriting and sworn to by one of them and by each candidate

More than one petition may be filed on behalf of the same party for each election district provided that no elector shall be competent to sign petitions for more than two candidates but if any candidate dies withdraws or becomes disqualified before the last day for filing petitions aforesaid any elector who recommends him may sign a petition for another candidate

All petitions shall be open to public inspection and not earlier than July twenty-sixth of each year the commission shall commence public hearings thereof considering them on consecutive week-days in the numerical order of the wards and of the election districts within each ward to which they relate respectively unless reasonable cause be shown for postponing any hearing to a later time or date and reasonable notice of such postponement given to all concerned

The commission shall publish one general notice of the place and times or days when they will examine the candidates from the election districts of the various wards at least three days prior to the first hearing in at least two daily newspapers each having a paid circulation of at least fifty thousand copies daily in the city and shall mail to each candidate a special notice of the time and place when he will be examined regarding his qualifications at least three days before the day fixed for same except that the commission need not notify any candidate who had previously been appointed a registrar to appear but may reappoint him without such examination

If more candidates are duly nominated as members of any party than it is entitled to have appointed the commission shall appoint the candidate or candidates whom it considers most fit and if there are not suffiffcient fit candidates nominated on behalf of any party the commission may appoint other persons without regard to party or whom it has knowledge No person shall be appointed a registrar unless the appointment is approved by three commissioners

Section 49 FILLING OF VACANCIES IN THE OFFICE OF REGISTRAR Any vacancy occurring in the office of registrar of any election district shall be filled by the commission upon like petitions as those filed for an annual appointment after such petitions shall have been on file open to public inspection at least five days except in cases where a vacancy occurs within ten days of any registration day when it may appoint any proper person of whom it has knowledge

Section 50 POWER OF COMMISSION TO REFUSE TO APPOINT AND TO REMOVE AFTER PROTEST Any qualified elector of the city may appear before the commission and show wherein any person nominated for appointment or appointed as a registrar does not possess the requisite qualifications and the commission may decline to appoint any candidate and may remove any registrar whom it considers unfit

Section 51 REMOVAL OF REGISTRARS FOR ERROR OR CHANGE IN POLITICAL AFFILIATION If it appears at any time that by reason of a change in political affiliations or because of error in the appointment the registrars of any election district are not divided according to political affiliations as herein provided any ten electors of the election district may file a petition with the commission setting forth the facts and praying that one or more of the appointments be revoked and that other appointments be made Upon presentation of such petition one of the commissioners shall fix a time not less than five days thereafter and at least three days' notice shall be given by mail to all the registrars of such election district when a public hearing shall be given all concerned and if the facts are then found to be as represented the commission shall give the relief asked for

Section 52 DUTY OF REGISTRARS TO SERVE Any person appointed a registrar must perform his duties as prescribed by subdivision (c) (1) of this article unless excused therefrom by the commission for cause shown

Section 53 COUNTY COMMISSIONERS TO PREPARE POLLING PLACES FOR REGISTRARS The county commissioners of each county in which is situated such a city shall see that the polling places are open and in proper order for the use of the registrars on each day when they are required to be in session in the various election districts and provide for the payment of all rentals for same upon proper vouchers by the treasurer of such county

Section 54 CHANGE OF PLACE OF REGISTRATION Whenever the registrars of any election district or any inspector of registration shall at any time make written report to the commission that the registrars are or will be unable to hold their sessions on any registration day at the polling place of such district on account of the failure of the county commissioners to arrange for the use thereof or the refusal of the owner or occupant thereof to permit such use or because the building has been so altered or destroyed that it is no longer suitable for registration purposes the commission may forthwith on its own motion remove the place of registration in that district to any other place therein that is suitable and convenient for such purposes

Immediate notice of such change shall be given to the central or city committee of each party or body of electors by messenger and to the electors of said district by posting at least two written or printed handbills outside or adjacent to the old polling place stating in large type where the registrars will hold their sessions and reposting such handbills on each registration day during each following period of registration until proper arrangements are made to use or change the polling place

Such changes of the places of registration by the commission shall not operate as a change of the polling place in any election district aforesaid for the holding of elections or primaries therein unless the county commissioners shall duly approve the same upon petition filed by electors as now is or hereafter may be required by law

The words "polling place" when used elsewhere in subdivision (c) (1) of this article shall be held to include any such temporary place of registration

Section 55 TIME AND PLACE OF MEETING OF REGISTRARS POWERS AND DUTIES The registrars of each election district shall meet at the polling place thereof in even-numbered years on the ninth Thursday the seventh Tuesday and fifth Saturday preceding the general election which shall be known as a fall registration on the fifth Wednesday preceding the spring primary which shall be known as the spring registration and in odd-numbered years on the tenth Tuesday ninth Tuesday and ninth Saturday preceding the municipal election which shall also be known as a fall registration They shall remain in open session from seven o'clock ante meridian to one o'clock post meridian and from four o'clock post meridian to ten o'clock post meridian of each registration day aforesaid

They shall on said days receive personal applications from persons who claim that they are entitled to be registered They shall have power to administer oaths shall examine said applicants under oath and shall record on the registers the names of those whom they shall determine to be qualified as hereinafter provided

Section 56 NOTICE OF REGISTRATION DAYS Two weeks notice of all registration days shall be given by the commission by one general notice published in at least two daily newspapers each having a paid circulation of at least fifty thousand copies daily in the city and by posting notices at the polling places

Section 57 SPRING REGISTRATION Electors who did not register at a fall registration may register at the spring registration if any of the following year if they will be otherwise qualified to vote at the spring primary

Section 58 REGISTRATION FOR SPECIAL ELECTION The commission shall also sit on the third Wednesday preceding every special election for the purpose of registering all electors who have not been registered in the election district in which they then reside but who otherwise are or will be fully qualified to vote at such election if they shall continue to reside in said district

Section 59 USE AND DISPOSITION OF OLD REGISTERS The commission shall at each fall registration preceding the November election furnish to the registrars of the several wards and precincts the registers of the proper ward or precinct for the previous year

The old registers shall be preserved by the commission for at least two years after the year in which they are in use and during said period shall be open to public inspection under proper regulations for their safekeeping and no register shall be destroyed without the previous consent in writing of the district attorney of the proper county

The registration lists shall otherwise become of no validity at the beginning of the period of fall registration next succeeding that at which the registers were opened

Section 60 FORM OF REGISTERS Every person claiming the right to vote must appear in person before the registrars in the district in which he lives or before the comcommission on one of the days prescribed by law and answer the questions put to him by them or it The answers must be recorded on a single line in the registers which shall have the following form

Surname	Christian Name	Occupation	Present Residence		
			Street and Number	Householder, Lodger, Lessee or Owner	Room or Floor Occupied
1	2	3	4	5	6

Length of Residence		Place of Residence at Time of Last Registration				Place of Birth	Naturalization Papers Produced, Yes or No	No. of Affidavit of Naturalization of Father if taken	Tax Receipt Produced Yes or No
In State	In District	State	City	Street and Number	Date of Last Registration				
7	8	9	10	11	12	13	14	15	16

No. of Affidavit of loss, if taken. If under 22 years of age write "Age"	Personal Description				Designation of Political Party for Primary Vote	Signature at time of Registration or of Voting
	Color	Approximate Age	Tall, Short or Medium	Approximate Weight		
17	18	19	20	21	22	23

If Challenged, No. of Challenge Affidavit	VOTED These columns are for use at elections and are not to be filled in by Registrars					
	Fall Primary		November Election	Spring Primary		Special Election
	Party Ballot	Non-Partisan Ballot		Party Ballot	Non-Partisan Ballot	
24	25		26	27		28

The size and character of the said register shall be determined by the Secretary of the Commonwealth and the form thereof shall be furnished by the said secretary to the respective commissions

Immediately above the form shall be printed the following instructions "THE APPLICANT MUST BE SWORN OR AFFIRMED THAT THE INFORMATION GIVEN BY HIM IN REFERENCE TO HIS RIGHT TO BE REGISTERED SHALL BE THE TRUTH ANY WILFUL FALSE STATEMENT CONSTITUTES PERJURY AND IS PUNISHABLE AS SUCH"

Every register shall be indexed alphabetically from A to Z The lines of each page shall be consecutively numbered in both margins beginning with the number one at each alphabetical division of the register

Section 61 RECORDING ANSWERS OF APPLICANTS The answers of the applicants shall be recorded in their presence in both registers in the following manner

In the first column shall be entered the surname of the applicant in the order of his appearance at the place of registration on the page bearing the index letter of his surname in the second column shall be entered his Christian name or names in the third column his occupation in the fourth column the street and number of his residence in the fifth and sixth columns whether he is a householder lodger lessee or owner and if he is a lodger or lessee of a portion only of a house the floor of which he occupies in the seventh and eighth columns shall be entered the length of his residence in the State and district respectively in answer to the question as to his residence in the State and district respectively it shall be sufficient for him to state such time as shall qualify him to vote within the district in the ninth tenth eleventh and twelfth columns the location of the house from which he last registered giving State city street and number respectively and the year in which he was so registered in the thirteenth column the State or territory of the United States or the foreign county where he was born in the fourteenth column whether if foreign born he produces his naturalization papers in the fifteenth column the number of the affidavit of naturalization of his father if taken in the sixteenth and seventeenth columns the manner in which he complies with the law relating to the payment of taxes as a qualification of the right to vote whether by the production of his receipt or by making affidavit if the applicant is less than twenty-two years of age the word "age" shall be recorded in said columns in the eighteenth nineteenth twentieth and twenty-first columns his personal description designating whether white or colored his approximate age height and weight in giving the approxmate age a statement that the applicant is twenty-one years of age and upward shall be sufficient in the twenty-second column the designation of the political party of the elector for primaries if such a statement shall be required by law as preliminary to the right to vote at such primary or primaries in the twenty-third column in the register marked "voting check list" he shall be required to sign his name if able to write if he alleges inability to write a record of the fact shall be made in the same column and unless due to some apparent physical infirmity he shall be required to make affidavit of his inability to write in the twenty-third column in the register marked "ballot check list" he shall (if challenged on election day) be required to sign his name in the twenty-fourth column shall be entered the number of the challenge affidavit of every person who is required to take said affidavit in the twenty-fifth twenty-sixth twenty-seventh and twenty-eighth columns the election officers shall record in one register the obtaining of the ballot and in the other the casting of the vote of the registered elector at the fall primary November election spring primary or special election as may be provided by law

Section 62 QUALIFICATION FOR REGISTRATION MAJORITY OF REGISTRARS OR COMMISSIONERS NECESSARY TO DETERMINE Every person who shall have paid within two years a State or county tax either by himself or his duly authorized agent or attorney which was assessed at least two months and paid at least one month before the next ensuing November election and who shall possess all the other qualifications of an elector as provided in the Constitution and laws of this Commonwealth or who by continued residence in his election district will obtain such qualifications before the next ensuing general or municipal election shall be entitled to be registered at a fall registration but at the spring registration only if he will be qualified to vote at the spring primary No person shall be registered unless at least three of the registrars or commissioners determine that he is so qualified except by order of a court of common pleas as hereinafter provided

Section 63 COLLECTION OF POLL TAX BY REGISTRARS IN CONNECTION WITH REGISTRATION The receiver of taxes in such cities shall designate one of the registrars appointed by the registration commission for each election district in said cities to be deputy poll-tax collector for such district who shall receive poll-taxes from persons who have been duly assessed in said district and give proper receipt therefor on any of the registration days provided by law

The receiver of taxes shall prepare blank poll-tax receipts bound together in books containing fifty each impressed with the seal of the city which said books shall be issued to the said deputy collectors of poll-tax from time to time as required The stub of each receipt together with all unused receipts shall on or before the second day next succeeding each registration day be returned to the receiver of taxes and kept by him as a part of the records of his department for a period of two years

The said deputy poll-tax collector shall give bond in form and amount approved by the receiver of taxes and shall for their services receive ten per centum of the amount collected by them which shall be in addition to the compensation allowed them by law for their services as registrars They shall make a full return of all moneys (less their commission of ten per centum) and blank receipts received by them on or before the second day next succeeding each registration day

Section 64 PERMANENT RESIDENTS REGISTRATION SIMPLIFIED Every person appearing before the registrars who was registered in said district for the previous year and who still resides at the same residence within said district as in the previous year shall after being sworn upon the production of a proper tax receipt and the making of a statement that he was registered in said election district the year immediately preceding that he resides in the same residence as during the year immediately preceding and naming the political party if any to which he belongs be again registered by the registrars without answering the additional questions In all such cases the registrars shall at any time during the day complete the registration of such person from the registers of the preceding year making due allowance for the elapsing of one year

Section 65 CHALLENGING OF APPLICANTS Any person claiming the right to register at any polling place may be challenged by a registrar or by any qualified elector of the election district and any person asking for registration by the commission may be challenged by any commissioner or qualified elector of the city Any person so challenged shall answer the questions of the challenge affidavit as hereinafter specified and after his answers have been recorded he shall subscribe to them by his signature or mark and swear to their truth He shall also make affidavit at the same time to the truth of his answers as recorded in the register which he shall be deemed to have examined or have had read to him

The affidavits of all persons so registered shall at the time of every such registration be numbered and kept with the registers or filed as hereinafter provided

The challenged applicant shall produce such further proof as the law requires challenged persons to produce on election day and it shall be the duty of the registrars or commission to require it before permitting him to be registered

Section 66 FORM OF CHALLENGE AFFIDAVIT The challenge affidavit shall be in the following form

Number ...... Election Divisions .... Ward ......
City of .... }
State of Pennsylvania .... } ss.
County of .... }
What is your full name ....
Are you married or single ....
If married where does your family reside ....
....
If single where do your parents live ....
Where did you actually reside immediately prior to taking up your present residence ....
Give your reidences for the last four months ....
....
What is the name of your present employer ....
Where is his place of business ....
What is the name of your last employer ....

Where is or was his place of business ....
Have you read the information given by you as recorded in the register ....

I the undersigned do solemnly wear (or affirm) that I have read the information recorded opposite my name in the register of the .... Divisions of the ....Ward on page..................and that said information as well as that recorded in this affidavit is the truth

.... and subscribed
this .... day of .... nineteen...........

....
(Signature of Applicant)

....
(Registrar or Commissioner)

Description of Applicant

Distinguishing marks ....
Other peculiarities ....
Color of hair ....

Section 67 REGISTRATION OF FOREIGN BORN CITIZENS All persons claiming the right to vote by reason of naturalization shall produce the proper naturalization paper or a certified copy thereof before they shall be registered but no such person shall be required to produce his papers a second time in the same district unless he is challenged

Any person claiming citizenship by reason of the naturalization of a parent may be registered either by the production of the parent's original paper or a certified copy therof or by making affidavit that the parent was naturalized at a time when he the applicant was less than twenty-one years of age and that he is unable to produce the original papers or a certified copy thereof Such applicant shall also make affidavit as to any other matter necessary to show his right to citizenship by reason of the naturalization of his parent

Section 68 RECORDS OF REJECTED APPLICANTS Whenever the applicant is rejected after a portion of the record has been filled in a line shall be drawn through the record already made and the regitrar or commissioner shall note on said line the reason for the rejection and shall add his initials thereto

Section 69 DUTIES OF REGISTRARS IN KEEPING REGISTERS The two registrars designated to keep the two registers shall obtain at the office of the commission before the first registration day in the fall of each year and before the fifth Wednesday preceding the spring primary the blank books forms and other supplies prepared for their use and shall have the same at the polling place on each day when they are or should be in session On such registration days and during the time from one such day to another while the registers affidavits and other records remain in the custody of the said registrars they shall be charged with the safekeeping of the lists of the names and addresses of persons being registered from which the street lists are subsequently to be prepared as hereinafter provided

Section 70 COMPARISON NOTATION AND CORRECTION OF ERRORS BY REGISTRARS At the end of each day when the registrars are in session they shall compare the two registers and cause any errors in either of them to be corrected if they are explained by the entries in the other so as to make them agree respecting all facts properly recorded If this is impossible the registrars shall report any serious omission or difference to the commission by mail who shall cause the same to be properly investigated In order to prevent further entries in the registers without the direction of the commission all of the registrars shall at the end of each day aforesaid sign their initials in the line immediately under the last name registered by them under each letter in each book together with the date

Section 71 PREPARATION AND POSTING OF STREET LISTS At the same time the two registrars who have not charge of the registers shall prepare two "street lists" of the names and addresses of all person regitered in the order in which their residences appear upon the streets of the election district One of said street lists shall be hung outside of the polling place and shall remain in that position until the next November election or spring primary

Section 72 CERTIFICATE OF DAILY REGISTRATION BY REGISTRARS At the end of the fifth Wednesday preceding the spring primary and at the end of the last day in the fall of each year when the registrars are in session they shall sign a certificate the form of which shall be printed on the last page of the register setting forth the number of persons registered on each day and the number of names which have been stricken out if any and the total number of names remaining registered

Section 73 STRIKING NAMES FROM LIST RECORD OF TRANSFERRED ELECTORS KEPT On the fifth Wednesday preceding the spring primary the registrars shall in addition to the registration of electors strike from the list the names of such persons as shall be proven to their satisfaction by the affidavits of at least two qualified electors of the district to have died or removed from the district since the last registration The registrars shall record on blank forms provided for the purpose the name and previous places of registration giving wards and districts of all persons registered by them on said day who give a such place of previous registration a place in the same city and shall forward the same to the commission for their information

The commission shall record the like facts relating to persons registered by them who have moved from one election district of the city into another since their previous registration

Section 74 AFFIDAVITS AND VOUCHERS IN DUPLICATE All affidavits and vouchers shall be executed in duplicate one being delivered into the custody of each registrar who has charge of the registers

Section 75 DELIVERY OF REGISTERS AND RECORDS TO COMMISSION Before ten o'clock ante meridian on the Monday following the last day when the registrars shall be in session in the fall of any year and before the like hour on the fifth Saturday preceding the spring primary the two registrars who have been charged with the keeping of the registers shall deliver the same together with the aforesaid certificate and one street list and all affidavits vouchers unused forms et cetera to the commission at the place or places as may be designated by it by the general instructions previously given to such registrar and none of the registrars shall be entitled to any compensation until the said registers et cetera are returned as aforesaid

Section 76 REGISTRATION OF ELECTORS BY COMMISSION For the further accommodation of the public the commission shall hold regular sessions for the registration of electors at its office in even-numbered year on each day except Sunday from the fourth Tuesday to and including the second Saturday preceding the spring primary and on each day except Sunday from the fourth Wednesday to and including the second Saturday preceding the general election and in odd-numbered years on each day exvept Sunday from the eighth Wednesday preceding the municipal election to and including the fifth day preceding the fall primary and after said primary from the sixth Monday to and including the second Saturday before the municipal election on each of which days the commission shall remain in session from nine o'clock ante meridian to twelve o'clock noon and from one o'clock to four o'clock post meridian to receive personal applications for registration from electors who on account of illness absence from the city business or personal reasons did not find it convenient to appear at their polling places on any of the registration days when the registrars were in session or who although not then qualified have since become qualified to be registered or who were refused registration by the registrars for any reason

The commission shall examine all applications for registration before it as fully as the registrars are required to interrogate persons who appear before them at the polling places and inquire also whether they were refused registration by the registrars and if so why and require any person who is challeneged by any qualified elector of the city to meet such challenge in the same manner as if he had been duly challenged before the registrars of his electon district

Section 77 COLLECTION OF POLL TAX BY CHIEF CLERK IN CONNECTION WITH REGISTRATION The receiver of taxes in each city shall designate the chief clerk of the commission in said city to be a deputy receiver of taxes for the collection and receipt of poll taxes from persons assessed as residents of such city Such deputy shall hold office only while continuing in office as such chief clerk He shall give said receiver of taxes a bond in a sum not exceeding five thousand dollars in proper form for the safekeeping and paying over to him of all poll taxes collected by said deputy in such amount with such surety as may be approved by said receiver of taxes or by the court of common pleas of the proper county

The receiver of taxes shall prepare blank poll tax receipts bound together in books containing fifty each and impressed with the proper seal of the city and issue such number to such deputy from time to time as he may request The number of receipts so delivered to him and not accounted for as hereinafter provided shall not exceed ten thousand at any time

On the days when electors may be registered by the commission more than one month prior to any general or municipal election such deputy shall be ready during the hours when the commission shall be in session to receive poll taxes from the residents of the various election districts in such city applying for such registration upon any assessment of such taxes made at least two months prior to such election and give them the official receipts therefor

Such deputy may from time to time and within ten days after each November election shall account to said receiver of taxes for all such taxes collected prior to such accounting less ten per centum thereof which such deputy may retain as his commission for collecting the same which commission shall be in addition to any compensation allowed for his services as chief clerk Such deputy shall on or before the tenth day following the November election return the stub of each receipt given for such taxes and also all unused receipts to said receiver of taxes who shall keep such stubs and unused receipts as a part of the records of his deparement for a period of one year

Section 78 APPLICATIONS BEFORE COMMISSION UNDER SAME RULINGS AS BEFORE REGISTRARS The commission when receiving applications for registration shall require the same proofs of all persons as are required by registrars under similar conditions and all affidavits and vouchers executed before the commission shall be retained by them for the same purposes as those filed by registrars

Section 79 STRIKING NAMES FROM ORIGINAL REGISTER ON TRANSFER OF REGISTRATION Upon receiving from any registrars or making any record of the transfer of the registration of any qualified elector who removed from one division to another in the same city on any registration day preceding the spring primary the commission shall examine the registers of the election district given as the previous place of registration and if the name of such elector remains registered therein they shall strike it therefrom and note therein the reason for so doing

Section 80 NAME OF ELECTORS REGISTERED BY COMMISSION TO BE CARRIED ON DISTRICT REGISTRY The names and other information concerning those whom the commission shall determine to be entitled to be registered at the office of the commission shall be recorded on the same registers as were previously used at the polling places by the registrars for registering other electors residing in the same election district The commission shall keep separate lists of the names and addresses of all electors registered by it in each election district but need not print them in the street lists previously prepared by the registrars

Section 81 INVESTIGATION AND CORRECTION OF REGISTRATION BY COMMISSION The commission shall have power to (a) investigate on their own motion any irregularities in registration (b) summon witnesses (c) examine them under oath (d) require the production of any relevant books and papers (e) correct the registers by striking off names which they may find to be improperly registered but none shall be so struck off except at the public session of the commission for registration purposes herein provided for

Section 82 OBJECTIONS TO STRIKING NAME FROM REGISTER NOTICE HEARING If any person claiming the right to be registered shall object to the action of any registrars in striking his name from the registers he may file his petition with the commission not later than two weeks prior to the spring primary setting forth the ground of his complaint under oath and praying for the correction of the registers by the restoration of his name thereto which petition shall be heard and disposed of not later than ten days preceding the spring primary after one of the comissioners shall have fixed a time for a public hearing thereof at the office of the commission and the petitioner shall have given each registrar at least forty-eight hours' notice of such hearing by leaving a copy of said petition with the time and place for hearing same indorsed thereon at the residence of each registrar and at such hearing if the commission are satisfied that such notice has been given and that the petitioner is entitled to be registered they shall amend the register accordingly by registering the petitioner in the usual manner but any registrar or qualified elector of the city may appear and show cause why the same should not be done

Section 83 CORRECTION OF REGISTRATION BY COMMISSION AFTER HEARING If any qualified elector including any watcher registrar or inspector of registration of any city shall object to any action of any registrars in registering any person or in refusing to strike off the name of any person registered such elector may file his petition with the commission praying for the correction of the registers upon such grounds as he may set forth in such petition under oath One of the commissioners shall fix a time and place for hearing such petition not later than five days before any fall primary or tens preceding any election or spring primary and the petitioner shall cause forty-eight hours' notice of the proceeding to be given to the person whose registration is in question by leaving a copy of the petition with the time and place fixed for hearing the same indorsed thereon with an adult person at his place of residence as given by him to the registrars and recorded in the registers Upon proof of service of such notice or proof that there is no one residing at the address given and after a public hearing the commission if satisfied that the said person is not entitled to be registered shall strike his name from the registers and otherwise amend the records of the election district where he was registered accordingly

Section 84 CORRECTION OF REGISTRATION BY COMMISSION WITHOUT HEARING At any time not later than five days before any fall primary or ten days preceding any election or spring primary any qualified elector of the city including any watcher registrar or inspector may petition the commission to strike off from the registers of any election district the name of any person previously registered therein by the commission setting forth under oath supported by the affidavits of at least two adult persons sufficient grounds for striking off such name and also setting forth that due notice of the time and place when said petition would be presented has been given to the person so registered personally at least twenty-four hours prior to the presentation of the same or that he could not be found at the place given in the registers as his residence and that the person in charge thereof to be mentioned by name in said petition had declared that he or she was well acquainted with the names of all persons residing at the address given as such residence and that the person so registered had never been or was no longer one of them or that no person is residing at the address given Whereupon the commission shall forthwith strike such name from the register unless the person so registered shall appear and show cause why the same should not be done

Section 85 SUBPOENAS FOR WITNESSES BEFORE COMMISSION METHOD OF SECURING FEES Any person filing any petition of any kind aforesaid with the commission or opposing the same shall have the privilege of having subpoenas issued by the commission over the signature of its chief clerk to compel the attendance of witnesses upon condition that all witnesses so subpoenaed shall be paid two dollars and fifgty cents each per day as witness fees in the manner herein provided The commission on its own motion may subpoena witnesses including registrars each of whom shall also be entitled to daily witness fees at the rate aforesaid to be paid by the chief clerk of the commission out of any money to be provided for that purpose for the use of the commission by the city council of each city in the same manner as its other necessary expenses are to be provided for

All subpoenas shall be in substantially the same form and have the same force and effect as subpoenas issued by the court of common pleas The commission shall have the benefit of the process of said courts if necessary to enforce any subpoena issued by the commission No subpoena shall be issued for the benefit of any person other than the commission until he shall have paid the chief clerk a fee of twenty-five cents for issuing the same and shall have deposited with the said clerk one day's witness fees for each witness to be summoned thereby whose names shall be given to the clerk and entered by him in such subpoena and among the records of the commission

No such subpoena shall be of any virtue to require the further attendance of any witness after the day mentioned therein unless the hearing is postponed or continued by the commission and before four o'clock post meridian of said day the person for whose benefit it is issued shall have deposited with the said chief clerk an additional day's witness fees for each witness whose further attendance is desired

As soon as convenient after any hearing is concluded (or postponed or continued) on any day the chief clerk shall disburse the fees deposited with him by any person among those witnesses who have appeared in response to subpoenas issued and return any fees deposited for others who did not attend to the person who deposited them and shall also pay like fees to any person summoned by the commission taking their receipts therefor so long as there are sufficient funds available for such payments

The chief clerk shall pay over to the city treasurer all fees received for subpoenas and his accounts respecting disbursements of witness fees out of appropriation made to the commission by council shall be subject to audit by the city controller from time to time

Section 86 PRINTING AND DISTRIBUTION OF STREET LISTS BY COMMISSION The commission shall cause at least one hundred exact copies of the street list of each election district to be printed in pamphlet form as soon as possible and it shall distribute the same as it deems proper among the inspectors of registration and the city and county officials concerned with the conduct of any election or primary and among the parties bodies of electors and candidates interested therein giving at least ten copies of each street list to the central or city committee of each political party or body of electors upon the written application of the chairman thereof and keeping two complete sets of such street lists on file at the office of the commission convenient for public inspection during all the hours when its other records are open to public inspection

Section 87 POWER OF COMMISSION TO MAKE AND ENFORCE REGULATIONS The commission may make any regulations not inconsistent with subdivision (c) (1) of this article or the laws of this Commonwealth or of the United States for the regulation of the business and public sessions of the commission and may enforce such regulations and all its orders and subpoenas to witnesses and if necessary have the assistance of the courts of common pleas of the county and of all public officers subservant thereto in enforcing the same which assistance said officers as well as the judges of said courts shall render when requested to do so subject however to the right of certain persons to appeal from the orders of the commission as hereinafter provided

Section 88 APPEAL TO COURT OF COMMON PLEAS FROM RULINGS OF COMMISSION Any person whose claim for registration has been denied by the commission or whose name although previously registered was struck off by the commission or by any registrars and not restored by the commission upon a petition filed for that purpose as aforesaid or any qualified elector of any city whose rights are impaired by any general order made by the commission not including registration of particular names by the commission on personal application made to it as aforesaid or refusals to strike off names upon any petition of any kind aforesaid may file an appeal with the proper court of common pleas not later than the fourth day preceding any fall primary or the eighth day preceding any election or spring primary setting forth why he feels that an injustice has been done and praying for such order as will give him relief Such appellant shall pay the prothonotary a fee of three dollars for filing such appeal

Thereupon any judge of the said court may fix a time and place for hearing the matter in dispute of which notice shall be served with a copy of said appeal by the appellant upon the counsel for the commission and upon any elector or his attorney who opposed the contention of the appellant before the commission at least forty-eight hours before such matter will be reviewed by the court and proof of notice or the waiver thereof must be filed with the records of the appeal

Any judge of said court may extend the time of notice or postpone such hearing as may be reasonable with due regard for the time remaining before the next succeeding election or primary

At the time so fixed the court or any judge thereof assigned for the purpose shall hear all the witnesses and other evidence that may be offered de novo unless the issue can be decided in some other manner by agreement of all concerned After such public hearing the said court may reverse affirm or alter the decision of the commission and modify any order made by it accordingly and if necessary issue its mandate to the election officers of any election district to permit the appellant to vote at any designated election or primary although his name may not have been entered in or restored to the register of such district The said court may compel the appellant or any opposing party other than the commission to pay all the witness fees and other legal costs of such appeal which may be taxed by the prothonotary in the usual manner

Section 89 PRODUCTION OF RECORDS ON APPEAL At the written request of any person taking an appeal from any action or order of the commission as aforesaid the commission shall produce at the hearing thereof any petition register or other record in its custody relevant to the issue involved but the commissioners shall not be obliged to answer any appeal and shall not be obliged by subpoena or otherwise to appear at any such hearing unless they deem it expedient to do so

Section 90 DELIVERY OF REGISTERS TO COUNTY COMMISSIONERS Not later than noon of the second day preceding each election or primary the commission shall deliver to the county commissioners of the proper county the two registers prepared for each election district in order that the same may be delivered to the election officers with other election supplies for use on election day in the manner in which the county commissioners now are or hereafter may be required to deliver the same

Section 91 ACTS DONE ON SUNDAYS AND LEGAL HOLIDAYS VALID No part of any day fixed for the performance of any duties by any person or official in carrying out the provisions of subdivision (c) (1) of this article shall be deemed a Sunday or a legal holiday so as to affect the legality of any work done for the purpose of carrying out the provisions hereof or the right of any person to any compensation herein provided for the rendering any service required hereby or so as to relieve any person from doing on such day whatever is necessary for such purposes and such services are hereby declared to be necessary public services

Section 92 EFFECT OF NON-REGISTRATION No person except a qualified elector who is in actual military or naval service under a requisition of the President of the United States or by the authority of this Commonwealth shall be entitled to vote at any election or primary in such city without being registered except by order of the court of the court of common pleas as hereinbefore provided regarding appeals

Section 93 INSPECTORS APPOINTMENT QUALIFICATIONS AND POWERS To assist in it securing correct and impartial information regarding any matter within the jurisdiction of the commission the commission may from time to time appoint as many inspectors of registration as may be necessary for the city who must be qualified electors of the city and sober and judicious persons of good moral character able to read intellignetly and to write legibly They shall be chosen in such manner as shall be agreed upon by the commission without regard to their party affiliation and shall have the power to administer oaths and the other powers herein granted them but shall not exercise the same until they shall have taken an oath of office such as the commission may prescribe and receive a certificate of appointment stating their names and addresses and the length of time for which they shall have been appointed respectively

Section 94 DUTIES AND POWERS OF INSPECTORS AT REGISTRATION Any inspector of registration of any city shall be entitled to be present at any time during any session of the registrars at any polling place thereof and whenever the registrars of any election district shall be equally divided in opinion regarding any matter any inspector of registration who may be present shall have the power to decide the question of differences and thereupon the registrars shall act in accordance with his opinion but such action shall be subject to revision on petition of any person denied registration thereby or qualified elector not satisfied with same as in other cases

Such inspector shall have power to call any police or peace officer of the city or of the county to assist him in the maintenance of peace at any polling place or in making any arrest as hereinafter provided

Section 95 DUTIES AND POWERS OF INSPECTORS AS INVESTIGATORS Any inspector of registration on his own motion or on complaint of any person known to him may and when directed by any commissioner shall

(a) Investigate all questions relating to the registration of electors and for that purpose shall have power to enter and inspect any house dwelling building inn lodging house or hotel within any city and to interrogate any inmate householder lodger lessee keeper caretaker owner proprietor or agent thereof or therein regarding any person or persons residing or claiming to reside thereat at therein without being required to show any warrant for so doing except his certificate of appointment

(b) Inspect and copy any register of lodgers in lodging houses inns or hotels relating to or affecting the right to any person to vote or to be registered in like manner

(c) Arrest any person without warrant except any herein privileged from such arrest who in the presence of the inspector of registration violates or attempts to violate any of the provisions of subdivision (c) (1) of this article when such violation is punishable as a crime

Section 96 APPOINTMENT OF WATCHERS Parties or bodies of electors who now are or hereafter may be entitled to have watchers at any election or primary may recommend not more than three electors of each election district to act as watchers at the polling place thereof on each registration day when the registrars are in session without expense to the city or county and the commission shall appoint all such persons as watchers and provide them wth proper certficates stating their names and the party or policy which they represent respectively unless they are shown to have previously been convicted of any crime

Section 97 RIGHTS OF INSPECTORS AND WATCHERS AT REGISTRATION Any inspector of registration or watcher shall be entitled to remain at any polling place during all the hours when the registrars shall be in session on any registration day and to keep a list and other memorandum of or concerning the person applying for registration and to interrogate or challenge any person regarding his right to be registered and to inspect any papers produced by such person and the registrars shall give every inspector of registration and watcher ample opportunity and afford them every convenience for the discharge of their duties. They may at any time be required to show their certificates of appointment and not more than one inspector of registration and one watcher for each party or body of electors represented shall be allowed in the polling place at any one time

Section 98 NUMBER OF ELECTORS PERMITTED AT REGISTRATION IN DISTRICT Not more than ten electors other than the registrars and any inspectors of registration and watchers aforesaid shall be allowed in the polling place of any election district at any one time but if more are in waiting immediately outside the entrance thereto at the time for closing any session on any registration day they also shall be entitled to admittance and examination before said polling place is closed notwithstanding the extension of such session thereby

Section 99 RIGHTS OF ATTORNEYS WATCHERS AND CANDIDATES BEFORE COMMISSION Such parties or bodies of electors shall also be entitled to appoint any attorneys or watchers who are qualified electors of the city to represent such parties or bodies of electors at any public session or sessions of the commission which attorneys or watchers may exercise the same rights as watchers at polling places but the number who may be present at any one time may be limited by the commission to not less than three for each party or body of electors Every candidate for nomination or election to any office shall also be entitled to be present in person and to participate in any proceeding before the commission whenever any matters which may affect his candidacy are being heard

Section 100 IMMUNITY FROM ARREST OF COMMISSIONERS REGISTRARS AND INSPECTORS Commissioners registrars and inspectors of registration shall be privileged from arrest while performing their duties as such upon all registration days except upon warrant of a court of record or judge thereof for felony for wanton breach of the peace or for a criminal violation of the provisions of subdivisions (c) (1) of this article

Section 101 COMMISSION TO REPORT TO GOVERNOR RECORDS TO BE PUBLIC The commission shall keep a record in permanent form of all proceedings and make an annual report to the Governor Its records and all registers street lists affidavits petitions appeals witness lists accounts contracts reports and other documents in its custody shall be open to the public inspection and may be inspected and copied by any qualified elector when they are not necessarily being used by the commissioners or employes having duties to perform in reference thereto between the hours from nine o'clock ante meridian to four post meridian daily except Sunday and legal holidays between the first day of December of each year and the first day of September following but during the months of September October and November in each year all such books and papers shall while in the custody of the commission be open to the public for the purposes aforesaid both during the aforesaid hours and also during the hours from four post meridian to ten post meridian daily except Sundays and legal holidays under proper regulations for their safekeeping

Section 102 APPROPRIATIONS The council of each city shall appropriate annually and from time to time the funds necessary for the maintenance and operation of the commission and the carrying out of the provisions of subdivision (c) (1) of this article including the payment of the compensation of the registrars the commissioners and their clerks counsel inspectors of registration and other employes and the fees of witnesses as hereinbefore provided The council of each city shall provide the commission with suitable and adequate rooms and furniture for keeping its records holding its public sessions and otherwise performing its duties The said council shall also make appropriations from time to time for printing in accordance with the directions of the commission for securing and distributing or receiving and preserving, all street lists blank registers affidavits vouchers account books stationery and other supplies which the commission considers necessary and for all other necessary expenses

Section 103 PENALTIES FOR VIOLATIONS OF REGISTRATION LAWS IN FIRST CLASS CITIES (a) Any person who wilfully disobeys a lawful order of the commission or commissioners or refuses to obey their subpoena duly issued and served under the provisions of subdivision (c) (1) of this article shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred ($500) dollars

(b) A wilful false statement made under oath or in writing stating that it is so made although such oath may not have actually been made by any person regarding any material matter or thing relating to any subject being investigated heard or acted upon by any registrar commissioner judge watcher inspector of registration court of commission by virtue of subdivision (c) (1) of this article shall be perjury and any person upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500) dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(c) Any registrar who knowingly registers or permits to be registered a person not lawfully entitled to be registrared or who without reasonable cause refuses to register a person entitled to be registered or knowningly assists in preventing such person from being registered shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both at the discretion of the court

(d) Any person who applies for registration knowing or having reason to know that he is not entitled to be registered or who falsely impersonates another in an application for registration or who knowingly offers false naturalization papers or a fraudulent tax receipt to establish his claim to be registered shall be guilty of a misdemeanor and upon conviction shall be sentenced for every such offense to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding three years or both in the discretion of the court

(e) Any registrar who inserts or intentionally permits to be inserted a name on the registry list without a proper application in person during the hours of registration on a registration day on the part of the person registered or without requiring the proper evidence of the right of the applicant to be registered or who materially alters any registry list after the entry has been made except upon an order of the court or of the commission or who makes any entry therein at any time other than during the hours of registration and in the presence of the other registrars except upon such an order shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(f) Any election officer who knowingly refuses the vote of a duly registered and qualified elector or who knowingly accepts the vote of a person not registered in accordance with the provisions of subdivision (c) (1) of this article except that of a person in actual military or naval service as aforesaid or a person having an order of court as aforesaid or who knowingly receives a vote from a person falsely claiming to be a registered voter shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(g) Any commissioner registrar chief clerk inspector of registration or other officer upon whom a duty is laid by subdivision (c) (1) of this article who shall wilfully neglect or refuse to perform his said duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(h) Any person who inserts or intentionally permits to be inserted any name or material entry on any register street list affidavit petition subpoena certificate report or other record authorized or required by subdivision (c) (1) of this article to be made or prepared for any purpose hereinbefore mentioned except in accordance herewith or who materially alters or destroys an entry which has been duly made therein except as hereinbefore provided or who takes and removes any such book paper or other record from the custody of any person having lawful charge thereof in order to prevent the same from being used or inspected or copied as hereinbefore provided shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding three years or both in the discretion of the court

(i) Any person who neglects or refuses to furnish to any inspector of registration any information which he is hereinbefore authorized to obtain or to exhibit any records papers or documents hereinbefore authorized to be inspected by him shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(j) Any constable policeman sheriff or other peace or police officer or deputy or subordinate thereof who shall fail upon demand of any inspector of registration to render such aid and assistance to him as he shall demand in the maintenance of peace and in the making of arrests without warrant as hereinbefore provided or who shall wilfully hinder or delay or attempt to hinder or delay any inspector of registration in the performance of any duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(k) Any person who intentionally interfers with hinders or delays any other person in the performance of any act or duty hereinbefore authorized or imposed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars

(l) Any chief clerk of a commission acting as deputy collector of taxes who shall upon request of any person assessed as a voter as aforesaid refuse to accept the payment of his poll tax and to furnish a receipt therefor or who shall accept payment of any poll tax from any person except an elector upon whom such tax has been properly assessed or his duly authorized agent or attorney shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars for each offense

(m) Any registrar acting as a deputy poll tax collector who shall upon request refuse to accept the payment of a tax from an elector upon whom said tax has been properly assessed and to give a receipt therefor or who shall accept payment of a tax from and issue a receipt to any person other than the said elector or his duly authorized agent or attorney shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars

(2) Second Class Cities and Second Class "A" Cities

Section 110 DEFINITIONS As used in subdivision (c) (2) of this article the following words and terms shall be construed to mean

The word "commissioners" means the registration commissioners

The word "oath" includes affirmation and the word "swear" includes affirm wherever used

The term election "district" includes election "division"

All reference to public officers or municipal authorities where not otherwise specified shall be understood to refer to the authorities of the proper county or judicial district

The word "party" means a political party which at the last election polled two per centum of the vote cast in any city or election district for the candidate receiving the largest vote therein

The word "register" means the book containing or to contain the registry list of electors prepared by the registrars

The term "general election" means the election held in even-numbered years and the term "municipal election" means the election in odd-numbered years

The word "cities" or "city" as used herein means second class cities and second class "A" cities

Section 111 APPOINTMENT TENURE QUALIFICATIONS COMPENSATION AND REMOVAL OF COMMISSIONERS The Governor of the Commonwealth shall at the expiration of the terms existing commissioners in said cities and in every fourth year thereafter appoint a board of registration commissioners for each of said cities consisting of four duly qualified electors of said city not more than two of whom shall be members of the same party

The commissioners shall hold office for a term of four years or until their successors qualify Any commissioner may be removed for cause by the Governor Any vacancy in a board of commissioners shall be filled by the Governor within ten days after the vacancy occurs and the person appointed to fill such vacancy shall hold office during the remainder of the term of the commissioners in whose place he was appointed All appointments shall be so made that at no time shall more than two commissioners belong to the same party

The commissioners shall receive a compensation at the rate of three thousand dollars per annum Said compensation shall be paid by the treasurer of the proper county out of the county treasury

Section 112 ORGANIZATION RECORDS REPORTS As soon after their appointment as may be the commissioners shall organize by selecting a chairman and a secretary who shall not be members of the same party The concurrence of three commissioners shall be necessary to any affirmative action except as may be otherwise provided The commissioners shall keep a record in permanent form of all their proceedings Their records shall be open to the public at all reasonable times and they shall make an annual report to the Governor

Section 113 EMPLOYES SALARIES The commissioners shall have power to appoint a recorder who shall have power to administer oaths and to fix his compensation at two thousand five hundred dollars per annum a clerk who shall receive a salary of two thousand dollars per annum a stenographer who may act as clerk who shall receive a salary of one thousand eight hundred dollars per annum a custodian who shall receive a salary of one thousand eight hundred dollars per annum and a clerk who shall receive a salary of fifteen hundred dollars per annum and as many other clerks as may be necessary at a compensation not exceeding five dollars per diem for the time actually employed and a counsel whose compensation shall be two thousand dollars per annum

Section 114 APPOINTMENT AND QUALIFICATIONS OF REGISTRARS The commissioners shall not later than August fifteenth of each year appoint four registrars for each election district in any such city The registrars must be duly qualified electors of the said district and shall have been residents of the city for a period of two years and of the ward for one year immediately preceding their appointment They must be sober and judicious persons of good moral character able to read intelligently and to write legibly Two of the registrars shall be members of the party polling the highest vote within the election district at the last preceding general election and one at least shall be a member of the party polling the next highest number of votes at said election No person who holds or who is a candidate for public office shall act as registrar

Section 115 NOMINATION OF REGISTRARS The name of at least four qualified persons shall be suggested to the commission by petition duly filed for each electtion division two by the ward executive committees if such exist and if not by the city committees of the parties of the district These petitions shall be signed by the president and one secretary of the ward executive committees if such exist if not by the president and one secretary of the city committee if such exists and by five electors of the division and shall set forth the names addresses and occupations and political affiliations of the persons suggested Each candidate for registrar shall swear to the truth of the facts set forth in his petition The petition shall remain on file open to public inspection at least ten days before the person named therein shall be appointed except in cases where a vacancy occurs in the office of registrar then within ten days of a registration day

If no petitions are filed the commissioners may appoint without regard to party nomination

Section 116 PERSONAL EXAMINATION OF CANDIDATES FOR REGISTRARS No appointment of a registrar shall be made unless the person so appointed has personally appeared before the commissioners and has satisfied them of his qualifications but in case of a reappointment it shall not be necessary for the person so reappointed to be summoned At least one week's notice of the time and place of the examination for each ward or election district of those persons who have been suggested by petition or are under consideration for appointment as registrars in such ward or election district shall be published by the commissioners in at least two daily newspapers in the city

Section 117 OBJECTIONS TO NOMINEES FOR REGISTRARS Any elector residing in the same division as the person applying for appointment as registrar may appear in person and being duly sworn show wherein said person applying for appointment as registrar does not possess the requisite qualifications

Section 118 REGISTRARS REJECTED AS NOMINEES If the persons nominated are found no to be properly qualified or are unfit the commissioners may decline to appoint them and the ward executive committee or city committee shall then suggest other names as aforesaid and if the persons suggested by petition are unfit the commissioners shall have the power to appoint others of whom they shall have knowledge

Section 119 METHOD OF APPOINTMENT OF REGISTRARS No person shall be appointed a registrar unless the appointment is approved by three commissioners If two commissioners have concurred in approving four persons successively to fill one position and the other two commissioners have concurred in objecting to said persons the commissioners first referred to may approve four other names and from these eight all having been suggested by petition the other two commissioners must select the registrar

Section 120 CHANGE OF REGISTRARS FOR PARTY REPRESENTATION The commissioners shall provide at all times that not more than two of the registrars of any division shall be of the same political faith If therefore it appears at any time that by reason of a change in political affiliations or because of error in the appointment the registrars of any division are not so divided any ten electors of the division may file a petition with the commissioners setting forth the facts and praying that one or more of the appointments may be revoked and that other appointments may be made The commissioners shall grant a public hearing and if they find the facts to be as represented shall give the relief asked for

Section 121 PAY OF REGISTRARS The registrars shall receive a compensation of ten dollars per day for the time actually spent in registration.

Registrars when summoned by the commissioners to assist them as hereinafter provided shall be entitled to and receive the same compensation as is received by registrars for registration services

Section 122 DUTY OF REGISTRARS TO SERVE Any person appointed a registrar must perform his duties as prescribed by subdivision (c) (2) of this article unless excused therefrom by the commissioners for cause shown

Section 123 REGISTRATION DAYS The registrars of each election district shall meet at the polling place thereof in even-numbered years on the ninth Thursday the seventh Tuesday and fifth Saturday preceding the November election which shall be known as a Fall registration on the fifth Wednesday preceding the Spring primary which shall be known as the Spring registration and in odd-numbered years on the ninth Thursday eighth Tuesday and eighth Saturday preceding the November election which shall also be known as a fall registration They shall remain in open session from seven o'clock ante meridian to ten o'clock ante meridian and from four o'clock post meridian to ten o'clock post meridian of each registration day

Section 124 NOTICE OF REGISTRATION DAYS Two weeks' notice of the registration days shall be given by the commissioners by publication in at least two daily newspapers in the city and by posting notices at the polling places

Section 125 GENERAL POWERS AND DUTIES OF REGISTRARS AT REGISTRATION The registrars shall on said days receive personal applications from persons who claim that they are entitled to be registered They shall have power to administer oaths shall examine said applicants under oath and shall record on the register the names of those whom at least three of them shall determine to be qualified as hereinafter provided

Section 126 CUSTODY OF REGISTERS AND SUPPLIES Two of the said registrars of each district one of whom shall be of the majority party shall be designated by the commissioners to have charge of the two registers as hereinafter provided They shall obtain at the office of the commissioners the blank books forms and other supplies prepared for their use before the first registration day in the fall and before the spring registration day and shall have the same at the polling place on said days On registration days and during the time from one such day to another until the close of the fall registration period the said registrars shall have the custody and control and shall be charged with the safekeeping of the registers in which they have made entries together with all affidavits forms et cetera which have been taken in duplicate as hereinafter provided

Section 127 CUSTODY PREPARATION AND USE OF STREET LISTS The two registrars who have not charge of the registers shall on registration days and during the time from one such day to another until the close of the fall registration period be charged with the safekeeping of the street lists which are in course of preparation by them and shall at the fall registration prepare two "street lists" of all names registered These lists shall contain the names of the electors and their addresses in the order which their residences appear upon the streets of the district One of the said street lists shall be hung outside of the polling place and shall remain in that position until the next election The other shall be returned to the office o fthe commissioners and at least one hundred copies of it shall be printed in pamphlet form and shall be ready for distribution at least three weeks before election day

Section 128 FORM OF REGISTER Every person claiming the right to vote must appear in person before the registrars in the district in which he lives on one of the days prescribed by law and answer the questions put to him by them These answers must be recorded on a single line in two registers which shall have the following form

Surname	Christian Name	Occupation	Present Residence		
			Street and Number	Lodger, Lessee or Owner	Room or Floor Occupied
1	2	3	4	5	6

Length of Residence		Place of Residence at Time of Last Registration				Place of Birth	Naturalization Papers Produced Yes or No	No. of Affidavit of Naturalization of Father if taken	Tax Receipt Produced Yes or No
In State	In District	State	City	Street and Number	Date of Last Registration				
7	8	9	10	11	12	13	14	15	16

No. of Affidavit of loss, if taken. If under 22 years of age write "Age"	Personal Description				Designation of Political Party for Primary Vote	Signature at time of Registration or of Voting
	Color	Twenty-one Year of Age and upwards	Tall, Short or Medium	Approximate Weight		
17	18	19	20	21	22	23

If Challenged, No. of Challenge Affidavit	VOTED These columns are for use at elections and are not to be filled in by Registrars			
	Fall Primary	November Election	Spring Primary	Special Election
24	25	26	27	28

The size and character of the said register shall be determined by the Secretary of Commonwealth and the form thereof shall be furnished by the said secretary to the respective commissioners

Immediately above the form shall be printed the following instructions "The applicant must be sworn or affirmed that the information given by him in reference to his right to be registered shall be the truth any wilful false statement constitutes perjury and is punishable as such"

Every register shall be indexed alphabetically from A to Z The lines of each page shall be consecutively numbered in both margins beginning with the number one at each alphabetical division of the register

Section 129 RECORDING ANSWERS OF APPLICANTS The answers of the applicants shall be recorded in their presence in both registers in the following manner

In the first column shall be entered the surname of the applicant in the order of his appearance at the polling place on the page bearing the index letter of his surname in the second column shall be entered his Christian name or names in the third column his occupation in the fourth column the street and number of his residence in the fifth and sixth columns whether he is a householder lodger lessee or owner and if he is a lodger or lessee of a portion only of a house the floor which he occupies in the seventh and eighth columns shall be entered the length of his residence in the State and district respectively in the ninth tenth eleventh and twelfth columns the location of the house from which he last registered giving State City Street and number respectively and the year in which he is so registered in the thirteenth column the State or territory of the United States or the foreign country where he was born in the fourteenth column whether being foreign born he produces his naturalization papers in the fifteenth column the number of the affidavit of naturalization of his father if taken in the sixteenth and seventeenth columns the manner in which he complies with law relating to the payment of taxes as qualification of the right to vote whether by the production of his receipts or by making affidavit if the applicant is less than twenty-two years of age the word "age" shall be recorded in said columns in the eighteenth nineteenth twentieth and twenty-first columns his personal description designating whether white or colored that he is twenty-one years of age and upwards and his height and weight in the twenty-second column the designation of the political party of the elector for the purpose of voting at the next succeeding primary or primaries if such a statement shall be by law required as preliminary to the right to vote at such primary or primaries in the twenty-third coluumn in the register marked "voting check list" he shall be required to sign his name if able to write if he alleges inability to write a record of the fact shall be made in the same column and unless due to some apparent physical infirmity he shall be required to make affidavit of his inability to write in the twenty-third column in the register marked "ballot check list" he shall if challenged on election day be required to sign his name in the twenty-fourth column shall be entered the number of the challenge affidavit of every person who is required to make such affidavit in the twenty-fifth twenty-sixth twenty-seventh and twenty-eighth columns the election officers shall record in one register the obtaining of the ballot and in the other the casting of the vote of the registered elector at the fall primary November election Spring primary or special election as hereinafter provided or as may hereafter be provided by law

No voter shall be required to state his correct age unless actually registering on age A statement that the voter is twenty-one years of age and upwards shall be deemed sufficient

It shall be unlawful for the registrars to ask or require answers from a person desiring to register except as to such questions as are hereinbefore required to be answered

Section 130 QUALIFICATIONS FOR REGISTRATION Every person who shall have paid his taxes either by himself or his duly authorized agent or attorney on or before the last day of registration and who shall possess all the other qualifications of an elector as provided in the Constitution and laws of this Commonwealth or who by continued residence in his election district will obtain such qualifications before the next ensuing general or municipal election shall be entitled to be registered at the Fall registration If he does not register at the fall registration he may register at the Spring registration but only if he will be qualified to vote at the Spring primary

Section 131 REGISTRATION OF FOREIGN BORN CITIZENS All persons claiming the right to vote by reason of naturalization shall be required to produce the proper naturalization papers or a certified copy thereof before they shall be registered but no such person shall be required to produce his papers a second time in the same district unless he is challenged Any person claiming citizenship by reason of the naturalization of a parent may be registered either by the production of the parent's papers or a certified copy thereof or by making affidavit that the parent was naturalized at a time when he the applicant was less than twenty-one years of age and that he is unable to produce the original papers or a certified copy thereof such applicant shall also make affidavit as to any other matters necessary to show his right to citizenship by reason of the naturalization of his parent

Section 132 CHALENGES CHALLENGE AFFIDAVITS Any person claiming the right to register may be challenged by a registrar or by any qualified elector of the election division Any person so challenged shall answer the questions of the challenge affidavit as herein specified and after his answers have been recorded he shall sign if able to write and swear to their truth He shall also make affidavit at the same time to the truth of his answers as recorded in the register if able to read and which he shall be deemed to have examined or have had the same read to him The affidavits of all persons so registered shall at the close of each day of registration be numbered and filed The challenge affidavit shall be in the following form

Number..................
.... Eelection Division .... Ward
County of ....
State of Pennsylvania ss
City of ....
What is your full name ....
Are you married or single ....
If married where does your family reside ....
If single where do your parents reside ....
Where did you actually reside immediately prior to taking up your present residence ....
Give your residence for the last four months ....
What is the name of your present employer ....
Where is his place of business ....
What is the name of your last employer ....
Where is or was his place of business ....
Have you read the information given by you as recorded in the register ....

I the undersigned do solemnly swear (or affirm) that I have read the information recorded opposite my name in the register of the.................... division of the.......... ward on page................and that said information as well as that recorded in this affidavit is the truth

.............................and subscribed
...............................day of
.... nineteen ....

....
(Signature of applicant)

....
(Registrar)

Registrars Description of Applicant

Distinguishing marks ....
Other peculiarities ....
Color of hair ....

....
....
....
....
Registrars

The challenged applicant shall produce such further proof as the law requires challenged persons to produce on election day and it shall be the duty of the registrars to require it before permitting him to be registered

Section 133 RECORD OF REJECTED APPLICANTS Whenever the applicant is rejected after a portion of the record has been filled in a line shall be drawn through the record already made and the registrar shall note on said line the reason for the rejection and shall add his initials thereto

Section 134 USE OF REGISTERS BY REGISTRARS At the end of each day's registration the registrars shall compare the two registers so kept and cause any errors in either of them to be corrected by aid of the entries in the other so as to make the same agree where there is any difference between them All of the registrars shall then sign their initials in the line immediately under the last names registered under each letter in both books together with the date At the close of both fall and spring registrations the registrars shall sign a certificate the forms of which shall be printed on the last page of the register setting forth the number of persons registered on each day and the number of persons registered on each day and the number of names which have been stricken out if any

Section 135 STRIKING NAMES FROM LISTS On the Spring registration day the registrars shall in addition to the registration of electors strike from the list the names of such persons as shall be proven to their satisfaction by the affidavits of at least two qualified electors of the division to have died or removed from the division since he last registration The registrars shall record on blank forms provided for that purpose the names and previous places of registration giving wards and divisions of all persons registered by them on said day who give as such place of previous registration a place in the same city and shall forward the same to the commissioners for their information Thereafter upon the return of the registers to the office of the commissioners it shall be their duty to examine the same and whenever registered persons have given as their last place if registration another election division in the same city to strike said name from the register of said division of prior residence and to note thereon the reason for so removing the name

Section 136 RETURN OF REGISTERS ETC TO COMMISSIONERS At the close of the registration and before twelve o'clock noon on the following day the two registrars who have been charged with the keeping of the registers shall deliver the same together with one street list all affidavits vouchers unused forms et cetera to the commissioners at such place as may be designated by them The said papers and books shall remain on file at a place designated by the commissioners open to public inspection under proper regulation for their safekeeping

Section 137 AFFIDAVITS AND VOUCHERS IN DUPLICATE All affidavits and vouchers shall be executed in duplicate one being delivered into the custody of each registrar who has charge of the registers

Section 138 APPOINTMENT DUTIES POWERS AND QUALIFICATIONS OF WATCHERS Parties or bodies of electors who now are or hereafter may be entitled to have watchers at the general election shall be allowed to appoint not more than three electors of the division to act as watchers in each place of registry without expense to the county on each registration day No more than one watcher from such party shall be allowed in the registry place at any time Each watcher shall be provided with a certificate from the county commissioners stating his name and the party or policy he represents Watchers shall be entitled to be present during all of the public sessions herein provided for and shall be required to show their certificates when requested to do so They shall have the power to challenge

Section 139 NUMBER OF ELECTORS IN REGISTRY ROOM No more than six electors other than the registrars and the watchers herein provided for shall be allowed in the registry room at any one time

Section 140 POWER OF COMMISSIONERS TO ADMINISTER OATHS AND EXAMINE WITNESSES The commissioners shall have the power to administer oaths They shall have power to summon any person whom they desire to interrogate and all persons testifying before said commissioners shall be first duly sworn by one of said commissioners or by the recorder

Section 141 POWERS OF COMMISSIONERS TO CORRECT REGISTRATION The commissioners shall have power to (a) investigate on their own motion any irregularities in registration (b) summon witnesses (c) examine them under oath (d) require the production of the books and papers of the registrars (e) correct the registers by striking off names which they may find to be improperly registered and (f) summon such number of registrars as in their judgment may be necessary to assist them in carrying into effect the provisions of subdivision (c) (2) of this article

Section 142 APPEAL TO COMMISSIONERS FROM DECISION OF REGISTRARS If any citizen shall object to the action of the registrars in accepting or rejecting any claim for registration he may file his petition duly sworn to by said citizen with the commissioners setting forth the ground of his complaint If the complaint is to the acceptance of a claim notice to the claimant shall be given by leaving a written or printed notice at his place of residence as given by him to the registrar and recorded in the register When such petitions are filed the commissioners shall fix a time and place for hearing then sufficiently in advance of the election to enable the same to be heard and disposed of prior thereto and to have a review thereof by the courts Such hearing shall be public before the commissioners and the register of voters may be amended either by the insertion of a new name or the cancellation of a name already on the register or otherwise as the commissioners may order The commissioners may enforce their orders as herein provided or may make amendments theselves or by their clerks All such applications for correcting the register must be made not later than two weeks prior to a general or municipal election

Section 143 POWER TO SUBPOENA WITNESSES All persons filing appeals or petitions with the commissioners praying action on its part shall have the privilege of having subpoenas issued by the commissioners to compel the attendance of witnesses and shall pay therefor at the rate of twenty-five cents for each subpoena issued which shall be in the same form and have the same force and effect as subpoenas now issued by the several courts of law of this Commonwealth All money paid for subpoenas shall be paid to the county treasurer by the commissioners

Section 144 PAY OF WITNESSES All witnesses subpoenaed to appear before the commissioners shall be entitled to receive one dollar and fifty cents ($1.50) each per day as witness fees for their attendance When witnesses so subpoenaed shall have entered their appearance upon the day or days set for the hearing or hearings the person or persons who shall have petitioned the hearing requiring the presence of said witnesses shall pay to the recorder of the commissioners the amount due as witness fees which amount the recorder shall in turn disburse among the witnesses according to their pro rata share as soon after the conclusion of the hearing as possible Witnesses summoned to attend hearings called by the commissioners of their own volition shall be entitled to the same rate of compensation as witnesses subpoenaed to attend hearings petitioned by other persons and the moneys required to pay such fees shall be provided by the county commissioners in each county in the same manner as is now provided by law for the payment of all other necessary and legal expenses of commissioners

Section 145 REGISTRATION BY COMMISSIONER BECAUSE OF QUALIFICATION AFTER REGISTRATION DAYS Any qualified elector who has by himself or his duly authorized agent or attorney paid his taxes after the last day of the Fall registration and on or before the final day for the payment of the same in odd-numbered years or any qualified elector who will arrive at the age of twenty-one years between the primary election and the next succeeding election or any elector who has become qualified by reason of naturalization or residence in the division in which he seeks to be registered between the primary election and the next preceding election may on the twentieth day preceding the election in odd-numbered years present his petition to the commissioners setting forth the fact as to the payment of his taxes and giving in detail the information required to be recorded in the register and praying that his name may be added to the register in the proper division If the facts are proven to the satisfaction of the commissioners subject to the same conditions as though the applicant for such registration had presented himself for registration before the board of registrars of his district they shall order the name of the pettiioner to be inserted in the register in the proper place

Section 146 REGISTRATION BY COMMISSIONERS BECAUSE OF PHYSICAL INABILITY OR ABSENCE ON REGISTRATION DAYS Any qualified elector who was too ill to appear at the polling place on all of the registration days or who was unavoidably absent from the city on all of said days may at any time but not less than two weeks before any election or primary present his petition to the commissioners setting forth the facts as to his illness or unavoidable absence and setting forth in detail the information required to be recorded in the register and praying that his name may be added to the register of the proper division

After his petition shall have remained in the office of the commissioners open to public inspection for at least two days a hearing shall be granted The petitioner shall personally appear and if the facts are proven to the satisfaction of the commissioners to be as reported they shall order the name of the petitioner to be inserted on the register in the proper place This hearing shall be public and any qualified elector of the division shall have the right to challenge and to require proper proof of identity as in the case of registry before the registrars

Section 147 CHANGE OF REGISTRATION At any time between the November election and the ten days before the Spring primary any registered elector who has removed from one election division to another in the same city two calendar months prior to the Spring primary may apply at the office of the commission and have the registry of his name transferred from the division from which he has removed to the one in which he has taken up his new residence It shall be the duty of the commissioners upon satisfactory proof of the elector's identity to strike his name from the register in the division from which he has removed to examine him in the regular way as to his qualifications and if his answers are satisfactory to the commissioners to register him in the division to which he has removed In such cases no change shall be made in the registration of the elector's designation of his political party later than the fifth Wednesday preceding the Spring primary

Section 148 APPEAL TO COURT FROM DECISION OF COMMISSIONERS The applicant or any elector who is not satisfied with the decision of the commissioners may petition the court of common pleas setting forth the reason why he feels that injustice has been done and thereupon the said court may in its discretion allow an appeal to it from the decision of the commissioners The said court may then fix a day for a public hearing of which notice shall be served by the petitioner upon the commissioners and upon the person or his attorney who opposed his contention before the commissioners together with a copy of the petition at least five days before such public hearing may take place proof of which must be exhibited to the court The said court after such public hearing may reverse affirm or alter the decision of the commissioners Such petition for appeals must be filed not later than ten days preceding an election

Section 149 FINAL DISPOSITION OF REGISTERS The registration lists shall become of no validity at the beginning of the period of Fall registration next succeeding that at which the registers were opened The old registers shall be preserved by the commissioners for at least two years after the year in which they are in use

Section 150 DUTIES OF COUNTY COMMISSIONERS IN CONNECTION WITH REGISTRATIONS The county commissioners of each county upon proper vouchers shall provide for the payment of the commissioners counsel registrars and other officers or clerks provided by subdivision (c) (2) of this article They shall furnish proper rooms for the accommodation of the commissioners and their records They shall also at the direction of the commissioners prepare and have printed at the expense of the county all the registers street lists affidavits blanks blank books and stationery required by the provisions of subdivision (c) (2) of this article or which in the judgment of the commissioners are reasonably necessary to carry out said provisions and shall provide for their proper distribution to the commissioners and their registrars It shall also be their duty to see that the polling places are open and in proper order for the use of the registrars They shall also deliver the two registers to the election officers in the manner in which they are may be required to deliver other election materials for use on election day

Section 151 PENALTIES FOR VIOLATIONS OF REGISTRATION LAWS IN SECOND CLASS AND SECOND CLASS "A" CITIES (a) Any person who wilfully disobeys a lawful order of the commissioners or refuses to obey their subpoena duly issued and served shall be sentenced to pay a fine not exceeding five hundred ($500) dollars

(b) Any wilful false statement made under oath by any person in relation to any matter or thing concerning which he or she shall be lawfully interrogated by the registrars or by the commissioners shall be perjury and any person upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(c) Any registrar who intentionally registers or permits to be registered a person not lawfully entitled to be registered or who intentionally refuses to register a person lawfully entitled to be registered or who intentionally assists in preventing such person from being registered shall be guilty of a misdemeanor and upon conviction be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both at the discretion of the court

(d) Any person who applies for registration knowing that he is not entitled to be registered or who falsely impersonates another in an application for registration or who knowingly offers false naturalization papers or a fraudulent tax receipt to establish his claim to be registered or who impersonates another shall be guilty of a misdemeanor and upon conviction shall be sentenced for every such offense to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding three years or both in the discretion of the court

(e) Any registrar who inserts or intentionally permits to be inserted a name on the registry list without a proper application in person during the hours of registration on a registration day on the part of the person registered or without requiring the proper evidence of the right of the applicant to be registered or who alters any registry list after the entry has been duly made except upon an order of the court or of the commissioners or who makes any entry therein at any time other than during the hours of registration and in the presence of the other registrars shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(f) Any election officer who knowingly refuses the vote of a duly registered and qualified elector or who knowingly accepts the vote of a person not registered or who knowingly receives a vote from a person falsely claiming to be a registered voter shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(g) Any commissioner registrar or other officer upon whom a duty is laid by the provisions of subdivision (c) (2) of this article who shall wilfully refuse to perform his said duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding one year or both in the discretion of the court

(3) Third Class Cities

Section 160 SCOPE OF SUBDIVISION The provisions of subdivision (c) (3) of this article shall apply to third class cities and the word "city" or "cities" as used therein shall mean only cities of that class

Section 161 APPOINTMENT AND TERM OF REGISTRARS The county commissioners of each county in which is located such a city shall not later than July fifteenth of every years appoint two registrars for each election district to serve for a term of one year and until their successors are duly qualified

Section 162 NOMINATION OF REGISTRARS The names of two suitable persons to be registrars shall be suggested to the county commissioners by petitions duly filed for each election district by the party representatives of the two leading parties of the election district The petitions shall be signed by five electors of the district and shall set forth the names addresses occupations and political affiliations of the persons suggested The signers of the petitions shall swear to the truth of the facts set forth therein The petition shall remain on file open to the public inspection at least ten days before the persons named therein shall be appointed except in cases where a vacancy occurs in the office of registrar within ten days of a registration day when the appointment can be made without such delay

Section 163 PERSONAL EXAMINATION OF APPLICANTS FOR REGISTRARS No appointment as registrar shall be made unless the person who desires to be appointed personally appears before the county commissioners and satisfies them of his qualifications In case of reappointment however it shall not be necessary for him to appear before them

At least one week's notice of the time and place of the examination of the suggested registrars shall be given by the county commissioners in the daily press and any elector may appear either in person or by counsel and object to the qualifications of any applicant

Section 164 APPOINTMENT OF REGISTRARS IN THE ABSENCE OF NOMINATIONS If no petitions are filed the county commissioners may appoint without regard to party

If the persons nominated are found not to be properly qualified the county commissioners may decline to appoint them and the party authorities of the election district may then suggest another name or other names for the said place or places

Section 165 QUALIFICATIONS OF REGISTRARS The registrars must be duly qualified electors of the city for which they are appointed and must have been residents of the city for a period of two years before their said appointment They must be sober and judicious persons of good moral character able to read intelligently and to write legibly One of the said registrars of each election district and one only shall be a member of the party polling the highest vote in excess of two per centum within the election district at the last preceding presidential election for presidential electors No person who holds or is a candidate for a public office shall act as registrar

Section 166 REMOVAL OF REGISTRARS FOR MISCONDUCT The county commissioners may remove any of the said registrars for misconduct or malfeasance in office

Section 167 REMOVAL OF REGISTRARS WHEN BOTH ARE OF SAME PARTY The registrars of each election district shall be of different political faith and therefore if it appears that at any time by reason of a change in political affiliations or because of error in the appointment they are not so divided any ten electors of the district may file a petition with the county commissioners setting forth the facts and praying that the changed or erroneous appointment may be revoked and another appointment made instead The county commissioners shall grant a public hearing and if they find the facts to be as represented they shall give the relief asked for

No registrar shall be removed merely because his party at an election following his appointment has polled a less number of votes in the district than some other party

Section 168 COMPENSATION OF REGISTRARS The registrars shall receive a compensation of ten dollars a day for the time actually spent in the work of registration

Section 169 REGISTRATION DAYS NOTICE The registrars of each election district shall meet at the polling places thereof in even-numbered years on the ninth Thursday seventh Tuesday and fifth Saturday preceding the November election which shall be known as a Fall Registration and on the third Wednesday preceding the Spring primary which shall be known as the Spring registration and in odd-numbered years on the tenth Thursday ninth Tuesday and eighth Saturday preceding the November election which shall also be known as a Fall registration and in any year when any special election for any purpose is held on the third Wednesday preceding such special election which shall be known as a special registration They shall remain in open session from seven o'clock ante meridian to nine o'clock ante meridian and from eleven o'clock ante meridian to two o'clock post meridian and from four o'clock post meridian to ten o'clock post meridian of each registration day

They shall on said days receive personal applications from persons who claim that they are entitled to be registered as voters They shall have power to administer oaths shall examine said applicants under oath and shall record on the registers the names of such persons as are qualified to vote as herein provided

Two weeks' notice of the registration days shall be given by the registrars posting notices at the polling places

Section 170 ELECTORS TO APPEAR FOR REGISTRATION Every person claiming the right to vote must appear in person before the registrars in the election district in which he lives on one of the days prescribed by law prior to every November election If he has subsequent to the said November election moved into another election district or if he was not registered for the November election he must appear in person before the registrars at the spring or special registration in the district to which he has thus removed or in which he resides in order to enable him to vote at the ensuing spring primary or any ensuing special election

Section 171 FORM OF RSGISTER Every person appearing before the registrars after being sworn shall answer the question put to him by them These answers must be recorded on a single line in two registers which shall have the following form

Surname	Christian Name	Occupation	Present Residence		
			Street and Number	Lodger, Lessee or Owner	Room or Floor Occupied
1	2	3	4	5	6

Length of Residence		Place of Residence at Time of Last Registration				Place of Birth	Naturalization Papers Produced Yes or No	No. of Affidavit of Naturalization of Father if taken	Tax Receipt Produced Yes or No
In State	In District	State	City	Street and Number	Year				
7	8	9	10	11	12	13	14	15	16

No. of Affidavit of Payment of Tax, if Taken if under 22 years of age Write "Age"	Personal Description				
	Color	Twenty-one Years of Age and upwards	Tall, Short or Medium	Approximate Weight	
	18	19	20	21	

If Challenged, No. of Challenge Affidavit	VOTED These columns are for use at elections and are not to be filled in by Registars				Designation of Political Party for Primary Vote
	Fall Primary	November Election	Spring Primary	Special Election	
22	23	24	25	26	27

The size and character of the register shall be determined by the county commissioners

Immediately above the form shall be printed the following instructions "The applicant must be sworn or affirmed that the information given by him in reference to his right to be registered shall be the truth Any wilful false statement constitutes perjury and is punishable as such"

Every register shall be indexed alphabetically from A to Z The lines of each page shall be consecutively numbered in both margins beginning with the number one at each alphabetical division of the register

Section 172 RECORDING ANSWERS OF APPLICANTS The answers of the applicants shall be recorded in their presence in both registers in the following manner in the first column shall be entered the surname of the applicant in the order of his appearance at the polling place on the page bearing the index letter of his surname in the second column shall be entered his Christian name or names in the third column his occupation in the fourth column the street and number of his residence in the fifth or sixth columns whether he is a lodger lessee or owner and if he is a lodger or lessee of a portion only of a house the location or number of the room or floor which he occupies in the seventh and eighth columns shall be entered the length of his residence in the State and district respectively in the ninth tenth eleventh and twelfth columns the location of the house from which he last registered giving State city street and number respectively and the year in which he so registered in the thirteenth column the State or territory of the United States or the foreign country where he was born in the fourteenth column whether being foreign born he produces his naturalization papers in the fifteenth column the number of the affidavit of naturalization of his father if taken in the sixteenth and seventeenth columns the manner in which he complies with the law relating to the payment of taxes as a qualification of the right to vote whether by the production of his receipt or by making affidavit of payment of tax if receipt is not produced if the applicant is less than twenty-two years of age the word "age" shall be recorded in said column in the eighteenth nineteenth twentieth and twenty-first columns his personal description designating whether white or colored that he or she is twenty-one years of age and upwards and his height and weight in the twenty-second column shall be entered the number of the challenge affidavit of every person who is required to take said affidavit in the twenty-third twenty-fourth twenty-fifth and twenty-sixth columns the election officers shall record in one register the obtaining of a ballot and in the other the casting of the vote of the registered elector at the fall primary November election Spring primary or special election in the twenty-seventh column the designation of the political party of the elector for the purpose of voting at the next succeeding primary or primaries if such a statement shall be required by law as preliminary to the right to vote at such primary or primaries No voter shall be required to state his correct age unless actually registering on age A statement that the voter is twenty-one years of age and upwards shall be deemed sufficient It shall be unlawful for the registrars to ask or require answers from a person desiring to register except as to such questions as are hereinbefore required to be answered

Section 173 USE OF PREVIOUS REGISTERS The county commissioners shall at each fall registration preceding the November election furnish to the registrars of the several election districts the registers of the proper election district for the previous year

Section 174 QUALIFICATIONS FOR REGISTRATION Every person who shall have paid his taxes on or before the last day for registration and who shall possess all the other qualifications of an elector as provided in the Constitution and laws of this Commonwealth or who by continued residence in his election district will obtain such qualifications before the next ensuing election shall be entitled to be registered

Section 175 PERMANENT RESIDENTS REGISTRATION SIMPLIFIED Every person appearing before the registrars who was registered in said district for the previous year and who still resides at the same residence within said districts as in the previous year shall after being sworn upon the production of a proper tax receipt and the making of a statement that he was registered in said election district the year immediately preceding that he resides in the same residence as during the year immediately preceding and naming the political party if any to which he belongs be again registered by the registrars without answering the additional questions In all such cases the registrars shall complete the registration of such person from the registers of the preceding year making due allowance for the elapsing of one year

Section 176 PROOF OF NATURALIZATION All persons claiming the right to vote by reason of naturalization shall be required to produce the proper naturalization papers or a certified copy thereof before they shall be registered but no such persons shall be required to produce the papers a second time in the same election district unless he is challenged

Section 177 CHALLENGE AT REGISTRATION Any person claiming the right to register may be challenged by a registrar or by any elector of the election district Any person so challenged shall answer the questions of the challenge affidavit as hereinafter specified After his answers have been recorded he shall sign and swear or affirm to their truth He shall also make affidavit at the same time of the truth of his answers as recorded in the registers and which he shall be deemed to have examined or had read to him The affidavits of all persons so registered shall at the close of each day of registration be numbered and filed

Section 178 CHALLENGE AFFIDAVIT The challenge affidavit shall be in the following form

Number ....

.... Election precinct .... ward

City of ....)
State of Pennsylvania ss
County of ....)

What is your full name ....
Are you married or single ....
If married where does your family reside ....
If single where do your parents reside.........................
Where did you actually reside immediately prior to taking up your present residence ....
Give your residence for the last four months ....
What is the name of your present employer ....
Where is his place of business ....
What is the name of your last employer ....
Where is or was his place of business ....
Have you read or had read to you the information given by you as recorder in the register ....

I the undersigned do solemnly swear (or affirm) that I have read or had read to me the information recorded opposite my name in the register of the .... precinct of the .... ward on page .... and that said information as well as that recorded in this affidavit is the truth

.... and subscribed
this .... day of .... 19.....

....
(Signature of Applicant)

....
Registar

Registar's Description of Applicant

Distinguishing marks ....
Other peculiarities ....
Color of hair ....
....
....
Registrars

Section 179 OTHER PROOFS ON CHALLENGE The challenged applicant shall produce such further proof as the law requires challenged persons to produce on election day and it shall be the duty of the registrars to require it before permitting him to be registered

Section 180 REJECTED APPLICANTS MARKING OF RECORD Whenever the applicant is rejected after a portion of the record has been filled in a line shall be drawn through the record already made and the registrars shall note on said line the reason for the rejection and shall add their initials thereto

Section 181 REGISTRARS TO STRIKE NAMES FROM LIST ON PROOF OF REMOVAL On the registration day preceding the Spring primary and on the registration day preceding each special election the registrars shall in addition to the registration of electors strike from the list the names of such persons as shall be proven to their satisfaction by the affidavits of at least two qualified electors of the election district to have died or removed from the district since the last registration

Section 182 RECORDS OF REMOVALS The registrars shall record on blank forms provided for that purpose the names and previous places of registration giving wards and precincts of all persons registered by them on said day who give as such place of previous registration a place in the same city and shall forward the same to the county commissioners for their information Thereafter upon the return of the registers to the office of the county commissioners it shall be their duty to examine the same and wherever registered persons have given as their last place of registration another election district in the same city to strike said name from the register of said district of prior residence and to note thereon the reason for so removing the name

Section 183 NOTATIONS ON AND SUMMARIZING OF REGISTERS BY REGISTRARS STREET LISTS At the end of each day's registration the registrars shall compare the two registers so kept and cause any errors in either of them to be corrected by aid of the entires in the other so as to make the same agree where there is any difference between them The registrars shall then sign their initials on the line immediately under the last name registered under each letter in both books together with the date

At the close of both Fall and Spring registrations and of any special registration the registrars shall sign a certificate the form of which shall be printed on the last page of the register setting forth the number of persons registered on each day and the number of names which have been stricken out if any

The county commissioners shall after the Fall registration prepare "street lists" of all names registered These lists shall contain the names of the electors and their addresses in the order which their residences appear upon the street of the district as shown by the registration book At least one hundred exact copies of such lists shall be printed in pamphlet form and shall be ready for distribution at least three weeks before election day

Section 184 WATCHERS AT REGISTRATIONS Parties or bodies of electors who are now or hereafter may be entitled to have watchers at the general election shall be allowed to appoint not more than three electors of the election district to act as watchers in each place of registry without expense to the county on each registration day No more than one watcher from such party shall be allowed in the registry place at any one time Every watcher shall be provided with a certificate from the county commissioners stating his name and the party or policy he represents Watchers shall be entitled to be present during all of the public registrations herein provided for and shall be required to show their certificates when requested to do so They shall have the power to challenge

Section 185 NUMBER OF ELECTORS IN REGISTRY ROOM No more than six electors other than the registrars and the watchers herein provided for shall be allowed in the registry room at any one time

Section 186 REGISTRATION BEFORE COUNTY COMMISSIONERS WHERE UNABLE TO APPEAR BEFORE REGISTARS APPEALS If any elector is prevented by sickness or necessary absence from the city from appearing before the registrars to be registered in person it shall in either of these cases be his right at any time to present his right at any time to present his petition to the county commissioners In case they shall refuse to order his name placed on the registration list the said petitioner may appeal to the court of common please of the county in which he resides if the said court is in session or if not in session to any judge thereof whereupon the said court shall grant a rule upon the county commissioners to show cause why the name of the said person should not be placed upon the register The court or judge thereof shall fix a day certain for the return of the said rule at which time the parties can be heard Upon the return of the said rule and upon a hearing duly had if the said court or judge shall be satisfied that the facts set forth in the petition are true and that the applicant was prevented by sickness or necessary absence from the city from appearing in person before the registrars and being registered and is qualified to vote the rule may be made absolute and the county commissioners shall be directed to place the name of such persons upon the registers

Section 187 APPEAL TO COUNTY COMMISSIONERS FROM ACTION OF REGISTRARS If any citizen shall object to the action of the registrars in accepting or rejecting any claim for registration he may within ten days file his petition with the county commissioners setting forth the ground of his complaint If the complaint is to the acceptance of a claim notice to the claimant shall be given by leaving a written or printed notice at his place of residence as given by him to the registrars and recorded on the registers When such petitions are filed the county commissioners shall fix a time for hearing them sufficiently in advance of the election to enable the same to be heard and disposed of prior thereto and to have a review thereof by the courts Such hearing shall be public before the county commissioners and the registers of voters may be amended either by the insertion of a new name or the cancellation of a name already on the registers or otherwise as the county commissioners may order The county commissioners may enforce their orders as herein provided or may make the amendments themselves or by their clerks All such applications for correcting the registers must be made not later than ten days prior to an election

Section 188 REGISTRATION BY COUNTY COMMISSIONERS WHERE QUALIFIED AFTER REGISTRATION DAYS Any qualified elector who has paid his taxes after the last day of the fall registration and on or before the final day for the payment of the same in odd-numbered years may on the twentieth day preceding the election in odd-numbered years present his petition to the county commissioners setting forth the fact as to the payment of his taxes and giving in detail the information required to be recorded in the register and praying that his name be added to the register in the proper division If the facts are proven to the satisfaction of the commissioners subject to the same conditions as though the applicant for such registration had presented himself for registration before the registrars of his district they shall order the name of the petitioner to be inserted in the register in the proper place

Section 189 NEW REGISTRATION BY COUNTY COMMISSIONERS BECAUSE OF CHANCE OF ELECTION DISTRICT AFTER REGISTRATION DAYS Any registered elector who has removed between the November election and the Spring primary or any special election from one election district to another in the same city two calendar months prior to the Spring primary or special election and who failed to apply to have his name transferred on the register on the registration day prior to the Spring primary or special election in the district to which he has removed may apply on the eleventh or tenth day prior to the Spring primary or special election at the office of the county commissioners and have the registry of his name transferred from the district from which he has removed to the one in which he has taken up his new residence It shall be the duty of the commissioners upon satisfactory proof of the elector's identity to strike his name from the register in the district from which he was removed to examine him in the regular way as to his qualifications and if his answers are satisfactory to register him in the district to which he has removed

Section 190 APPEAL TO COURT FROM ACTION OF COUNTY COMMISSIONERS The applicant or any elector who is not satisfied with any decision of the county commissioners may petition the court of common pleas setting forth the reasons why he feels that injustice has been done and thereupon the said court of common pleas may in its discretion allow an appeal to it from the decision of the county commissioners And the said court after a public hearing may reverse affirm or alter the decision of the county commissioners Said appeals must be made not later than five days preceding an election

Section 191 USE AND CUSTODY OF REGISTERS AND RECORDS The registrars shall obtain at the office of the county commissioners not more than two days before the first Fall registartion day before the Spring Registration day and before any special registration day the registers forms and other supplies prepared for their use and shall have the same at the polling place on the said days During the Fall registration period and on Spring and special registration days the said registrars shall have the custody and control and shall be charged with the safekeeping of the registers in which they have made entries together with all affidavits forms and so forth which have been taken in duplicate At the close of the last Fall registration day the Spring registration day and any special registration day and before twelve o'clock noon of the following day the registrars shall deliver the registers together with all affidavits vouchers unused forms and so forth to the office of the county commissioners and the said papers shall there remain on file open to public inspection under proper regulations for their safekeeping

Section 192 PERIOD OF USE OF REGISTERS The registration lists shall become of no validity for purposes of registration at the beginning of the period of Fall registration next succeeding that at which the registers were opened except as hereinbefore provided The old registers shall be preserved by the county commissioners for at least two years after the year in which they shall have been in use

Section 193 COUNTY COMMISSIONERS TO PAY REGISTRARS AND FURNISH REGISTRATION ROOMS AND SUPPLIES The county commissioners upon proper vouchers shall provide for the payment of the registrars They shall furnish proper rooms for the accommodation of their records They shall also prepare and have printed at the expense of the county all the registers affidavits blanks blank books and stationery required by the provisions of subdivision (c) (3) of this article or which are reasonably necessary to carry out its provisions and shall provide for their property distribution to the registrars They shall also see that the polling places are open and in proper order for the use of the registrars They shall also deliver the two registers to the election officers in the manner in which they are or may be required to deliver other materials for use on election day

Section 194 RENTAL OF REGISTRATION ROOMS The owners or lessees of any room or rooms provided by the county commissioners for the use of the registrars when sitting for the purpose of registering electors shall receive the sum of ten dollars for each day such room is so used which shall be paid by the county

Section 195 PENALTIES FOR VIOLATION OF REGISTRATION LAWS OF THIRD CLASS CITIES (a) Any wilful false statement made under oath by any person in relation to any matters or thing concerning which he shall be lawfullly interrogated by the registrars shall be perjury and any person upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding two years or both in the discretion of the court

(b) Any registrar who intentionally registers or permits to be registered a person not lawfully entitled to be registered or who intentionally refuses to register a person lawfully entitled to be registered or who intentionally assists in preventing such person from being registered shall be guilty of a misdemeanor and shall upon conviction be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(c) Any person who applies for registration knowing that he is not entitled to be registered or who falsely impersonates another in an application for registration or who knowingly offers false naturalization papers or a fraudulent tax receipt to establish his claims to be registered and any person who aids or abets another in any such application or impersonations shall be guilty of a misdemeanor and upon conviction shall be sentenced for every such offense to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding three years or both in the discretion of the court

(d) Any registrar who inserts or intentionally permits to be inserted a name on the registry list without a proper application in person during the hours of registration on a registration day on the part of the person registered or without requiring the proper evidence of the right of the applicant to be registered or who wilfully and maliciously alters any registry list after the entry has been duly made except upon an order of the court or of the county commissioners or who makes an entry or alteration therein at any time other than during the hours of registration and in the presence of the other registrar shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding five years or both in the discretion of the court

(e) Any registrar or other officer upon whom a duty is laid by subdivision (c) (3) of this article who shall wilfully refuse to perform his said duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding one year or both in the disecretion of the court

(4) Of Government Employes by Mail

Section 200 REGISTRATION OF GOVERNMENTAL EMPLOYES BY MAIL Any person employed in the service of this State or in the service of the Federal government and required thereby to be absent from the city wherein he resided when entering such employment his wife or her husband shall on petition to the proper registration commissioners or county commissioners verified by affidavit and without appearing personally before the commissioners be registered as of the district wherein he or she shall have resided prior to entering such service In such case a residence by street and number shall not be required but the person shall be registered as of the proper district

Section 201 PROOF BY STATE EMPLOYES In the case of persons employed by this Commonwealth no such petition shall be considered unless it is accompanied by a certificate from the Auditor General under the seal of his office setting forth that the proper person or the husband or wife of the person is actually employed in the service of this Commonwealth and also setting forth the nature of such employment and the time when such person first entered such employment

Section 202 PROOF BY FEDERAL EMPLOYES In the case of persons employed by the Federal government no such petition shall be considered unless it is accompanied by a certificate from the head of the proper department or chief of the proper division or bureau under the seal of his office setting forth that the proper person or the husband or wife of the person is actually employed in the service of the United States and also setting forth the nature of such employment and the time when such person first entered such employment

Section 203 QUALIFICATIONS FOR REGISTRATION No such person shall be registered unless he or she shall produce to the registration commissioners or the county commissioners satisfactory proof that he or she is by payment of taxes and otherwise as required by law entitled to registration

Section 204 REGISTERED PERSON TO SIGN BALLOT CHECK LIST When any such person so registered shall vote he or she shall be required by the proper election officers to sign the ballot check list of the proper district

Section 205 FORMS OF PETITION The petitions required by subdivision (c) (4) of this article shall be upon blank form which shall be prepared by the proper registration commissioners or county commissioners and shall be by them furnished on written application

(d) Political Party Enrollment of Voters

(1) General Provisions

Section 210 ENROLLMENT AT REGISTRATION At each and every registration of voters held under any of the election and registration laws of this State whether it is a personal registration or otherwise and in all cities boroughs townships and towns there shall be an enrollment of the voters according to their respective party preferences and affiliations

Section 211 CORRECTION OF ERRORS IN ENROLLMENT Should the registration commission or commissioners registrars assessors or registry assessors make a mistake in recording an elector's party the said elector may have the registry corrected amended or altered so as to secure a correct party enrollment in the same manner and by the same processes as are provided by law for the correction and amendment of the registry in other particulars Such amendments shall not be made later than ten days before any primary election at which the voter desires or intends to vote

(2) In Cities

Section 215 PARTY ENROLLMENT AT REGISTRATION In all election districts in cities of the first second and third classes any elector desiring to participate in the primaries of the party shall at the time of registration state under oath to the registering officers the name of the party of which he is a member and whose ballot he desires to vote at the primaries and it shall then be the duty of the registering officers to write the name of such party opposite the name of the elector on the register in a column provided for that purpose

Section 216 EFFECT OF ENROLLMENT When an elector enrolls his political party at the Fall registration he may vote the ballot of that party at the succeeding fall and spring primary

Section 217 CHANGE OF ENROLLMENT Should such elector change his political affiliation by voting for a majority of candidates of some other party at the November election and desires to change his party at the spring primary he may appear before the registrars or other officers having charge of the registers of his election district at the spring registration or any day prior thereto upon which registration is authorized by law and upon taking oath that at the preceding November election he voted for a majority of candidates of some other party it shall be the duty of the registrars or other officers to change his political designation on the register and if otherwise qualified he may vote the ballot of the said party at the spring primary

Section 218 ENROLLMENT AFTER REGISTRATION Any elector who has registered at the fall registration but did not designate his political party may appear before the registrars or other officers having charge of the registers of his election district at the spring registration or any day prior thereto upon which registration is authorized by law and under oath designate the party of which he is a member and for whom he desires to vote at the ensuing spring primary and if other wise qualified he may vote the ballot of the said party at the spring primary

Section 219 ENROLLMENT UNDER SPECIAL PARTY Any qualified elector may enroll as a member of any party which has secured by order of the court of common pleas of Dauphin County the exclusive use of a party name or political apellation for the ensuing primary

Section 220 CHALLENGE OATH If an elector about to enroll as a member of a party at registration or subsequent to his registration is challenged he shall not be enrolled as a member of that party unless he makes oath before the said registrars that at the last preceding November election at which he voted he voted for a majority of the candidates of that party

In arriving at a majority of candidates of a political party voted for under these provisions the group of presidential electors shall be counted as two candidates

Section 221 PARTY ENROLLMENT OPTIONAL WITH ELECTOR If an elector does not desire to vote at a primary election he shall not be required to answer as to his party affiliation or membership and such party affiliation or membership shall not be recorded

(3) In Boroughs Towns and Townships

Section 225 ENROLLMENT BY ASSESSORS OR REGISTRY ASSESSORS The assessor or registry assessor making the enrollment in boroughs towns and townships shall ascertain if possible at the time of making the annual assessment by personal inquiry of the elector the party politics preferences or affiliations of the elector and note and record the same with the residence and other particulars required in making the assessment In case the elector is not at his residence at the time the said assessor or registry assessor visits the residence of the elector he shall leave a certificate of enrollment which the elector may fill out and give to the assessor or registry assessor at some time prior to or on the sixty-second or sixty-third day preceding each primary at which time said assessor or registry assessor shall it at the polling place and receive said certificate and at which time or when received from the elector if prior thereto the same shall be recorded by the assessor or registry assessor in the register

Section 226 FORM OF CERTIFICATE OF ENROLLMENT The certificate of enrollment shall be in the following form and shall be furnished to each assessor or registry assessor by the county commissioners of the various counties at the time of the delivery of said assessors' books by the county commissioners

Certificate of Enrollment

Date .... 19..

I .... a duly qualified voter residing in .... election district hereby declare that I desire to be enrolled as a member of the .... party and express my desire to vote the ticket of the .... party at the .... primary election next ensuing and request that my name be enrolled on the assessor's list as a member of said party for the purpose of participating in said primary or primaries

....
(Signature of Elector)

Witness ....
(Address)

Section 227 FORM OF REGISTER The county commissioners shall have the register so prepared as to permit the assessor or registry assessor to insert the party enrollment of each elector

Section 228 PRIOR ENROLLMENT IN EFFECT UNTIL CHANGED BY ELECTOR If an elector has at any time received party enrollment it shall be the duty of the assessor or registry assessor to insert in the said register from year to year at the time of making the annual assessment said party enrollment after the name of the said elector until such time as a certificate of enrollment is presented to or filed with him by the said elector to a contrary effect

Section 229 ENROLLMENT BY COUNTY COMMISSIONERS Persons otherwise qualified to vote at any primary election except by registration on enrollment shall be entitled to register and enroll as a member of the political party with the county commissioners at any time at least ten days before such primary election The county commissioners shall in such cases register and enroll any such person as an elector of his or her proper election district in the same manner as electors are registered and enrolled by registry assessors

Section 230 PARTY ENROLLMENT NECESSARY TO VOTE AT PRIMARY Each elector not already enrolled desiring to participate in the primaries must file with the assessor registry assessor or county commissioners his enrollment certificate If an elector does not desire to vote at a primary election he shall not be reuired to sign or execute the certificate as to his party affiliations or membership and such party affiliation shall not be recorded

(4) Penal Provisions

Section 235 PENALTIES (a) Any registration commission or commissioner county commissioner registrar assessor or registry assessor wilfully violating any of the provisions of subdivision (d) of this article or wilfully registering any false statement of an elector or registering as the member of a political party one whom he knows not to be such or excluding from a party registry or enrollment any voter whom he knows to be entitled thereto shall be guilty of a misdemeanor and on conviction thereof shall be punished by imprisonment for not more than one (1) year or a fine of not more than one thousand dollars ($1,000) or both in the discretion of the court

(b) Any elector who shall wilfully make any false affidavit or statement to any registrar assessor registry assessor or county commissioners with intent to procure the false party enrollment or registration of himself or of any other voter shall be guilty of a misdemeanor and on conviction thereof shall be punished by imprisonment for not more than one (1) year or a fine of not more than one thousand dollars ($1,000) or both in the discretion of the court

(c) Any voter or elector of this Commonwealth wilfully voting or attempting to vote at any primary election in violation of the provisions of subdivision (d) of this article or any election officer wilfully receiving or conspiring to receive the vote of any elector casting the ballot as an elector of any political party not qualified as a member of said party shall be guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment for not more than one (1) year or a fine of not more than one thousand dollars ($1,000) or both in the discretion of the court

(e) Statistical Information as to Registration and Enrollment

Section 240 SUMMARY OF REGISTRATION AND ENROLLMENT FURNISHED COUNTY COMMISSIONERS The registrars registration commissioners assessors and registry assessors of the various cities boroughs towns and townships charged with the registration and enrollment of voters shall immediately after the last registration day before the general or municipal election in cities and immediately after the last day fixed for the assessment of voters in boroughs towns and townships foward to the commissioners of their respective counties on forms to be furnished by the county commissioners a summary of the total number of persons registered or assessed in their respective election districts enumerating them by sex color political affiliation and whether native or foreign born

Section 241 SUMMARIES TO BE TABULATED AND PUBLISHED BY STATE The county commissioners shall immediately upon the receipt of the returns provided for in the foregoing section tabulate the totals thereof and forward a copy of said totals to the Secretary of the Commonwealth who may tabulate the returns so received from the various counties and publish the same for the information of the public

Section 242 FORM OF RETURN The returns of the registration shall be made to the county commissioners in the following form

County of ....

Statistical report of registration of voters in ....

(Specify township city or borough ward and election precinct)

REGISTRATION BY SEX COLOR AND WHETHER NATIVE OR FOREIGN BORN

	Men	Women	Total
Native born	....	....	....
Foreign Born	....	....	....
Colored	....	....	....

POLITICAL AFFILIATIONS

	Men	Women	Total
Republican	....	....	....
Democratic	....	....	....
Labor	....	....	....
Socialist	....	....	....
Prohibition	....	....	....
Non-Partisan	....	....	....
Miscellaneous	....	....	....
....	....	....	....

....

(Assessor Registry Assessor or Registrar)

(f) Assistance to Voters

Section 250 WHO ENTITLED TO ASSISTANCE RECORDS OF ASSISTED VOTERS FILED No voter shall be permitted to receive any assistance in marking his ballot at any general municipal special or primary election unless he shall first state distinctly and audibly under oath or affirmation which shall be administered to him by the judge of election that he cannot read the names on the ballot or that by reason of physical disability he is unable to see or mark the ballot or to enter the voting compartment without assistance The voter shall state the specific physical disability which requires him to receive assistance Thereupon the voter shall be permitted by the judge of election to select a qualified voter of the election district to aid him in the preparation of his ballot such preparation being made in the voting compartment

The judge of election shall forthwith enter in writing in the record of assisted voters herein provided (1) the voter's name (2) the fact that the voter cannot read the names on the ballot if that be the reason for requiring assistance and otherwise the specific physical disability which requires him to receive assistance and (3) the name of the person furnishing the assistance

The record of assisted voters shall be returned by the judge of election to the prothonotary in the case of a general municipal or special election and to the county commissioners in the case of a primary election with the tally sheet triplicate return list of voters and oaths of election officers The prothonotary or county commissioners as the case may be shall file such record of assisted voters in their respective offices and shall permit the same to be examined only upon the written order of a judge of the court of common pleas permitting a named person or persons to make such examination thereof Provided however that such record shall be subject to subpoena to the same extent to which other election records may be subpoenaed

It shall be the duty of the county commissioners of each county to furnish to the election officers in each election district contained therein with the other election supplies a book to be entitled "Record of Assisted Voters" the form of which shall be prescribed by the Secretary of the Commonwealth which shall be ruled with vertical columns and transverse lines with appropriate column headings on each page and which shall provide suitable and sufficient accommodation for the entries required hereby

ARTICLE III

ELECTION DISTRICTS POLLING PLACES EQUIPMENT OF ELECTION ROOMS

(a) Election Districts

Section 300 ELECTION DISTRICTS Each borough town and township not divided in wards and each ward of every city borough town and first class township shall constitute a separate election district and whenever any such township town borough or ward is divided into new wards or election districts every such ward or district from and after such division shall constitute a separate election district

Section 301 POWER TO CREATE NEW ELECTION DISTRICTS The court of quarter sessions may divide any borough town township or ward into two or more election districts of compact and contiguous territory or alter the bounds of any election district or form an election district out of two or more or out of parts of two or more adjoining districts so as to suit the convenience of the voters but no such district shall be formed that shall contain less than one hundred voters

Section 302 PROCEDURE TO CREATE NEW ELECTION DISTRICTS Upon the petition of twenty electors of any township borough ward or election district to the court of quarter sessions of the county within which such township borough ward or election district is situated for the purpose of dividing any such township borough ward or election district into two or more election districts or for the purpose of altering the bounds of any election district or upon the petition of a majority of the qualified electors voting at the last general or municipal election in each of two or more adjoining election districts for forming an election district out of two or more or parts of two or more existing election districts said court shall appoint three impartial men to inquire into the propriety of granting the prayer of the petition

It shall be the duty of the commissioners so appointed or any two of them to make a plot or draft of the proposed new altered or formed election district or districts if the same cannot be fully designated by natural lines or bounds all of which they or any two of them shall report to the next court of quarter sessions together with their opinion of the same

Section 303 ORDER OF COURT ON REPORT OF COMMISSIONERS When such report has been made by said commissioners to the said court of quarter sessions said court may make such order approving modifying or disapproving such report as may in its opinion promote the convenience of the electors and the interest of the public or the court may order a review if in its opinion it may be necessary to secure a fair adjudication of the same

A new election district shall be created upon the entry of a final order of the court approving the same

Section 304 COST OF PROCEEDINGS TO CREATE NEW DISTRICTS In all cases of the division creation consolidation or formation of election districts by the court of quarter sessions the said court shall order the costs and expenses thereof including the compensation of the commissioners which shall be the same as that paid to road viewers to be paid by the county and on such order being made the county commissioners shall draw their warrant on the county treasury for the payment of the same

Section 305 ABOLISHING EXISTING DISTRICTS BY COUNTY COMMISSIONERS In addition to any other method herein provided the county commissioners of any county may abolish any election district within their respective county in which less than ten qualified electors reside Before any such election district is abolished the county commissioners shall give notice once a week for three weeks in at least two newspapers of the county of a time and place of hearing at which all persons interested may attend and give such evidence as may be pertinent to the matter in question After such hearing the county commissioners shall determine whether such election district has less than ten qualified voters residing therein and if in their judgment such election district is unnecessary they shall make an order to that effect and in such order shall specify and direct that such abolished election district shall become and constitute a part or parts of such other election district or districts as in their opinion may best serve the convenience of the voters residing in such abolished election district a copy of which orders shall be filed in the office of the clerk of the court of quarter sessions

Section 306 APPEAL FROM ORDER ABOLISHING DISTRICT Any person aggrieved by any order made by the county commissioners under the provisions of the foregoing section may appeal therefrom to the court of quarter sessions of the county and upon such appeal the court shall hear all parties interested and their witnesses and shall decide whether such election district is useless or burdensome and whether the election district or districts of which such abolished election district shall have been made a part is the one best suited to the convenience of the voters therein On any such appeal the order of the court shall be final

(b) Polling Places

Section 320 PLACE FOR HOLDING ELECTIONS IN NEW DISTRICTS In all cases in which any election district shall be created by the division of boroughs townships towns wards or election districts or the consolidation of two or more or parts of two or more election districts or by altering the bounds of any election districts the court of quarter sessions creating consolidating or altering the same shall fix the place for holding the elections in such new district which shall continue to be the place for holding elections therein until the same shall be changed according to the provisions of this article

Section 321 CHANGE OF POLLING PLACE BY COURT The court of quarter sessions of the proper county may at any time for any reason that may seem proper to the court upon petition of at least ten qualified electors of any election district and upon such notice to the county commissioners as the court may direct change the polling place of said district The court may in its discretion direct that an election shall be held to settle the question as to where said polling place shall be located

Section 322 CHANGING OF POLLING PLACE BY COUNTY COMMISSIONERS The county commissioners may at any time at least three weeks prior to any election for any reason that may seem proper to the county commissioners upon a petition of at least ten qualified electors of any election district and after written notice to the occupant or owner of said polling place at least one week before the hearing on said petition change the polling place of said election district Upon the presentation of a petition to the county commissioners on or before the day of hearing of said petition for the change signed by a majority of the registered electors of the said election district and sworn to by one of the qualified electors thereof objecting to such change of the polling place said county commissioners shall not make any change in the said polling place of said election district The county commissioners may in their discretion direct that an election be held to settle the question as to where the said polling place shall be located A record of all changes of polling places made pursuant to this section shall be filed in the office of the clerk of the court of quarter sessions

Section 323 CHANGE OF POLLING PLACE BY VOTERS The electors of any election district may change the place for holding the elections in the manner following to wit

On the requisition in writing of at least thirty of the electors of the election district in case there are one hundred or more taxables in said election district or of ten electors in case there are less than one hundred taxables in said district the constable shall give notice by at least ten printed or written handbills set up in the most public places within such district at least fifteen days before the time appointed for the purpose that a meeting of the electors of the district will be held at the usual place of holding elections therein at a certain day and hour to be appointed in such notice for the purpose of determining upon the expediency of changing the place of holding such elections

If at least fifty electors of said election district provided there be one hundred or more electors in said district or twenty electors of said district provided there be less than one hundred electors in said district be present at the time appointed the constable shall organize the meeting and if at such meeting a majority of the electors present shall determine by ballot that it is expedient to change the place of holding such election a certificate thereof and of the names of the qualified citizens voting at such meeting shall be made out and signed by the officers of the meeting attested by the constable and delivered by him to the clerk of the court of quarter sessions of the county to be filed in his office

Section 324 TOWNSHIP POLLING PLACES WITHIN BOROUGHS AND CITIES Any township within this Commonwealth which surrounds or immediately adjoins any borough or city within this Comonwealth may hold all elections authorized by law within the corporate limits of such borough or city the polling place or places therefor to be designated and appointed as provided for by existing laws

Section 325 POLLING PLACES NOT TO BE IN ROOMS USED FOR SALE OF LIQUOR No public elections shall be held in any room any part of which is used for the sale of liquors if it be possible to obtain another room for that purpose in the vicinity and it shall be the duty of the court of quarter sessions or any law judge thereof to inquire upon the petition of five or more citizens resident in the election district whether any such rooms are now designated as polling places and in such cases to select other places for holding the election

Section 326 COMPENSATION FOR USE OF POLLING PLACES The commissioners of the several counties shall fix the compensation for lights rent and fuel for election purposes in each and every election district in the respective counties which said compensation shall be fixed and established at least once every three years by resolution duly entered upon the minutes of said commissioners and the said expenses shall be paid (on bills certified by election officers) by said respective counties according to the compensation so ascertained and entered upon said minutes and not otherwise

(c) Equipment of Election Rooms

Section 340 ELECTION ROOMS The county commissioners of each county shall provide for each election district therein at each election a room large enough to be fitted up with voting shelves and a guard rail as hereinafter provided

If in any district no such room can be rented or otherwise obtained the said commissioners shall cause to be constructed for such district a temporary room of adequate size to be used as a voting room

Section 341 EQUIPMENT OF POLLING PLACES The county commissioners shall also cause all the said rooms to be suitably provided with heat and light and with a sufficient number of voting shelves or compartments with proper supplies at or in which voters may conveniently mark their ballots with a curtain screen or door at the upper part of the front of each compartment so that in the marking thereof they may be screened from the observation of others and a guard rail shall be so constructed and placed that only such persons as are inside said rail can approach within six feet of the ballot-box and of such voting shelves or compartments The arrangement shall be such that neither the ballot-box nor the voting booths shall be hidden from view of those just outside the said guard rail

The number of such voting shelves or compartments shall not be less than one for every seventy-five names on the assessor's or registry lists but shall not in any case be less than three for the voters qualified to vote at such voting place

ARTICLE IV

ELECTION AND OTHER OFFICERS PERFORMING DUTIES AT ELECTIONS

(a) Election Officers

Section 400 QUALIFICATIONS OF ELECTION OFFICERS Every person excepting justices of the peace who shall hold any office or appointment of profit or trust under the government of the United States or of this State or of any city or incorporated district whether a commissioned officer or otherwise a subordinate officer or agent who is or shall be employed under the Legislative Executive or Judiciary Department of this State or of the United States or of any city or incorporated district and every member of Congress and of the State Legislature and of the select or common council of any city or commissioners of any incorporated district is by law incapable of holding or exercising at the same time the office or appointment of judge inspector or clerk of any election of this Commonwealth No inspector judge or other officer of any such election shall be elgible to any office to be then voted for except that of an election officer

Section 401 ELECTION OF ELECTION OFFICERS TERMS Election boards consisting of a judge and two inspectors shall be elected at each municipal election in odd-numbered years in each election district of the Commonwealth Each elector may vote for one person as judge and also for one person as inspector and the person receiving the greatest number of votes for judge shall be publicly declared to be elected judge and the two persons having the greatest number of votes for inspectors shall in like manner be declared to be elected inspectors of election Each inspector of election shall appoint one clerk who shall be a qualified voter of such district The election board so chosen shall conduct all election and primary elections held within their respective districts for two years following their election

Section 402 TIE VOTES FOR JUDGES AND INSPECTORS OF ELECTIONS In all elections of this Commonwealth for judges of election where a tie shall exist in said election for judges the inspector who shall have the highest number of votes in said election shall appoint a judge of election

Where ties shall exist in said election for two inspectors the two candidates who received the same number of votes for inspector shall determine by lot which of them shall be the majority inspector and the other candidate shall be the minority inspector and the person so determined to be the majority inspector shall appoint a judge of elections in case of a tie vote for judge

Section 403 APPOINTMENT OF ELECTION BOARDS FOR NEW DISTRICTS TERMS In all cases in which new election districts are created by the erection of new districts the division of an old district into two or more new districts the altering of the bounds of former districts or the consolidation of two or more or parts of two or more old districts or in any other manner or proceedings the court of quarter sessions of the county wherein such new district is located shall appoint the election officers for such new district to conduct the elections to be held therein until their sucessors are elected at the municipal election held next following the creation of such new election district

Section 404 FILLING VACANCIES IN ELECTION OFFICES BY COURT In all election districts where a vacancy exists by reason of the disqualification of the officer or by removal resignation death or other cause in an election board the judge or judges of the court of the court of quarter sessions of the county upon proof furnished that such vacancy or vacancies exist shall at any time before any general municipal primary or special election appoint competent persons who shall be of good character and known in the district where the vacancy occurs to fill said vacancies to conduct the election in said districts In the appointment of the inspectors in any election district both shall not be of the same political party and the judge of election shall in all cases be of the political party having the majority of votes in said district as nearly as the said judge or judges can ascertain the fact In case of the failure of said judges of the courts to act on the selection of inspectors the political majority of the judges shall select one of such inspectors and the minority judge or judges select the other

Section 405 FILLING VACANCIES ON DAY OF ELECTION In case the person who shall have received the second highest number of votes for inspector shall not attend on the day of any election then the person who shall have received the second highest number of votes for judge at the next preceding election shall act as inspector in his place and in case the person who shall have received the higest number of votes for inspector shall not attend the person elected judge shall appoint an inspector in his place In case the person elected a judge shall not attend then the inspector who received the highest number of votes shall appoint a judge in his place and if any vacancy shall continue in the board for the space of one hour after the time fixed by law for the opening of the election the qualified voters of the district for which such officer shall have been elected present at the place of election shall elect one of their number to fill such vacancy

Section 406 FILLING VACANCY IN OFFICE OF CLERK OF ELECTION In case any clerk appointed under the provisions of this article shall neglect to attend at any election it shall be the duty of the inspector who appointed said clerk (or the person filling the place of such inspector) to forthwith appoint a suitable person as clerk qualified as aforesaid who shall perform said duties for the term for which the person so neglecting to attend shall have been appointed

Section 407 SWEARING OR AFFIRMING OF ELECTION OFFICERS All judges inspectors and clerks of any election shall before entering upon their duties be duly sworn or affirmed in the presence of each other The judge shall be sworn by the minority inspector if there shall be such minority inspector and in case there be no minority inspector then by a justice of the peace or alderman and the inspectors and clerks shall be sworn by the judge Certificates of such swearing or affirming shall be duly made out and signed by the officers so sworn and attested by the officer who administered the oath

Section 408 OATH OF JUDGES OF ELECTION The following shall be the oath or affirmation of each judge viz "I (A B) do .... that I will as judge duly attend the ensuing election during the continuance thereof and faithfully assist the inspectors in carrying on the same that I will not give my consent that any ballot shall be received from any person other than such as I firmly believe to be according to the provisions of the Constitution and laws of this Commonwealth entitled to vote at such election without requiring such evidence of the right to vote as is directed by law and that I will use my best endeavors to prevent any fraud deceit or abuse in carrying on the same by citizens qualified to vote or others and that I will not disclose how any elector shall have voted unless required to do so as a witness in a judicial proceeding and that I will make a true and perfect return of the said election and will in all things truly impartially and faithfully perform my duty respecting the same to the best of my judgment and ability and that I am not directly or indirectly interested in any bet or wager on the result of this election"

Section 409 OATH OF INSPECTORS OF ELECTION The following shall be the form of the oath or affrmation to be taken by each inspector viz "I (A B) do .... that I will duly attend to the ensuing election during the continuance thereof as an inspector and that I will not receive any ticket or vote from any person other than such as I shall firmly believe to be according to the provisions of the Constitution and the laws of this Commonwealth entitled to vote at such election without requiring such evidence of the right to vote as is directed by law and that I will not disclose how any elector shall have voted unless required to do so in a judicial proceeding nor will I vexatiously delay or refuse to receive any vote from any person whom I shall believe to be entitled to vote as aforesaid but that I will in all things truly impartially and faithfully perform my duties therein to the best of my judgment and abilitiy and that I am not directly or indirectly interested in any bet or wager on the result of this election"

Section 410 OATH OF CLERKS OF ELECTION The following shall be the form of the oath or affirmation to be taken by each clerk viz "I (A B) do .... that I will impartially and truly write down the name of each elector who shall vote at the ensuing election which shall be given me in charge and also the name of the election district wherein such elector resides and carefully and truly write down the number of votes that shall be given for each candidate at the election as often as his name shall be read to me by the inspectors thereof and that I will not disclose how any elector shall have voted unless required to do so in a judicial proceeding and in all things truly and faithfully perform my duty respecting the same to the best of my judgment and abilitv and that I am not directly or indirectly interested in any bet or wager on the result of this election"

Section 411 COPIES OF OATHS TO BE MADE BY CLERKS The clerks shall forthwith make out two copies of the forms of each of the said oaths or affrmations which shall be severally subscribed by each of the inspectors judges and clerks and the said oaths or affirmations shall be certified under the hands of the persons by whom they are administered

Section 412 POWER OF ELECTION OFFICERS TO ADMINISTER OATHS PENALTY The inspectors and judges of the elections shall each have the power to administer oaths to any person claiming the right of suffrage or in regard to any other matter or thing required to be done or inquired into by any of said officers under this act

Section 413 COMPENSATION OF ELECTION OFFICERS IN FIRST CLASS CITIES At all elections in the cities of the first class the pay of judges of election shall be twenty dollars and the pay of inspectors and clerks shall be ten dollars

Section 414 COMPENSATION OF ELECTION OFFICERS SECOND CLASS COUNTIES At all elections in counties of the second class the pay of judges of election shall be fifteen dollars and the pay of inspectors and clerks shall be ten dollars When a primary and special election or a special and general or municipal election take place on the same day they shall be construed as one election for the purposes of this section

Section 415 COMPENSATION OF ELECTION OFFICERS IN DISTRICTS OTHER THAN FIRST CLASS CITIES AND SECOND CLASS COUNTIES The minimum pay of all judges of election inspectors and clerks appointed by inspectors except in cities of the first class and counties of the second class is hereby fixed at five dollars per day In any such election district in which more than one hundred votes are cast at any election the judge and each inspector and clerk shall be paid one dollar for each one hundred ballots or fraction part therof cast after the first one hundred ballots in addition to the minimum pay herein provided for Ten dollars per day shall be the maximum pay allowed under this section

Section 416 COMPENSATION OF RETURN JUDGES For making returns of general municipal primary and special elections each judge of election shall receive two dollars and six cents circular for each mile necessarily travelled in making such return

(b) Overseers

Section 420 OVERSEERS OF ELECTION On the petition of five or more citizens of any election district setting forth that the appointment of overseers is a reasonable precaution to secure the purity and fairness of the election in said district at any general municipal primary or special election it shall be the duty of the court of common pleas of the proper county all the law judges of the said court able to act at the time concurring to appoint two judicious sober and intelligent citizens of the said district belonging to different political parties overseers of election to supervise the proceedings of election officers thereof and to make report of the same as they may be required by such court Said overseers shall be persons qualified to serve upon election boards shall be sworn by the judge of election and shall have the right to be present with the oficers of such election during the whole time the same is held the votes counted and the returns made out and signed by the election officers to keep a list of voters if they see proper to challenge any person offering to vote and interrogate him and his witnesses under oath in regard to his right of suffrage at said election and to examine his papers produced

If the overseers shall be driven away from the polls by violence or intimidation all the votes polled in such election district may be rejected by the proper tribunal trying a contest under said election or a part or portion or such votes aforesaid may be counted as such tribunal may deem necessary to a just and proper disposition of the case

Section 421 ELECTION OFFICERS NOT TO INTERFERE WITH OVERSEERS Election officers are required to afford to said overseers so selected and appointed every convenience and facility for the discharge of their duties

(c) Watchers

Section 430 APPOINTMENT OF WATCHERS Each candidate for nomination at any primary shall be entitled to appoint two watchers at the primary election in each election district in which such candidate is voted for

Each political party and each group of citizens which has sent to the proper office a nomination paper nominating candidates for offices to be voted for at a general muncipal or special election shall be allowed to appoint three qualified electors as watchers All watchers must be electors resident of the district in which they are authorized to act They shall serve with out expense to the county One of each set of watchers shall be allowed to remain in the room outside the enclosed space Each watcher shall be provided with a certificate from the county commissioners stating his name the names of the candidate or persons who have appointed him and the party or policy he represents if any and no candidate party or policy shall be represented by more than one watcher in the same voting room at any one time Watchers shall be required to show their certificates when requested to do so

(d) Constables

Section 440 COMPENSATION OF CONSTABLES FOR ATTENDING ELECTIONS ET CETRA The constable of every township borough and ward shall receive from the county wherein such township borough or ward is situated for attending each election five dollars which sum shall include pay for serving notice in writing to the persons elected at such election Where any such election be held in any township ward or borough in which there are more than one election districts or precincts and a deputy constable is appointed to attend an election held at each of such districts or precincts said deputy constables shall each receive the sum of five dollars

ARTICLE V

CANDIDATES FOR NOMINATION AND ELECTION AT PRIMARIES

Section 500 NAMES OF CANDIDATES TO BE PRINTED UPON PRIMARY BALLOT UPON PETITIONS FILED The names of candidates for nomination as President of the United States and the names of all other party candidates shall be printed upon the official ballot of a designated party upon the filing of nomination petitions in their behalf signed by qualified electors of the State or of the political district or division as the case may be within which the nomination is to be made or election is to be held The names of no candidates shall be printed upon an official ballot of a political party to be used at any primary unless such petitions shall have been filed

Section 501 CANDIDATES FOR PARTY OFFICERS TO BE QUALIFIED ELECTORS OF PARTY In no event shall any person's name be printed upon the official ballot of any party as a delegate State Committeeman National committeeman or party officer unless he is a qualified elector of said party

Section 502 MANNER OF SIGNING NOMINATION PETITIONS TIME OF CIRCULATING AFFIDAVIT Each signer of a nomination petition shall sign but one such petition for each office to be filled and shall declare therein that he is a member of the party designated in such petition except where two or more persons are to be elected to the same office each signer may sign petitions for as many candidates for such office as and no more than he could vote for at the succeeding election He shall also declare therein that he is a qualified elector of the county therein named and in case the nomination is not to be made or candidates are not to be elected by the electors of the State at large of the political district or division therein named in which the nomination is to be made or the election is to be held He shall add his occupation and residence giving city borough or township with street and number if any and shall also add the date of signing

No nomination petition shall be circulated prior to forty (40) days before the last day on which such petition may be filed and no signature shall be counted unless it bears date within (40) days of the last day for filing the same

Said nomination petition may be on one or more sheets and different sheets must be used for signers resident in different counties

Each sheet shall have appended thereto the affidavit of some person not necessarily a signer and not necessarily the same person on each sheet setting forth (a) that the affiant is a qualified eleotor of the State or of the political district or division as the case may be referred to in said petition (b) his residence giving city borough or township with street and number if any (c) that the signers signed with full knowledge of the contents of the petition (d) that their respective residences are correctly stated herein (e) that they all reside in the county named in the affidavit (f) that each signed on the date set opposite his name and (g) that to the best of affiant's knowledge and belief the signers are qualified electors and members of the designated party of the State or of the political district or division as the case may be

Section 503 AFFIDAVIT OF CANDIDATE TO NOMINATION PETITION Each candidate for any State county city borough town township or party office or for the office of

United States Senator or Representative shall file with his nomination petition his affidavit stating (a) his residence with street and number if any and his post office address (b) his election district (c) the name of the office for which he consents to be a candidate (d) that he is eligible for such office and (e) that he will not knowingly violate any election law or any law regulating and limiting nomination and election expenses and prohibiting corrupt practices in connection therewith

In the case of the candidate for nomination as President of the United States it shall not be necessary for such candidate to file the affidavit required in this section to be filed by candidates but the post office address of such candidate shall be stated in such nomination petition

Section 504 STATEMENT OF CANDIDATES FOR DELEGATES TO PARTY CONVENTIONS Each caddidate for election as delegate or alternate delegate to a National party convention may include with his affidavit the statement hereinafter set forth in this section but his failure to include such statment shall not be a valid ground on the part of the Secretary of the Commonwealth for refusal to receive and file his nomination petition Such statment if any be made shall be substantially in the following form

Delegate's Statement

I hereby declare to the voters of my political party in the (here insert "State of Pennsylvania" is a delegate or alternate delegate at large otherwise insert "................ District") that if elected and in attendance as a delegate to the National convention of the party I shall with all fidelity to the best of my judgment and ability in all matters coming before the convention support that candidate for President of the United States who shall have received the highest number of votes cast in the (here insert "State" if a delegate or alternate delegate at large otherwise insert "..............District") by the voters of my party for said office at the ensuing primary and shall use all honorable means within my power to aid in securing the nomination for such candidate for President

....

(Signature of candidate for delegate or alternate delegate)

On the ballot used at a primary after or under the name of each candidate for delegate or alternate delegate to a National party convention shall appear the words "Promise to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert "................District") for President" or Does not promise to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert "................District") for President" according as if the candidate included or failed to include the above statement with his affidavit

Section 505 NUMBER OF SIGNERS REQUIRED Nomination petitions of candidates shall be signed

(a) If for the office of President of the United States or of Senator of the United States by at least one hundred qualified electors in each of at least ten counties of the State

(b) If for a State office to be filled by a vote of the electors of the State at large for the office of Representative from the State at large in the Congress of the United States for the office of delegate or alternate delegate at large to a National party convention or for the office of member of the National committee by at least one hundred qualified electors in each of at least five counties of the State

(c) If for the office of a member of the House of Representatives of the United States to be filled by a vote of the electors of a Congressional district or of delegate or alternate delegate to a National party convention other than delegate or alternate delegate at large or of judge of any court other than a court whose judges are to be elected by a vote of the electors of the State at large or of State Senator or of any municipal office to be filled by a vote of the electors of a senatorial district by at least two hundred qualified electors

(d) If for the office of a member of the State House of Representatives or for the office of member of the State Committee or an office to be voted or by the electors of the entire county by at least one hundred qualified electors

(e) If for the office of inspector of election at least five qualified electors

(f) And for all other offices and all other party offices by at least ten qualified electors

Section 506 TIME OF FILING NOMINATION PETITIONS The nomination petitions in the case of candidates for the office of President of the United States Senator of the United States Member of the House of Representatives of the United States for all State offices for the office of delegate or alternate delegate to a National party convention and for the office of member of the State or National committee shall be filed at least fifty days prior to the primary with the Secretary of the Commonwealth Nomination petitions in all other cases shall be filed at least five weeks prior to the primary with the county commisioners of the respective counties

Section 507 OBJECTIONS TO NOMINATION PETITIONS No nomination petition shall be refused or set aside except for

(a) Material error or defects apparent on the face thereof or on the face of the appended or accompanying affidavit or

(b) Material alterations made after signing without the consent of the signers or

(c) Want of a sufficient number of genuine signatures of persons qualified with respect to age sex residence and citizenship to be electors

The invalidity of any sheet of a petition shall not affect the validity of such petition if a sufficient petition remains after eliminating such invalid sheet

Application to set aside any nomination petition shall be by petition to the court of common pleas of the county in which such nomination petition has been filed setting forth specifically the matters objected to and must be filed within five days after the last day for filing said nomination petition Upon the presentation of such a petition the court shall make an order fixing a time for hearing which shall not be later than ten days after the last day for filing said nomination petition and specifying the time and manner of notice that shall be given to the candidate named in the nomination petition sought to be set aside

If the matters objected to are such as are specified in subdivision (a) of this section the court upon hearing the case may in its discretion permit amendments within such time and upon such terms as to payment of costs as the said court may specify

In case the petition to set aside a nomination petition is dismissed the petitioner shall pay the whole of the costs of the proceedings including all witness fees

Section 508 WITHDRAWAL OF CANDIDATES FOR NOMINATION Any of the candidates for nomination including candidates for President of the United States to be voted for at a primary under this act may at any time before four o'clock of the seventh day next succeeding the last day fixed for filing nomination petitions withdraw his name as a candidate by a request in writing signed by him and acknowledged before a notary public or justice of the peace and filed with the Secretary of the Commonwealth if such candidate filed his nomination petition with the Secretary of the Commonwealth and in all other cases with the county commissioners

The Secretary of the Commonwealth upon the filing of requests for withdrawal in the manner herein provided shall forthwith certify to the county commissioners of the proper county a correct list of candidates filing such requests

Section 509 MANNER OF FILLING VACANCY CAUSE BY DEATH OF PARTY NAMED IN NOMINATION PETITION Where a nomination petition has been duly filed under the provisions of this act and thereafter and before the day of the primary the candidate named in said petition dies the original signers of said petition or the majority of them may sign another petition proposing a new candidate for said office at any time prior to the printing of the ballot Said petition shall have the same force and effect as the original petition

ARTICLE VI

PREPARATION FOR THE PRIMARY

SECTION 600 PARTY CHAIRMAN TO NOTIFY COUNTY COMMISSIONERS OF PARTY DELEGATES AND COMMITTEEMEN TO BE ELECTED On or before the ninth Tuesday preceding the spring primary the chairman of the State committee of each political party making nominations at the primary election within the State shall send to the county commissioners of each county a written notice setting forth the number of delegates and alternate delegates to the National Convention of such party who are to be elected in the State at large at the ensuing primary and the number of such delegates and alternate delegates who are to be elected at said primary in such county or in any district of which such county forms a part The said notice shall also set forth the number of members of the National committee if any who under the National party rules are to be elected at the said primary in the State at large and the number of members of the State committee to be elected at the said primary in such county or in any district of which such county or part thereof forms a part

Section 601 COUNTY CHAIRMAN TO CERTIFY LIST OF PARTY OFFICERS TO BE ELECTED On or before the ninth Tuesday preceding the spring primary the chairman of the county and in cases where a city is coextensive with a county the chairman of the city committee of each party shall send to the county commissioners of such county a written notice setting forth the names of all party officers within the county or city to be filled by election at the ensuing primary

Section 602 SECRETARY OF THE COMMONWEALTH TO NOTIFY COMMISSIONERS OF OFFICES TO BE FILLED AT SPRING PRIMARY On or before the ninth Tuesday preceding the spring primary the Secretary of the Commonwealth shall send to the county commissioners of each county a written notice designating all the offices for which candidates are to be nominated therein or in any district of which such county forms a part or in the State at large at the ensuing spring primary and for the nomination to which candidates are required to file nomination petitions in the office of the Secretary of the Commonwealth including that of President of the United States and shall also in said notice set forth the number of Senators and Representatives in Congress and officers of the Commonwealth to be electors at the next succeeding election by a vote of the electors of the State at large and the number to be elected by a vote of the electors of the county or of any district therein or of any district of which such county forms a part

Section 603 MUNICIPAL SECRETARIES TO NOTIFY COMMISSIONERS OF OFFICERS TO BE NOMINATED AT THE FALL PRIMARY On or before the ninth Tuesday preceding the Fall primary the clerks or secretaries of the various cities boroughs towns townships school and poor districts shall respectively send to the county commissioners of their respective counties a written notice setting forth the names of all city borough town township school and poor district offices for which candidates are to be nominated at the ensuing primary

Section 604 SECRETARY OF COMMONWEALTH TO NOTIFY COMMISSIONERS OF OFFICES TO BE FIILED AT THE FALL PRIMARY on or before the ninth Tuesday preceding the Fall primary the Secretary of the Commonwealth shall send to the county commissioners of each county a written notice designating all the offices for which candidates are to be nominated therein or in any district of which such county forms a part or in the State at large at the ensuing primary and for the nomination to which candidates are required to file nomination petitions in the office of the Secretary of the Commonwealth and designating how many persons are to be elected to such offices respectively at the next succeeding election

Section 605 SECRETARY OF COMMONWEALTH TO FURNISH COMMISSIONERS A LIST OF CANDIDATES CANDIDATES TO BE NOTIFIED The Secretary of the Commonwealth immediately after the last day fixed for the filing of nomination petitions with him shall forward to the county commissioners of each county a correct list of candidates of each party for the various offices as shown in such petitions with their respective residences and post office addresses as shown in their affidavits and shall also at the same time notify the said candidates by mail that their names have been so certified to said county commissioners In the case of each candidate for delegate or alternate delegate to a National party convention the Secretary of the Commonwealth shall certify as to whether such candidate has included with his affidavit the statement provided for in section five hundred four of article five

Section 606 PUBLICATION OF NOTICE OF OFFICERS AND DELEGATES TO BE NOMINATED OR ELECTED Beginning not earlier than nine weeks nor later than eight weeks before any primary the county commissioners of each county shall publish the number of delegates and alternate delegates to the National convention of each party who are to be elected in the State at large at the ensuing primary and the number of such delegates and alternate delegates and State committeemen who are to be elected at said primary in said county or in any district of which such county or part thereof forms a part and shall also publish the names of all officers for which nominations are to be made and the names of all party offices including that of members of the National committee if any and State committeemen for which candidates are to be elected at said primary in said county or in any district of which such county or part thereof forms a part or in the State at large Said notice shall contain the date of the primary and shall be inserted in two newspapers of general circulation published within the county wherever such course is possible at least once each week for three successive weeks Such newspapers so far as practicable shall be representative of the two different political parties polling the highest vote in such county at the last preceding November election the highest vote cast within the county for any candidate of a party being deemed to be the vote of that party

Section 607 CASTING OF LOTS FOR POSITION OF NAMES UPON THE PRIMARY BALLOT Immediately after the last day fixed for filing of such nomination petitions with them the Secretary of the Commonwealth or the county commissioners as the case may be shall fix a day for the casting of lots for the position of names upon the primary ballot and shall give notice to the candidates to appear before them for that purpose Such candidates shall appear in person or by agent duly authorized by letter of attorney signed and acknowledged by an officer empowered to take acknowledgments In the event of any said candidates not being present in person or by representative at the time of casting of lots it shall be the duty of the Secretary of the Commonwealth or the county commissioners to appoint some person to represent such absentee After said lots are cast the Secretary of the Commonwealth or the county commissioners as the case may be shall accordingly establish the order in which the names of said candidates are to appear upon the primary ballot and to certify the same for printing upon the official primary ballot

Section 608 CANDIDATES HAVING THE SAME OR SIMILAR SURNAMES If two or more candidates for the same office shall have the same surname or similar surnames the county commissioners shall upon the request of any of said candidates filed in writing not later than five days after the last day for filing nomination petitions print the occupation of any such candidate so filing a request on the ballot opposite or under his name

Section 609 NUMBER OF OFFICIAL PRIMARY BALLOTS BINDING The county commissioners shall prepare and furnish to the election officers in each election district in due time for use at the primaries one book of fifty official ballots of each party for every forty and fraction of forty votes cast within the particular election district for the candidate of the particular party who received the largest vote cast for any candidate of such party at any of the last three preceding elections either general or municipal and no additional official ballots shall be furnished any party in any election district unless the number of electors registered and enrolled as members of any particular party in any election district shall exceed the largest vote aforesaid in which case the county commissioners shall furnish official ballots for said party in the ratio aforesaid upon the basis of such enrollment or registration

The official ballots shall be attached to stubs which shall be numbered for each party consecutively from one to the highest number to be furnished to each particular election district and bound in books of fifty each which shall be numbered in the order of the numbers of their stubs in the same manner as at elections and the county commissioners shall keep a record of the number of such books and ballots printed and delivered to each election district and of the number of stubs unused ballots and spoiled and canceled ballots subsequently returned therefrom These ballots shall be printed on white paper of uniform quality and shall be uniform in size printing and general appearance

Section 610 HOW NAMES OF CANDIDATES SHALL APPEAR ON OFFICIAL PRIMARY BALLOT Under each group of names of candidates shall be printed as many blank spaces defined by light lines or ruled three-eighth of an inch apart as there are to be candidates nominated for such office

On the back of the official ballot shall be printed in prominent type the words "Official primary ballot of .... Party" and there shall also appear on the back of such ballot the facsimile signatures of the county commissioners of the county

Opposite or under the name of each candidate except candidates for the office of President of the United States who is to be voted for by the electors of more than one county shall be printed the name of the county in which such candidate resides and opposite or under the name of each candidate who is to be voted for by the electors of an entire county or any Congressional Senatorial or Representative district within the county shall be printed the name of the township borough town or ward and city as the case may be in which such candidate resides

The ballot shall vary in form only as the name of districts offices candidates or the provisions of this act may require

Section 611 FORM OF OFFICIAL PRIMARY BALLOT The official ballot for each party shall be in the following form

.... Primary Ballot

(Name of Party)

.... District .... Ward City of...........

County of .... State of Pennsylvania

Primary held on the .... day of ....19 ....

Make a cross (X) in the square to the right of each candidate for whom you wish to vote If you desire to vote for a person whose name is not on the ballot write or paste his name in the blank space provided for that purpose

President of the United States (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

United States Senator (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

Governor (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

Representative in Congress at Large (Vote for ......)	
John Doe	
Richard Roe	
John Stiles	

Representative in Congress ...... District (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

Delegate at Large to National Convention (Vote for ......)	
John Doe .... (Promises to support popular choice of party in the State for President)	
John Stiles .... (Does not promise to support popular choice of party in the State for President)	

Delegate to National Convention .... District (Vote for ......)	
John Doe .... (Promises to support popular choice of party in .... district for President)	
John Stiles .... (Does not promise to support popular choice of party in .... district for President)	

State Senator .... District (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

State Committeeman (Vote for ......)	
John Doe	
Richard Roe	
John Stiles	

District Attorney (Vote for one)	
John Doe	
Richard Roe	
John Stiles	

Party Committeemen (Vote for ......)	
John Doe	
Richard Roe	
John Stiles	

Section 612 SPECIMEN BALLOTS With the official ballots to be furnished in advance of the primaries the county commissioners shall also furnish and deliver to the election officers specimen ballots for the use of electors at the polls equal in number to one-fifth the whole number of such official ballots said specimen ballots to be printed on colored paper and to be of the same size and form as the official ballots but without any permanent binding or stubs On the Wednesday preceding every primary the county commissioners shall upon request made at their office there deliver to each candidate whose name is printed on any party ballot or to his authorized representative without charge three specimen ballots of such party for each election district in the county or city or political district thereof in which such candidate may be voted for for the use of such candidate and the watchers whom he may appoint as hereinafter provided

On the back of each specimen ballot for the primary next preceding the election of a President of the United States the county commissioners shall print section five hundred and four of article five

Section 613 FORMS OF BALLOT ON FILE AND OPEN TO PUBLIC INSPECTION The county commissioners shall have on file in their office on and after the Wednesday preceding the primary open to public inspection forms of the ballots with the names and such statements and notations as may be required by the provisions of this article printed thereon which shall be used in each election district within such county

Section 614 COMMISSIONERS TO FURNISH BALLOT BOXES AND ELECTION SUPPLIES In addition to official and specimen ballots as aforesaid the county commissioners shall prepare and furnish to the election officers in due time for use at the primaries (a) sufficient ballot boxes and other election materials properly numbered for each election district including the assessor's lists or registers known as the "ballot check list" and the "voting check list" respectively (b) blank forms including forms for the duplicate oaths of the election officers and form of affidavits for electors desiring assistance in marking their ballots and for those challenged as to their identity party membership residence or bribery to make proof of their right to vote (c) blank tally papers and triplicate return sheets for each party (d) blank statements for general return of all votes cast (e) blank books for making lists of persons voting with sufficient space for noting their party enrollments (f) printed instructions and notice of penalties for the information of electors and election officers and (g) such other supplies as they are or hereafter may be required by law to furnish to said election officers for use at elections and shall deliver them in the same manner as at elections

The said forms blank books and other supplies shall have printed upon them appropriate instructions and shall be in appropriate form for use at the primaries

The county commissioners shall also provide for the opening of the polling places and for the compensation of the owners thereof and shall see that they are in proper order and provided with voting booths as at elections

The county commissioners shall provide each election district with cards of instructions as aforesaid equal in number to one-fifth of the whole number of official ballots furnished thereto on which shall be printed section two hundred and fifty section seven hundred and fourteen to seven hundred and sixteen inclusive and section seven hundred and nineteen to seven hundred and twenty-three inclusive of this act and such other directions regarding the marking and counting of ballots or the general election laws not inconsistent herewith as the county commissioners think proper

ARTICLE VII

THE PRIMARY ELECTION

Section 700 POLITICAL PARTIES DEFINED Any political party or body of electors one of whose candidates at the general election next preceding the primary polled in each of at least ten counties of the State not less than two per centum of the largest entire vote cast in each of said counties for any elected candidate and polled a total vote in the State equal to at least two per centum of the largest entire vote cast in the State for any elected candidate is hereby declared to be a "political party" within the State and shall nominate all its candidates for any of the offices provided for in this act at the primary election and shall elect its delegates and alternate delegates to the National convention State committeemen and also such party officers including members of the National committee as its rules provide shall be elected by a vote of the party electors in accordance with the provisions of this article at the primary election

Any political party or body of electors one of whose candidates at either the general or municipal election preceding the primary polled at least five per centum of the largest entire vote cast for any elected candidate in any county is hereby declared to be a "political party" within said county and shall nominate all its candidates for office in such county and in all political districts within said county or of which said county forms a part and shall elect such party officers as its rules provide shall be elected therein by a vote of the party electors in accordance with the provisions of this article at the primary election

Section 701 ANNUAL PRIMARY ELECTIONS DATES One primary election shall be held each year in every election district of this Commonwealth in which nominations are to be made delegates and alternate delegates to national party conventions State committeemen or party officers including members of the national committee are to be elected as herein provided

The said primaries shall be held on the third Tuesday of September in all odd-numbered years and on the third Tuesday of May in all even-numbered years except in the year of the nomination of a President of the United States in which year the primary shall be held on the fourth Tuesday of April The primaries held on the third Tuesday of September shall be known as the fall primary and the primary held on the third Tuesday of May and the fourth Tuesday of April shall be known as the spring primary

Section 702 GENERAL ELECTION LAWS TO GOVERN PRIMARIES Primaries shall be conducted in conformity with the laws governing the conduct of general elections in so far as the same are not modified by the provisions of this article or are not inconsistent with its terms

Section 703 NOMINATIONS OF CANDIDATES ELECTION OF PARTY DELEGATES AND STATE COMMITTEEMEN Hereafter all candidates of political parties for the office of the United States Senator for the office of Representative in Congress for elective State county city ward borough town township school district poor district and election divisions or district offices and for all other elective public offices except that of presidential elector shall be nominated and delegates and alternate delegates to National party conventions State committeemen and party officers shall be elected at primary elections held in accordance with provisions of this act and in no other manner

Section 704 NOMINATION OF JUDGES All judges of the Supreme Court and Superior Court shall be nominated on party tickets at party primaries in any year in the same manner and subject to the same laws in all respects as govern the nomination of other State officers nominated by the voters of political parties in the State at large

All judges of courts of record elected in any county or judicial district shall be nominated on party tickets at party primaries in odd-numbered years in the same manner and subject to the same laws in all respects as govern the nomination of members of the General Assembly

Section 705 ELECTION OF STATE COMMITTEEMEN BY SENATORIAL DISTRICTS All State committeemen shall be elected by Senatorial districts Each Senatorial district shall be entitled to elect two members of the State committee except where a Senatorial district is composed of more than one county or part of a county in which event the electors residing in each county or part of a county embraced in the said Senatorial district shall be entitled to elect one State committeeman

Section 706 ELECTION OF PARTY OFFICERS NATIONAL COMMITTEEMEN All such party officers as are required by the rules of the several political parties to be elected by the vote of the party electors shall be elected at primaries held in accordance with the provisions of this act excepting members of the national committee who shall be elected by the State committee of each respective party unless the rules of the national party otherwise provide in which case they shall be elected in the manner provided by rules of the national party

Section 707 PRESIDENTIAL PREFERENCE VOTES In the years when candidates for the office of President of the United States are to be nominated every qualified elector of a political party shall have opportunity at the primaries held in such years subject to the provisions of this article to vote his preference for one person to be the candidate of his political party for President

Section 708 ARTICLE NOT TO APPLY TO SPECIAL ELECTIONS EXCEPTIONS NOMINATIONS BY NOMINATION PAPERS PRESERVED. This article shall not apply to the nomination of candidates to be voted for at special elections to fill vacancies except when such special election is held at the time of a regular election and such vacancy occurred or existed at least sixty days prior to the regular primary antecedent to such regular elections

Nothing contained in this article shall prevent any body of electors not constituting a political party from nominating candidates by nomination papers as is now or may hereafter be provided by law

Section 709 CANDIDATES NOMINATED AT SPRING AND FALL PRIMARIES Candidates for all offices to be filled at the general election shall be nominated at the spring primary Delegates and alternate delegates to national party conventions State committeemen and such party officers including members of the national committee as are required by the rules of the several political parties to be elected by a vote of the party electors shall be elected at the spring primary except as otherwise provided in this act The vote for candidates for the office of President of the United States as herein provided for shall be cast at the spring primary

Candidates for all offices to be filled at the municipal elections shall be nominated at the fall primary

Section 710 REGULAR ELECTION BOARDS TO CONDUCT PRIMARIES The primaries shall be conducted by the regular election boards duly elected under existing or future laws who shall receive the same compensation for their services as they receive at elections Inspectors of elections shall have the right to appoint clerks to assist them as at elections who shall receive the same compensation that clerks receive for such services at elections Vacancies in election boards shall be filled in the manner provided by this act Before entering upon their duties the election officers and clerks shall be sworn and execute written oaths as required by this act in the case of elections

Section 711 TIME FOR OPENING AND CLOSING OF POLLS LIQUOR SELLING PROHIBITED The polls shall be open between the hours of seven o'clock ante meridian and seven o'clock post meridian All persons licensed to sell liquors either at wholesale or retail or as bottlers shall be compelled to keep their places of business closed on said days for holding said primary only between the hours of six o'clock ante meridian and eight o'clock post meridian

Section 712 ELECTION OFFICERS TO POST AND DISTRIBUTE CARDS OF INSTRUCTIONS The election officers shall post at least three cards of instructions furnished by the county commissioners in the voting room outside of the guardrail as soon as the polls are open and thereafter give such cards to such persons desiring to vote as shall request the same

Section 713 USE OF REGISTERS IN CITIES AT PRIMARIES RETURN THEREOF BY ELECTION OFFICERS The two registers for each election division in cities shall be used at primaries by the election officers in the place of the ballot check list and the voting check list One of said registers shall be marked "ballot check list" and the other "voting check list" After the polls are closed the names of all electors in each register checked as having voted shall be immediately counted and the results compared and announced and the cause of any differences ascertained if possible before the ballot box is opened The two registers shall be immediately sealed in an envelope and shall be returned (a) in cities of the first class to the custody of the registration commission by the majority inspector before four post meridian on the second day following each primary (b) in cities of the second class to the custody of the registration commissioners when the ballot box and other election returns are delivered to the proper officers and (c) in cities of the third class to the custody of the county commissioners when the ballot boxes and other election returns are delivered to the proper officers

Section 714 GENERAL QUALIFICATIONS OF ELECTORS AT PRIMARIES Qualifications of electors entitled to vote at a primary shall be the same as the qualifications of the electors entitled to vote at elections within the election district where the primary is held except that with respect to the payment of taxes it shall be sufficient if an elector shall have paid within two years before the next succeeding election a State or county tax which shall have been assessed at least two months before the said election and paid on or before the day of the primary and in cases where personal registration is required on or before the registration day on which the elector registers

Section 715 QUALIFICATIONS AND CHALLENGES AT THE PRIMARY IN CITIES Any elector of any city duly registered and enrolled as a member of a political party may vote the ballot of said party at the primary election succeeding such registration without being subject to any challenge except as to residence and identity

No elector registered and enrolled as a member of any one political party in any city shall be allowed to receive or vote the ballot of any other political party at the primary election

No elector who is not enrolled as a member of a political party in a city shall be entitled to vote a party ballot at any primary election

The presence of any person's name on the register of any election district in any city shall not be conclusive evidence of his qualifications as to length of residence and identity and if challenged he shall sign his name in the register marked "ballot check list" or on the space in the register provided for that purpose and produce such other evidence as is or may be required by the law relating to general elections to satisfy the election officers of his identity and residence

Section 716 QUALIFICATIONS AND CHALLENGES AT THE PRIMARY IN BOROUGHS TOWNS AND TOWNSHIPS Any elector duly registered and enrolled as a member of a political party in any borough town or township if otherwise qualified may vote the ballot of said party at the primary election

No elector registered and enrolled as a member of any one political party in any borough town or township shall be allowed to receive or vote the ballot of any other political party at the primary election

No elector who is not enrolled as a member of some political party shall be permitted to vote a party ballot at any primary election in any borough town or township

Each elector at the primary election in a borough town or township may be challenged and if challenged shall prove his qualifications and his identity in the same manner as now required by law at general elections If an elector in a borough town or township is challenged at the primary as to party enrollment he shall make an oath that at the last preceding election at which he voted he voted for a majority of the candidates of that party and in such cases the group of presidential electors shall be counted as two candidates

Section 717 HOW VOTER MAY DESIGNATE HIS CHOICE ERRORS IN MARKING BALLOTS The voter may designate his choice as is indicated by the instructions shown on the form of ballot hereinafter set forth If he shall vote for more persons for any office than there are candidates to be nominated or elected for such office or if for any reason it may be impossible to determine his choice for any office his ballot shall not be counted for such office but the rest of his ballot if properly marked shall be counted No ballot shall be rejected for any technical error which does not render it impossible to determine the voter's choice

Section 718 DETACHING OFFICIAL BALLOTS FROM STUBS No official ballot shall be taken or detached from its stub in any book of ballots except by an election officer when a person desiring to vote has been found to be a qualified elector entitled to vote Not more than one ballot shall be removed at any one time or given to any voter except when a voter inadvertently spoils a ballot and immediately returns it to the election officers for cancellation in which case he may be given another ballot Any person removing any ballot from any book of official ballots except in the manner aforesaid shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than one year or both at the discretion of the court for each offense

Section 719 DUTIES OF ELECTION OFFICERS AT THE PRIMARY AFTER THE CLOSE OF POLL Upon the closing of the polls at the primary election and before the ballot boxes are opened the number of ballots issued to the voters of each party as shown by the stubs and the number of ballots of each party if any spoiled and returned by voters and cancelled shall be announced to all present in the voting room and entered on the general return sheets aforesaid Then the names checked as having voted in the two asessors' list or registers marked "ballot check list" and "voting check list" respectively shall be immediately counted and the result announced and compared with the number of ballots issued as above ascertained after deducting the number spoiled and canceled and said results shall also be compared with the number of names written in the numbered lists of voters which shall be made as at elections as the electors receive and cast their ballots with the addition of a note of each elector's party enrollment after his name If any differences exist which are not found to be due merely to clerical errors such differences shall also be noted on the general return sheets aforesaid Then the numbered lists of voters (except a copy of the latter which shall be hung outside of the polling place) shall be placed in the separate envelopes provided for them respectively and sealed

In cities the voting and ballot check lists shall be put in one envelope and sealed and subsequently delivired to the registration commision or county commissioners as hereinbefore required

The stubs of all ballots used together with all unused ballots and all spoiled and cancelled ballots of each party and the ballot check list in boroughs towns and townships shall be placed in a separate envelope and sealed before the ballot boxes are opened which package shall be kept by the judge and delivered by him in person to the county commissioners at such place as they shall designate on or before noon of the Thursday following the primary election

Section 720 COUNT OF BALLOTS AT THE PRIMARY As soon as all the ballots of each party have been properly accounted for and those outside the ballot boxes as well as the said lists sealed as aforesaid the election officers shall forthwith open the ballot boxes and take therefrom all ballots therein separate the same according to the party to which they belong and first audibly count the number cast for each party one by one and make a record thereof Then the judge or one of the inspectors in the presence of the other officers shall read aloud the names marked or inserted upon each ballot keeping the ballots of each party in sequence together with the office for which the person named is a candidate and any other relevant matters necessary to identify him and the clerks shall carefully enter each vote as read and keep account of the same in triplicate tally papers for each party to be provided as aforesaid

All ballots after being removed from the box shall be kept within the unobstructed view of all persons in the voting room until replaced in said box No person while handling the ballots shall have in his hand any pencil pen stamp or other means of making or spoiling any ballot

Section 721 PREPARATION OF TRIPLICATE AND GENERAL RETURNS BY ELECTION OFFICERS POSTING RETURN PROCLAMATION When the vote cast for the different persons named upon said party ballots shall have been fully recorded on the tally papers and counted the election officers shall duly certify to the number of votes cast for each person upon the respective party tickets and shall prepare triplicate returns thereof for each party and also general returns in duplicate showing besides the entries made thereon as aforesaid the number of ballots of each party cast and the number of ballots of each party declared altogether void including any blank ballots cast as well as the votes cast for each candidate on each party ticket One of which statemenst shall be immediately posted for the information of the public outside the voting room or voting place and the other of which shall be intrusted to the judge for delivery to the county commissioners with the package of unused ballots et cetera aforesaid

As soon as the vote is counted it shall be publicly and fully declared from the window of the election room to the citizens present

Section 722 LOCKING AND SEALING BALLOT BOXES PAPERS TO BE DEPOSITED THEREIN DELIVERY OF BOX The election officers shall then replace the ballots cast so counted and canvassed in the boxes including those declared void together with one set of tally papers one set of said triplicate return sheets one numbered list of voters sealed as aforesaid (and the voting check lists in districts other than cities) and one oath of each election officer and lock and seal each ballot box so that nothing can be inserted therein until it be opened again and the judge and minority inspector shall deliver them to the place which has been designated by the court of common pleas or by law for the delivery of ballot boxes at general and municipal elections on or before noon of the Thursday following such primary and the county commissioners or return board shall not compute any returns from any election district until the ballot boxes thereof as well as the package of unused ballots et cetera aforesaid therefrom are delivered as aforesaid

Section 723 PAPERS TO BE RETAINED BY MINORITY INSPECTOR SEALING RETURNS AND DELIVERY BY JUDGE The minority inspector shall retain one complete set of tally papers and one of the triplicate return sheets for each party and one set of the affidavits of voters and other persons except oaths of election officers made pursuant to the provisions of this article at such primary and carefully preserve the same for the period of at least one year The remaining tally papers triplicate return sheets and affidavits of voters and others including oaths of election officers shall be placed in separate envelopes to be provided for the same and sealed envelopes and the other numbered list of voters previously sealed as aforesaid shall be entrusted to the judge of election and shall on or before noon of the Thursday following be deposited by him in person or by registered mail with the county commissioners

Section 724 EXPENSES OF HOLDING PRIMARIES TO BE PAID BY COUNTY Each County of this Commonwealth shall be required to bear and pay the expenses of holding the primary elections in said county

The county commissioners shall keep an accurate account of the entire expense of holding such primaries including the preparation and delivery of supplies voting material et cetera and the total amount shall be paid by the county treasurer upon the order of the county commissioners

ARTICLE VIII

PRIMARY ELECTION RETURNS NOMINEES CERTIFICATIONS

Section 800 GENERAL RETURNS TO BE OPEN FOR INSPECTION The general returns from the various districts at the primary election shall be open to public inspection at the office of the county commissioners as soon as they receive same from the judges thereof

Section 801 CONSTITUTION OF THE RETURN BOARD The county commissioners shall constitute the return board at primary elections except that if any of the county commissioners of any county shall be a candidate for any nomination at a primary he shall not act as a member of the return board for computing or canvassing any returns of such primary but the other two commissioners if both are qualified shall act In case in any county there are not at least two commissioners so qualified two or more judges of the court of common pleas of such county shall be designated by said court to act as the return board provided that neither of them are candidates for any nomination at such primary and if there shall be only one judge of such court in such county or if less than two judges are qualified and able to act in such county any judge who is qualified may act alone and if there be none qualified the prothonotary of such county shall act as the return board and if the prothonotary shall be a candidate at the primary then the sheriff of the county shall act as the return board

Section 802 COUNTY COMMISSIONERS TO PROVIDE MEETING PLACE FOR RETURN BOARD ACCOMMODATIONS FOR REPRESENTATIVES OF CANDIDATES NOTICE The county commissioners shall provide a convenient public place for holding the sessions of the return board whoever may compose it as aforesaid with adequate accommodations for the authorized representatives of each party and candidate concerned in any such primary not exceeding two such representatives for each of them at any one time to attend and to keep or check up their own computation of the votes cast in the several election districts as the returns from the same are read as hereinafter directed

The county commissioners shall give at least one week's previous notice by advertising once in at least two newspapers of a large paid circulation published at the county seat of the time aforesaid and place when and where such return board will commence and hold its sessions and keep copies of such advertisement posted in their office during said period

Section 803 COUNTY COMMISSIONERS TO PREPARE BLANK FORMS At noon on the Friday following the primary election the county commissioners shall have ready a sufficient number of blank forms of returns made out in a proper manner and headed as the nature of the ballots may require for making out full and fair statements of all votes which shall have have been given with in the county or any political district therein according to the returns from the several election districts thereof for any person voted for therein for any party nomination or party office

Section 804 CLERKS TO BE SWORN All the clerks of the county commissioners and other persons assisting in the computation and canvassing of the votes shall be first sworn to perform their duties impartially and not to read write count or certify any return or vote falsely or faudulently

Section 805 WHEN RETURN BOARD TO MEET The return board shall at noon on the Friday succeeding the primary election publicly commence the computation and canvassing of the returns and continue the same from day to day until completed in the manner hereinafter provided

Section 806 OPENING SEALED RETURNS COMPARISON OF BALLOTS CAST AND ISSUED ERRORS None of the envelopes sealed by election officers and entrusted to the judges of election shall be opened by any person except by order of the return board or of the court of common pleas

The general returns made by the election officers from the various election districts shall be read one after another in the usual order slowly and audibly by one of the clerks who shall in each case read therefrom the number of ballots of each party issued spoiled and canceled and cast respectively whereupon the clerk having charge of the records of the county commissioners showing the number of ballots of each party furnished for each election district and the number of stubs and unused ballots and spoiled and canceled ballots returned shall publicly announce the number of same respectively and unless it appears by said numbers or calculations therfrom that said records and the said general return correspond no further returns shall be read from the latter until all the ballots issued are fully accounted for

Section 807 READING RETURNS CORRECTION OF DISCREPANCIES OPENING BALLOT BOXES SUMMONING ELECTION OFFICERS When the records agree with the said returns regarding the ballots the votes recorded for each candidate on each party ticket shall be read by the said clerk slowly audibly and in an orderly manner from the said returns and the figures announced shall be compared by other clerks with the return sheets of each party for the respective districts and discrepancies shall be immediately called to the attention of the return board which shall thereupon compare said return sheets with the tally papers for the same election district respecting the same candidates or party ballots and if the tally papers and party return sheets agree the general return shall be forthwith corrected to conform thereto but in every other case the return board shall forthwith cause the ballot box of such division to be brought before it and opened under its direction and the ballots therein recounted respecting any vote in question in the presence of representatives of each party and candidate interested who are attending the canvass of such votes and if such recount shall not be sufficient to correct the error in any of the said returns the return board may summon the election officers and overseers if any to appear forthwith with all election papers in their possession and the court of common pleas shall use its processes to enforce such summons if necessary If any error or fraud is discovered the return board shall compute and certify the votes justly regardless of any fraudulent or erroneous returns presented to it and report the facts to the district attorney of the proper county for action in cases that appear to warrant same

Section 808 FINAL COMPUTATION OF RETURNS CERTIFICATION THEREOF APPEALS As the returns from each election district are read computed and found to be correct or corrected as aforesaid they shall be recorded on the blanks prepared for the purpose of casting up the total vote of each candidate on each party ticket until all the returns from the various election districts which are entitled to be counted shall have been duly recorded when they shall be added together announced and attested by the clerks who made and computed the entries respectively and at the expiration of five days after the completion of said computation the return board shall certify the several returns accordingly to the county commissioners unless upon appeals taken from any decision the court of common pleas shall have directed any returns to be revised in which case such returns shall be revised and certified accordingly

Section 809 APPEALS TO COURT FROM DECISIONS OF THE RETURN BOARD Any person aggrieved by any order or decision of any return board not consisting of a judge or judges of the court of common pleas regarding the computation or canvassing of the returns may appeal therefrom within two days thereafter to the court of common pleas of the proper county setting forth why he feels that an injustice has been done and praying for such order as will give him relief Upon the payment to the prothonotary of a fee of three dollars for filing such appeal a judge of the said court shall fix a time and place for hearing the matter in dispute within three days thereafter of which due notice shall be served with a copy of such appeal by the appellant upon one of the return board whose action is complained of and upon every attorney who opposed the contention of the appellant before such return board and upon any other person that said judge shall direct at least two days before said matter shall be reviewed by the court Proof of such notice or the waiver thereof must be filed therein before any appeal is sustained

Section 810 POWER OF COURTS ON APPEALS CONTESTS APPEALS FINAL COSTS The court on an appeal as hereinbefore provided shall have full power and authority to hear and determine all matters pertaining to any fraud or error committed in any election district to which such appeal relates and to make such decree as right and justice may require Pending such appeal the return board shall suspend any official certification of the votes cast in such election district

None of the orders or decisions of either the return board or any judge or judges acting as a return board or the court of common pleas on any appeal shall be deemed a final adjudication regarding the results of any primary election so as to preclude any contest thereof

Contests of primaries shall originate and be conducted as in cases of elections

No appeal shall be allowed from any decision of any judge or judges acting as a return board or from any order or decree of the court of common pleas made in pursuance of this section The court may compel the appellant or any opposing party other than the commissioners or prothonotary to pay all the witnesses fees if any and other legal costs of rehearing any matter in dispute which costs may be taxed by the prothonotary in the usual manner

Section 811 RETURNS IN JUDICIAL CONGRESSIONAL AND SENATORIAL DISTRICTS In the case of the nomination of judges representatives in Congress of the United States and State senators in judicial congressional and senatorial districts composed of two or more counties or parts of two or more counties or of one or more counties and a part or parts of one or more counties or a single county to which one or more counties are attached returns at primary elections shall be made and computed and certificates thereof be made as now provided by the laws of the Commonwealth apportioning the State into judicial congressional and senatorial districts

Section 812 RECORDS TO BE PRESERVED AND OPEN TO INSPECTION All the stubs and unused ballots spoiled and canceled ballots as well as the other election returns aforesaid considered by the return board shall be open to public inspection and shall be carefully preserved together with the contents of the ballot box by the county commissioners for at least eleven months and not destroyed in any event without the previous consent in writing by the district attorney

Section 813 WHICH CANDIDATES NOMINATED Candidates of the various political parties for nomination except for the office of President of the United States who receive a plurality of votes of their party electors in the State or in the political district or division as the case may be at the primary election together with the candidates for the office of presidential elector nominated as hereinafter provided shall be candidates of their respective parties and it shall be the duty of the proper officers to print their names upon the official ballots of the succeeding election

Section 814 PARTY NOMINEES FOR UNITED STATES SENATOR The name of the person in each political party who receives at a primary a plurality of the votes of such party in the State at large for United States senator shall be printed upon the official ballots for use at the succeeding election as the candidate of his party for said office under the heading "United States Senator"

Section 815 DELEGATES ELECTED TO NATIONAL CONVENTIONS Candidates of the various political parties for the office of delegates and alternate delegates at large to a National party convention who receives a plurality of the votes of their party electors in the State at large shall be the duly elected delegates and alternate delegates at large to the National Convention of their respective parties Candidates of the various political parties for the office of delegate and alternate delegate other than delegate and alternate delegate at large who receive a plurality of the votes of their party electors in the political district or division in which they are candidates shall be duly elected delegates and alternate delegates to the National convention of their respective parties

Section 816 WHO SHALL BE DECLARED ELECTED MEMBERS OF NATIONAL OR STATE COMMITTEE AND PARTY OFFICERS Candidates of the various political parties for the office of member of the State committee or for the office of member of the National Committee in cases where the rules of the party provide that such office shall be filled by a vote of the party electors who receive a plurality of the votes of the party electors at a primary shall be the duly elected members of the State or National Committee as the case may be of their respective parties

Candidates for other party offices who receive a plurality of the votes of the party electors at a primary shall be the party officers of their respective parties

Section 817 NOMINEE IN CASE OF THE VOTE In the case of a tie the candidates receiving the tie vote shall cast lots before the county commissioners or the Secretary of the Commonwealth as the case may be on the third Friday after the primary and the one to whom the lot shall fall shall be entitled to the nomination or election In any case where the fact of a tie vote is not authoritatively determined until after the third Wednesday after the primary the day for casting lots shall be the second day after the fact of such tie vote is authoritatively determined If any candiate or candidates receiving a tie vote fail to appear before twelve o'clock noon on said day the county commissioners or the Secretary of the Commonwealth as the case may be shall cast lots for him or them For the purpose of casting lots any candidate may appear in person or by proxy appointed in writing

Section 818 COUNTY COMMISSIONERS TO CERTIFY CERTAIN VOTES TO SECRETARY OF THE COMMONWEALTH The county commissioners shall make the proper certification of returns of votes cast for the candidates of the various political parties for nomination for the office of President of the United States Senator of the United States member of the House of Representatives of the United States for all State offices for all judges elected at large and in judicial districts for the office of delegate and alternate delegate to a National party convention and member of the National Committee and members of the State committee to the secretary of the Commonwealth who shall tabulate the same and shall certify to the county commissioners of the respective counties the result of the computation of the vote for all such offices as shall be voted for at the succeeding election at least thirty days prior to the date of such election and shall also certify within said time to said county commissioners the names of the President electors chosen and certified to him

Section 819 SECRETARY OF THE COMMONWEALTH TO CERTIFY VOTES OF NATIONAL DELEGATES AND STATE COMMITTEEMEN The Secretary of the Commonwealth shall also forthwith ascertain from said returns the persons in each political party who have been duly elected as delegates and alternate delegates to the National convention of such party and the persons in each party who have been duly elected members of the National Committee or State committee of the party and shall forthwith issue to each of such persons a certificate of election which certificate of election in the case of delegate and alternate delegate to a National party convention shall show the number of votes received in the State or in the political district of the State as the case may be by each candidate of such delegate's and alternate delegate's political party for nomination as President of the United States The Secretary of the Commonwealth shall also certify to the State chairman of each respective party the votes cast for each candidate for the office of State committeeman

Section 820 SECRETARY OF THE COMMONWEALTH TO CERTIFY PRESIDENTIAL VOTES BY CONGRESSIONAL DISTRICTS The secretary of the Commonwealth shall forthwith prepare a statement from said returns showing the total number of votes cast in the State and in each Congressional district of the State for each candidate of each political party for nomination as President of the United States and shall make public announcement thereof He shall also forthwith send a duplicate of such statement to the county commissioners of each county

ARTICLE IX

ORGANIZATION OF STATE COMMITTEE

Section 900 ORGANIZATION OF STATE COMMITTEE The state committeemen elected at the spring primary shall meet for organization not later than the fifth Wednesday following their election at such hour and place as shall be designated by the State chairman of each political party

Section 901 RULES OF STATE COMMITTEES The State committee of each political party may make such rules for the government of such State committee not inconsistent with law as it may deem expedient and may also revoke alter or amend in any manner not inconsistent with law any present or future rules of such State committee

Section 902 ELECTION OF NATIONAL COMMITTEEMEN National committeemen shall be elected and vacancies happening at any time in said office shall be filled by the State committee of the respective party unless the rules of the National party otherwise provide in which case such committeemen shall be elected and vacancies be filled in the manner provided by the rules of the National party

Section 903 FILLING OF VACANCIES IN STATE COMMITTEE Vacancies happening at any time in the office of State committeeman shall be filled by the city or county committee of the respective parties When said vacancy occurs in a county composed of more than one Senatorial district the members of the city or county committee embraced within the Senatorial district in said county shall elect said committeeman and when a vacancy occurs in a Senatorial district composed of more than one county or part of a county the members of the county committee embraced within said county or part of a county shall elect said committeeman

ARTICLE X

NOMINATION PAPERS PRESIDENTIAL ELECTORS WITHDRAWAL OF CANDIDATES SUBSTITUTED NOMINATIONS

(a) Nomination Papers

Section 1000 NOMINATION BY NOMINATION PAPERS In addition to the nominations made at the primary election nominations of candidates for any public office may also be made by nomination papers signed by qualified electors of the State or of the electoral district or division thereof for which the nomination is made and filed in the proper office as provided by this article

Where the nomination is for any office to be filled by the voters of the state at large the number of qualfied electors of the State signing such nomination paper shall be at least one-half of one per centum of the largest vote cast for any officer elected in the State at the last preceding election at which a State officer was voted for In the case of all other nominations the number of qualified electors of the electoral district or division signing such nomination paper shall be at least two per centum of the largest entire vote cast for any officer elected at the last preceding election in the said electoral district or division for which said nomination papers are designed to be made

Each elector signing a nomination paper shall add to his signature his place of residence and occupation and no person may describe to more than one nomination for each office to be filled The signatures to each nomination paper and the qualification of the signers shall be vouched for by the affidavit of at least five of the signers thereof which affidavit shall accompany the nomination paper

Blank forms for making such nomination shall be furnished by the Secretary of the Commonwealth and no other form than the ones so prescribed shall be used for such purposes

Section 1001 CONTENTS OF NOMINATION PAPERS RESTRICTION ON NAMES All nomination papers shall specify (a) the party or policy which such candidate represent expressed in not more than three words in the case of electors of President and Vice-President of the United States the names of the candidates for President and Vice-President shall be added to the party or political appellation (b) the name of each candidate nominated therein his profession business or occupation if any and his place of residence with street and number thereon if any and (c) the office for which such candidate is nominated

No words shall be used in any nomination papers to describe or designate the party or policy or political appellation represented by the candidate named in such nomination papers as aforesaid identical with the words used for the like purpose by any political party required by this act to make its nomination of candidates at the primary election Any objections filed to a nomination paper on account of the party or political appellation used therein or involving the right as defined by this article to file such paper shall be decided by the court of common pleas on hearing as provided in this article in the case of objections to nomination papers

Section 1002 FILING OF NOMINATION PAPERS Nomination papers for candidates for the offices of Presidential electors and Members of the House of Representatives of the United States and for State offices including those of Judges Senators and Representatives shall be filed with the Secretary of the Commonwealth at least sixty days before the day of election Nomination papers for candidates for all other offices shall be filed with the county commissioners of the respective counties at least twenty-eight days before the day of election In determining or reckoning any period of time mentioned in this article the day upon which the act is done paper filed or notice given shall be excluded from and the date of the election shall be included in the calculation or reckoning

Section 1003 OBJECTIONS TO NOMINATION PAPERS PROCEDURE It shall be the duty of the officer or officers to whom any nomination paper is brought for the purpose of filing to examine the said paper and if it lacks sufficient signatures or be other wise manifestly defective it shall not be filed but the action of said officer or officers in refusing to receive such paper may be reviewed by the court of common pleas of the county where filed upon an application for mandamus to compel its reception as of the date when it was brought to the office

All nomination papers which have been filed shall be deemed to be valid unless objections thereto are duly made by writing filed in the court of common pleas of the county in which the paper objected to has been filed and with the officer or officers with whom such papers have been filed and within the following periods

(a) In the case of papers filed with the Secretary of the Commonwealth at least fifty days before the day of election

(b) In the case of other papers at least twenty-five days before the day of election

In case the court is in session one or more judges thereof shall proceed to hear such objections without unnecessary adjournment or delay and shall give such hearing precedence before any other business before him or them With respect to papers filed with the Secretary of the Commonwealth such objections shall be heard and finally determined at least thirty days before the day of the election and in all other cases at least eighteen days before the day of election

In case the court is not in session any judge thereof on the presentation to him of the certificate of the prothonotary that such objections have been filed shall proceed to hear such objections No objection of any nature whatever shall be filed unless accompanied by proof of service of notice of the proposed objection upon at least one of the candidates named in the paper objected to nor shall any objection be heard in the absence of any of the said candidates without proof of service of notice of the hearing upon them If the court decides that the paper objected to was not filed by parties entitled under this act to file the same it shall be wholly void but if it be judged defective only the court shall indicate the matters in which it requires amendment and the time within which such amendments must be made and every paper amended after the time when names therein contained should have been sent to the sheriff shall be subject to the provisions of this act concerning substituted nominations

The officers with whom nomination papers have been filed shall permit the political parties or bodies who have filed them to amend them of their own motion at any time prior to the printing of the ballot

Section 1004 PREEMPTION OF PARTY NAMES IN COUNTIES Whenever five of the electors composing any political body making a nomination by nomination papers shall file with the prothonotary of the county in which the nomination paper or papers are to be filed an affidavit setting forth that they have adopted a certain political appellation to designate their policy subject to the limitations of this article regarding the selection of names and file with the nomination papers a certificate from the prothonotary setting forth such a compliance with the act then thereafter such political body shall have the exclusive right to use the said name or appellation for the election for which such nomination or nominations are made

Section 1005 PREEMPTION OF PARTY NAMES IN WARDS Whenever five electors composing any political body as hereinbefore provided shall file an affidavit as aforesaid setting forth that they have adopted a certain political name or apellation to designate their policy for the purpose of making nominations for ward officers or officers to be elected in any ward such affidavit shall give to such body of electors the exclusive right to use the said name or appellation for the nomination of any candidates for any precinct or other subdivision of such ward for the election for which such nominations are made

(b) Nomination of Presidential Electors

Section 1010 NOMINATION OF PRESIDENTIAL ELECTORS The nominee of each political party for the office of president of the United States shall within thirty days after his nomination by the National convention nominate as many persons to be the candidates of his party for the office of Presidential elector as the State is then entitled to If for any reason the nominee of any political party for the office of President of the United States fails or is unable to make the said nominations within the time herein provided then the nominee of such party for the office of Vice-President of the United States shall as soon as may be possible after the expiration of said thirty days make the nominations

The names of such nominees with their post-office addresses shall be certified immediately to the Secretary of the Commonwealth by the nominee for the office of President or Vice-President as the case may be making the nominations

(c) Withdrawal of Nominated Candidates

Section 1015 WITHDRAWAL OF CANDIDATES Any person whose name has been presented as a candidate for the office of Presidential elector Member of the House of Representatives of the United States or for any State office including that of judge senator and representative may cause his name to be withdrawn from nomination by request in writing signed by him and acknowledged before an officer qualified to take acknowledgements of deeds and filed in the office of the Secretary of the Commonwealth at least fifty days previous to the day of the general election and at least twenty-five days previous to the day of the municipal election and all candidates for other offices with the county commissioners of the respective counties at least twenty-five days previous to the day of the election and no name so withdrawn shall be printed upon the ballots

Where any office not in court of record shall for any cause become vacant after the time for making nominations for such office shall have elapsed or when a writ for a special election to supply a vacancy shall direct such election to be held at a date which would prevent the making of nominations in time to comply with section one thousand and two of this article nominations for the office to be filled may still be made in accordance with the provisions of this article relating to nominations papers but in other respects the provisions of subdivision (d) of this article shall apply to such nominations

(d) Substituted Nominations

Section 1020 FILLING OF VACANCIES ON TICKET AFTER PRIMARIES Vacancies happening or existing after date of the primary may be filled in accordance with the party rules as is now or may hereafter be provided for by law

Section 1021 TIME OF FILING NOMINATION PAPERS TO FILL VACANCIES CAUSED BY WITHDRAWAL Certificates of nomination and nomination papers to fill vacancies caused by the withdrawal of candidates nominated at primary elections or by nomination papers but not vacancies caused by death of candidates nor in special elections shall be filed as follows Those to be filed with the Secretary of the Commonwealth shall be filed at least thirty-five days before the day of election and those to be filed with the county commissioners at least twenty days before the day of election

Section 1022 PRECEDURE FOR FILING NOMINATION PAPERS TO FILL VACANCIES CAUSED BY DEATH OR WITHDRAWAL In case of the death or withdrawal of any candidate nominated as provided in this act the political party or the citizens who nominated such candidate by nomination papers may nominate a substitute in his place by filing in the proper office at any time before the day of election in case of the death of a candidate or within the time specified in the preceding section in the case of the withdrawal of a candidate a nomination certificate or nomination paper which in the case of a nomination by nomination papers shall conform to all the requirements of this act in regard to original nomination papers If the said citizens shall have authorized any committee or if any executive committee of any political party be authorized by the rules of said party to make nominations in the event of the death or withdrawal of candidates the said committee shall have power to file the requisite nomination certificate or nomination paper which shall recite the facts of the appointment and powers of the said committee (naming all its members) of the death or withdrawal of the candidate and of the action of the committee thereon and the truth of these facts shall be verified by the affidavit annexed to the certificate or paper of two members of the committee and also of at least two of the officers of the political party or two of the citizens who made affdavit to the original paper In case of a substituted nomination paper not filed by a committee but signed by citizens it shall only be necessary that two-thirds of the signers of the said paper shall have been signers of the original paper

Section 1023 FILLING VACANCIES IN OFFICE OF PRESIDENTIAL ELECTORS Vacancies happening or existing after the date of nomination of Presidential electors shall be filled by the nominee for the office of President or Vice-President making the original nominations Nominations made to fill vacancies shall be certified to the Secretary of the Commonwealth in the manner herein provided for in the case of original nominations

Section 1024 OBJECTIONS TO SUBSTITUTED NOMINATIONS TIME FOR MAKING All substituted nomination certificates or papers may be objected to as provided in thi sarticle with regard to nomination papers and if a substituted certificate or paper be filed after the last day for filing the original certificate or paper objections must be made within four days after the filing and no objections as to form and conformity to law shall be received after the time set for printing the ballots

Section 1025 NAME OF SUBSTITUTED CANDIDATE TO BE PLACED ON BALLOT As soon as any substituted candidate shall have been duly nominated his name shall be substituted by the proper officers in the place of that of the candidate who has died or withdrawn so far as time may allow and in case a substituted nomination is filed with or transmitted to the county commissioners after the ballots have been printed the said commissioners shall prepare and distribute with the ballots suitable slips of paper bearing the substituted name together with the title of the office and having adhesive paste upon the reverse side which shall be offered to each voter with the regular ballot and may be affixed thereto

(e) Public Records

Section 1030 NOMINATION CERTIFICATES AND PAPERS OPEN TO PUBLIC INSPECTION PRESERVED TWO YEARS All certificates of nomination and nomination papers when filed shall be open under proper regulations to public inspection and shall be preserved not less than two years in the offices where they have been filed

ARTICLE XI

PREPARATION FOR GENERAL AND MUNICIPAL ELECTIONS

Section 1100 CERTIFICATION OF LISTS OF TAXPAYERS IN BOROUGHS AND TOWNSHIPS Twenty days before each election the tax collector of townships and boroughs shall send a sheet to the office of the county commisioners containing the number of each tax receipt issued date of payment name of taxpayer amount of tax and district in which taxpayer is assessed for the period since the last report

The commissioners are directed to have such reports of taxpayers bound and kept for public inspection

Section 1101 PREPARATION OF VOTING LIST IN BOROUGHS AND TOWNSHIPS The county commissioners upon receipt of the original registry list of the boroughs and townships from the assessors and registry assessors shall proceed to make out a complete list in alphabetical order of all persons so returned as taxables in each election district and furnish the same together with the necessary election blanks to the office of the election in such election district on or before seven o'clock in the morning of the election

Section 1102 CERTIFICATION OF NOMINEES BY SECRETARY OF COMMONWEALTH TO SHERIFF AND COUNTY COMMISSIONERS The Secretary of the Commonwealth shall at least fourteen days previous to the day of any election of United States or State officers or for the adoption of amendments to the Constitution of this Commonwealth transmit to the county commissioners and the sheriff of each county in which such election is to be held duplicate official lists stating the names and residences of parties or policies represented by all candidates whose nomination certificates or papers have been filed with him for such election and have not been found and declared to be invalid and to be voted for at each voting place in each county respectively substantially in the form of the ballots to be used therein and also duplicate copies of the text of all proposed constitutional amendments to be voted upon at such election

Section 1103 CERTIFICATION OF NOMINEES BY COUNTY COMMISSIONERS TO SHERIFF The county commissioners of each county shall send to the sheriff of their county at least ten days prior to the day of any general or municipal election an official list containing the names and party or political appellations of all candidates whose nomination certificates or papers have been filed with the said commissioners for such election and to be voted for at each voting place in the county substantially in the form of the ballots to be used therein

Section 1104 SHERIFF'S PROCLAMATION The sheriff of every county at least ten days before each general election and before the election of county officers or judges at municipal elections and in cities coextensive with counties before all municipal elections shall give notice of the same by advertisements in at least three and not more than four newspapers if there be so many published in the county two of said newspaper's representing so far as practicable the political party which at the preceding November election cast the largest number of votes and the other one of said newspapers representing so far as practicable the political party which at the preceding November election cast the next largest number of votes and in addition thereto the sheriff of every county shall at least ten days before each general election and before each such municipal election to be held in cities of the first second and third classes give notice of the same by proclamation posted up in the most conspicuous places in every election district in said cities and in every such advertisement or proclamation he shall

I Enumerate the officers to be elected at general elections and the county officers and judges to be elected at municipal elections and give a list of all the nominations made as provided in this act and to be voted for in such county including all city officers in cities coextensive with counties and the full text of all constitutional amendments submitted to a vote of the people but the proclamation posted in each election district need not contain the names of any candidates but those to be voted for in such district

II Designate the place at which the election is to be held

II Give notice that every person excepting justice of the peace military officers and borough officers who shall hold any office or appointment of profit or trust under the government of the United States or of this State or of any city or incorporated district whether a commissioned officer or otherwise a subordinate officer or agent who is or shall be employed under the Legislative Executive or Judiciary Department of this State or of the United States or of any city or incorporated district and also that every member of Congress and of the State Legislature and of the council of any city or commissioners of any incorporated district is by law incapable of holding or exercising at the same time the office or appointment of judge inspector or clerk of any election of this Commonwealth and that no inspector judge or other officer of any such election shall be eligible to any office to be then voted for except that of an election or township officer

Section 1105 WHEN CORONER IS TO PERFORM SHERIFF'S DUTIES In cases where a sheriff is directed to perform any duty by the provisions of this act and said sheriff is absent from the district or there is any vacancy in said office the duty directed to be performed by the sheriff shall be done and performed by the coroner of the proper county who shall be entitled to the same fees and subject to like penalties

Section 1106 CITIES NOT COEXTENSIVE WITH COUNTIES MAYOR'S PROCLAMATION In all cities other than those coextensive with counties the council shall cause the mayor to issue his proclamation to the qualified electors of the city at least ten days before the municipal election stating therein the officers to be voted for at such election

Section 1107 NOTICE OF ELECTION OF WARD OFFICERS The constable or constables of each ward at least ten days before the day of election of ward officers and election officers shall give public notice by six or more printed or written advertisements affixed at as many of the most public places therein of the time and place of holding such election

In case of the neglect refusal death or absence from the county of the constable or constables of any ward the assessors of the ward shall perform the duties hereinbefore required to be done by such constable or constables under the like penalty But the said assessors shall not be required to give more than five days' notice of the time and place for holding such election

Section 1108 ELECTION NOTICE IN TOWNSHIPS The constable of constables of every township within this Commonwealth shall give public notice of the election of township and election officers by ten or more printed or written advertisements affixed at as many of the most public places therein at least ten days before the election and in every such advertisement they shall enumerate the candidates designate the place of holding the election and give such other information pertinent to such election as sheriffs are directed to do in paragraphs I and II of the sheriff's proclamation published before elections In case of the neglect refusal death or absence of the constable or constables the duties herein enjoined on them shall be performed by the supervisors or assessor of the proper township but said supervisors or assessor of the proper township shall not be required to give more than five days' notice

Section 1109 ELECTION NOTICE OF BOROUGH OFFICERS The high constable shall give ten days' notice of the election of the borough officers by posting six advertisements in the most public places within the same

Section 1110 COMPENSATION OF OFFICERS FOR ADVERTISING ELECTIONS Constables supervisors or assessors as the case may be of any ward township incorporated district or borough shall be allowed and paid out of the county treasury two dollars for each polling place for advertising ward township district and borough elections but not more than fifteen dollars ($15.00)) for this purpose for any one election and six cents per mile for each mile necessariy traveled in the performance of said duties

Section 1111 PRINTING AND KEEPING RECORD OF BALLOTS The county commissioners of each county shall cause all the ballots to be used there in general and municipal elections to be printed The commissioners shall ascertain the offices to be filled and shall be responsible for the accurate printing of the ballots in accordance with this article and for the safekeeping of the same while in their possession or that of their subordinates or agents A record of the number of ballots printed and furnished to each voting place shall be kept and preserved by the county commissioners of the several counties

Section 1112 STYLE AND BINDING OF OFFICIAL BALLOT All the official ballots used at the same voting place at any general or municipal election shall be alike and shall be at least six inches long and four inches wide They shall be printed with the same kind or kinds of type (which shall not be smaller than the size shown as "brevier" or "eight point body" upon white paper without any impression or mark to distinguish one from another and of sufficient thickness to prevent the printed mater from showing through Each ballot shall be attached to a stub or counterfoil and all the ballots for the same voting place shall be bound together in convenient numbers in books in such manner that each ballot may be detached and removed separately

Section 1113 INSTRUCTIONS ON AND ARRANGEMENT OF OFFICIAL BALLOT At the head of every official ballot shall be printed the following instructions

To vote a straight party ticket mark a cross (X) in the square opposite the name of the party of your choice in the first column A cross-mark in the square opposite the name of any candidate indicates a vote for that candidate

On the back of each ballot or on the right hand side of the back of the ballot is printed in two columns there shall be printed as a caption "official ballot for" followed by the designation of the voting place for which the ballot is prepared the date of the election and a facsimile of the signatures of the county commissioners of the respective counties who have caused the ballots to be printed

When Presidential electors are to be voted for the names of candidates for Presidential electors shall be arranged in party groups as presented in the several certificates of party nomination and nomination papers and the groups shall be printed upon the ballot in order of the vote obtained in the State at the last Presidential election by the parties nominating beginning with the party which obtained the highest vote

In the case of political parties not represented on the ballot in the last Presidential election the order of arrangement shall be alphabetical

At the head of each group of candidates shall be printed the appropriate party name or political appellation together with the surnames of the candidates of such party for President and Vice-President underneath which shall be printed the names of the appropriate candidates for Presidential electors

At the right of the space containing the surnames of the candidates for President and Vice-president and their party name or political appellation there shall be a square of sufficient size for the convenient insertion of a crossmark (X) and at the right of the name of each candidate for Presidential elector there shall be a similar but smaller square

The names of candidates for all other offices except President and Vice-president shall in all cases be arranged under the title of the office for which they are candidates and be printed in the order of the votes obtained for the head of the respective tickets of the parties or bodies nominating at the last Presidential election beginning with the party obtaining the highest vote But in the case of parties not represented on the ballot at the last Presidential election then the name of the nominees of such parties shall be arranged alphabetically according to the party name or political appellation At the right of the name of each nominee or candidate shall be printed the name or appellation of the political party presenting or nominating him and at the right of such party name or political appellation there shall be a square of sufficient size for the convenient insertion of a crossmark

Whenever the approval of a constitutional amendment or other question is submitted to the vote of the electors such constitutional amendment or other question except as herein provided shall be printed upon the ballot in brief form to be determined by the Secretary of the Comonwealth in the case of constitutional amendments or other questions to be voted on by the electors of more than one county and by the county commissioners in other cases Such proposed amendments to the constitution shall be printed in full upon the ballots and together with such other questions shall be followed by the words "yes" and "no" in such a manner as to give each voter a clear opportunity to express his approval or disapproval of said amendment or question by a crossmark (X) in a square of sufficient size at the right of the wards "yes" or "no" If such question be submitted at an election of public officers it shall be printed upon a separate ballot Provided however That if such constitutional amendment or other question is to be voted upon in any county city borough or township which has adopted voting machines for use at public elections therein such constitutional amendment or other question shall be voted on therein upon such voting machines in accordance with the provisions of the laws relating thereto

Whenever any candidate shall receive more than one nomination for the same office his name shall be printed once and the names of each political party so nominating him shall be printed to the right of the name of such candidate arranged in the same order as candidates' names are grouped that is to say in the order of the votes obtained by such party at the last preceding Presidential election beginning with the party obtaining the highest vote If such candidate shall be nominated by any political party not represented on the ballot in the last Presidential election the name of such parties shall follow the other names and be arranged alphabetically according to the party name or appellation At the right of every party name or political appellation shall be a square of sufficient size for the convenient insertion of a cross-mark

There shall be left at the end of the groups of candidates for Presidential electors and of the list of candidates for each different office (or under the title of the office itself for which an election is to be held in case there be no candidates legally nominated therefor) as many blank spaces as there are persons to be voted for for such office in which space the voter may insert the name of any person whose name is not printed on the ballot as a candidate for such office and such insertion shall count as a vote without the cross-mark

The ballots shall be so printed as to give to each voter a clear opportunity to designate his choice of candidates by a cross-mark (X) in a square of sufficient size at the right of the name of each candidate and inside the line enclosing the column and in like manner answers to questions submitted by similar marks in squares at the right of the words "yes" and "no" and on the ballot may be printed instructions how to mark and such words as will aid the voter to do this as "mark one" "mark two" and the like A voter may however designate his choice of an entire group of candidates for Presidential electors by the cross-mark (X) in a large square which shall be placed at the right of the names of the candidates for President and Vice-President at the head of such group and such mark shall be equivalent to a mark against every name in the group

In order that each voter may have the opportunity of designating his choice for all the candidates as nominated by one political party there shall be printed on the extreme left of the ballot and separated from the rest of the ballot by a space of at least one-half inch a list of the names of all the political parties or groups of nominees represented on such ballot and presenting candidates to be voted for at such election Such names shall be arranged in the order of the votes obtained at the last Presidential election by the candidate at the head of the respective tickets of the parties or bodies nominating beginning with the party that received the highest vote cast Following the names of such political parties shall be the names of the parties or principles not represented on the ballot at the last Presidential election arranged alphabetically according to the party name or political appellation A square of sufficient size for the convenient insertion of a cross-mark shall be placed at the right of each party name or appellation. Every mark within such square shall be equivalent to a mark against every name designated by that political appellation or party name including candidates nominated by more than one party or group of citizens

Section 1114 MISTAKES APPEARING ON BALLOT When it is shown by affidavit that mistake or omission has occurred in the publication of names or description of Candidates or in the printing of the official ballots the court of common pleas of the district or county or any judge thereof may upon the application of any qualified elector of the district or county require the county commissioners to correct the mistake or omission or to show cause why they should not do so

Section 1115 NUMBER OF OFFICIAL BALLOTS The county commissioners of each county shall provide for and furnish to each election district in which an election is to be held one set of official ballots of not less than fifty for every fifty and fraction of fifty voters therein as contained upon the registration list or registration books

Section 1116 CARDS OF INSTRUCTION They shall also prepare full instructions for the guidance of voters as to obtaining ballots as to the manner of marking them and the method of gaining assistance and as to obtaining new ballots in place of those accidentally spoiled and they shall respectively cause the same together with copies of those sections of articles ninteen of this act providing penalties for the violation of laws at such elections to be printed in sufficient numbers in large clear type on separate cards to be called cards of instruction which they shall furnish to each voting place

Section 1117 SPECIMEN BALLOTS They shall also cause to be printed on tinted paper and without the facsimile endorsements a sufficient number of copies of the form of the ballot provided for each voting place at each election therein which shall be called specimen ballots and which they shall furnish to each voting place

Section 1118 ADDITIONAL OFFICIAL AND SPECIMEN BALLOTS They shall also in addition to the number of ballots required to be printed for general distribution have printed five hundred official and one hundred specimen ballots for every five thousand voters within the county which ballots shall be kept at the office of the commissioners for the use of any district or districts the ballots for which may be lost or destroyed

Section 1119 BALLOT AND VOTING CHECK LISTS They shall deliver to each election district in cities of the first second and third classes where personal registration is required at every election therein the registers of voters known as the voting check list and ballot check list

In boroughs towns and townships they shall provide for each election district at every election therein two copies of assessor's lists of voters and shall deliver the same as such lists are now delivered one copy to be called the "ballot check list" for the inspector in charge of the ballots and the other copy to be called the "voting check list" to be used in marking the names of those who have voted

Section 1120 BALLOTS ET CETERA SENT TO ELECTION JUDGES The ballots together with the specimen ballots and cards of instruction printed by the county commissioners as herein provided shall be packed by them in separate sealed packages with marks on the outside clearly designating the election districts for which they are intended and the number of ballots of each kind enclosed

They shall then be sent by the county commissioners of the respective counties to the judges of election at the several voting places so as to be received by them on the Saturday or Monday before the day of election

The respective judges of election shall on delivery to them of such packages return receipts therefor to the commissioners who shall keep a record of the time when and the manner in which the several packages were sent and shall preserve for the period of one year the receipts of the said judges of election

The commissioners of any county may if they prefer instead of sending the packages to the judges or any number of them in the manner aforesaid notify the judges of the election districts for which the said commissioners are required to provide ballots to come to the said commissioners' office on the day before the election at a time specified and it shall be the duty of each of the said judges to come to the said office at that time and there on presentation of his certificate of election as judge to receive and receipt for one package of ballots specimen ballots and cards of instruction for use in his election district He shall keep the said packages sealed and shall be responsible for the safe-keeping thereof until the ballots are used at the election In case a judge of the elections is prevented by illness from performing the duties aforesaid he shall deputize one of the inspectors to act in his place

Section 1121 HOW BALLOTS NOT DELIVERED LOST OR STOLEN SHALL BE REPLACED In case the ballots to be furnished to any voting place in accordance with the provisions of this article shall fail for any reason to be duly delivered or in case after delivery they shall be destroyed or stolen it shall be the duty of the judge of election of such voting place to cause other ballots to be prepared substantially in the form of the ballots so wanting and upon receipt of such other ballots from him accompanied by a statement under oath that the same have been so prepared and furnished by him and that the original ballots have so failed to be received or have been so destroyed or stolen the election officers shall cause the ballots so substituted to be used in lieu of the ballots wanting as above

It shall be the duty of the county commissioners of each county to mail complete specimens of the ballots and other necessary papers by registered letter to the judge of elections of each election district at least four days before the election to enable him to comply with the directions of this section

Section 1122 COMMISSIONERS TO DELIVER TO JUDGE OR INSPECTORS BALLOT-BOXES AND SUPPLIES The commissioners of every county within this Commonwealth shall on or before seven o'clock in the morning of the day of every general or municipal election cause to be delivered to the judge or one of the inspectors of every election district within their respective counties a sufficient number of ballot-boxes to contain the ballots (unless the same has already been provided) blank forms of election oaths tally-paper returns and certificates of election made out in a proper manner and headed as the nature of the election may require and all other necessary election supplies

Section 1123 SECRETARY OF COMMONWEALTH TO FURNISH NECESSARY FORMS TO COUNTY COMMISSIONERS The Secretary of the Commonwealth shall prepare forms for all the blanks made necessary or advisable by this article and furnish copies of the same to the county commissioners of each county who shall procure further copies of the same at the cost of the county and furnish them to the election officers or other persons by whom they are to be used in such quantities as may be necessary to carry out the provisions of this article

ARTICLE XII

CONDUCT OF GENERAL AND MUNICIPAL ELECTIONS

Section 1200 GENERAL ELECTIONS ENUMERATION OF OFFICERS CHOSEN AT SUCH ELECTIONS The general election shall be held biennially on the Tuesday next following the first Monday of November in each even-numbered year and at such elections the following officers shall be chosen United States Senators Representatives in Congress of the United States Governor Lieutenant Governor Secretary of Internal Affairs Auditor General State Treasurer and members of the General Assembly of the Commonwealth

Section 1201 MUNICIPAL ELECTIONS ENUMERATION OF OFFICERS CHOSEN AT SUCH ELECTIONS The municipal election shall be held biennially on the Tuesday next following the first Monday of November in each odd-numbered year and at such elections the following officers shall be chosen All judges of courts of record elected in any county or judicial district all county city borough town township school district poor district ward and election officers

Section 1202 ELECTION OF PRESIDENTIAL ELECTORS At every presidential election there shall be elected by the qualified electors of the Commonwealth persons to be known as electors of a president and vice- president of the United States equal in number to the senators and representatives to which this State may be entitled in the Congress of the United States

Section 1203 ELECTION OF SUPREME AND SUPERIOR COURT JUDGES All judges of the Supreme Court and Superior Court shall be elected at general or municipal elections which shall be held and conducted in the same manner and subject to the same laws in all respects as govern the election of other State officers elected by the voters of the State at large

Section 1204 VOTING ON PROPOSED CONSTITUTIONAL AMENDMENTS Unless the General Assembly shall prescribe otherwise with respect to any particular proposed amendment or amendments the manner and time of submitting to the qualified electors of the State any proposed amendment or amendments to the Constitution for the purpose of ascertaining whether the same shall be approved by a majority of those voting thereon the said amendment or amendments heretofore or which may hereafter be proposed and which have not submitted to the qualified electors of the State shall be submitted to the qualified electors of the State for the purpose aforesaid at the first municipal or general election at which such amendment or amendments may be legally submitted to the electors and which election shall occur at least three months after the date upon which such proposed amendment or amendments shall have been agreed to for the second time by a majority of the members elected to each house of the General Assembly as provided in article eighteen section one of the Constitution Said election shall be opened held and closed upon said election day in the manner and within the hours at and within which the said election is directed to be opened held and closed and in accordance with the provisions of the election laws of the Commonwealth of Pennsylvania and the amendments thereof and supplements thereto

Section 1205 ELECTIONS CONDUCTED BY JUDGES INSPECTORS AND CLERKS All general and municipal elections shall be held and conducted by the judges and inspectors of election elected and by clerks appointed in accordance with the provisions of this act

Section 1206 MEETING OF ELECTION OFFICERS ON DAY OF ELECTION The judges inspectors and clerks of election shall meet at the respective places appointed for holding the election in the district to which they respectively belong before seven o'clock in the morning of the Tuesday next following the first Monday of November in each and every year.

Section 1207 TIME FOR OPENING AND CLOSING POLLS At all general and municipal elections the polls shall be opened at seven o'clock ante meridian and closed at seven o'clock post meridian

Section 1208 ELECTION OFFICERS TO OPEN BALLOT BOXES AND BURN CONTENTS ON MORNING OF ELECTION Whenever the election officers of any election district shall require the election boxes of such district to hold any election which by law they are or shall be required to hold they shall keep the same securely in their possession without opening until the morning of such election when they shall open the said boxes and burn and totally destroy all the ballots and other papers which they shall find therein before proceeding to hold such election

Section 1209 DUTIES OF JUDGE AT OPENING OF POLLS CARDS OF INSTRUCTION AND SPECIMEN BALLOTS At the opening of the polls in each voting place the seals of the packages furnished by the county commissioners shall be publicly broken and the said package shall be opened by the judge of elections The cards of instruction shall be immediately posted at or in each voting shelf or compartment provided in accordance with this act for the marking of the ballots and not less than three such cards and not less than five specimen ballots shall be immediately posted in or about the voting room outside the guard-rail and such cards and specimen ballots shall be given to any voter at his request

Section 1210 DUTIES OF INSPECTOR AT OPENING OF POLLS IN BOROUGHS TOWNS AND TOWNSHIPS At the opening of the polls in boroughs towns and townships it shall be the duty of the judges of election for their respective districts to designate one of the inspectors whose duty it shall be to have in custody the registry list of voters and to make the entries therein required by law

Section 1211 USE OF REGISTERS IN CITIES AT ELECTIONS The two registers for each election division in cities shall be used at elections by the election officers in the place of the ballot check list and the voting check list One of said registers shall be marked "ballot check list" and the other "voting check list"

Section 1212 ASSESSORS IN BOROUGHS TOWNS AND TOWNSHIPS TO BE PRESENT AT POLLING-PLACES DURING ELECTIONS COMPENSATION The assessors or registry assessor making the registry assessment in boroughs towns and townships shall attend at the place of holding every general municipal or special election during the whole time said election is kept open for the purpose of giving information to the inspectors and judge when called on in relation to the right of any person assessed by them to vote at such election or such other matters in relation to the assessment of voters as the said inspectors or judge or either of them shall from time to time require

Section 1213 CONSTABLES AT POLLS AT GENERAL ELECTIONS PEACE OFFICERS TO CLEAR POLLS IN CASE OF OBSTRUCTION PENALTIES The constable of each ward district or township or his deputy shall be present at the polling place in such ward district or township at each general or municipal election for the purpose of preserving the peace

Any mayor sheriff deputy sheriff alderman justice of the peace constable or deputy constable if called upon at a general election by any election officer or by three qualified electors of an election district shall clear an avenue to the voting place when obstructed in such a way as to prevent voters from approaching such voting place

Any officer neglecting or refusing to comply with such request shall be guilty of a misdemeanor in office and upon conviction thereof shall be fined not less than one hundred and not more than one thousand dollars

Section 1214 PEACE OFFICERS TO REPORT TO COURT DISTURBANCES AT ELECTIONS It shall be the duty of every peace officer as aforesaid who shall be present at any such disturbance at an election as is described in the preceding section to report the same to the next court of quarter sessions and also the names of the witnesses who can prove the same Such court shall cause indictments to be preferred before the grand jury against the persons so offending

Section 1215 COURTS TO EXAMINE CONSTABLES AS TO DISTURBANCES AT ELECTIONS The several courts of quarter sessions of this Commonwealth may at the next term of said court after any election shall have been held under this act cause the respective constables in said county to be examined on oath as to whether any breaches of the peace took place at the election within their respective townships wards or districts and the said constables shall respectively make return thereof as part of their official return at said court

Section 1216 NO TROOPS TO BE PRESENT AT PLACE OF ELECTION No body of troops in the army of the United States or of this Commonwealth shall be present either armed or unarmed at any place of election within this Commonwealth during the time of election Nothing herein contained shall be so construed as to prevent any officer or soldier from exercising the right of suffrage in the election district to which he may belong if otherwise qualified according to law

Section 1217 PERSONS PERMITTED WITHIN GUARDRAIL SUPPLIES FOR MARKING BALLOT No persons other than the election officers and voters admitted as hereinafter provided shall be permitted within the guardrail of the election room except by authority of the election officers for the purpose of keeping order and enforcing the law Each voting shelf or compartment shall be kept provided with proper supplies and conveniences for marking the ballots

Section 1218 RIGHT TO VOTE IN CITIES WHEN REGISTERED CHALLENGES Any person whose name is on the register of any election division in any city shall be entitled to vote at any general or municipal election unless it be shown to the satisfaction of the election officers that he has become disqualified since registration

Any person although registered on the register of any election division in a city may be challenged at any election as to his identity and residence and if challenged he shall sign his name in the register marked ballot check list or in the place in one of the registers provided for that purpose if able to do so and produce such evidence as is or may be required by law to satisfy the election officers of his identity and residence

Section 1219 CHALLENGES IN BOROUGHS TOWNS AND TOWNSHIPS Any qualified citizen of any election district in boroughs towns and townships may challenge the vote of any person attempting to vote in such district In such cases the same proof of the right of suffrage as is required by law shall be publicly made and acted upon by the election board and the vote admitted or rejected according to the evidence

Section 1220 PERSONS NOT ON REGISTRY LIST VOTING IN BOROUGHS TOWNS AND TOWNSHIPS VOTING ON AGE On the day of election in boroughs towns and townships any person whose name shall not appear on the registry list of voters and who claims the right to vote at said election shall produce at least one qualified voter of the district as a witness to the residence of the claimant in the district in which he claims to be a voter for the period of at least two months immediately preceding said election which witness shall be sworn or affirmed and subscribed to a written or partly written and partly printed affidavit to the facts stated by him which affidavit shall define clearly where the residence is of the person so claiming to be a voter The person so claiming the right to vote shall also take and subscribe a written or partly written and partly printed affidavit stating to the best of his knowledge and belief when and where he was born that he has been a citizen of the United States for one month and of the Commonwealth of Pennsylvania that he has resided in the Commonwealth one year or if formerly a qualified elector or a native born citizen thereof and has removed therefrom and returned that he has resided therein six months next preceding said election that he has resided in the district in which he claims to be a voter for the period of at least two months immediately preceding said election that he has not moved into the district for the purpose of voting therein that he has if twenty-two years of age or upwards paid a State or county tax within two years which was assessed at least two months and paid at least one month before the election The said affidavit shall also state when and where the tax claimed to be paid by the affiant was assessed and when and where and to whom paid and the tax receipt therefor shall be produced for examination unless the affiant shall state in his affidavit that it has been lost or destroyed or that he never received any and if a naturalized citizen shall also state when where and by what court he was naturalized and shall also produce his certificate of naturalization for examination

If the person so claiming the right to vote shall take and subscribe an affidavit that he is a native-born citizen of the United States or if born elsewhere shall state the fact in his affidavit and shall produce evidence that he has been naturalized or that he is entitled to citizenship by reason of his parents' naturalization and shall further state in his affidavit that he is at the time of making the affidavit of the age of twenty-one and under twenty-two years that he has been a citizen of the United States one month and has resided in the State one year or if a native-born citizen of the State and removed therefrom and returned that he has resided therein six months next preceding said election and in the election district two months immediately preceding such election he shall be entitled to vote although he shall not have paid taxes

The said affidavits of all persons making such claims and the affidavits of the witnesses to their residence shall be preserved by the election board and at the close of the election they shall be inclosed with the list of voters tally-list and other papers required by law to be filed by the return judge with the prothonotary and shall remain on file therewith in the prothonotary's office subject to examination as other election papers are

If the election officers shall find that the applicant possesses all the legal qualifications of a voter he shall be permitted to vote and his name shall be added to the list of taxables by the election officers the word "tax" being added where the claimant claims to vote on tax and the word "age" where he claims to vote on age the same words being added by the clerks in each case respectively on the lists of persons voting at such election

Section 1221 NATURALIZED CITIZENS TO PRODUCE CERTIFICATES BEFORE VOTING IN BOROUGHS TOWNS AND TOWNSHIPS In boroughs towns and townships every person claiming to be a naturalized citizen shall be required to produce his naturalization certificate at the election before voting except where he has been for five years consecutively a voter in the district in which he offers his vote and on the vote of such person being received it shall be the duty of the election officers to write or stamp on such certificate the word "voted" with the day month and year

Section 1222 CERTIFICATE OF NATURALIZATION AND TAX RECEIPT CONCLUSIVE EVIDENCE In all elections in boroughs towns and townships hereafter the certificate of naturalization if genuine shall be conclusive evidence of the facts mentioned therein and where the person offering to vote claims the right on the payment of tax the receipt for such tax if signed by the proper officer shall be the evidence thereof if such person does not produce such receipt then the payment of the tax may be proved by the oath of such person or other evidence stating when where and to whom such tax was paid

Section 1223 JUDGE TO DECIDE ON QUALIFICATION OF VOTER UPON DISAGREEMENT OF INSPECTORS The judges of election shall decide on the qualifications of any person claiming the right to vote at any election whenever the inspectors thereof shall disagree upon the right of such person to vote but not otherwise and the inspectors thereof shall upon such decision receive or reject the vote of such person as the case may be

Section 1224 RECEIVING AT POLLS WHO ADMITTED WITHIN GUARD-RAIL Any person desiring to vote shall give his name and residence to one of the election officers in charge of the ballots who shall thereupon announce the same in a loud and distinct tone of voice and if such name is found upon the ballot check list by the inspector or clerk in charge thereof he shall likewise repeat the said name and the voter shall be allowed to enter the space enclosed by the guard-rail unless his right to vote be challenged No person whose name is not on the said list or whose right to vote shall be challenged by a qualified citizen shall be admitted within said guard-rail until he has established his right to vote in the manner now provided by law

As soon as a voter is admitted within the rail the election officer having charge of the ballots shall detach a ballot from the stub and give it to the said voter but shall first fold it so that the words printed on the back and outside shall be the only wording visible and no ballot shall be voted unless folded in the same manner

Not more than one ballot shall be given to a voter except as hereinafter provided As soon as a voter receives a ballot the letter "B" shall be marked against his name on the margin of the ballot check list

In addition to the election officers and overseers authorized by law not more than four voters in excess of the number of voting compartments provided shall be allowed within the guard-rail at one time

Section 1225 MANNER OF VOTING On receipt of his ballot the voter shall forthwith and without leaving the space enclosed by the guard-rail retire to one of the voting shelves or compartments and draw a curtain or shut the screen or door and shall then prepare his ballot as follows

If he desires to vote for every candidate of a political party he may make a cross-mark in the appropriate square opposite the name of the party of his choice in the straight party column on the left of the ballot and every such cross mark shall be equivalent to a vote for every candidate for the party so marked But the voter may make a cross-mark in the appropriate square opposite the name of the party of his choice in the straight party column on the left of the ballot and may also make a cross-mark in the square to the right of any individual candidate whom he favors In such case his vote shall be counted for all candidates of the party in whose straight party column on the left of the ballot he placed such cross-mark except for those officers for which he has indicated his choice by marking in the squares to the right of individual candidates and his vote shall be counted for such individual candidates which he has thus particularly marked notwithstanding the fact that he made a mark in the straight party column on the left of the ballot In any case where more than one candidate is to be elected to any office the voter shall if he desires to divide his vote among candidates of different parties make a cross (X) mark in the appropriate square to the right of each candidate for whom he desires to vote not exceeding the total number to be elected for such office and no vote shall be counted for any candidate in such group not individually marked notwithstanding the mark in the party square

If he desires to vote for an entire group of Presidential electors he may place a cross-mark in the appropriate square at the right of the name of the party of his choice If he desires to divide his vote among candidates from different groups of Presidential election he shall make a cross-mark in the appropriate square to the right of the name of each candidate for Presidential elector for whom he desires to vote A mark in the straight party column opposite the name of the party of his choice shall also be counted as a mark for each Presidential elector nominated by such party

Or he may vote for the candidate of his choice for each office to be filled according to the number of persons to be voted for by him for each office by marking a cross (X) mark in the square opposite the name of the candidate or he may insert in the blank space provided therefor any name not already on the ballot and such insertion shall count as a vote without the cross-mark

In case of a question submitted to the vote of the people he may mark in the appropriate margin or space cross (X) mark opposite the answer which he desires to give

In all cases where by existing laws a voter is entitled to cast more than one vote for a single candidate he shall place in the appropriate square instead of a cross (X) a number which shall indicate the number of votes to be counted for the candidate whose name is so marked

Before leaving the voting shelf or compartment the voter shall fold his ballot without displaying the markings thereon in the same way it was folded when received by him and he shall keep the same so folded and deposit it in the ballot-box without undue delay and shall quit the enclosed space immediately thereafter As soon as a voter has cast his vote the letter "V" shall be marked against his name on the voting check list by the officer having charge thereof

Section 1226 BALLOTS NOT TO BE REMOVED FROM VOTING PLACE SPOILED BALLOTS No person other than the election officers shall take or remove any ballot from the voting place If any voter inadvertently spoils a ballot he may obtain another upon returning the spoiled one The ballots thus returned shall be immediately cancelled and at the close of the polls shall be secured in an envelope sealed and sent to the proper office as required by law in the case of the ballots cast

Section 1227 VOTES OF PERSONS BETTING ON ELECTION TO BE REJECTED The judge and inspectors of the election shall reject the votes of all persons who they or any of them shall know or who shall be proven before them to have made or who are in any manner interested in any bet or wager on the result of said election and on the request of any qualified elector said inspectors and judge shall receive proof to show the person so offering to vote has or has not made any such bet or wager or is or is not interested therein

Section 1228 NO LISTS OF VOTERS TO BE MADE IN VOTING ROOM EXCEPT BY WATCHERS No list or memorandum of the names of voters shall be made within the voting room by any person or officer except for the poll books and challence lists of watchers and such other lists as may be authorized by law

Section 1229 REGULATIONS IN FORCE AT THE POLLS Until the polls are closed no person shall be allowed in the room outside of the said enclosed space except the watchers voters not exceeding ten at any one time who are awaiting their turn to prepare their ballots and peace officers when necessary for the preservation of the peace

No voter shall be allowed to occupy a voting shelf or compartment already occupied by another except when giving assistance as allowed by law nor to remain within said compartment more than three minutes when all of such compartments are in use and other voters are waiting to occupy the same No voter not an election officer shall be allowed to re-enter the enclosed space after he has once left it except to give assistance as hereinbefore provided

No person when within the voting room shall electioneer or solicit votes for any party or candidate nor shall any written or printed matter be posted up within the said room except as required by law

When the hour for closing the polls shall arrive all persons within the enclosed space who have received ballots but have not yet deposited them shall be required to mark and deposit their ballots forthwith but no other person shall be allowed to vote

It shall be the duty of the judge of election to secure the observance of the provision of this section to keep order in the room in which the voting is held and to see that no more persons are admitted within the enclosed space than are allowed by this act

Section 1230 CHECKING AND RETURN OF REGISTERS After the polls are closed in cities the names of all electors in each register checked as having voted shall be immediately counted and the results compared and announced and the cause of any differences ascertained if possible before the ballot box is opened

The two registers shall be immediately sealed in an envelope and shall be returned (a) in cities of the first class to the custody of the registration commission by the majority inspector before four post meridian on the second day following each election and (b) in cities of the second class to the custody of the registration commission when the ballot box and other election returns are delivered to the proper offices and (c) in cities of the third class to the custody of the county commissioners when the ballot box and other election returns are delivered to the proper officers

Section 1231 UNUSED BALLOTS STUBS CHECK LIST AND LIST OF VOTERS TO BE SEALED BEFORE BALLOT BOXES OPENED DISPOSITION OF After the closing of the polls and before the ballot boxes are opened all the lists of voters shall be placed in separate sealed covers properly marked and the stubs of all the ballots used together with all unused ballots and the ballot-check list shall also be enclosed in a sealed package properly designating the voting place Such package shall be sent to the proper office as required by law in the case of the ballots cast and neither the said package nor the said lists of voters shall thereafter be opened except by the return judges or in the case of a contest or upon the order of a court of a competent jurisdiction

Section 1232 COUNTING THE VOTES After the polls are closed the election officers and overseers only shall remain within the guard-rail and the election officers shall there at once proceed to count the votes Such counting shall not be adjourned or postponed until it shall have been fully completed A record shall first be made of the number on the stub of the last ballot cast The officers in charge of the voting check-list shall in the presence of the other officers and watchers count in a distinct and audible voice the names checked on the said list and announce the whole number thereof and the list of voters the stubs of the ballots used and all unused ballots shall then be sealed up as hereinbefore required

The ballot-box shall then be opened by the inspectors the ballots taken therefrom and audibly counted one by one by them When the count is completed the whole number of ballots cast shall be announced and the counting of the number of votes received by each person voted for shall then proceed The judge in the presence of the inspectors shall read aloud the name or names marked or inserted upon each ballot together with the party name or political appellation under which each vote was cast and the answers marked thereon to the questions submitted if any and the clerks shall each carefully enter each vote as read and keep account of the same in tally-papers prepared for the purpose It shall be unlawful for either judge or inspector while counting the ballots or votes thereon to have in his hand any pen pencil or stamp for marking ballots

All ballots after being removed from the box shall be kept within the unobstructed view of those present in the voting room so that they may be able to see all the marks on each ballot but out of their reach until they are returned to the ballot-box as required by law

Section 1233 WHAT BALLOTS SHALL BE COUNTED DEFECTIVE BALLOTS If a voter has marked his ballot otherwise than is directed by this act so that for any reason it is impossible to determine the voter's choice for any office to be filled his ballot shall not be counted for such office but the ballot shall be counted for all other offices for which the names of candidates have been properly marked

No ballot without the official endorsement shall except as herein otherwise provided be allowed to be deposited in the ballot-box and none but ballots provided in accordance with the provisions of this act shall be counted Ballots not marked or improperly or defectively marked shall be endorsed as defective but shall be preserved with the other ballots If any ballot appears to have been obtained otherwise than as provided in this act the judge of elections shall transmit such ballot to the district attorney without delay together with whatever information he may have tending to the detection of the person who deposited the same

Section 1234 DUTIES OF PEACE OFFICERS WHILE VOTES ARE BEING COUNTED The police officers constables and deputy constables now required by law to be present at the polls shall remain in the voting-room but outside of the guard-rail while the votes are being counted and preserve order therein No person except the said peace officers when necessary for the preservation of the peace or persons acting by their authority shall enter into the space within the guard-rail or converse with any election officer in any way after the polls are closed and until the counting of the votes has been completed

Section 1235 RETURNS MADE BY ELECTION OFFICERS JUDGE OF ELECTION TO DELIVER RETURNS TO PROTHONOTARY EXCEPTIONS As soon as the count is completed the officers of election shall make a full return of the same in triplicate with an open return sheet in addition in all of which the votes cast for each candidate by each political party or body of which such candidate is a nominee and the total of all votes received by each candidate shall be given after his or her name first in words and again in figures and shall be signed by all of said officers and certified by overseers if any or if not so certified the overseers and any officer refusing to sign or certify or either of them shall write upon each of the returns his or their reasons for not signing or certifying them

The vote as soon as counted shall also be publicly and fully declared from the window or door to the citizens present and a brief statement showing the votes received by each candidate shall be made and signed by the election officers as soon as the vote is counted and the same shall be immediately posted upon the door of the election house for information of the public

Each of the triplicate returns shall be enclosed in envelopes and sealed in presence of the officers and one such envelope together with one list of voters one tally paper one oath of officer and in boroughs towns and townships the ballot check list sealed in an envelope shall be sealed in another envelope addressed to the proper office and be given to the judge and to the judge shall also be given the open return sheet Another of said envelopes containing a triplicate return shall be given to the minority inspector and the third triplicate return shall be placed in the ballot box

Except as hereinafter provided all judges living within twelve miles of the prothonotary's office or within twenty-four miles if their residence be in a town village or city upon the line of a railroad leading to the county seat shall before two o'clock post meridian of the day after the election and all other judges shall before twelve o'clock meridian of the second day after election deliver said return together with the open return sheet to the prothonotary of the court of common pleas of the county The said return sheet shall be filed and the day and hour of filing marked thereon and shall be preserved by the prothonotary for public inspection

Section 1236 RETURNS OF ELECTION OF TOWN TOWNSHIP AND BOROUGH OFFICERS MADE TO CLERK OF QUARTER SESSIONS Nothing in this article shall require the returns of election of town township or borough officers to be made to the prothonotary but the returns of the election of town township and borough officers other than justices of the peace shall be enclosed in a sealed cover directed to the clerk of the court of quarter sessions of the proper county which sealed cover shall contain a sealed triplicate return and one tally paper and shall by the judge of election be delivered into his office within three days after every such election and filed therein All returns on the question of the increase of municipal indebtedness shall also be made to the clerk of the court of quarter sessions

Section 1237 CERTIFICATES OF ELECTION ISSUED TO TOWN TOWNSHIP OR BOROUGH OFFICERS INSPECTORS AND JUDGES OF ELECTION As soon as the election shall be finished the inspectors and judge shall make out a certificate of election for each person chosen as an inspector judge of election or town township or borough officer which certificate shall be delivered to the person so chosen or left at his usual place of abode by the constable of the proper ward township district or borough within five days after such election

Section 1238 DISPOSITION OF BALLOT BOXES AND CONTENTS AFTER ELECTION As soon as the election shall be finished the ballots list of taxables if any one of the list of voters the tally-papers and one of the certificates of the oath or affirmation taken and subscribed by the judges inspectors and clerks shall all be collected and deposited in one or more of the ballot boxes which shall then be closely bound round with tape and sealed by the judge and inspectors whose signatures shall be affixed thereto

Such ballot box or boxes together with the remaining ballot boxes shall forthwith be delivered by the judge and minority inspector to the proper person and place as follows

(a) When the authorities of any city shall have provided a place for the safe keeping of ballot boxes they shall be delivered at such place to the mayor of said city

(b) When the authorities of any county township or borough shall have provided a place for the safe keeping of ballot boxes they shall be delivered at such place to such person or persons as the court of common pleas of the proper county may designate

The mayor person or persons to whom the ballot boxes are delivered as aforesaid shall deposit and keep the same in the place provided for them to answer the call of any court or tribunal authorized to try the merits of such election

(c) If any city county township or borough shall have failed to provide a place for the safe keeping of ballot boxes or if the court of common pleas shall have failed to designate any person or persons to receive the same in any place other than a city the said ballot boxes shall be delivered to the nearest justice of the peace who shall hold the same subject to the call of any persons or tribunal authorized to try the merits of such election

Such justice of the peace shall receive the sum of three dollars per year for one ballot box and an additional dollar per year for each additional ballot box placed in his custody Such money shall be paid by the county treasurer upon an order drawn by the county commissioners

ARTICLE XIII

GENERAL AND MUNICIPAL ELECTION RETURNS CERTIFICATIONS

(a) Return Boards

Section 1300 INSPECTION OF RETURNS PRESENTATION TO COURT The returns of general and municipal elections as made by the election officers to the prothonotary of the court of common pleas of the county shall be filed and the day and hour of filing shall be marked thereon and shall be preserved by the prothonotary for public inspection At twelve o'clock on the second day following any such election the prothonotary of the court of common pleas shall present the said returns to the said court

Said returns shall be presented to such one or more judge or judges of the court of common pleas of the county as the judges of said court or a majority of them may designate to perform the duty of receiving computing and certifying said returns and one judge of said court may sit alone to compute and certify said returns regardless of the number of judges of said court Provided however That in the event of any dispute or controversy arising in any county where there are two or more judges not less than two judges shall act compute and certify said returns

Section 1301 RETURN BOARDS SUBSTITUTED MEMBERS DELEGATION OF AUTHORITY If any of the said judges shall himself be a candidate for any office at any election he shall not sit with the court or act in counting the returns of such election and in such case the other judges if any shall act and if in any county there shall be no judge qualified to act as a return board under the provisions of this section present and able to act then and in every such case the register of wills the sheriff and the county commissioners of the proper county shall be and constitute a board who or a majority of whom shall have and exercise all the powers and perform all the duties vested in or required to be performed by the court of common pleas of such county by and under the provisions of this section but none of the said officers shall act as a member of such board when himself a candidate for any office at the election the returns of which the said board is required to count If in any such case a majority of such officers are candidates for office at such election then the officer or officers members of said board who are not candidates shall have and exercise the powers and perform the duties herein delegated to the said board

Section 1302 SERVICE ON BOARD BY ASSOCIATE JUDGES In counties where there is no resident president judge or where the resident president judge is himself a candidate for any office at any such election the associate judges shall perform the duties imposed upon the court of common pleas which shall convene for said purposes

Section 1303 COMPUTATION OF RETURNS CERTIFICATES OF ELECTION The returns presented by the prothonotary shall be opened by said board and computed by such of its officers and such sworn assistants as the court shall appoint in the presence of the members of said board and the returns certified and certificates of election issued under the seal of the court as is now required to be done by return judges and the vote as so computed and certified shall be made a matter of record in said court The sessions of the said board shall be open to the public

Section 1304 SIGNING OF RETURNS DEFECTIVE RETURNS NUMBER TO BE MADE The clerks or assistants shall thereupon in presence of the board make out returns in the manner hereinafter directed which shall be signed by all the members of the board present and attested by said clerks and in casting up the votes which shall appear to have been given as shown by the certificates and returns the said return board shall not omit or reject any part thereof except where in the opinion of said judges such certificate is so defective as to prevent the same from being understood and computed in adding together the number of votes in which case the said clerks or assistants shall make out a true and exact copy of said paper or certificate to be signed by the members of the board and attested by said clerks or assistants and attached to and transmitted with said return (where the same is directed to be transmitted) to the Secretary of the Commonwealth and the original paper shall be deposited in the prothonotary's office and by said officer copied and transmitted with the return of said election to the secretary as aforesaid

I Duplicate returns of all the votes given for every person and persons who shall have been voted for for any office

II Triplicate returns of all the votes given for any person voted for in the county as electors of President and Vice-President of the United States

Section 1305 CORRECTION OF FRAUD OR MISTAKE In case the returns of any election district shall be missing when the returns are presented or in case of complaint of a qualified elector under oath charging palpable fraud or mistake and particularly specifying the alleged fraud or mistake or where fraud or mistake is apparent on the return the board shall examine the return and if in the judgment of the board it shall be necessary to a just return said court shall issue summary process against the election officers and overseers if any of the election district complained of to bring them forthwith into court with all election papers in their possession and if palpable mistake or fraud shall be discovered it shall upon such hearing as may be deemed necessary to enlighten the board be corrected by the board and so certified

Section 1306 NATURE OF INQUIRY INTO FRAUD OR MISTAKE All allegations of palpable fraud or mistake shall be decided by the said board within three days after the day the returns are brought into court for computation and the said inquiry shall be directed only to palpable fraud or mistake and shall not be deemed a judicial adjudication to conclude any contest now or hereafter to be provided by law

Section 1307 DISPOSITION OF RETURNS When the returns shall forthwith lodge one of each of such returns in the office of the prothonotary of the court of common pleas of the county and in the case of an election of electors for President and Vice-President of the United States one other of the returns in the same office and the other duplicate shall be transmitted as follows namely

I In case of a Governor Lieutenant-Governor Auditor General State Treasurer and Secretary of Internal Affairs the remaining duplicate shall be inclosed in an envelope directed to the President of the Senate and indorsed according to fact which having been sealed shall be inclosed in another envelope sealed and directed to the Secretary of the Commonwealth and the same shall forthwith be placed the nearest post office

II In case of electors of President and Vice-President of the United States United States Senators members of the House of Representatives of the United States judges of the Supreme and Superior Court judges of judicial districts composed of one county and of county officers to be commissioned by the Governor the remaining duplicate shall be inclosed in an envelope sealed and directed to the Secretary of the Commonwealth and in like manner placed in the nearest post office

III In case of the election of a Senator or Senators in districts composed of one county or part of a county the same shall be inclosed in an envelope sealed and directed "To the Senate of Pennsylvania" and in case of the election of a member or members of the House of Representatives of this Commonwealth the same shall in like manner be inclosed in an envelope sealed and directed "To the House of Representatives of Pennsylvania" and each of said returns shall be inclosed in an envelope and directed to the Secretary of the Commonwealth and in like manner placed in the nearest post office

Section 1308 RETURNS IN JUDICIAL CONGRESSIONAL AND SENATORIAL DISTRICTS In the case of the election of judges representatives in Congress of the United States and State Senators in judicial congressional and senatorial districts composed of two or more counties or of one or more counties and a part or parts of one or more counties or a
single county to which one or more counties are attached r
turns at elections shall be computed and certificates there
be made as now provided by the laws of the Commonweal
apportioning the State into judicial congressional and sen
torial districts

Section 1309 BOROUGH AND TOWNSHIP RETUR
BOARDS CERTIFICATES RETURNS The judge inspecto
and clerks of each election district of any borough town wa
or township which shall have been divided by the court int
separate election districts except election districts in first cla
cities shall make out a complete return of all the votes give
at any election of borough town ward or township office
designating the number of votes each person received and th
judge and inspectors shall appoint one of their number f
return judge to meet the other return judge or judges of th
said borough town ward or township in said county at th
oldest election place on the third day after any such electi
and then add together the number of votes given for ea
person voted for other than justices of the peace and alderme
make out the returns as the nature of the election may requi
issue certificates of election for such officers as may be electe
and cause the same to be delivered to such persons complyi
in all respects with the provisions of this article and after th
performance of said duties appoint one of their number b
consent or lot to deliver the full returns to the court of qua
ter sessions of said county in the manner provided for makin
township returns

(b) Duties of Prothonotary

Section 1315 PROTHONOTARY TO TRANSMIT COPY O
RETURNS TO SECRETARY OF THE COMMONWEALT
AND LAY CERTAIN RETURNS BEFORE THE COURT Th
prothonotary of every county to whom the return of a
election shall be delivered by the return board as aforesa
where said board is required to send a copy of said return
the Secretary of the Commonwealth shall make out a copy
such return certified under his hand and official seal a
forthwith transmit such copy under a sealed cover to th
Secretary of the Commonwealth by placing the same in th
nearest post office The prothonotary of every county shall al
record all the election returns in a book to be procured for th
purpose and lay the returns of the election of county commi
sioners and county auditors and of all township officers befo
the court of quarter sessions of such county

Section 1316 CERTIFIED COPIES OF ELECTION PAPER
TO BE FURNISHED APPLICANTS It shall also be the du
of every prothonotary to give a certified copy of the list
voters and other papers deposited in his office by the judg
of an election to any person applying for the same on pa
ment of the usual fees as in other cases

(c) Duties of Secretary of Commonwealth and Governor

Section 1320 SECRETARY OF COMMONWEALTH T
NOTIFY PROTHONOTARY TO TRANSMIT DELAYED R
TURNS If the returns of any elections which by this act a
directed to be transmitted to the Secretary of the Commo
wealth shall not be received within fifteen days after the sam
are required to be deposited in the post office the said Secre
tary shall forthwith notify the prothonotary of the prop
county to transmit without delay. a certified copy of suc
returns

Section 1321 CERTAIN RETURNS TO BE LAID BEFOR
GOVERNOR The Secretary of the Commonwealth on the r
ceipt of the returns of the election of any township or coun
officers who is by law to be commissioned by the Govern
shall forthwith lay the same before him

Section 1322 RETURNS OF ELECTIONS OF MEMBER
TO BE LAID BEFORE SENATE AND HOUSE OF REPR
SENTATIVES The Secretary of the Commonwealth sha
between the hours of twelve o'clock noon and one o'clock po
meridian of the first Tuesday in January of each odd nu
bered year take into the hall of the Senate and the Hou
of Representatives the several returns of the elections of me
bers of the respective houses

Section 1323 TABULATION OF RETURNS CERTIFICATE
OF ELECTION COMMISSIONS AND PROCLAMATION
FOR PERSONS ELECTED IN THE STATE AT LARGE AN
MEMBERS OF CONGRESS

(a) The Secretary of the Commonwealth at the first mee
ing of the General Assembly following the election of a Gove
nor Lieutenant-Governor Secretary of Internal Affairs Audit
General or State Treasurer shall deliver to the President

the Senate the returns of elections for all such offices who shall open and publish them in the presence of the Members of both houses of the General Assembly.

The persons receiving the highest number of votes for the respective offices shall be declared elected thereto and certificates of such elections shall be made and filed with the Secretary of the Commonwealth

The Secretary of the Commonwealth shall immediately lay before the Governor such certificates of election whereupon the Governor shall issue a proclamation of the election of such persons and issue a commission to each person so elected

(b) The returns of election of a United States Senator or a Representative-at-Large to the House of Representatives of the United States shall be made to the Secretary of the Commonwealth who shall immediately tabulate and compute the same and upon the conclusion of said count certify the result thereof to the Governor who shall immediately issue a certificate or certificates of election under the seal of the Commonwealth duly signed by himself and attested by the Secretary of the Commonwealth and deliver the same to the candidate receiving the highest number of votes for the respective offices He shall also transmit the returns of said election to the President of the United States Senate in the case of the election of a United States Senator or the Speaker of the House of Representatives of the United States in the case of a Representative-at-Large

(c) The returns of election of a Judge of the Supreme or Superior Courts of this Commonwealth shall be made to the Secretary of the Commonwealth who shall immediately tabulate and compute the same and upon the conclusion of said count certify the result thereof to the Governor who shall immediately declare by proclamation the name of the person so elected and shall issue a commission to such person

(d) The Governor on the receipt of the returns of the election of members of the House of Representatives of the United States other than Representatives-at-Large from the Secretary of the Commonwealth shall declare by proclamation the names of the persons so returned as elected in the respective congressional districts and he shall also transmit the returns so made to the House of Representatives of the United States

Section 1324 CERTAIN DELAYED RETURNS TO BE VOID EXCEPT IN CASES OF CONTEST Whenever the returns of an election for Governor shall not be received from any county by the Secretary of the Commonwealth before the election of Governor shall be published every such return so delayed shall be considered as void unless the election be contested in which case such returns shall be allowed to be of the same validity and liable to the same exceptions as other returns received in due time

Section 1325 PROCLAMATION OF NAMES OF PERSONS ELECTED AS PRESIDENTIAL ELECTORS NOTICES OF ELECTION The Secretary of the Commonwealth on receiving the returns of the election of Presidential electors shall lay them before the Governor who shall enumerate and ascertain the number of votes given for each person so voted for and shall thereupon declare by proclamation the names of the persons duly elected and shall cause a notification of his election to be delivered to each person so chosen on or before the last Wednesday in the month of November next after such election

ARTICLE XIV

PROCEDURE FOR THE OPENING OF BALLOT BOXES

Section 1400 OPENING BALLOT BOXES BY COURT UPON PETITION ALLEGING FRAUD The court of common pleas or a judge thereof of the county in which any election district precinct or division is located shall open the ballot box of such election district precinct or division used at any general municipal special or primary election held therein and cause the entire vote thereof to be correctly counted by persons designated by such court or judge if three qualified electors of the ward of a city or borough containing such election district precinct or division or if the election district precinct or division is not contained in a ward three qualified electors of such election district precinct or division or of a contiguous or adjacent election district precinct or division shall file as hereinafter provided a petition and affidavit alleging that upon information which they consider reliable they believe that fraud although not manifest on the general return of votes made therefrom was committed in the computation of the votes cast in such election district precinct or division or in the marking of the ballots or otherwise in connection with such ballots It shall not be necessary for the petitioners to specify in their petition the particular act of fraud they believe to have been committed nor to offer evidence to substantiate the allegations of their petition

Section 1401 FILING OF PETITION DEPOSIT OF CASH OR BOND Every petition for the opening of a ballot box under the provisions of this article shall be filed in the office of the prothonotary of the proper county accompanied by cash in the amount of fifty dollars ($50.00) or by a bond signed by the petitioners as principals and by a corporate surety to be approved by the court in the amount of two hundred dollars ($200.00) conditioned upon the payment to the county treasurer of the sum of fifty dollars ($50.00) in the event that upon the opening of the ballot box it shall not appear that fraud or substantial error was committed in the computation of the vote cast on the ballots contained therein or fraud in the marking of the ballots contained therein or otherwise in connection with such ballots

Section 1402 RETURN OF CASH OR BOND WHEN FRAUD OR ERROR IS FOUND If upon opening any such ballot box it shall appear that fraud or substantial error was committed in the computation of the vote cast on the ballots contained therein or fraud in the marking of the ballots contained therein or otherwise in connection with such ballots it shall be the duty of the court to certify to the prothonotary such fact and thereupon the prothonotary shall if the petitioners shall have deposited with him cash in the amount of fifty dollars ($50.00) return to them the said sum of fifty dollars ($50.00) and if the petitioners shall have filed with the prothonotary a bond in lieu of cash the prothonotary shall forthwith mark said bond "cancelled"

Section 1403 FORFEITURE OF FIFTY DOLLARS WHEN NO FRAUD OR ERROR FOUND COLLECTION ON BOND If upon opening any ballot box under the provisions of this article it shall not appear that fraud or substantial error was committed in the computation of the vote cast on the ballots contained therein or fraud in the marking of the ballots contained therein or otherwise in connection with such ballots the persons upon whose petition such ballot box shall have been opened shall forfeit to the county the sum of fifty dollars ($50.00) If said petitioners shall have deposited the said sum in cash with the prothonotary at the time of filing their petition the prothonotary shall promptly upon the certification of the court that fraud or substantial error was not discovered paid said sum deposited with him to the county treasurer and if the petitioners shall have filed with their petition a bond in the sum of two hundred dollars ($200.00) it shall be the duty of the county treasurer forthwith to collect from the surety on said bond the sum of fifty dollars ($50.00) and the costs of suit and for this purpose he is hereby authorized to institute any necessary legal proceedings

Section 1404 TIME OF OPENING Ballot boxes may be opened under the provisions of this article at any time within four months after the date of the general municipal special or primary election at which the ballots therein shall have been cast

Section 1405 CORRECTION OF RETURNS WHEN FRAUD OR ERROR FOUND BEFORE COMPUTATION COMPLETED If any ballot box shall have been so opened before the completion of the computation and canvassing of all of the returns for the county and the court shall discover therein any fraud or substantial error it shall correct compute and certify to the return judges or the return board for the said county the votes of the election district regardless of any fraudulent or erroneous entries made by the election officers thereof and it shall be the duty of the return judges or return board to enter in the returns the figures so certified and to correct accordingly any entries previously made in the papers being prepared by the said return judges or return board

Section 1406 DECISION OF COURT NOT FINAL EFFECT ON OFFICIAL RETURNS No order or decision of said court hereunder shall be deemed a final adjudication regarding the results of any election or primary so as to preclude any contest thereof and no such order or decision shall affect the official return of said election district unless the ballot boxes shall have been opened before the completion of the computation and canvassing of all the returns for the county as herein provided or unless a contest shall have been instituted in the manner now or hereafter provided by law

Section 1407 BOX AND CONTENTS AVAILABLE AS EVIDENCE If upon the opening of any ballot box under the provisions of this article it shall be found that fraud was committed in the computation of the votes cast on the ballots contained therein or in the marking of the ballots contained therein or otherwise in connection with such ballots the court shall make such order as shall be appropriate to enable the ballot box and the contents thereof to be available as evidence in any prosecution which may be begun against any person or persons alleged to be guilty of such fraud

ARTICLE XV

MEETING OF THE ELECTORAL COLLEGE

Section 1500 TIME AND PLACE OF MEETING OF PRESIDENTIAL ELECTORS The presidential electors chosen shall assemble at the seat of government of this Commonwealth at twelve o'clock of the day which is or may be directed by the Congress of the United States and shall then and there perform the duties enjoined upon them by the Constitution and laws of the United States

Section 1501 FILLING OF VACANCIES EXISTING AMONG PRESIDENTIAL ELECTORS If any such presidential elector shall die or from any cause fail to attend at the seat of government at the time appointed by law the electors present shall proceed to choose viva voce a person to fill the vacancy occasioned thereby and immediately after such choice the name of the person so chosen shall be transmitted by the presiding officer at the college to the Governor who shall forthwith cause notice in writing to be given to such person of his election and the person so elected (and not the person in whose place he shall have been chosen) shall be an elector and shall with the other electors perform the duties enjoined on them

Section 1502 COMPENSATION OF PRESIDENTIAL ELECTORS EXPENSES OF ELECTORAL COLLEGE Every presidential elector aforesaid shall receive from the State Treasury the sum of three dollars for every day spent in travelling to remaining at and returning from the place of meeting aforesaid and shall be entitled to mileage at the rate of three cents per mile to and from their homes to be computed by the ordinary mail route between their homes and the place of meeting aforesaid And the contingent expenses of the electoral college not exceeding one hundred dollars in amount shall likewise be paid by the State Treasurer in both cases upon warrants drawn by the presiding officer of the college

ARTICLE XVI

SPECIAL ELECTIONS AND ELECTORS TO FILL VACANCIES IN THE GENERAL ASSEMBLY AND THE CONGRESS OF THE UNITED STATES

(a) Vacancies in the General Assembly

Section 1600 WRIT OF ELECTION TO FILL VACANCY Whenever a vacancy shall occur in either House of the General Assembly the presiding officer thereof shall issue a writ of election to fill such vacancy for the remainder of the term

Section 1601 ISSUANCE OF WRITS Every writ which shall be issued by the presiding officer of either House of the Legislature to supply a vacancy in such House shall be directed to the sheriff or sheriffs of the proper county or counties as the case may be and shall particularly express the day on which the election shall be held to supply such vacancy

Section 1602 TIME OF HOLDING ELECTIONS Such writ shall except as hereinafter provided direct the election to be held at the time appointed for holding general and municipal elections

Section 1603 VACANCIES DURING SESSION If such vacancy shall occur during the session of the Legislature the presiding officer issuing the writ shall appoint a time as early as may be convenient not exceeding thirty days thereafter for holding such election But if the return of such election cannot be made before the time appointed for the adjournment of the Legislature such writ shall not be issued or if issued shall be in the case of a vacancy in the House of Representatives be countermanded and in the case of a vacancy of the Senate shall by another writ issued as aforesaid be extended until the next general or municipal election

Section 1604 VACANCIES OCCURRING BEFORE SPECIAL SESSION If a vacancy shall have occurred or may hereafter occur in either House of the Legislature of this Commonwealth during the recess of the Legislature and the members thereof may have been or may be required either by their own adjournment by the Governor or otherwise to meet at some time previous to the next general or municipal election the presiding officer shall issue the writ and appoint a time as early as may be convenient not exceeding thirty days thereafter for holding said election to fill said vacancy

Section 1605 SHERIFF TO GIVE NOTICE OF SPECIAL ELECTION IN EVENT OF SPECIAL SESSION If after a writ shall have been issued directing the election to fill such vacancy to take place on the day of the general election or municipal election or if a previous writ has been countermanded as aforesaid and the Governor shall issue his proclamation for convening the Legislature then the sheriff to whom such writ shall be directed shall give notice as is hereinafter provided of an election to be held within thirty days after the date of such proclamation

Section 1606 NOTICE AND TIME OF HOLDING SPECIAL ELECTION Every writ for holding a special election as aforesaid shall be delivered to the sheriff to whom the same shall be directed at least fifteen days before the day appointed for such elections who shall forthwith give due and public notice thereof throughout the county at least ten days before such election and shall send a copy thereof to at least one of the inspectors of each election district therein

Section 1607 DELIVERY OF RETURNS OF SPECIAL ELECTION In all cases of election to fill vacancies in either branch of the legislature the Secretary of the Commonwealth shall on receiving the returns of said election deliver the same without delay to the presiding officer of the House in which such vacancy occurred and if said House is not in session when said return is received then the same shall be delivered as soon as said House convenes

(b) Vacancies in the Senate and House of Representatives of the United States

Section 1615 HOW FILLED Whenever vacancies occur in the representation of the people of this Commonwealth in the Senate or House of Representatives of the United States the Governor shall issue writs of election to fill such vacancies

Section 1616 ELECTION TO FILL VACANCY IN UNITED STATES SENATE Whenever a vacancy shall happen in the representation of this Commonwealth in the Senate of the United States the said vacancy shall be filled for the unexpired term by the vote of the electors at a special election held at the time of the next general election whose antecedent primary occurs at least sixty days after the happening of such vacancy and it shall be the duty of the Governor to issue writs of election accordingly Candidates to fill vacancies in the office of United States Senator shall be nominated at said antecedent primary and elected at said special election in the same manner as is provided for the nomination and election of candidates for the full term

Nothing herein contained shall be construed to prevent temporary appointments by the Governor to the office of Representative in the Senate of the United States as provided by the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred and ninety-five) entitled "An act to provide for the nomination and election of candidates for the office of United States Senator and the filling of vacancies in said office" until an election is held as hereinbefore provided

Section 1617 VACANCIES IN THE HOUSE WRIT TO SHERIFF Every writ which shall be issued by the Governor of this Commonwealth to supply a vacancy in the representation of the people of this Commonwealth in the House of Representatives of the United States shall be directed to the sheriff of the county or counties composing the congressional district and shall particularly express the day on which the election shall be held to supply such vacancy

Section 1618 TIME OF HOLDING ELECTION If such vacancy shall happen during the session of Congress or if Congress shall be required to meet at some time previous to the next general or municipal election the Governor shall appoint a time as early as may be convenient for holding such election otherwise he shall direct the election to be held at the time appointed for holding the general or municipal elections

Section 1619 NOTICE OF HOLDING ELECTIONS Every writ for holding a special election for member of the House of Representatives of the United States shall be delivered to the sheriff to whom the same may be directed at least fifteen days before the day appointed for such election who shall forthwith give due and public notice thereof throughout the county at least ten days before such election and shall send a copy thereof to at least one of the inspectors of each election district therein

Section 1620 DELIVERY AND ANNOUNCEMENT OF RETURNS When the returns of any special election for a member of the House of Representatives of the United States shall be received by the Secretary of the Commonwealth the Governor shall declare by proclamation the name of the person elected and he shall also as soon as conveniently may be thereafter transmit the returns so made to the House of Representatives of the United States

(c) General Provisions

Section 1625 CONDUCT OF SPECIAL ELECTIONS Special elections shall be regulated and conducted in like manner as general elections and by the same officers who shall perform the same duties and be subject to the same penalties as are provided for general elections

Section 1626 WHO MAY VOTE IN CITIES AT SPECIAL ELECTIONS CHALLENGES Any person whose name is on the register of any election division of any city shall be entitled to vote at any special election unless it shall be shown to the satisfaction of the election officers that he has become disqualified since registration

If a special election shall intervene between the day of a voter's registration and the next general or municipal election the presence of the name of an elector on the register of any election division of a city shall not be conclusive of his qualifications but if challenged as to identity and residence he shall sign his name on the ballot "check list" or in the space provided in the register for such purposes and produce such other evidence as is or may be required by law to satisfy the election officers of his identity and residence

ARTICLE XVII

VOTING BY SOLDIERS

(a) In Actual Military Service

Section 1700 QUALIFIED ELECTORS IN MILITARY SERVICE Whenever any of the qualified electors of this Commonwealth shall be in any actual military service under a requisition from the President of the United States or by the authority of this Commonwealth and as such absent from their place of residence on the days appointed by law for holding the general or municipal elections within this State or on the days for holding special elections to fill vacancies such electors shall be entitled at such times to exercise the right of suffrage except at elections held in cities of the first class for the purpose of electing members of council ward and division officers as fully as if they were present at their usual places of election in the manner hereinafter prescribed and whether at the time of voting such electors shall be within the limits of this State or not and the right of voting shall not be affected in any manner by reason of the failure of any voter to have been registered in his place of residence

Section 1701 POLLS TO BE OPEN IN EACH MILITARY UNIT DETACHED VOTERS A poll shall be opened in each military or naval unit composed in whole or in part of Pennsylvania soldiers at the quarters of the captain or other officer thereof and all electors belonging to such unit who shall be within one mile of such quarters on the day of election and not prevented by orders of their commanders or proximity of the enemy from returning to their unit quarters shall vote at such poll and at no other place officers other than those of a unit and other voters detached and absent from their units or in any military or naval hospital or in any vessel or navy yard may vote at such other polls as may be most convenient for them and when there shall be ten or more voters at any place who shall be unable to attend any unit poll or their proper place of election as aforesaid the electors present may open a poll at such place as they may select and certify in the poll-book which shall be a record of the proceedings at said election substantially in manner and form as hereinafter directed

Section 1702 TIME OF OPENING AND CLOSING POLLS The polls shall be opened as early as practicable on said day and remain open at least three hours and if necessary in the opinion of the judges of the election in order to receive the votes of all the electors they may keep the polls open until seven o'clock in the afternoon of said day proclamation thereof shall be made at or before the opening of the polls and one hour before closing them

Section 1703 ELECTION OFFICERS Before opening the poll on the day of election the electors present at each of the places aforesaid shall elect viva voce three persons present at the time and having the qualifications of electors for the judges of said election and the judges so elected shall then appoint two of the persons present who shall be qualified to act as clerks of said election and the judges shall prepare boxes or other suitable receptacles for the ballots

Section 1704 OATHS OF ELECTION OFFICERS Before any votes shall be received said judges and clerks shall each take an oath or affirmation that he will perform the duties of judge or clerk (as the case may be) of said election according to law and to the best of his abilities and that he will studiously endeavor to prevent fraud deceit or abuse in conducting the same which oath or affirmation any of the said judges or clerks so elected or appointed may administer to each other and the same shall be in writing or partly written and partly printed and signed by said judges and clerks and certified to by the party administering the same and attached to or entered upon the poll-book and there signed and certified as aforesaid

Section 1705 MANNER OF ELECTION CHALLENGES All elections shall be by ballot and the judges of elections may and upon challenge by any voter shall examine under oath or affirmation the applicant to vote (which oath or affirmation any of said judges may administer) in respect to his right to vote and his qualifications to vote in the particular ward precinct city borough town township or county of this State in which he claims residence and before receiving any vote the judges or a majority of them shall be satisfied that such applicant is a qualified voter of such place

Section 1706 POLL-BOOKS Separate poll-books shall be kept and separate returns made for the voters of each city or county the poll-books shall name the unit and organization and the place post or hospital in which said election is held the county and township city borough town ward precinct or election district of each voter shall be indorsed apposite his name on the poll-books each clerk shall keep one of said poll-books so that there may be a double list of voters

Section 1707 BALLOTS Each ballot shall have written or printed or partly written and partly printed thereon the names of all the officers which may properly be voted for at said election for which the said elector desires to vote

Section 1708 CASTING OF BALLOT That the judges to whom any ballot shall be delivered shall upon the receipt thereof pronounce with an audible voice the name of the elector and if no objection is made to him and the judges are satisfied that said elector is a citizen of the United States and legally entitled according to the constitution and laws of this State to vote at said election shall immediately put said ballot in the box or other receptacle therefor without inspecting the names of persons voted for and the clerks shall enter the name of the elector on the poll-book of his county ward precinct city borough town or township and county of his residence substantially in pursuance of the form hereinafter given

Section 1709 COUNTING OF VOTES At the close of the polls the number of votes shall be counted and set down at the foot of the list of voters and certified and signed by the judges and attested by the clerks

Section 1710 MANNER OF COUNTING BALLOTS After the poll-books are signed the ballot-box shall be opened and the ballots therein contained shall be taken out one at a time by one of the judges who shall read distinctly while the ballot remains in his hand the name or names therein contained for the several officers voted for and then deliver it to the second judge who shall examine the same and pass it to the third judge who shall string the vote for each county upon a separate thread and carefully preserve the same the same method shall be pursued as to ballot taken out until all the votes are counted

Section 1711 REJECTION OF BALLOTS Whenever two or more ballots shall be found deceitfully folded or rolled together neither of such ballots shall be counted and if a ballot shall contain more than the proper number of names for the same office it shall be considered fraudulent as to all the names designated for that office but no further

Section 1712 TALLY-LISTS As a check in counting each clerk shall keep a tally-list for each county from which votes shall have been received which tally-list shall constitute a part of the poll-book

Section 1713 ENUMERATION OF VOTES After the examination of the ballots shall be completed the number of votes for each person in the county poll-books as aforesaid shall be enumerated under the inspection of the judges and set down as hereinafter provided in the form of the poll-book

Section 1714 FORM OF POLL-BOOK The following shall be substantially the form of the poll-books to be kept by the judges and clerks of the election filling in the blanks carefully

Poll-books of the election held on the first Tuesday after the first Monday of November one thousand nine hundred and .... of (other election day as the case may be) by the qualified electors of .... county (or city) State of Pennsylvania in (unit) .... of the .... (organization) (as the case may be) held at naming the place post or hospital) A B C D and E F being duly elected as judges of said election and J K and L M being duly appointed as clerks of said election were severally sworn or affirmed as per certificates herewith returned

Number and names of the electors voting and their county city borough township ward or precinct of residence No 1 A B .... county of .... township of .... No 2 C D .... county of .... township of ....

It is hereby certified that the number of electors for .... county Pennsylvania voting at this election amounts to ....

Attest A B
J K C D
L M Clerks E F Judges of Election

Form of certificate of oath of judges and clerks

We A B C D and E F judges of this election and J K and L M clerks thereof do each severally swear (or affirm) that we will duly perform the duties of judges and clerks of said election severally acting as above set forth according to law and to the best of our abilities and that we will studiously endeavor to prevent fraud deceit or abuse in conducting the same

J K A B
L M Clerks C D Judges
E F

I hereby certify that C D E F judges and J K and L M clerks were before proceeding to take any votes at said election first duly sworn or affirmed as aforesaid Witness my hand this .... day of .... Anno Domini one thousand nine hundred and .....

A B Judge of Election

I certify that A B judge aforesaid was also so sworn (or affirmed) by me Witness my hand the date before written

J K Clerk of Election

Section 1715 FORM OF RETURNS A return in writing shall be made in each poll-book setting forth in words at length the whole number of ballots cast for each office (except ballots rejected) the name of each person voted for and the number of votes given to each person for each different office which return shall be certified as correct signed by the judges and attested by the clerks such return shall be substantially as follows

At an election held by the electors of (unit) .... of the .... (organization) at (naming the place where the election is held) there were (naming the number in words at length) .... votes cast for the office of Governor of which A B had .... votes C D had .... votes for senator .... votes were cast of which E F had .... votes G H had .... votes for representatives .... votes were cast of which J K had .... votes L M had .... votes and in the same manner as to any other officer voted for

At the end of the return the judges shall certify in substance as follows giving if officers their rank and number of their organization if privates the number of their unit and organization namely

A true return of the election held as aforesaid on the .... day of .... Anno Domini one thousand nine hundred and ....

A B (officer's rank) .... (unit) .... (organization) ....
C D (unit) .... (organization) ....
E F (unit) .... (organization) ....
Attest Judge of Election
J K
L M Clerks

Section 1716 DISPOSITION OF POLL-BOOKS After canvassing the votes in manner aforesaid the judges shall put in an envelope one of the poll-books with its talley-list and return of each city or county together with the ballots and transmit the same properly sealed up and directed through the nearest post-office or by express as soon as possible thereafter to the prothonotary of the court of common pleas of the city or county in which such electors would have voted if not in the military service aforesaid (being the city or county for which the poll-book was kept) and the other poll-book of said city or county enclosed in an envelope and sealed as aforesaid and properly directed shall be delivered to one of the commissioners hereinafter provided for if such commissioner calls for the same in ten days and if not so called for the same shall be transmitted by mail or by express so soon as possible thereafter to the Secretary of the Commonwealth who shall carefully preserve the same and on demand of the proper prothonotary deliver to said prothonotary under his hand and official seal a certified copy of the return of votes so transmitted to and received by him for said city or county of which the demandant is prothonotary

Section 1717 DUTIES OF PROTHONOTARY The Prothonotary of the county to whom such returns shall be made shall deliver to the proper return judges a copy certified under his hand and seal of the return of votes so transmitted to him by the judges of the election as aforesaid or as officially certified by the Secretary of the Commonwealth as aforesaid to said prothonotary

Section 1718 MEETING OF RETURN JUDGES The return judges of the several counties shall adjourn to meet at the places now directed by law on the third Friday after any general or municipal election for the purpose of counting the soldiers' vote and when two or more counties are connected in the election the meeting of the judges from each county shall be postponed in such case to the Friday following

Section 1719 DUTIES OF RETURN JUDGES FRAUD The return judges so met shall include in their enumeration the votes so returned and thereupon shall proceed in all respects in the like manner as is provided by law in cases where all the votes shall have been given at the usual place of election The several courts of this Commonwealth shall have the same power and authority to investigate and determine all questions of fraud or illegality in relation to the voting of the soldiers as are now vested in said courts with regard to questions of fraud and illegality arising from the voting of persons not in military service under the present laws relating thereto

Section 1720 RETURN OF PRESIDENTIAL ELECTORS In elections for electors of President and Vice-President of the United States the Secretary of the Commonwealth shall lay before the Governor all returns received by him for any election as aforesaid who shall compare the same with the county returns and add thereto all such returns as shall appear on such comparison not to be contained in said county returns in every case where said military returns for such counties shall have been received by said secretary at a period too late for transmitting them to the proper prothonotary in time for the action of the judges of the said counties

Section 1721 CONTESTED ELECTIONS All said elections shall be subject to contest in the same manner as is now provided by law and in all cases of contested elections all legal returns which shall have been bona fide forwarded by said judges in the manner hereinbefore prescribed shall be counted and estimated although the same may not have arrived or been received by the proper officers to be counted and estimated in the manner hereinbefore directed before issuing the certificates of election to the persons appearing to have a majority of the votes then received and the said returns shall be subject to all such objections as other returns are liable to when received in due time

Section 1722 DUTIES OF SECRETARY OF THE COMMONWEALTH The Secretary of the Commonwealth shall cause to be printed a sufficient number of copies of this article with such extracts from the general election law as shall be deemed important to accompany the same and blank forms of poll-books with tally-lists and returns as prescribed in this article which with the necessary postage stamps to defray expenses and postage on returns shall in sufficient time before any such election be forwarded by said secretary at the expense of the Commonwealth by commissioners or otherwise as shall be deemed most certain to insure delivery thereof to the captain or commanding officer of each unit or in case of detached voters to the officer having charge of the post or hospital who shall retain the same until the day of election and then deliver the same to the judges elected as provided in this article No election shall be invalidated by reason of the neglect or failure of the said secretary to cause the delivery of said poll-books to the proper persons as aforesaid

Section 1723 APPOINTMENT OF COMMISSIONERS OATH For the purpose of more effectually carrying out the provisions of this article the Governor may appoint and commission under the great seal of the Commonwealth such number of commissioners having the qualifications of an elector in this State as he shall deem necessary not exceeding one to each regiment or equivalent organization of Pennsylvania soldiers in the service of this State or of the United States and shall apportion the work among the commissioners and supply such vacancies as may occur in their number Such commissioners before they act shall take and subscribe an oath or affirmation and cause the same to be filed with the Secretary of the Commonwealth to the following (effect) "I .... appointed commissioner under the act which regulates elections by persons in actual military service do solemnly swear (or affirm) that I will support the Constitution of the United States and the Commonwealth of Pennsylvania and impartially fully and without reference to political preferences or results perform to the best of my knowledge and ability the duties imposed on me by the said act and that I will studiously endeavor to prevent fraud deceit and abuse not only in the elections to be held under the same but in the returns thereof" If any commissioner appointed by or under this article shall knowingly violate his duty or knowingly omit or fail to do his duty under this article or violate any part of his oath or affirmation he shall be liable to indictment for perjury in the proper county and upon conviction shall be punished by a fine not exceeding one thousand dollars or imprisonment in the penitentiary at labor not exceeding one year or both in the discretion of the court

Section 1724 DUTIES OF COMMISSIONERS Such commissioners shall deliver as far as practicable at least four of the copies of this article and other extracts of laws published as hereinbefore directed and at least two blank forms of poll-books tally-lists and returns entrusted to them to the commanding officers of every unit or part thereof of Pennsylvania soldiers in the actual military or naval service of the United States or of this State and make suitable arrangements and provisions for the opening of polls under this article The said commissioners as soon as practicable after the day of election shall call upon the judges of the election and procure one poll-book containing the returns of the election and safely preserve the same not only from loss but from alteration and deliver the same without delay to the Secretary of the Commonwealth

Section 1725 COMPENSATION OF COMMISSIONERS Said commissioners shall receive in full compensation for their service under this article ten cents per mile in going to and returning from their respective organizations estimating the distance of travel by the usually traveled route and the accounts therefor shall be audited and paid out of the State Treasury in the same manner as other claims are now audited and paid All commanding and other officers are requested to aid the commissioners herein appointed and to give them all proper facilities to enable them to carry out the design and intention of this article

Section 1726 INFORMALITIES NOT TO INVALIDATE ELECTIONS No mere informality in the manner of carrying out or executing any of the provisions of this article shall invalidate any election held under the same or authorize the returns thereof to be rejected or set aside nor shall any failure on the part of the commissioners to reach or visit any unit or organization or the failure of any unit or part thereof to vote invalidate any election which may be held under this article

Section 1727 POWERS OF ELECTION OFFICERS The several officers authorized to conduct such election shall have the like powers and they as well as other persons who may attend vote or offer to vote at such election shall be subject to the like penalties and restrictions as are declared or provided in the case of elections by the citizens at their usual places of election and all of the provisions of the general election laws of this State so far as applicable and not inconsistent with the provisions of this article nor supplied thereby shall apply to all elections held under this article

Section 1728 NO COMPENSATION FOR ELECTION OFFICERS No compensation shall be allowed to any judge or clerk under this article

Section 1729 DUTIES OF SHERIFFS When the sheriff of any county shall issue his proclamation for a general municipal or special election to fill vacancies under the laws of this State he shall transmit immediately copies thereof to the field officers and senior captains in the service aforesaid from the said city or county

Section 1730 RIGHTS OF DETACHED VOTERS When any of the electors mentioned in the first section of this article less than ten in number shall be members of companies of another State or territory or for any sufficient and legal cause shall be separated from their proper unit or shall be in any hospital navy yard vessel or on recruiting provost or other duty whether within or without this State under such circumstances as shall render it probable that he or they will be unable to rejoin their proper unit or to be present at his proper place of election on or before the day of the election therein mentioned said elector or electors shall have a right to vote in the following manner

Section 1731 VOTING BY DETACHED ELECTORS The voter aforesaid may before the day of election deposit his ballot or ballots properly folded as required by the general election laws of this State or otherwise as the voter may choose in a sealed envelope together with a written or printed or partly written and partly printed statement containing the name of the voter the county township borough or ward of which he is a resident and a written or printed authority to some qualified voter in the election district of which said voter is a resident to cast the ballots contained in said envelope for him on the day of said election Said statement and authority shall be signed by the said voter and attested by the commanding of some commissioned officer of the unit of which he is a member in the case of a private and of some commissioned officer of the organization in case of an officer if any such officers are conveniently accessible and if otherwise then by some other witness and there shall also accompany said ballots an affidavit of said voter taken before someone of the officers aforesaid and the absence of such officers before some other person duly authorized to administer oaths by any law of this State that he is a qualified voter in the election district in which he proposes to vote that he is in the actual military service of the United States or of this State describing the organization to which he belongs that he has not sent his ballots to any other person or persons than the one in such authority mentioned that he will not offer to vote at any poll which may be opened on said election day at any place whatsoever and that he is not a deserter and has not been dishonorably dismissed from the service and that he is now stationed at .... in the State of .... Said sealed envelope containing the ballots statements authority and affidavit as aforesaid shall be sent to the proper person by mail or otherwise having written or printed on the outside across the sealed part thereof the words "Soldier's ballot .... township (city borough or ward) in the County of ...." OF DETACHED ELECTORS The elector to whom such

Section 1732 DELIVERY AND COUNTING OF VOTES ballot shall be sent shall on the day of election and whilst the polls of the proper district are open deliver the envelope so received unopened to the proper election officer who shall open the same in the presence of the election board and deposit the ballots therein contained together with the envelope and accompanying papers as other ballots are deposited and said board shall count and canvass the same in the same manner as other votes cast at said election and the person delivering the same may on demand of any elector be compelled to testify on oath that the envelope so delivered by him is in the same state as when received by him and that the same has not been opened nor the contents thereof changed or altered in any way by him or by any other person

Section 1733 CHALLENGES The right of any person thus offering to vote at any such election may be challenged for the same causes except those relating to registration that it could be challenged if he were personally present and for no other reason or cause

Section 1734 PENALTY FOR REFUSAL TO RECEIVE BALLOTS OF DETACHED ELECTORS Any officer of any general municipal or special election in this State who shall refuse to receive any such envelope and deposit such ballots or to count and canvass the same and any elector who shall receive such envelope and neglect or refuse to present the same to the officers of the election district indorsed on the said envelope shall be guilty of a misdemeanor and on conviction thereof shall be punished by imprisonment not exceeding one year and by fine not exceeding five hundred dollars or either or both in the discretion of the court

Section 1735 PENALTY FOR FALSE SWEARING Any person who shall wilfully and corruptly make and subscribe any false affidavit or make any false oath touching any matter or thing provided in this article shall be deemed guilty of wilful and corrupt perjury and upon conviction thereof shall be punished by imprisonment not exceeding five years and by fine not exceeding one thousand dollars or by either or both in the discretion of the court

Section 1736 BLANKS TO BE FURNISHED The Secretary of the Commonwealth shall prepare the necessary blank forms to carry out the provisions of this article and furnish the same for the use of the persons so engaged in the military service aforesaid

Section 1737 WITNESSES TO STATEMENTS AND AFFIDAVITS In case any qualified elector in military service aforesaid may be in any hospital military or naval or in any vessel or navy yard the statements and affidavits in this article mentioned may be witnessed by and made before any officer of the vessel navy yard or other place in which said voter is for the time being engaged

Section 1738 DUTIES OF ASSESSORS TAX COLLECTORS AND COUNTY COMMISSIONERS Every assessor within this Commonwealth annually shall assess and return in the manner now required by law a county tax of ten cents upon each and every non-commissioned officer and private and the usual taxes upon every commissioned officer known by them to be in the military service of the United States or of this State and when omission shall occur the omitted names shall be added by such assessors to the assessments and lists of voters in the application of any citizen of the election district or precinct wherein such soldier might or would have a right to vote if not in such service as aforesaid and such non-commissioned officers and privates shall be exempt from all other personal taxes during their continuance in such service and said assessors shall in each and every case of such assessed soldiers or officers without fee or reward therefor give a certificate of such regular or additional assessment to any citizen of the election district or precinct who may at any time demand the same and upon the presentation thereof to the tax collector of said district or the treasurer of the said county it shall be the duty of such officer to receive said assessed tax of and from any person offering to pay the same for the soldier or officer therein named and to indorse upon such certificate a receipt therefor and said collector or county treasurer shall receive said assessed tax from any person who may offer to pay the same for any of said officers or soldiers without requiring a certificate of assessment when the name of such person shall have been duly entered upon the assessment books and tax duplicates and give a receipt therefor to such person specially stating therein the name of the soldier or officer whose tax is thus paid the year for which it was assessed and date of the payment thereof which said certificate and receipt or receipt only shall be prima facie evidence to any election board provided for by this article before which same may be offered of the due assessment of said tax against and the payment thereof by the soldier or officer therein named offering the same as aforesaid but said election board shall not be thereby precluded from requiring other proof of the right to vote as specified by this article or the general election laws of this Commonwealth And if any of said assessors collectors or treasurers shall neglect or refuse to comply with the provisions of this section or to perform any of the duties therein enjoined upon them or either of them he or they so offending shall be considered and adjudged guilty of a misdemeanor in office and shall on conviction be fined in any sum not less than twenty nor more than two hundred dollars Provided That the additional assessment required to be made by the above section in cities of the first class shall be made on application of any citizen of the election district or precinct thereof upon oath or affirmation of such citizen to be administered by the assessor that such absent soldier is a citizen of the election district or precinct wherein such assessment is required by such citizen to be made

(b) Returning Soldiers

Section 1745 VOTING BY RETURNING SOLDIERS SAILORS AND MARINES Any soldier sailor or marine in service or who served in the Army or Navy of the United States and who has returned to his home shall be entitled to vote in his respective election district as a soldier sailor or marine notwithstanding that such soldier sailor or marine has not been assessed and has not paid the usual taxes or is not personally registered in the district in which he resides Provided That such election at which he offers to vote shall occur at such a time as has prevented such soldier sailor or marine from being assessed and from having paid his usual taxes and where the same is necessary from having been personally registered after his return to his home as is required in the case of an elector by the Constitution

Section 1746 EVIDENCE OF RIGHT SPECIAL TAX No person shall be allowed to vote under the provisions of this subdivision unless he produces evidence satisfactory to the election officers that he is entitled to vote as a soldier sailor or marine under the provisions of this subdivision and unless he shall produce to the election officers a receipt from the proper tax collector setting forth that such person has paid a county tax of ten cents The several tax collectors are hereby authorized to receive such tax of ten cents and issue a receipt therefor All such taxes shall be paid to the county treasurer as provided by law in the case of other taxes

Section 1747 PENALTY Any person who shall vote under the provisions of this subdivision without being entitled so to do shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars and in default of the payment of such fine and costs shall be imprisoned for a term not exceeding ninety days

Section 1748 APPLICATION This subdivision shall apply to all soldiers sailors and marines in service in the Army or Navy of the United States as well as those who have been discharged therefrom and who have been prevented from being assessed from having paid the usual taxes and from being personally registered It is the intention of this subdivision that all such persons are within the meaning of the Constitution relative to voting by soldiers

ARTICLE XVIII

ELECTION CONTESTS

(a) Classes of Election Contests

Section 1800 The several classes of general municipal and primary elections which may be contested in this Commonwealth are hereby destiguished and designated as follows to wit

I The Governor and Lieutenant-Governor of the Commonwealth

II Electors of President and Vice-President of the United States and all officers of this Commonwealth including judges of the Supreme and Superior Courts (except Governor and Lieutenant-Governor) who now are or hereafter shall be required to be nominated or elected by the qualified voters of the State at large

III The judges of the several courts of record to be learned in the law other than judges of the Supreme and Superior Courts

IV Members of the General Assembly

V All other officers whether nominated or elected by the qualified voters of counties cities townships towns boroughs wards school districts poor districts or any other division of the State

(b) Contested Elections of the First Class

Section 1805 COMMITTEE OF GENERAL ASSEMBLY TO TRY Contested elections of Governor and Lieutenant-Governor (first class) shall be tried and determined by a committee to be selected from both houses of the General Assembly and formed and regulated in the following manner

Section 1806 CONTEST PETITIONS WHEN AND TO WHOM PRESENTED Upon the petition in writing of at least one hundred qualified electors of the Commonwealth accompanied by the affidavit taken and subscribed by at least twenty of the petitioners before some person having authority to administer oaths that the facts set forth are true to the best of their knowledge and belief and a certificate from the prothonotary of the county or counties where the petitioners reside setting forth that they are all qualified electors being presented to the President of the Senate within ten days from the organization of the Legislature next succeeding the election complained of he shall immediately give information thereof to both houses Such petition after being read in each house shall be laid on the table without any question taken thereon until the two houses shall proceed thereon in manner following

Section 1807 PERSONNEL OF CONTEST COMMITTEE SENATE MEMBERS The Senate and House of Representatives shall on a day and hour to be agreed on between them which day shall be within five days of the reception of the petition as aforesaid convene in the hall of the House of Representatives where the petition shall be read by the Clerk of the Senate the names of the members of each house shall then be called over by the respective clerks and a quorum of each house being present a joint committee shall be formed as follows

(a) The names of all Senators present except the President pro tempore shall be written on distinct pieces of paper as nearly alike as may be each of which shall be rolled up and put into a box by the Clerk of the House of Representatives and placed on the Speaker's table

(b) The Clerk of the Senate having shaken and intermixed the said papers shall draw them out one by one and put them alternately into three boxes also placed on the Speaker's table

(c) When the whole number shall be thus distributed the Clerk of the House of Representatives shall shake and intermix the papers in each box and shall draw alternately from each box the papers so rolled up until twelve papers have been so drawn and shall deliver them singly as drawn to the Speaker of the House of Representatives

(d) The Speaker of the House of Representatives shall open the said papers singly and read aloud the names on each and then deliver the papers singly to the President of the Senate who shall place them openly on the table

(e) A member of each house to be designated by the respective presiding officers shall take down in writing the names so called and shall each of them repeat aloud the name so written

Section 1808 PERSONNEL OF CONTEST COMMITTEE HOUSE MEMBERS The like proceedings shall then be had for drawing twenty-five members of the House of Representatives for the purpose but

(a) The duties in the preceding section enjoined upon the Clerk of the House of Representatives shall be performed by the Clerk of the Senate

(b) The duties therein enjoined upon the Clerk of the Senate shall be performed by the Clerk of the House of Representatives

(c) The duties therein enjoined upon the Speaker of the House of Representatives shall be performed by the President of the Senate

(d) The duties therein enjoined upon the President of the Senate shall be performed by the Speaker of the House of Representatives whose name shall not be placed in the box

Section 1809 CHALLENGES If any objection be made by either of the parties to any member so drawn by lot such members shall be discharged and another name be drawn to supply the place and so on until the whole number of twelve Senators and twenty-five members of the House of Representatives shall be completed and in all cases the members drawn in place of those objected to shall be in like manner liable to be set aside and others shall be drawn in their places but if so many be set aside by reason of objections as aforesaid that there shall not remain more than the number aforesaid then no further objection shall be omitted

Section 1810 SELECTION OF COMMITTEE When the number aforesaid shall be completed the Clerk of the House of Representatives shall draw out one by one the names of the remaining members of the Senate and deliver them singly to the Speaker of the House of Representatives who shall unfold and read them aloud and the Clerk of the Senate shall in like manner draw out the names of the remaining members of the House of Representatives and deliver them singly to the President of the Senate who shall unfold them and read them aloud and if any unfairness or mistakes shall then be discovered therein the whole proceedings shall be set aside and the same shall be renewed in manner and form hereinbefore directed but after the committee is sworn no objection for such cause shall be received

Section 1811 FINAL SELECTION OF COMMITTEE When the proceedings aforesaid shall be concluded a list of the twelve members of the Senate and a separate list of the twenty-five members of the House of Representatives so drawn shall be given to each of the parties who shall immediately withdraw to some adjoining room with a clerk or member appointed by the joint vote of members present where they shall proceed to strike off alternately the names upon such list until the number shall be reduced to four members of the Senate and nine of the House of Representatives which shall constitute a select committee

Section 1812 MEMBERS TO REMAIN UNTIL FINAL SELECTION On the parties withdrawing to form such select committee the members of both houses shall continue convened and the members whose names shall have been drawn out of the boxes shall not depart the conference room without leave until the time and place for the meeting of the select committee shall be fixed as hereinafter provided

Section 1813 FINAL QUALIFICATION OF COMMITTEE Within one hour from the time of withdrawing as aforesaid the parties shall deliver to the President of the Senate the names of the said four members of the Senate and nine of the House of Representatives remaining on the list who shall then respectively take an oath or affirmation to be administered by the President of the Senate to try the matter of the petition and to give a true judgment thereon according to the evidence unless the committee shall be dissolved

Section 1814 TIME AND PLACE OF MEETING The time and place for the meeting of the select committee so appointed shall then be directed by the joint vote of the members of both houses which time shall be within forty-eight hours of the appointment

Section 1815 ABSENCE FROM COMMITTEE If any person appointed a member of such select committee shall at the time of such appointment swear or affirm that he cannot without great inconvenience serve on such committee he shall be excused and in such case another shall be substituted But if any member of such committee shall neglect to attend upon the committee his name shall be reported in writing to the house of which he shall be a member and unless satisfactory reasons be given for his non-attendance he shall be reprimanded by the presiding officer of the house of which he is a member

Section 1816 MEETINGS OF COMMITTEE QUORUMS ADJOURNMENT The select committee shall sit from day to day Sundays excepted at such hours as shall not interfere with their attendance in the Legislature but unless nine of their number be present the committee after waiting an hour shall adjourn to the next day and if the number of the committee shall unavoidably be reduced to less than nine members and shall so continue for the space of three days Sundays excepted the committee shall be dissolved and there shall be another chosen in manner aforesaid When the two houses shall stand adjourned for more than three days the committee may adjourn to the same time

Section 1817 PRESIDING OFFICER OF COMMITTEE Immediately after the appointment of the select committee aforesaid the President of the Senate shall notify the chief Justice of the Supreme Court thereof and he shall immediately attend the meetings of the committee as the presiding officer thereof The chief justice of the Supreme Court shall decide questions regarding the admissibility of evidence and he shall upon request of the committee pronounce his opinion upon other questions of law involved in the contest but he shall not have a vote on the final determination of the case

Section 1818 POWERS OF COMMITTEE The select committee shall have power to subpoena persons and require the production of papers and records and to compel the attendance of and examine all witnesses who may come before them upon oath or affirmation which the chief justice of the Supreme Court or clerk of the committee may administer in their presence and to decide not only on the validity of such contested election but also which of the candidates had the greatest number of legal votes

Section 1819 PROCEEDINGS BEFORE COMMITTEE UNQUALIFIED VOTERS TESTIMONY IMMUNITY When it is proven to the satisfaction of said committee that any person not a legally qualified voter voted at any such contested election it shall be lawful for said committee to compel said voter to disclose under oath for which of the respective candidates he voted but when the committee examines the witnesses on oath as to the person or persons for whom he voted and said witness on such examination discloses the names of the persons for whom he voted at such election he shall not afterwards be prosecuted for having illegally voted at such election

Section 1820 CONDUCT OF COMMITTEE The doors of the room in which the select committee shall meet shall remain open during the examination of witnesses but may be shut at any other time All determinations required to be made by such committee shall be by a majority of the whole number appointed as soon as the committee shall have agreed upon the same two reports thereof shall be made in writing one of which shall be delivered to the President of the Senate and the other to the Speaker of the House of Representatives which reports shall be entered on the Journals of the respective houses and shall be final and conclusive

Section 1821 REPORT OF COMMITTEE TO BE FINAL If the committee or a majority thereof as aforesaid shall report that either of the candidates had the greatest number of legal votes and ought to receive the nomination or to be admitted to the office as the case may be such candidate shall thereupon be entitled to such office or nomination

Section 1822 NEW ELECTION IF INVALID NOTICE If the committee or a majority thereof shall report that such election or return is invalid a new election shall take place on the day of the general election ensuing agreeably to the constitution of which the presiding officer of each house shall immediately give notice by their joint writ directed to the sheriffs of the respective counties and the sheriffs of the respective counties shall give due notice thereof according to law

Section 1823 PAY OF WITNESSES Every witness sent for and attending the trial of any contested election of the first class shall be allowed six cents for every mile of the distance necessarily travelled by him in coming to and returning from the place of the trial and shall also be allowed the sum of one dollar and thirty-three cents for every day he may be detained at the place of such trial which mileage and expense as well as the expense of summoning such witnesses shall be taxed by the select committee and certified by their chairman to the speaker of the House of Representatives or the President of the Senate or both as the case may require The amount thereof after having been first approved by the house or houses to which such certificate may be made shall be paid by the treasurer of the county or counties in which the facts complained of took place if such facts be substantiated or by the treasurer of the county or counties in which the petitioners shall reside if the statements in the petition shall not be substantiated on orders drawn by the speaker of the House of Representatives or the President of the Senate or both as the case may require

(c) Contested Elections of the Second Class

Section 1825 COURT OF COMMON PLEAS OF DAUPHIN COUNTY WITH TWO NEAREST PRESIDENT JUDGES TO HAVE JURISDICTION Cases of the second class shall be tried and determined by the court of common pleas of Dauphin County upon petition of at least one hundred electors as hereinafter provided For the purpose of hearing and determining the complaint in the petition in such cases the court of common pleas of Dauphin County shall notify to sit with it on the hearing of such complaint two president judges learned in the law residing nearest to the court house of the said judicial district and the judges so notified shall appear and sit as part of the said court on the hearing trial and determination of such petition

Section 1826 ENTRY AND EFFECT OF DECISION After the hearing of the said case the said judges shall without unnecessary delay decide which of the candidates voted for received the greatest number of legal votes and is entitled to the nomination or office which decision shall be entered of record to the case in the said court and a certified copy thereof shall within five days from the rendering thereof be delivered to the Secretary of the Commonwealth whereupon the person who by the decision of the court shall appear to have received the largest number of votes shall be entitled to the nomination or to the office and be commissioned accordingly

(d) Contested Elections of the Third Class

Section 1830 COMMON PLEAS COURT OF COUNTY OF RESIDENCE OF CANDIDATE RETURNED AS ELECTED TO HAVE JURISDICTION Contested elections of president or additional law judges of any of the judicial districts of this Commonwealth shall be tried and determined before the court of common pleas of the county where the person returned as elected shall reside in manner following

Section 1831 PROCEDURE TO CONTEST PETITION PERSONNEL OF COURT Upon the petition in writing of at least fifty qualified electors of the district for which the person whose election is contested was returned as nominated or elected being presented in due form to the Attorney General of the Commonwealth complaining of an undue election or false return of any president or additonal law judge of any judicial district of the Commonwealth the Attorney General shall immediately notify the Governor thereof who shall without delay direct the three president judges residing nearest to the court house of the county composing the district or if more than one county composes the judicial district then those nearest the court house of the most populous county of the district to convene without delay the court of common pleas of such county and proceed to hear and determine the complaint of the said petition

Section 1832 JURISDICTION WHERE THERE IS MORE THAN ONE COURT OF COMMON PLEAS IN THE DISTRICT In any contested election of any president or additional law judge in any judicial district where there is more than one court of common pleas the court of the next highest number to the court for which the person whose election is contested is returned as elected if there be one higher and if not the one next lower shall perform all the duties required of the three president judges as prescribed in this subdivision

Section 1833 CERTIFICATION AND EFFECT OF DECISION After such hearing the said judges shall with no unnecessary delay decide which of the candidates voted for received the greatest number of legal votes and is entitled to the nomination or office which decision shall be entered of record to the case in said court and a certified copy thereof shall within five days from the rendering of such decision be transmitted to the Secretary of the Commonwealth whereupon the person who by the said decision shall appear to have received the largest number of votes shall be entitled to the nomination or to the office and commissioned accordingly

(e) Contested Elections of the Fourth Class

Section 1835 JURISDICTION TO TRY Contested elections of Senators and members of the House of Representatives (fourth class) shall be tried and determined by the court of common pleas of the county where the person returned as such shall reside in the manner following

Section 1836 METHOD OF CONTEST PETITION NOTICE Upon petition in writing of at least twenty qualified electors of the Senatorial district in case of a Senator and of the Legislative district in case of a member of the House of Representatives complaining of an undue election or false return of any Senator or Representative the court if in session or the president judge thereof if on vacation shall immediately appoint a suitable time for the hearing in open court of such complaint and if the court is not in session the president judge to whom such complaint is made shall direct the court to convene for that purpose notice of which shall be given to the person returned at least ten days before such hearing

Section 1837 COMPLAINANTS AND CANDIDATE RETURNED SHALL BE PARTIES On the trial of contested elections of Senators and members of the House of Representatives the petitioners complaining of the election and the person returned as nominated or elected shall be the parties thereto

Section 1838 POWERS AND DUTIES OF THE COURT The court of common pleas to which petition shall be presented as aforesaid contesting the right of a Senator or member of the House of Representatives to the nomination or to the seat for which he may have been returned as elected shall have authority to subpoena and to compel the attendance of any officer of the election complained of and of any person capable of testifying concerning the same and also to compel the production of all books papers talley lists ballots ballot-boxes and all other documents which may be required at such hearing in like manner and to the same extent as in other cases litigated before such court to appoint commissioners to take testimony and to proceed without delay postponing for the purpose if necessary all other business to the hearing and determination of such contest

Section 1839 DECISION OF COURT After the hearing as aforesaid the court shall without unnecessary delay decide which of the candidates voted for received the greatest number of legal votes and is entitled to the nomination or election

Section 1840 RETURN OF RESULT TO PROPER HOUSE The Secretary of the Commonwealth shall on the day of the meeting of the next General Assembly or if in session then immediately upon its reception deliver to the presiding officer of the proper house the certified copy of the decision of the court aforesaid

Section 1841 APPEAL TO PROPER HOUSE REQUIREMENTS OF Any claimant to a seat in either branch of the Legislature or to the nomination thereto who shall feel aggrieved by the decision of the court in his case may present his petition to the proper house within ten days after the meeting of the Legislature or within ten days after the decision shall have been made in his case if the Legislature shall then be in session setting forth his claim which petition shall have appended thereto the affidavit of the petitioner setting forth that he verily believes that he was duly nominated or elected to the seat and that the statements set forth in his petition are just and true to the best of his knowledge and belief Said petition shall also be signed by at least twenty qualified electors of the proper district at least five of whom shall make affidavit that the facts set forth in said petition are true to the best of their knowledge and belief

Section 1842 ACTION OF APPEAL PETITION Such petition when presented shall be referred to a standing committee on election which committee shall proceed to hear the claims of the contestant and respondent and report the facts and a resolution expressing the decision of the committee for the consideration of the house and the vote of the proper house on the claims of the contestant and respondent shall be final

Section 1843 VOTE ON PETITION No resolution deciding such question shall be adopted unless it shall receive the votes of a majority of all the members elected to the house considering the same

(f) Contested Elections of the Fifth Class

Section 1850 WHO HAS JURISDICTION Cases of the fifth class shall be tried and determined upon petition of twenty-five electors by the court of quarter sessions of the county in which such contested election was held

(g) General Provisions Relating to Contested Elections

Section 1855 COMMISSION BY GOVERNOR Whenever it shall appear by the returns of election laid before the Governor by the Secretary of the Commonwealth as now required by law that any person has been duly elected to the office of prothonotary clerk of the courts recorder of deeds register of wills judge or any other officer receiving a commission from the Governor in any of the several counties of this Commonwealth the Governor shall issue a commission to such person notwithstanding that the election of such person to any or either of said offices may be contested in the manner now provided by law

Whenever it shall appear by the decision of the proper tribunal having jurisdiction of said contested election that the person to whom said commission shall have issued has not been legally elected to the office for which he has been commissioned then a commission shall issue to the person who shall appear legally elected to said office the issuing of which commission shall nullify and make void the commission already issued and all power and authority under said commission first issued shall thereupon cease and determine

Section 1856 PETITION TIME OF FILING The commencement of proceedings in the case of contest of the second third fourth and fifth classes shall be by petition which shall be made and filed as herein required within thirty days after the day of election The petition shall concisely set forth the cause of complaint showing wherein it is claimed the election is undue or illegal and after filing shall not be amended unless such amendment shall be allowed by the proper court or judge after notice to the other party and hearing and if allowed a reasonable time shall be given to answer

Section 1857 PETITIONERS AND AFFIDAVITS REQUIREMENTS OF In each of the aforesaid second third fourth and fifth classes the petitioners shall be quailfied electors who voted at the election so contested In cases of the third class each petition shall be verified by the affidavits of at least ten of the petitioners in the second fourth and fifth classes by the affidavit of at least five of the petitioners Such affidavits to be taken and subscribed before some person authorized by law to administer oaths setting forth that they verily believe the facts stated therein are true that according to the best of their knowledge and belief the election was undue or illegal and the return thereof not correct and that the petition to contest the same is made in good faith

Section 1858 PRESENTATION OF PETITION The petition shall be presented to the court or law judge having jurisdiction except where otherwise provided in this article and if it shall be adjudged sufficient it shall be filed of record in the proper court and thereupon a time shall be fixed for hearing

Section 1859 NOTICE OF HEARING Notice of the filing of the petition with a copy thereof shall be served upon the person whose right of office shall be contested together with a rule to answer at the time fixed for hearing which notice copy and rule shall be served such length of time before the day fixed for hearing as the said court or judge shall require not exceeding forty days in cases of the second and third classes and in all other cases not exceeding thirty days

Section 1860 DISQUALIFICATION OF JUDGE No judge shall sit on the trial of a case in which he shall be a party

Section 1861 SUBSTITUTE JUDGES In any case where by reason of incompetency or any disability to act there shall be no law judge of the district in which any contest shall arise present and able as well as qualified to act the judge learned in the law residing nearest the court house of the county in which by the provisions of this article the trial in any such case is required to be had except in cases otherwise provided in this article shall preside on the contest and shall have and exercise all the powers and authority and discharge all the duties granted to or imposed upon the regular judges of the said courts in cases wherein they are qualified and required to act by the provisions of this article

Section 1862 CERTAIN ASSOCIATE JUDGES NOT ESSENTIAL Any law judge who is hereby authorized to preside in any such case and any president or other judge learned in the law of the proper court shall have full power to hold any of the said courts by this article required to try any contested election case without the assistance of the associate justices not learned in the law or either of them of such courts

Section 1863 POWERS OF COURT All of the said courts and judges hereby required to try any contested election case shall have plenary power to make issue and enforce all necessary orders rules process and decrees for a full and proper understanding and final determination and enforcement of the decision of every such case according to the course of practice in similar cases under the laws of this Commonwealth or which may be necessary and proper to carry out the provisions of this article

Section 1864 POWER OF COURT WITNESSES RECORDS The proper court or judge shall have power to compel the attendance of any election officer or other person as a witness and may also compel the production of all books papers tally-lists returns of election other documentary or record evidence at discretion for use on the trial and may issue subpoenas and attachments for these purposes as in other proceedings in the courts of this Commonwealth and all such books papers documents ballots boxes and records shall be returned to the proper custody

Section 1865 CONDUCT OF HEARINGS CERTIFIED RECORDS EXAMINERS Certified copies of all election papers assessments registers of votes and records duly authenticated by the person having custody thereof shall be competent evidence and prima facie proof of their contents but the party against whom the same shall be produced shall have the right to compel the attendance of the person who certified them for cross-examination Examiners to take and report evidence may be appointed and reasonable notice of the time and place of taking the same shall be prescribed by the court or judge and served upon the opposite party

Section 1866 AFFIDAVITS WHICH MAY BE CORRECTED IN CONTEST In any election contest it shall be lawful to correct any mistakes or supply any deficiencies in an affidavit made as required by law by an unregistered voter who was thereby permitted to vote at the election under contest so as to show that the said person was in fact a qualified voter but this shall not apply to non-registered voters who make no affidavit or one who makes no attempt to comply with the law

Section 1867 STENOGRAPHERS RECORD PRINTING OF The proper court or judge shall have power to appoint reporters if necessary to take the testimony and may order printing of such matters as may be necessary during the trial All bills for such reports and printing certified to be reasonable and correct by the court or judge shall be a part of the costs and collectible as other costs in the case All printing required in cases of the second and third classes shall be done by the State Printer at contract prices and in all other cases the prices to be paid for such reporting and printing shall be fixed in the order providing therefor and no more than the amount thus fixed shall be paid in any case

Section 1868 WITNESSES DUTY TO TESTIFY In trials of contested elections and in all proceedings for the investigation of elections no person shall be permitted to withhold his testimony upon the ground that he may criminate himself or subject himself to public infamy but such testimony shall not afterwards be used against him in any judicial proceeding except for perjury in giving such testimony

Section 1869 WITNESSES AND OFFICERS FEES OF Witnesses and officers shall be paid the same fees as are now or hereafter shall be fixed by law for similar services in the county in which the trial shall be held but witnesses whose votes are shown to be illegal shall receive no witness fees or mileage

Section 1870 COSTS OF CONTEST IF WITHOUT PROBABLE CAUSE In contested elections of electors of President and Vice-President and State officers whose jurisdiction extends over the State and Senators and members of the House of Representatives if the court or judge shall decide that the complaint is without probable cause the petitioners and every one of them shall be jointly and severally liable for all the costs and the same may be collected as debts of like amount are by law collectible or payment thereof may be enforced by attachment

In contested elections of President or additional law judges and of county borough township municipal officers or school directors if the contestants fail to establish his or their right to the nomination or office to which he or they claim to have been elected the petitioners and each and every of them shall be jointly and severally liable for all the costs and the same may be collected as debts of like amount are by law collectible or payment thereof may be enforced by attachment

Section 1871 BOND BY PETITIONERS Whenever a petition to contest an election of President or additional law judges or of county borough township municipal officers or school directors shall be presented to the court it shall be the duty of said petitioners within ten days thereafter to file a bond signed by at least five of the said petitioners in such sum as the said court or any judge thereof during vacation shall designate with sureties to be approved by the said court or judge conditional for the payment of all costs which may accrue in said contested election proceeding in case the said petitioners by decree of said court shall be adjudged liable to pay said costs and if the said bonds shall not be filed as herein provided the said petition to contest the election shall be dismissed

Section 1872 COSTS OF CONTEST IF FOR PROBABLE CAUSE In contested election of electors of President and Vice-President and State officers whose jurisdiction extends over the State and Senators and members of the House of Representatives in which the court or judge shall fail to decide that the complaint is without probable cause the Commonwealth shall be liable for all costs The said court shall certify to the Auditor General a copy of such costs which shall be adjusted and settled in the usual manner and paid out of moneys appropriated for that purpose

Whenever in contested elections of president or additional law judges and of county borough township or municipal officers or school directors the contestant or contestants establish his or their right to the nomination or office the court or judge shall apportion all the costs among the proper districts counties cities townships boroughs wards school districts or municipalities of the whole district in which contest is had in such way as said court or judge shall think just and shall compel by order the payment of such amounts so apportioned to each by the properly constituted authorities of each of the proper districts counties cities townships boroughs wards school districts or municipalities as the payment of debts by the same can now be enforced

Section 1873 TIME ALLOWED FOR TAKING TESTIMONY Hereafter in all contested elections except of Governor Lieutenant-Governor electors of President and Vice-President of the United States and all other officers of this Commonwealth who now are or hereafter shall be required to be elected by the qualified voters of the State at large the time to be consumed in taking testimony in court before an examiner or examiners appointed for that purpose shall not exceed ninety days in any one case no matter whether such testimony be taken in court or before an examiner or examiners or partly in court and partly before an examiner or examiners

Section 1874 TIME ALLOWED EACH PARTY FOR TESTIMONY Said testimony shall be taken in the following order to wit A period of time not exceeding forty days shall be allowed the contestant for this purpose a succeeding period of time not exceeding forty days shall be allowed for said purpose to the person returned as elected and the contestant may take testimony in rebuttal during ten days immediately succeeding the time allowed the person returned as elected for taking testimony

Section 1875 LIABILITY FOR COSTS INCURRED IN TAKING TESTIMONY AFTER TIME LIMIT For any testimony taken after the limit of time herein fixed no contest court shall have the power to charge any costs to any district county city township borough ward school district or municipality nor shall they be under any liability for the payment of the same but the said court may order the contestant petitioners or person returned elected to pay the costs as in its discretion it is deemed just and proper

Section 1876 TIME FOR PAYMENT END OF LIABILITIES No costs shall be paid out of the treasury of any district county city township borough ward school district or municipality in any such contest until the same has been finally determined and no costs accruing or chargeable in any case after the limit of time herein fixed shall be paid by the proper district county city township borough ward school district or municipality nor shall they be under any liability for the payment of the same

Section 1877 ELECTIONS DECLARED INVALID FILLING OF VACANCIES Whenever in any contested election the tribunal trying the case shall decide that the ballots used in one or more election districts where by reason of the omission addition misplacing mis-spelling or mis-statement of one or more titles of office or names of candidates or parties or policies represented by them so defective as to the office in contest as to be calculated to mislead the voters in regard to any of the candidates nominated for said office and that the defective condition of the said ballots may have affected the result of the entire election for said office the said tribunal shall declare the election to be invalid as regards the said office and shall report their decision in cases where vacancies in such offices are filled by appointment to the proper officer or officers who are by law authorized to fill vacancies occurring in such office who upon receipt of such notice shall without delay proceed to appoint a suitable person or persons to fill the vacancies thus created and the person or persons so appointed shall continue in office until the next election succeeding his appointment at which such office is by law required to be filled All other vacancies so created shall be filled in such manner as now or hereafter may be provided by law

Section 1878 APPEAL IN JUDICIAL CONTESTS WHEN CONSTITUTIONAL QUESTIONS INVOLVED When the election of a judge of the Supreme or Superior Court or a judge of any subordinate court of record required to be learned in the law shall be contested if the trial and determination of such election contest shall involve the true construction of any provision of the Constitution or if the decision shall depend on any question arising upon the Constitution an appeal shall lie from the decision of the court of judges empowered to try such contested election to the Supreme Court

Section 1879 SPECIFIC FINDINGS BY TRIAL COURT It is hereby made the duty of the judges in the court of common pleas trying an election contest to first find separately and explicitly the facts deemed by them material to the decision and also such other facts as any party to the contest may request them in writing to ascertain and second to answer such points of law as may be submitted to them

Section 1880 WHEN AND BY WHOM APPEAL TAKEN FILING TIME AND PLACE OF HEARING Such appeal may be taken by any person whose right to the office was tried and determined or by any person aggrieved by the decision within thirty days after the decision of the judges shall have been entered of record to the case in the court of common pleas The apeal shall be filed in the prothonotary's office of the proper district but may be heard by the said Supreme Court in any district and it shall be the duty of said court to hear and decide the same without delay

Section 1881 DECISION OF SUPREME COURT TO BE CERTIFIED TO SECRETARY OF COMMONWEALTH The said Supreme Court having decided the constitutional question involved in such election contest shall thereupon proceed to decide and declare which of the candidates voted for and received the greatest number of legal votes and is entitled to the office and shall cause their decision to be certified to the Secretary of the Commonwealth whereupon the person who by the decision of the said Supreme Court shall appear to have received the largest number of legal votes shall be entitled to the office and be commissioned accordingly

ARTICLE XIX

ELECTION EXPENDITURES BY AND IN BEHALF OF CANDIDATES FOR NOMINATION AND ELECTION

Section 1900 DEFINITIONS The term "candidate for nomination" as used in this article shall include all persons whose names are presented for nomination to public office at any primary meeting caucus or convention whether or not such persons are actually nominated thereat

The term "candidate for election" as used in this article shall include all persons whose names are printed as candidates on the official ballots or on any official sticker used at any election and also all persons voted for for any public office who shall receive at least ten per centum of the highest vote received by the successful candidate for such office but whose names were not printed on the official ballots

The term "candidate" as used in this article shall unless especially restricted therein include both candidates for nomination and candidates for election

The term "public office" as used in this article shall include every public office to which persons can be elected by vote of the people under the laws of this Commonwealth

The term "political committee" as used in this article shall include every two or more persons who shall be elected apointed or chosen or who shall have associated themselves or co-operated for the purpose wholly or in part of raising collecting or disbursing money or of controlling or directing the raisnig collection or disbursement of money for election expenses

The term "election expenses" as used in this article shall include all expenditures of money or other valuable things in furtherance of the nomination of any person or persons as candidates for public office or in furtherance of the election of any person or persons to public office or to defeat the nomination or election to public office of any person or persons

Section 1901 TREASURER OF POLITICAL COMMITTEE REQUIRED Every political committee shall appoint and constantly maintain a treasurer to receive keep and disburst all sums of money which may be collected or received by such committee or by any of its members for election expenses Unless such treasurer is first appointed and thereafter maintained it shall be unlawful for a political committee or any of its members to collect receive or disburse money for any such purpose

Section 1902 DISBURSEMENTS BY TREASURER ALL money collected or received by any political committee or by any of its members for election expenses shall be paid over and made pass through the hands of the treasurer of such committee and shall be disbursed by him It shall be unlawful for any political committee or any of its members to disburse any money for election expenses unless such money shall have passed through the hands of the treasurer

Section 1903 DISBURSEMENTS BY UNAUTHORIZED PERSONS PROHIBITED No person who is not a candidate or the representative of a candidate or the treasurer of a political committee shall pay give or lend or agree to pay give or lend any money or other valuable thing whether contributed by himself or by any other person for any election expenses whatever except to a candidate or to a political committee

Section 1904 CORPORATIONS FORBIDDEN TO CONTRIBUTE MONEY FOR ELECTION PURPOSES No officer of any corporation whether incorporated under the laws of this or any other State or any foreign country except corporations formed for political purposes shall pay give or lend or authorize to be paid given or lend any money or other valuable thing belonging to such corporation to any candidate or to any political committee or to any other person whatsoever for the payment of any election expenses whatever

Section 1905 PERMISSIBLE EXPENDITURES No candidate himself or by his representative and no treasurer of any political committee shall pay give or lend or agree to pay give or lend either directly or indirectly any money or other valuable thing for any nomination or election expenses except for the following purposes

First For printing and traveling expenses and personal expenses incident thereto stationery advertising postage expressage freight telegraph telephone and public messenger services

Second For the rental of radio facilities

Third For political meetings demonstrations and conventions and for the pay and transportation of speakers

Fourth For the rent maintenance and furnishing of offices

Fifth For the payment of clerks typewriters stenographers janitors and messengers actually employed

Sixth For the employment of watchers at primaries and elections to the number allowed by law but no candidate or treasurer of any political committee shall pay any watcher in any election district in a city compensation in excess of ten dollars ($10.00) per diem or to any watcher in any other election district compensation in excess of five dollars ($5.00) per diem

Seventh For the transportation of voters to and from the polls

Eighth For legal expenses bona fide incurred in connection with any nomination or election

Section 1906 ACCOUNTS IN EXCESS OF FIFTY DOLLARS MUST BE FILED Every candidate for nomination at any primary election caucus or convention whether nominated thereat or not shall within fifteen days after the same was held if the amount received or expended shall exceed the sum of fifty dollars and every candidate for election and every treasurer of a political committee or person acting as such treasurer shall within thirty days after every election at which such candidate was voted for or with which such political committee was concerned if the amount received or expended shall exceed the sum of fifty dollars file with the officers hereinafter specified a full true and detailed account subscribed and sworn or affirmed to by him before an officer authorized to administer oaths setting forth each and every sum of money contributed received or disbursed by him for election expenses the date of each contribution receipt and disbursement the name of the person from whom received or to whom paid and the object or purpose for which the same was disbursed

Such account shall also set forth the unpaid debts and obligations of any such candidate or committee for election expenses with the nature and amount of each and to whom owing In the case of candidates for election who have previously filed accounts as candidates for nomination the accounts shall only include contributions receipts and disbursements subsequent to the date of such prior accounts

Section 1907 VOUCHERS ACCOMPANYING ACCOUNTS ANONYMOUS CONTRIBUTION UNLAWFUL Every such account shall be accompanied by vouchers for all sums expended exceeding ten dollars in amount It shall be unlawful for any candidate or treasurer of a political committee or person acting as such treasurer to disburse any money received from any anonymous source

Section 1908 ACCOUNTS WHERE FILED Every such account concerning expenses incurred by or in regard to candidates for offices to be voted for by the electors of the State at large shall be filed with the Secretary of the Commonwealth and every such account concerning expenses incurred by or in regard to candidates for other offices shall be filed with the clerk of the court of quarter sessions of the several counties where such candidates may respectively reside

If any accounts concerns expenses in regard to candidates who do not all reside in the same county such accounts shall be filed in each county in which any such candidate (not being a candidate for an office to be voted for by the electors of the State at large) resides

Section 1909 EFFECT OF NON-FILING OF ACCOUNT It shall be unlawful to administer the oath of office to any person elected to any public office until he has filed an account as required by this article and no such person shall enter upon the duties of his office until he has filed such account nor shall he receive any salary for any period prior to the filing of the same

Section 1910 CAMPAIGN FUNDS LESS THAN FIFTY DOLLARS If the aggregate receipts or disbursements of a candidate or political committee in connection with any nomination or election shall not exceed fifty dollars the treasurer of the committee or candidate shall within thirty days after the election certify that fact under oath to the officer with whom the statement is filed as hereinafter provided

Section 1911 ACCOUNTS OPEN TO PUBLIC PRESERVATION OF All such accounts and affidavits shall be open to public inspection in the offices where they are filed and shall be carefully preserved there for a period of two years

Section 1912 NO AFFIDAVIT REQUIRED IF NO FUND EXISTS If a candidate or political committee does not receive any contributions or make any disbursements the candidates or the treasurer of the political committee shall not be required to file any account or to make any affidavit

Section 1913 AUDIT OF ACCOUNTS Within twenty days after the last day for filing of any account required by this article any five electors of the State or of the political division thereof concerning which any such account has been filed may present a petition to the court of quarter sessions of the county in which the office where such account has been filed is located praying for an audit of such account The court shall thereupon direct the officer or officers with whom such account has been filed to certify the same to the court for audit and may in its discretion require security to be entered for costs The court may in its discretion appoint an auditor to audit said account but the fees of such auditor shall not exceed the sum of ten dollars a day for each day actually engaged

Section 1914 PROCEDURE OF AUDIT The court or auditor shall fix a date as early as may be convenient for the audit at which time the person by whom such account has been filed shall be required to be present in person to vouch his account and answer on oath or affirmation all such relevant questions concerning the same as may be put to him by the petitioners or their counsel The auditor shall issue subpoenas to all parties whom the petitioner or the accountant may require to give evidence concerning such account and he shall determine subject to exception all questions as to the admissibility of evidence and shall file a copy of the evidence with his report If upon the audit the court shall decide that the account was false in any substantial manner or that any illegal election expenses were incurred the costs of said audit shall be paid by the accountant but otherwise by the petitioners

Section 1915 PROCEDURE IF AUDIT DEVELOPS ILLEGAL EXPENDITURES DISQUALIFICATION The decision of the court upon the audit shall be subject to appeal but if the court shall decide that any candidate who has been elected has incurred any illegal election expenses or has consented to the incurring of any illegal election expenses by any person or committee the court shall certify its decision to the Attorney General who shall thereupon cause a writ of quo warranto to be issued If upon proceedings under such writ of quo warranto it shall be decided that the candidate in question has incurred any illegal election expenses or has consented to the incurring of illegal election expenses by any person or committee his election shall be declared void and his office vacant

Section 1916 NOTICE OF DISQUALIFICATION In the case of candidates elected to the office of Senator or Representative in the General Assembly the decision of the court shall be certified to the President of the Senate or to the Speaker of the House of Representatives as the case may be In the case of any candidate elected to the office of Senator of the United States or member of the House of Representatives of the United States the decision of the court shall be certified to the Governor of this Commonwealth who shall transmit the same to the President of the Senate or the Speaker of the said House of Representatives as the case may be

Section 1917 NOTICE OF ILLEGAL EXPENDITURES TO DISTRICT ATTORNEY If the court shall decide upon the audit that any person whether a candidate or not has incurred illegal election expenses or has otherwise violated any of the provisions of this article it shall certify its decision to the district attorney of the county in which such person may reside It shall thereupon be the duty of such district attorney to institute criminal proceedings against such person

Section 1918 NO IMMUNITY FROM TESTIFYING No person shall be excused from answering any question in any proceedings under this article on the ground that such answer would tend to incriminate him but no such answer would tend to incriminate him but no such answer shall be used as evidence against such person in any criminal action or prosecution whatever except in an action for perjury in giving such testimony

Section 1919 BLANK REPORTS FURNISHED BY SECRETARY OF COMMONWEALTH The Secretary of the Commonwealth shall at the expense of the Commonwealth furnish to the county commisioners blanks in the form approved by the Secretary and Attorney General suitable for the statements hereinbefore required

Section 1920 BLANKS TO BE FURNISHED TO CANDIDATES Upon the filing of a nomination for a State or National election the Secretary of the Commonwealth shall transmit to the candidate or candidates put in nomination and to the treasurer of the political committee the blanks above described To any person required to file a statement such blank shall be furnished upon application therefor

On the receipt of the list of candidates for public offices before a primary or upon the filing of a nomination before a municipal election the county commissioners shall transmit to the candidate or candidates put in nomination or at said primaries and to the treasurers of political committees the blanks above described

Section 1921 PENALTIES Any person who shall incur any illegal election expenses or otherwise violate any of the provisions of this article shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than fifty dollars or more than one thousand dollars or by imprisonment for not less than one month or more than two years either or both at the discretion of the court

ARTICLE XX

ELECTION EXPENSES PAYABLE BY COUNTIES

Section 2000 EXPENSES PAYABLE All ballots and election supplies other than such blanks forms and petitions as are required to be prepared by the Secretary of the Commonwealth shall be printed furnished and distributed at the expense of the county All ballot boxes and the expense of storing the same shall be paid by the county All expenses for light rent fuel and all other expenses of whatsoever kind and character including the pay of election officers and clerks shall be paid by the county. The pay of election officers shall be in full for all service except compensation and mileage heretofore allowed to judges for making returns shall be in lieu of all kinds of refreshments which it may have been customary to provide and no such expense for refreshment shall be paid or allowed by the county commissioners The payments for lights rental fuel and the storage of ballot boxes shall be fixed and established at least once every three years by resolution duly entered on the minutes of the county commissioners and said expenses shall be paid according to the provisions of said resolution and not otherwise

All such payments shall be made by the county treasurer on warrant of the county commissioners

ARTICLE XXI

PENAL PROVISIONS

Section 2100 ELECTION DEFINED Unless otherwise specifically provided the word "election" as used in this article shall be construed to mean any general special municipal or primary election

Section 2101 FRAUDULENT ASSESSMENT ALTERING DEFACING OR REMOVING LIST Any assessor who shall knowingly assess any person as a voter who is not qualified or shall wilfully refuse to assess any one who is qualified shall be guilty of a misdemeanor and on conviction be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding two years or both and also be subject to an action for damages by the party aggrieved

Any person who shall fraudulently alter add to deface or destroy any list of voters made out as directed by this act or tear down or remove the same from the place where it has been fixed with fraudulent or mischievous intent or for any improper purpose shall be guilty of a misdemeanor and on conviction shall be punished by a fine not exceeding five hundred dollars or imprisonment not exceeding two years or both

Section 2102 COUNTY COMMISSIONERS OMITTING NAMES FROM VOTING LIST If the commissioners of any county shall wilfully omit to insert in the list of taxables of boroughs towns and townships delivered by them to the inspectors the name of any person duly assessed and returned to them by the assessor they shall on conviction thereof be fined and severally pay any sum not less than fifty nor more than one hundred dollars

Section 2103 COUNTY COMMISSIONERS ADDING NAMES TO VOTING LIST If the commissioners of any county shall add or knowingly permit to be added the name of any person to the list of taxable inhabitants in boroughs towns and townships furnished them by the assessor and shall return such name to the inspectors of election each commissioner concerned therein shall on conviction thereof be fined not less than fifty nor more than two hundred dollars

Section 2104 FRAUDULENTLY SECURING NAME TO BE PLACED ON LIST Any person who shall upon any false representation or by the production of any forged false or spurious naturalization certificate or upon any such certificate not duly issued according to the act of Congress cause his name to be placed or shall attempt to have his name placed upon any assessment list for election purpose or upon any list of qualified electors authorized or required to be made by this act and any person who shall aid or abet any other person in such false representation or attempt shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to imprisonment for not exceeding twelve months

2105 FRAUDULENTLY INSERTING ALTERING OR DESTROYING ENTRIES IN ANY DOCUMENT LIST OR RECORD PERTAINING TO ELECTIONS DEFACING REMOVING OR REFUSING TO DELIVER THE SAME Any election officer or clerk of election or clerk of the county commissioners or other person who knowingly inserts or knowingly permits to be inserted any fictitious name false figure or other fraudulent entry on or in any assessor's list register list of voters affidavit tally paper return sheet statement certificate or oath voucher ballot or other record or document authorized or required to be made used signed returned or preserved for any public purpose in connection with any election or who materially alters or intentionally defaces or destroys any entry which has been lawfully made therein except by public order of the county commissioners prothonotary or of the court of common pleas or who takes or removes any such book list affidavit return ballot or other document or record from the custody of any person having lawful charge thereof in order to prevent the same from being used or inspected or copied as required or permitted by law or who neglects or refuses to deliver the same into the custody of the officials who are or hereafter may be required by law to use or keep the same shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for a period not exceeding three years or both

Section 2106 FORGING COUNTERFEITING DESTROYING DEFACING DELAYING DELIVERY OF BALLOTS Any person who shall forge or falsely make the official endorsement on any ballot or shall make or have in possession any counterfeit of an official ballot or wilfully destroy or deface any ballot or wilfully delay the deilvery of any ballots shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo imprisonment for not more than one year or both

Section 2107 FRAUD IN CONNECTION WITH NOMINATION PAPERS AND NOMINATION PETITIONS Any person who shall falsely make or wilfully deface or destroy any certificate of nomination or nomination paper or any part thereof or any letter of withdrawal or file any certificate of nomination or nomination paper or letter of withdrawal knowing the same or any part thereof to be falsely made or suppress any certificate of nomination or nomination paper or any part thereof which has been duly filed shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than one year or both

Any person who shall knowingly and wilfully sign any nomination petition without being qualified with respect to age sex residence and citizenship to be an elector of the State or of the political district or division as the case may be named in said petition and a resident of the county named on the sheet which he signs or who shall set opposite a signature on a nomination petition a date other than the actual date such signature was affixed thereto or who shall set opposite a signature on the nomination petition a false statement of the signer's place of residence or who shall sign more nomination petitions than permitted by the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one hundred ($100.00) dollars

Any person who shall knowingly make a false statement in any affidavit required to be appended to or to accompany a nomination petition or who shall fraudulently sign any name not his own to any nomination petition or who shall fraudulently alter any nomination petition without the consent of the signers shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred ($500.00) dollars or to undergo imprisonment for not more than one year or both

Section 2108 PAYMENT OF POLL TAX FOR OTHER PERSONS Any person or persons who shall pay or cause to be paid any occupation or poll tax assessed against any other elector except on the written and signed order of such elector authorizing such payment to be made which written and signed order must be presented at least thirty days prior to the date of holding the election at which such elector desires to vote shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding two hundred dollars or to undergo an imprisonment not exceeding six months

Section 2109 ISSUING TAX RECEIPT WITHOUT WRITTEN ORDER Any officer clerk or other person authorized to collect taxes and receipt therefor who shall receive payment of or receipt for any occupation or poll tax assessed for State or county purposes from any person other than the elector against whom such tax shall have been assessed except upon his written and signed order authorizing such payment to be made shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding two hundred dollars or undergo an imprisonment not exceeding six months

Section 2110 ISSUING OF AND VOTING OR REGISTERING ON FORGED OR FRAUDULENT TAX RECEIPT Any person who shall knowingly publish or utter or who shall attempt to register for or vote at any election upon a forged false or fraudulent tax receipt shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding two hundred dollars or undergo an imprisonment not exceeding six months

Section 2111 DESTROYING DEFACING OR REMOVING LISTS OF CANDIDATES CARDS OF INSTRUCTION SPECIMEN BALLOTS SUPPLIES ET CETERA HINDERING VOTERS Any person who shall prior to an election wilfully deface or destroy any list of candidates posted in accordance with the provisions of this act or who during an election shall wilfully deface tear down remove or destroy any card of instruction or specimen ballot printed or posted for the instruction of voters or wilfully remove or destroy any of the supplies or conveniences furnished to enable a voter to prepare his ballot or who shall wilfully hinder the voting of others shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo imprisonment for not more than three months or both

Section 2112 IMPROPER PREPARATION OR DELIVERY OF BALLOTS BY PRINTER Any printer employed by the commissioners of any county to print any official ballots or any person engaged in printing the same who shall appropriate to himself or give or deliver or knowingly permit to be taken any of said ballots by any other person than such commissioners or their duly authorized agent or shall wilfully print or cause to be printed any official ballot in any other form than that prescribed by such commissioners or with any other names thereon or with the names spelled otherwise than as directed by them or the names or printing thereon arranged in any other way than that authorized and directed by this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than five years or both

Section 2113 ELECTION OFFICERS REFUSING TO ACT BECOMING INTOXICATED Any person elected or appointed to serve as a judge inspector or clerk of elections who shall neglect or refuse to take upon himself the duties of such office shall forfeit and pay the sum of fifty dollars ($50) or having entered upon the same shall afterwards neglect or refuse to perform the duties thereof according to law shall forfeit and pay the sum of one hundred dollars ($100)

Any assessor or election officer who shall become intoxicated during any of the time in which he is engaged in the performance of his duties shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of twenty dollars or imprisonment for thrirty days or both

Section 2114 ELECTION OFFICERS FAILING TO COMPLY WITH LAW AS TO TAKING AND GIVING OATH OF OFFICE If any judge or minority inspector refuses or fails to swear the officers of election in the manner required by this act or if any officer of election shall act without being first duly sworn or if any officer of election shall sign the form of oath without being duly sworn or if any judge or minority inspector shall certify that any officer was sworn when he was not it shall be deemed a misdemeanor and upon conviction the officer or officers so offending shall be fined not exceeding one thousand dollars or imprisonment not exceeding one year or both in the discretion of the court

Section 2115 FURNISHING ELECTORS WITH FRAUDULENT BALLOTS Any person who shall furnish or supply to any elector of this Commonwealth at any of the polls or voting places any ballot falsely representing it to contain names not thereon with the intent and purpose of defrauding said voter out of his express choice shall be guilty of a misdemeanor and on conviction shall pay a fine not to exceed one hundred dollars or imprisonment not to exceed one year or both

Section 2116 ELECTION OFFICERS AT PRIMARIES REJECTING VOTES OF QUALIFIED AND RECEIVING VOTES OF UNQUALIFIED ELECTORS STUFFING BALLOT BOXES AND OTHER FRAUD Any election officer who permits a person to vote at any primary with the knowledge that such person is not so entitled to vote or refuses to permit any lawfully entitled elector to vote at such primary with the knowledge that such person is entitled to vote shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hnudred ($500.00) dollars or to undergo imprisonment for a period not exceeding three years or both

Any election officer or clerk who shall be guilty of any wilful fraud in the conduct of his duties at a primary for which a penalty is not otherwise specifically provided or who shall deposit fraudulent ballots in the ballot box or who shall certify as correct a return of ballots in the ballot box which he knows to have been fraudulently deposited therein or who shall conspire with others to commit any of the offenses herein mentioned shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to undergo imprisonment for a period not exceeding three years or both

Any election officer who refuses to permit a person to receive the party ballot for which he asks after having executed the affidavit provided by law shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1,000.00) or to undergo imprisonment not exceeding two years or both

Section 2117 ELECTION OFFICERS AT GENERAL SPECIAL OR MUNICIPAL ELECTIONS REJECTING VOTES OF QUALIFIED OR RECEIVING VOTES OF UNQUALIFIED ELECTORS If any inspector or judge of an election shall at any general special or municipal election knowingly reject the vote of any qualified citizen or knowingly receive the vote of any person not qualified or conceal from his fellow officers any fact through the knowledge of which such vote should by law be received or rejected each of the persons so offending shall on conviction be sentenced to pay a fine of not less than fifty nor more than two hundred dollars

Section 2118 ELECTION OFFICERS PERMITTING PERSONS TO VOTE WITHOUT REQUIRING PROOF OF QUALIFICATION Any election officer who shall refuse or neglect to require such proof of the right of suffrage as is prescribed by law from any person offering to vote whose name is not on the list of assessed voters or whose right to vote is challenged by any qualified voter present and shall admit such person to vote without requiring such proof shall be guilty of a misdemeanor and upon conviction thereof be sentenced for every such offense to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not more than one year or both

Section 2119 WILFUL FRAUD BY ELECTION OFFICER AT GENERAL SPECIAL OR MUNICIPAL ELECTIONS Any inspector judge or clerk of election who shall at any general special or municipal election be guilty of any wilful fraud in the discharge of his duties for which a penalty is not otherwise specifically provided shall upon conviction thereof be sentenced to undergo an imprisonment for any term not less than three nor more than twelve months and be fined in any sum not less than one hundred dollars nor more than five hundred dollars

Section 2120 DISQUALIFICATION OF ELECTION OFFICERS CONVICTED OF FRAUD Any election officer or clerk who shall be convicted of any wilful fraud under the provisions of this act shall for seven years thereafter be disabled from holding any office of honor trust or profit in this Commonwealth and shall moreover be disabled for the term aforesaid from giving his vote at any election within this Commonwealth

Section 2121 OPENING OR PRYING INTO BALLOTS Any judge of an election inspector clerk or other person who shall before the closing of the polls unfold open or pry into any ballot with a design to discover the name of any candidate voted for therein shall on conviction thereof be sentenced to pay a fine of not less than fifty nor more than one hundred dollars and to be imprisoned for not less than one nor more than three months

Section 2122 PUBLIC OFFICER FAILING TO PERFORM DUTIES OR VIOLATING PROVISIONS OF ACT Any public officer election officer or clerk of election upon whom a duty is imposed by this act who shall negligently or wilfully fail to perform such duty or who shall negligently or wilfully perform it in such a way as to hinder the objects of this act or who shall negligently or wilfully violate any of the provisions thereof shall except as may be otherwise provided for in this act be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than one year or both at the discretion of the court

Section 2123 FRAUDULENT VOTING AT GENERAL SPECIAL OR MUNICIPAL ELECTIONS Any person who shall at any general municipal or special election vote at more than one election district or otherwise fraudulently vote more than once on the same day or shall fraudulently fold and deposit in the ballot box more than one ballot with intent to illegally vote or vote out of his proper district or who being unqualified shall fraudulently vote at any such election and any person who shall advise and procure another so to do shall on conviction thereof be sentenced to pay a fine of not less than fifty nor more than five hundred dollars and to be imprisioned for a term not exceeding five years

Section 2124 FRAUDULENT VOTING AT PRIMARY ELECTIONS Any person who votes or attempts to vote at a primary knowing that he does not possess the qualifications of a voter at such primary shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars or to undergo an imprisonment for a period not exceeding one year or both

Any person who shall vote or attempt to vote more than once at a primary shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500.00) dollars or to undergo imprisonment for a period not exceeding three years or both

Section 2125 FALSE SWEARING Any person who shall wilfully and corruptly make or procure any person to make falsely any oath or affirmation required or authorized by this act shall except as herein otherwise provided upon conviction thereof suffer such penalties and disabilities as are incurred on conviction of wilful and corrupt perjury or subordination of perjury

Section 2126 SHOWING OR SOLICITING ANOTHER TO SHOW CONTENTS OF BALLOT VOTING UNOFFICIAL BALLOT INTERFERENCE WITH VOTER Any voter at any election who shall allow his ballot to be seen by any person with the apparent intention of letting it be known how he is about to vote or shall cast or attempt to cast any other than the official ballot which has been given him by the proper election officer or any person who shall interfere with any voter when inside said enclosed space or when marking his ballot or who shall endeavor to induce any voter before depositing his ballot to show how he marks or has marked his ballot shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not to exceed one thousand dollars or to undergo an imprisonment for not more than one year or both

Section 2127 UNLAWFULLY GIVING OR RECEIVING ASSISTANCE DECEIVING OR ATTEMPTING TO INFLUENCE ASSISTED VOTER DISCLOSING CONTENTS OF SUCH BALLOT Any person at any election who without having made the statement required by section two hundred and fifty of this act shall permit another to accompany him into the voting compartment or to mark his ballot for him or who shall mark his ballot while another is unlawfully present in the voting compartment with him or who shall state falsely that he cannot read the names on the ballot or that by reason of physical disability he cannot see or mark the ballot or enter the voting compartment without assistance or who shall state as his reason for requiring assistance a disability from which he does not suffer or who shall go into the voting compartment with another while voting or be present therein while another is voting or mark the ballot of another having knowledge that such voter had failed to make the required statement relative thereto or that such statement having been made was false and except in strict accordance with the provisions of this act or any helper who shall attempt to influence the vote of the voter whom he is assisting or who shall mark a ballot in any other way than that requested by the voter whom he is assisting or who shall disclose to anyone the contents of any ballot which has been marked with his help except when required so to do in any legal proceedings shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not to exceed one thousand dollars or to undergo an imprisonment for not more than one year or both at the discretion of the court

Section 2128 ELECTION OFFICERS PERMITTING UNLAWFUL ASSISTANCE Any election officer who shall permit a voter at any election to be accompanied by another into the voting compartment when he has not made under oath or affirmation the statement required by section two hundred and fifty of this act or when he knows that the statement which the voter has made is false or who shall permit any person to accompany a voter into the voting compartment except as provided by this act shall for each such violation be guilty of a misdemeanor and upon conviction thereof shall be sentenced to undergo imprisonment for not less than one month nor more than one year and in addition thereto at the discretion of the court to pay a fine which shall not exceed one thousand dollars

Section 2129 JUDGE OF ELECTION FAILING TO KEEP AND RETURN PROPER RECORDS OF ASSISTED VOTERS Any judge of election who shall fail to record as required by section two hundred and fifty of this act the name of each voter who receives assistance or who is accompanied by another into the voting compartment or shall insert in the record of assisted voters the name of any voter who does not receive assistance or is not accompanied by another into the voting compartment or shall fail to record the reason stated by any asisted voter for requiring asistance or shall record in respect of any assisted voter a reason other than that stated by the voter or shall fail to record the name of each person rendering assistance to a voter as prescribed by this act or shall knowingly record as the name of such helper a name which is not the name of such helper or shall fail or neglect to return the record of assisted voters to the prothonotary or the county commissioners as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to undergo imprisonment for not less than two months nor more than two years and in addition thereto at the discretion of the court to pay a fine which shall not exceed one thousand dollars

Section 2130 ELECTION OFFICERS IN BOROUGHS TOWNS AND TOWNSHIPS FAILING TO ENDORSE NATURALIZATION CERTIFICATES AFTER HOLDER VOTED THEREON Any election officer who at any election in boroughs towns and townships shall neglect or refuse to make the endorsement required by this act upon a naturalization certificate after the holder thereof has been entitled to vote upon showing the same or who shall unlawfully permit a second vote on the same day by virtue of the same certificate properly endorsed as to the first vote shall be guilty of a misdeemanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or imprisonment not exceeding one year or both

Section 2131 ATTEMPTING TO VOTE BY PERSONS NOT CITIZENS Any person not a citizen of this Commonwealth who shall vote or attempt to vote at any election or any person who through solicitation invitation or device shall persuade or prevail no such a person to vote at an election or who shall by any means aid encourage or abet such attempt shall be guilty of felony and on conviction be sentenced to pay a fine not exceeding five hundred dollars and undergo an imprisonment of not less than two nor more than five years

Section 2132 POSSESSION OF OFFICIAL BALLOT BY PERSONS NOT ENTITLED THERETO Any person other than an officer charged by law with the care of ballots or a person entrusted by any such officer with the care of the same for a purpose required by law who shall have in his possession outside the voting room any official ballot shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment for not more than one year or both

Section 2133 OBSTRUCTING AND INTIMIDATING ELECTION OFFICERS AND OVERSEERS BLOCKING UP ENTRANCE AND RAISING DISTURBANCES INTIMIDATING AND ASSAULTING VOTERS Any person who shall prevent or attempt to prevent any officers or overseers of an election from holding such election or use or threaten any violence or intimidation to any such officer or overseer or shall interrupt or improperly interfere with him in the execution of his duty or shall block up or attempt to block up the entrance or avenue to any enclosed space where the same is held or shall riotously disturb the peace at any election or shall use or practice any intimidation threats force or violence with design to influence unduly or overawe any elector or to prevent him from voting or to restrain the freedom of choice or shall unlawfully strike wound or commit any assault and battery upon the person of any elector at or near the election poll during the holding of any election shall be guilty of a misdemeanor and on conviction shall be sentenced to pay a fine not exceeding five hundred dollars and be imprisoned for a term not less than one nor more than twelve months

Section 2134 INTIMIDATING OFFICERS AND VOTERS BLOCKING UP ENTRANCE AND RAISING DISTURBANCE BY PERSONS NOT OF THE DISTRICT Any person who shall on the day of any election visit a polling-place in any election district at which he is not entitled to vote and shall block up or attempt to block up the entrance or avenue to any enclosed space where the same is held or shall riotously disturb the peace at any election or shall use any intimidation or violence for the purpose of preventing any officer of election from performing the duties required of him by law or for the purpose of preventing any qualified voter of such district exercising his right to vote or from exercising his right to challenge any person offering to vote such person shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding one thousand dollars or by imprisonment not exceeding two years or both

Section 2135 PENALTY FOR INTERFERING WITH OR INTIMIDATING WATCHERS Any election officer or officers officiating at any primary election refusing to permit a watcher appointed under the provisions of this act to be present as hereinbefore provided or any person who by violence or intimidation shall threaten or drive away any watcher so appointed shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars or to undergo an imprisonment not exceeding one year or both in the discretion of the court

Section 2136 ATTEMPTING TO INFLUENCE VOTERS AT ELECTIONS BY PERSONS NOT QUALIFIED Any person not qualified to vote in this Commonwealth (except the sons of qualified citizens) who shall appear at any place of election for the purpose of influencing the citizens qualified to vote shall for every such offense on conviction thereof be sentenced to pay a fine not exceeding one hundred dollars and be imprisoned for a term not exceeding three months

Section 2137 PRESENCE OF POLICE OFFICER AT POLLING-PLACE DURING PRIMARY It is unlawful for any police officer in commission whether in uniform or in citizen's clothes to be within one hundred feet of a polling place during the conduct of a primary unless in the exercise of his privilege of voting or for the purpose of serving warrants or in case of disturbance of the peace Any police officer violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500.00) dollars or to undergo imprisonment for a term not exceeding one year or both

Section 2138 CONSTABLES NEGLECTING TO REPORT TO COURT DISTURBANCES AT ELECTION If it shall be made appear to any court of quarter sessions of this Commonwealth that any riot or disturbance occurred at the time and place of holding any election and the constables who are enjoined by law to attend at such elections have not given information thereof according to the provisions of this act it shall be the duty of said court to cause the officer or officers so neglecting the duty aforesaid to be proceeded against by indictment for misdemeanor in office and on conviction thereof the said officer shall be fined in any sum not exceeding one hundred dollars

Section 2139 JUSTICE OF THE PEACE REFUSING TO RECEIVE OR FAILING TO SAFELY KEEP BALLOT-BOX Any justice of the peace who shall refuse to receive any ballot-box delivered to him in accordance with the provisions of this act or having received the same shall neglect the safe-keeping thereof shall on conviction of any such refusal or neglect be fined in any sum not less than one hundred nor more than one thousand dollars

Section 2140 FRAUDULENT ISSUE OF NATURALIZATION CERTIFICATES PERJURY IN SECURING SAME REGISTERING OR VOTING ON SUCH CERTIFICATE Any prothonotary clerk or the deputy of either or any other person who shall affix the seal of any court to any naturalization paper or permit the same to be affixed or give out or cause or permit such naturalization paper to be given out in blank whereby it may be fraudulently used or shall furnish a naturalization certificate to any person who shall not have been duly examined and sworn in open court in the presence of some of the judges thereof according to the act of Congress shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars or undergo imprisonment for a term of not more than three years or both

Any person who on oath or affirmation in or before any court or officer authorized to administer oaths shall to procure a certificate of naturalization for himself or any person wilfully depose declare or affirm any matter to be a fact knowing the same to be false or shall in like manner deny any matter to be a fact knowing the same to be the truth shall be guilty of perjury Any certificate of naturalization issued in pursuance of any such false deposition declaration or affirmation shall be null and void The court having issued such certificate shall upon proof being made before it that it was fraudulently obtained take immediate measures for recalling the same for cancellation

Any person who shall register or attempt to register or vote or attempt to vote on any naturalization certificate knowing that it was fraudulently issued or procured or on any certificate of naturalization not issued to him or who shall in any way aid in connive at or have any agency whatever in the issue circulation or use of any fraudulent naturalization certificate shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars or undergo imprisonment for a term of not more than three years or both

Section 2141 PAYMENT OF COSTS OF NATURALIZATION BY CANDIDATES POLITICAL COMMITTEES AND ORGANIZATIONS OR MEMBERS THEREOF DISPOSITION OF FINES It is unlawful for any officer or member of any political committee or organization of any political party or any candidate for office nominated by any political party or by nomination papers or any person in behalf of said committee organization or candidate to pay or furnish the money to pay or in any way become responsible for the payment of the fees and expenses directly or indirectly incurred by an alien in attending upon any court for the purpose of and in obtaining his naturalization papers

Any person violating the provisions of this section shall upon conviction thereof in any summary proceeding before any magistrate alderman or justice of the peace who are hereby authorized to try such offenders in a summary way be sentenced to pay a fine of fifty dollars and costs which when collected shall be paid into the county treasury of the county wherein the offense was committed

Any person sentenced to pay a fine under the provisions of this section who shall refuse or fail to forthwith pay said fine and costs to the magistrate alderman or justice of the peace before whom he is convicted or give satisfactory security to be approved by said magistrate alderman or justice of the peace to pay the same within ten days shall be committed to the county jail there to be held one day for every five dollars of the fine and costs which he has been sentenced to pay Such imprisonment shall not prevent the collection of said fine or fines and costs by legal process

Section 2142 CORRUPT SOLICITATION OF ELECTION OFFICERS AND OTHER PUBLIC OFFICERS BY BRIBERY OR INTIMIDATION Any person who shall directly or indirectly by offer or promise of money office appointment employment testimonial or other thing of value or by threats or intimidation endeavor to influence any member of the general assembly state county election municipal or other public officer in the discharge performance or non-performance of any act duty or obligation imposed thereon or provided by the provisions of this act shall be guilty of the offence of corrupt solicitation and liable to indictment for a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars and to undergo imprisonment not exceeding two years

Section 2143 ATTEMPTING TO BRIBE OR INTIMIDATE COUNTY OR EXECUTIVE COMMITTEE OR MEMBERS OF RETURN BOARD FOR PRIMARY ELECTION ACCEPTANCE AND SOLICITATION OF BRIBE BY SAME Any person elected chosen or acting as a member of the county or executive committee of any party or as a judge of a return-board to count up and cast the vote polled at a primary election or any person appointed a clerk of such return-board who shall directly or indirectly accept receive or solicit money office appointment employment testimonial reward or other thing of value or the promise of all or either of them to influence his vote or action in the discharge performance or non-performance of any act duty or obligation pertaining to such office shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one hundred dollars and be imprisoned for a time not exceeding three months

Any person or persons who shall directly or indirectly by offer or promise of money office appointment employment testimonial reward or other thing of value or who shall by threats or intimidation endeavor to influence a member of a county or executive committee of any party or a judge or clerk of any return-board in the discharge performance or non-performance of any act duly or obligation pertaining to such office shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of two hundred dollars and to undergo an imprisonment not exceeding six months

Section 2144 BRIBERY OR INTIMIDATION OF AN ELECTOR Any person who shall directly or indirectly give or promise or offer to give any gift or reward in money goods or other valuable thing to any person with intent to induce him to vote or refrain from voting for any particular candidate or candidates at any election or shall directly or indirectly procure for or offer or promise to procure for such person any such gift or reward with the intent aforesaid or shall with the intent to influence or intimidate such person to give his vote or refrain from giving his vote for any particular candidate or candidates at any election give to or obtain for or assist in obtaining for or offer or promise to give to or obtain for or assist in obtaining for such person any office place appointment or employment public or private or threaten such person with dismissal or discharge from any office place appointment or employment public or private then held by him the person so offending shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or to undergo imprisonment for a period not exceeding three years or both

Section 2145 SOLICITATION OR ACCEPTANCE OF BRIBE BY ELECTORS Any elector qualified to vote at any election who shall directly or indirectly (a) accept or receive from any person any gift or reward in money goods or other valuable thing or any office or employment under an agreement or promise express or implied that such elector shall give or withhold his vote for the nomination or election of any particular person at such election or (b) accept or receive the promise of any person that he shall thereafter receive any gift or reward in money goods position or other valuable thing if he will vote for the nomination or election of any particular person or (c) offer to give his vote to any particular person in consideration that for such vote he is to receive any gift or reward in money goods or other valuable thing or any office or employment shall be guilty of a misdemeanor and upon conviction shall pay a fine not exceeding three hundred dollars and undergo a period of imprisonment not exceeding six months

Section 2146 GIVING OR RECEIVING BRIBES FOR VOTES ON PUBLIC QUESTIONS Any person who shall give or promise or offer to give an elector any money reward or other valuable consideration for his vote at any election held for the purpose of voting on an amendment to the Constitution or any other public purpose or for withholding the same or who shall give or promise to give such consideration to any other person or party for such elector's vote or for the withholding thereof and any elector who shall receive or agree to receive for himself or for another any money reward or other valuable consideration for his vote at such election or for withholding the same shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of not exceeding one thousand dollars and undergo imprisonment not exceeding one year

Section 2147 CONTRIBUTIONS DEMANDED FROM PUBLIC EMPLOYES BY POLITICAL COMMITTEES It is unlawful for any poliitcal committee or member thereof directly or indirectly to demand of any public officer subordinate or employe holding any office or position of honor trust or profit in this Commonwealth or otherwise engaged or employed in the service of this State or from any officer subordinate or employe in any way engaged or employed in the service of any city or county of this State any assessment or percentage of any money property or their equivalent in anything of value with the understanding either expressed or implied that the same may or shall be used for any political purpose whatsoever

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not to exceed one hundred dollars

Section 2148 ASSESSMENT OF PUBLIC EMPLOYES FOR POLITICAL PURPOSES BY HEADS OF DEPARTMENTS It is unlawful for any officer of this Commonwealth or of any county thereof or for any mayor or head of department or other officer of any city of this Commonwealth to make or cause or knowingly permit to be made any assessment upon the pay wages or salary of any officer or employe appointed by or holding office or employment under him for any political or party purpose whatsoever or to make or cause or knowingly permit to be made any demand for the payment or gift of any money or other valuable thing to any political committee organization or person for use in any manner for any political or party purpose

Any person who shall violate any of the provisions of this section shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars or to undergo imprisonment for not more than one year or both

Nothing herein contained shall prevent any officer or other employe appointed as aforesaid from making a voluntary contribution to any political committee or organization for legitimate political and campaign purposes

Section 2149 PRINTING POSTING OR DISTRIBUTING ANY LIBELOUS CIRCULAR WITH INTENT TO DEFEAT ANY CANDIDATE Any person who shall write print post or distribute or cause to be written printed posted or distributed a circular or poster cartoon or other written or printed paper which is designated or tends to injure or defeat any candidate for nomination or election to public office by reflecting upon his personal character or political action unless the same shall be published in a newspaper avowedly responsible therefor or unless there appears upon such circular poster or paper in a conspicuous place either the names of the chairman and secretary or at least the names of two officers of the political or other organization issuing the same or the name of some duly registered elector with description of his election district as responsible therefor shall be punished by fine not exceeding one hundred dollars or by imprisonment not exceeding six months or both and if the statements are untrue the person so offending shall also be deemed guilty of libel and may be prosecuted in the civil or criminal courts or both thereof

Section 2150 BETTING ON ELECTIONS CERTAIN OFFICERS TO PROSECUTE GRAND JURY TO MAKE PRESENTMENT Wagering or betting on the event of an election is hereby prohibited and all contracts or promises founded thereon are entirely null and void Any person who shall make any bet or wager upon the result of any election within this Commonwealth or who shall offer to make any such bet or wager either by verbal proclamation thereof or by any written or printed advertisement challenge or invite any person or persons to make such bet or wager shall upon conviction thereof forfeit and pay three times the amount so bet or offered to be bet

Any judge sheriff mayor alderman justice of the peace or constable knowing of any person having offended against the provisions of this section shall commence proceedings against the person so offending The grand juries of the respective counties shall make a presentment of all such offenses coming within their knowledge

Section 2151 DIRECTORS OF THE POOR TO SUE FOR AMOUNT OF WAGERS The several constituted authorities having care and charge of the poor in the respective counties districts and townships of this Commonwealth knowing or being informed under oath of any person or persons having made any bet or wager of any land goods money or thing of value on the result of any election within this Commonwealth or deposited the same in the hands of any person within their respective counties districts or townships shall bring suit in the name of the Commonwealth of Pennsylvania for the use of the poor of such county district or township against such depositee or stakeholder where said bet is deposited in the hands of a third or against the party winning said bet when the same is not deposited for the recovery of the amount so bet and if on the trial it shall be made appear that said lands goods money or thing of value was bet on the result of any election within this Commonwealth said guardians directors or overseers of the poor shall be entitled to recover the amount or value thereof for the use of the poor from said stakeholder or person winning said bet where there is no stakeholder Provided Said suit is brought within two years from the time of making said bet And the stakeholder is hereby prohibited during said time to pay over the amount so bet to either of the parties and shall be liable for the same whether such bet is paid over or delivered to the parties or either of them or not and the party winning shall in like manner be liable to the payment of the whole amount so bet where the same is received by him and said bet or the value thereof may be recovered as debts of like amount are by law recoverable Any of the said guardians directors or overseers of the poor who shall neglect or refuse to bring such suit shall be guilty of a misdemeanor in office and on conviction shall be fined in any sum not less than the amount so bet nor more than double the amount

Section 2152 CONSTABLES TO RETURN TO COURT NAMES OF PERSONS SELLING OR FURNISHING LIQUOR ON ELECTION DAY The constables of the several towns townships wards and boroughs of this Commonwealth shall make return to the next court of quarter sessions of the proper county of the name or names of any person or persons keeping a public house or drinking place wherein any spirituous or malt liquors wine or any other intoxicating beverage is sold furnished or given away on any election day Any constable wilfully violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to a fine of not more than five hundred dollars and imprisonment for not more than one hundred days

Section 2153 VIOLATIONS OF ACT NOT SPECIFICALLY PROVIDED FOR Any person other than a public officer election officer or clerk of election who shall violate any of the provisions of this act for which a penalty is not herein specifically provided shall be guilty of a misdemeanor and for each such offense shall upon conviction thereof be sentenced to pay a fine not to exceed one thousand dollars or to imprisonment not exceeding one year or both

Section 2154 HOW FINES AND FORFEITURES MAY BE RECOVERED LIMITATION OF SUITS Every specific fine or forfeiture imposed by this act may be recovered by action of debt in the name of the Commonwealth as debts of like amount are by law recoverable or by indictment in the court of quarter sessions of the proper county and where the fine and forfeiture is not specific the proceeding shall be by indictment in the quarter sessions of the proper county All such suits and prosecutions shall be instituted within one year next after the cause thereof shall accrue unless otherwise herein provided

ARTICLE XXI

REPEALS

Section 2100 The following acts and parts of acts of assembly are hereby repealed as particularly set forth

The act aproved the twenty-fourth day of August one thousand seven hundred and seventeen (Volume III Statutes at Large Page one hundred and thirty-eight) entitled "An act for the better regulating of elections of sheriffs coroners and assessors" absolutely

The act aproved the eleventh day of March one thousand seven hundred and fifty-two (Volume V Statutes at Large Page one hundred and fifty-nine) entitled "An act for preventing bribery and corruption in the election of sheriff's and coroners within this province" absolutely

The act approved the fourth day of October one thousand seven hundred and eighty-eight (Volume XIII Statutes at Large Page one hundred and forty) entitled "An act directing the time places and manner of holding elections for representatives of this States in the Congress of the United States and for appointing electors on the part of this State for choosing a President and Vice-President of the United States" absolutely

The act approved the twenty-ninth day of September one thousand seven hundred and ninety-one (3 Sm L 45) entitled "An act to regulate the trials of contested elections" absolutely

The act approved the sixth day of March one thousand seven hundred and ninety-three (3 Sm L 91) entitled "A suplement to the act entitled 'An act to regulate the trials of contested elections'" absolutely

The act approved the second day of April one thousand eight hundred and two (Pamphlet Laws one hundred and forty-five) entitled "An act to provide for the election of representative of the people of this State in the Congress of the United States" absolutely

The act approved the twenty-first day of March one thousand eight hundred and eight (Pamphlet Laws eighty-six) entitled "An act to fix the number of senators form the state into districts and determine the portion to be allotted to each also to fix the number of representatives for the city and the several counties of the Commonwealth in Pursuance of the Provisions of the constitution" absolutely

The act approved the twentieth day of March one thousand eight hundred and twelve (Pamphlet Laws one hundred and twenty-seven) entitled "An act to provide for the election of representatives of the people of this state in the congress of the United States" absolutely

The act approved the eighth day of March one thousand eight hundred and fifteen (Pamphlet Laws ninety-three) entitled "An act to fix the number of Senators and Representative and form the state into districts in pursuance of the provisions of the constitution" absolutely

The act aproved the twenty-fourth day of March one thousand eight hundred and seventeen (Pamphlet Laws two hundred four) entitled "An act to prevent the practive of wagering or betting on elections" absolutely

The act aproved the twenty-third day of March one thousand eight hundred and eighteen (Pamphlet Laws two hundred fifty-eight) entitled "A further supplement to an act entitled 'An act to regulate the trials of contested elections' passed the twenty-ninth day of September one thousand seven hundred and ninety-one" absolutely

The act approved the twenty-fifth day of March one thousand eight hundred and twenty-two (Pamphlet Laws seventy-four) entitled "An act to fix the number of Senators and Representatives and form the state into districts in pursuance of the provisions of the constitution" absolutely

The act approved the twelfth day of January one thousand eight hundred and twenty-four (Pamphlet Laws five) entitled "A supplement to the act entitled 'An act to amend and consolidate the several acts relating to the settlement of the public accounts and the payment of the public moneys and for other purposes'" absolutely

The act aproved the nineteenth day of March one thousand eight hundred and twenty-four (Pamphlet Laws fifty-three) entitled "A supplement to the act entitled 'An act to regulate the trial of contested elections'" absolutely

The act approved the tenth day of April one thousand eight hundred and twenty-six (Pamphlet Laws three hundred ninety-eight) entitled "An act regulating election districts" absolutely

The act approved the twentieth day of April one thousand eight hundred and twenty-nine (Pamphlet Laws two hundred twelve) entitled "An act to fix the number of Senators and Representatives and form the state into districts in pursuance to the provisions of the constitution" absolutely

The act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred ninety-four) entitled "An act to fix the number of Senators and Representatives and form the state into districts in pursuance of the provisions of the constitution" absolutely

The act approved the thirteenth day of December one thousand eight hundred and thirty-six (Pamphlet Laws one) entitled "A supplement to an act entitled 'An act to prescribe the times places and manner of choosing Senators to represent this state in the Senate of the United States" absolutely

Section two of the act approved the twenty-first day of June one thousand eight hundred and thirty-nine (Pamphlet Laws three hundred seventy-six) entitled "An act providing for the election of Aldermen and Justices of the Peace" absolutely

The act approved the second day of July one thousand eight hundred and thirty-nine (Pamphlet Laws five hundred nineteen) entitled "An act relating to the Elections of this Commonwealth" absolutely

Sections two three four and five and seven of the act approved the second day of July one thousand eight hundred and thirty-nine (Pamphlet Laws five hundred fifty-nine) entitled "An act to provide for the election of Prothonotaries Clerks Recorders and Registers" absolutely

Sections one twenty-seven twenty-eight and twenty-nine of the act approved the seventh day of March one thousand eight hundred and forty (Pamphlet Laws seventy-two) entitled "An act relative to the erection of Borough and Township officers and for other purposes" absolutely

Section four of the act approved the sixteenth day of April one thousand eight hundred and forty (Pamphlet Laws four hundred ten) entitled "An act relating to Executions and for other purposes" absolutely

Sections one two three four five six seven eight ten eleven twelve fourteen and fifteen of the act aproved the sixteenth day of April one thousand eight hundred and forty (Pamphlet Laws six hundred eighty-three) entitled "A supplement to an act entitled "An act relating to the elections of this Commonwealth' passed the second day of July Anno Domini one thousand eight hundred and thirty-nine and for other purposes" absolutely

Sections three and four of the act approved the thirteenth day of June one thousand eight hundred and forty (Pamphlet Laws six hundred eighty-nine) entitled "A further supplement to an act entitled 'An act providing for the electon of Aldermen and Justices of the Peace' passed twenty-first June one thousand eight hundred and thirty-nine and for other purposes" absolutely

Section eighty-four of the act approved the fourth day of March one thousand eight hundred and forty-two (Pamphlet Laws forty-three) entitled "An act regulating Election Districts and for other purposes" absolutely

The act approved the twenty-fifth day of March one thousand eight hundred and forty-three (Pamphlet Laws one hundred fifteen) entitled "An act to divide the State into Congressional districts for the election of Representatives in the Congress of the United States" absolutely

The act approved the fourteenth day of April one thousand eight hundred and forty-three (Pamphlet Laws two hundred forty-seven) entitled "An act to fix the number of Senators and Representatives and form the State into districts in pursuance of the provisions of the Constitution" absolutely

Sections two three and four of the act approved the eleventh day of April one thousand eight hundred and forty-eight Pamphlet Laws five hundred and twelve) entitled "A further supplement to an act entitled 'An act relating to the elections in this Commonwealth'" absolutely

The act approved the fifteenth day of May one thousand eight hundred and fifty (Pamphlet Laws seven hundred and fifty (Pamphlet Laws seven hundred seventy-seven) entitled "An act to fix the number of Senators and Representatives and form the state into districts in pursuance of the provisions of the constitution" absolutely

Section nine of the act approved the fifteenth day of April one thousand eight hundred and fifty-one (Pamphlet Laws six hundred forty-eight) entitled "An act to provide for the election of judges of the several courts of this Commonwealth and to regulate certain judicial districts" absolutely

The act approved the first day of May one thousand eight hundred and fifty-two (Pamphlet Laws four hundred ninety-two) entitled "An act to divide the State into Congressional districts for the election of Representatives in the Congress of the United States" absolutely

The act approved the thirty-first day of March one thousand eight hundred and fifty-four (Pamphlet Laws two hundred fifty) entitled "An act relative to the payment of Constables for attending the General and Township Elections" absolutely

The act approved the twentieth day of April one thousand eight hundred and fifty-four (Pamphlet Laws four hundred nineteen) entitled "An act in relation to establishing and changing the places for holding general elections throughout the Commonwealth" absolutely

The act approved the sixteenth day of January one thousand eight hundred and fifty-five (Pamphlet Laws one) entitled "A supplement to an act entitled 'An act relating to the Elections of this Commonwealth' passed the second day of July Anno Domini one thousand eight hundred and thirty-nine" absolutely

The act approved the thirty-first day of January one thousand eight hundred and fifty-five (Pamphlet Laws five) entitled "A supplement to an act in relation to establishing and changing the places for holding General Elections throughout the Commonwealth passed April twentieth one thousand eight hundred and fifty-four" absolutely

The act approved the twentieth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws six hundred and nineteen) entitled "An act to fix the number of Senators and Representatives and to form the State Districts in pursuance of the provisions of the Constitution" absolutely

The act approved the eleventh day of April one thousand eight hundred and fifty-nine (Pamphlet Laws four hundred and ninety-five) entitled "An act to provide for taking Testimony in cases of Contested Elections of Members of the General Assembly" absolutely

Sections fifty and fifty-one of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred and eighty-two) entitled "An act to consolidate Revise and Amend the Penal Laws of this Commonwealth" absolutely

The act approved the second day of April one thousand eight hundred and sixty (Pamphlet Laws six hundred and nine) entitled "An act relating to Township Elections" absolutely

The act approved the first day of May one thousand eight hundred and sixty-one (Pamphlet Laws four hundred seventy-one) entitled "An act to divide the State into Congressional Districts for the Election of Representatives in the Congress of the United States" absolutely

The act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws four hundred five) entitled "An act to re-organize the Congressional Districts of Pennsylvania in accordance with the act of Congress approved March fourth one thousand eight hundred and sixty-two" absolutely

The act approved the sixteenth day of March one thousand eight hundred and sixty-four (Pamphlet Laws ten) entitled "An act providing for the election of a State Treasurer" absolutely

The act approved the fifth day of May one thousand eight hundred and sixty-four (Pamphlet Laws two hundred fifty-eight) entitled "An act to fix the number of Senators and Representatives and to form the State into districts in pursuance of the provisions of the Constitution" absolutely

The act approved the twenty-fifth day of August one thousand eight hundred and sixty-four (Pamphlet Laws nine hundred ninety) entitled "An act to regulate elections by soldiers in actual military service" absolutely

The act approved the twenty-fourth day of August one thousand eight hundred and sixty-four (Pamphlet Laws ten hundred fourteen) entitled "A supplement to an act to fix the number of Senators and Representatives and to form the State into districts in pursuance of the provisions of the constitution approved May fifth one thousand eight hundred and sixty-four" absolutely

The act approved the thirtieth day of March one thousand eight hundred and sixty-six (Pamphlet Laws ninety-two) entitled "An act regulating the mode of voting at all elections in the several counties of this Commonwealth" absolutely

The act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred seven) entitled "A supplement to an act entitled 'An Act regulating boroughs' approved the third day of April Anno Domini one thousand eight hundred and fifty-one to authorize courts to fix and change the places for holding general elections" absolutely

The act approved the fourth day of June one thousand eight hundred and sixty-six (Pamphlet Laws eleven hundred seven) entitled "A further supplement to the election laws of this Commonwealth" absolutely

The act approved the eleventh day of January one thousand eight hundred and sixty-seven (Pamphlet Laws eighteen) entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States" absolutely

The act approved the fifteenth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws eighty-six) entitled "A supplement to an act approved the seventeenth day of April one thousand eight hundred and sixty-six authorizing the courts to fix and change the places for holding general elections in certain cases" absolutely

Sections one two three four five six seven eight nine ten eleven twelve thirteen fourteen fifteen sixteen seventeen eighteen nineteen and thirty-eight of the act approved the seventeenth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws forty-nine) entitled "An act further supplemental to the act relative to the elections of this Commonwealth" absolutely

Sections six seven and nine of the act approved the sixth day of April one thousand eight hundred and seventy (Pamphlet Laws fifty-three) entitled "A further supplement to the act relating to elections in this Commonwealth" absolutely

The act approved the sixth day of May one thousand eight hundred and seventy-one (Pamphlet Laws two hundred fifty-two) entitled "An act to fix the number of senators and representatives and to form the state into districts in pursuance of the provisions of the constitution" absolutely

The act approving the eleventh day of May one thousand eight hundred and seventy-one (Pamphlet Laws two hundred fifty-nine) entitled "A supplement to an act entitled 'An act to fix the number of Senators and Representatives and to form the state into districts in pursuance of the constitution' which became a law on the sixth day of May Anno Domini one thousand eight hundred and seventy-one" absolutely

The act approved the twenty-first day of February one thousand eight hundred and seventy-two (Pamphlet Laws seventeen) entitled "An act entitled 'A further supplement to an act relating to the elections of this commonwealth' approved July second Anno Domini one thousand eight hundred and thirty-nine" absolutely

The act approved the thirteenth day of March one thousand eight hundred and seventy-two (Pamphlet Laws twenty-four) entitled "An act to prevent the sale of intoxicating drinks on election day" absolutely

The act approved the thirteenth day of March one thousand eight hundred and seventy-two (Pamphlet Laws thirty-two) entitled "An act supplementary to an act relative to the election of auditor general surveyor general and county surveyors by the people approved the ninth day of April Anno Domini one thousand eight hundred and fifty" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and seventy-three (Pamphlet Laws seventy-nine) entitled "An act to re-organize the Congressional districts of Pennsylvania" absolutely

The act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth" absolutely

The act approved the thirteenth day of February one thousand eight hundred and seventy-four (Pamphlet Laws forty-four) entitled "An act declaratory of and amending the act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four" absolutely

The act approved the ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws fifty-four) entitled "An act designating the judicial districts of the Commonwealth and providing for the appointment and election of judges therein for issuing to additional judges learned in the law commissions as president judges and manner of fixing the terms of courts therein" absolutely

The act approved the eighteenth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-four) entitled "An act to define the necessary and proper expenses incident to the nomination and election of senators representatives state judicial municipal and county officers and to authorize the payment thereof" absolutely

The act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and eight) entitled "An act designating the several classes of contested elections in this Commonwealth and providing for the trial thereof" absolutely

The act approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws twenty-nine) entitled "An act in relation to the payment of the costs and expenses of the division of election districts" absolutely

The act approved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred thirty-six) entitled "An act authorizing the commissioners of the several counties of this Commonwealth to fix the compensation for light rent and fuel for election districts in their respective counties" absolutely

The act approved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred forty-eight) entitled "A supplement to an act entitled 'An act designating the several classes of contested elections in this Commonwealth and providing for the trial thereof' approved the nineteenth day of May Anno Domini one thousand eight hundred and seventy-four providing for the payment of the costs in contested elections of president or additional law judges Senators and members of the House of Representatives and of county borough township or municipal officers when the court decides the complaint is not without probably cause" absolutely

The act approved the eighteenth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred seventy-eight) entitled "An act to prescribe the manner by which the courts of quarter sessions may change the boundaries of election districts and townships" absolutely

Section three of the act approved the tenth day of May one thousand eight hundred and seventy-eight (Pamphlet Laws fifty-one) entitled "A supplement to an act entitled 'An act to prescribe the manner in which the courts may divide boroughs into wards' approved the fourteenth day of May Anno Domini one thousand eight hundred and seventy-four" absolutely

The act approved the twelfth day of June one thousand eight hundred and seventy-eight (Pamphlet Laws two hundred four) entitled "An act to provide for an appeal to the supreme court in contested elections of judges of courts of records wherein constitutional questions are involved" absolutely

The act approved the ninth day of May one thousand eight hundred and seventy-nine (Pamphlet Laws fifty-one) entitled "An act to provide for the receiving opening and publishing of the returns of the election for state treasurer and of auditor general when elected at the same election" absolutely

The act approved the eighth day of June one thousand eight hundred and eighty-one (Pamphlet Laws seventy) entitled "An act to prevent bribery and fraud at nominating elections nominating conventions returning boards county or executive committees and at election of delegates to nominating conventions in the several counties in this Commonwealth" absolutely

The act approved the twenty-ninth day of June one thousand eight hundred and eighty-one (Pamphlet Laws one hundred twenty-eight) entitled "An act to regulate the holding of and to prevent frauds in the primary elections of the several political parties in the Commonwealth of Pennsylvania" absolutely

The act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws ninety-two) entitled "An act for the better protection of the electors of this Commonwealth" absolutely

The act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws ninety-six) entitled "An act to prohibit political parties committees or members thereof from assessing upon or demanding from public officials contributions for political purposes in the several counties of this Commonwealth" absolutely

The act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred twenty-four) entitled "An act to empower any judge of any court of common pleas of any county in this Commonwealth to fix the place of election in certain cases" absolutely

The act approved the twenty-third day of June one thousand eight hundred and eighty-five (Pamphlet Laws one hundred forty-four) entitled "An act for the regulation of advertising of general elections" absolutely

The act approved the twenty-fourth day of June one thousand eight hundred and eighty-five (Pamphlet Laws one hundred forty-nine) entitled "An act amendatory of an act entitled 'An act to prescribe the manner by which the courts of quarter sessions may change the boundaries of election districts and townships'" absolutely

The act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred twenty-six) entitled "An act to preserve the purity of elections by declaring drunkenness on the part of election officers and assessors of poll taxes to be a misdemeanor and by requiring elections to be held in rooms in which liquor is not sold so far as possible" absolutely

The act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred thirty-six) entitled "An act to organize and define the congressional districts of Pennsylvania" absolutely

Section one of the act approved the twenty-sixth day of April one thousand eight hundred and eighty-nine (Pamphlet

Laws sixty) entitled "An act providing for the issuing of commissions in cases of contested elections" absolutely

The act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred sixty-two) entitled "An act to punish bribery at certain elections" absolutely

The act approved the twenty-ninth day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred thirty-four) entitled "An act to amend sections one and three of an act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four changing the time and manner of making the registry of voters and the duties of registry assessors" absolutely

The act approved the eleventh day of June one thousand eight hundred and ninety-one (Pamphlet Laws two hundred ninety-six) entitled "An act to enable any township within this Commonwealth which surrounds or immediately adjoins any borough or city within this Commonwealth to hold all elections authorized by law within the corporate limits of such borough or city" absolutely

The act approved the sixteenth day of June one thousand eight hundred and ninety-one (Pamphlet Laws two hundred ninety-eight) entitled "An act to authorize the election of assistant assessor for the purpose of registration of voters in the townships and boroughs containing more than one election district wherein but one assessor for valuation resides" absolutely

The act approved the nineteenth day of June one thousand eight hundred and ninety-one (Pamphlet Laws three hundred forty-nine) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and certain other expenses to be paid by the Commonwealth and punishing certain offenses in regard to such elections" absolutely

The act approved the tenth day of May one thousand eight hundred and ninety-three (Pamphlet Laws thirty-six) entitled "An act relating to the naturalization of aliens and prohibiting the payment of the expenses connected therewith by officers and members of political organizations and by candidates" absolutely

The act approved the eighteenth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred one) entitled "An act to amend section six of the act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January one thousand eight hundred and seventy-four extending the power of the several courts of common pleas of the Commonwealth to appoint election officers in certain cases" absolutely

The act approved the eighteenth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred six) entitled "An act to empower the court of quarter sessions of any county of this Commonwealth to fix the place of holding the general election" absolutely

The act approved the eighteenth day of April one thousand eight hundred and ninety-three (Pamphlet Laws one hundred seven) entitled "An act providing that voters in this Commonwealth shall cast their ballots at polling places inside the election district in which they are domiciled and making it the duty of the courts of quarter sessions of the several counties to carry out the provisions of the same" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled "An act to amend the thirty-second section of an act entitled 'An act relating to elections in this Commonwealth' approved the second day of July Anno Domini one thousand eight hundred and thirty-nine providing for mileage for Presidential electors and increasing the contingent expenses of said electors" absolutely

The act approved the sixth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred twenty-four) entitled "An act amending the eighty-fourth section of an act entitled 'An act regulating election districts and for other purposes' approved the fourth day of March Anno Domnii one thousand eight hundred and forty-two providing for the appointment of judges and inspectors of elections in cose of tie votes in elections for said judges and inspectors" absolutely

The act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" absolutely

The act approved the twelfth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred fifty-five) entitled "An act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four as amended by the act of May twenty-ninth one thousand eight hundred and ninety-one fixing the place at which the assessors shall sit to perform the duties imposed upon them by the second section of the said supplement of May twenty-ninth one thousand eight hundred and ninety-one in all voting districts or precincts in this Commonwealth where temporary voting places are or may be established" absolutely

The act approved the sixteenth day of May one thousand eight hundred and ninety-five (Pamphlet Laws seventy-five) entitled "An act to amend sections two and three of an act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the twenty-ninth day of May one thousand eight hundred and ninety-one changing the time and manner of making the registry of voters and the duties of registry assessors" absolutely

The act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred thirty-seven) entitled "An act regulating the pay of election officers at all elections hereafter to be held within this Commonwealth" absolutely

The act approved the twenty-fifth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred ninety) entitled "An act to amend the tenth section of an act entitled 'A supplement to an act entitled "An act relating to the elections of this Commonwealth" passed the second day of July Anno Domini one thousand eight hundred and thirty-nine and for other purposes' approved the thirtieth day of June Anno Domini one thousand eight hundred and forty providing for daily pay of judges for making returns of township elections" absolutely

Sections two and three of the act aprpoved the twenty-fifth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and ninety-six) entitled "An act requiring tax collectors of townships and boroughs of the Commonwealth to give a numbered tax receipt from a book furnished by the county commissioners containing a correspondingly numbered stub and requiring a sheet setting forth name amount of tax paid and number of receipt to be sent twenty days before each election to the county commissioners for public inspection and to provide for punishment of tax collectors violating the provisions of this act" absolutely

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred seventy-seven) entitled "An act to authorize the courts of quarter sessions to consolidate election districts in townships boroughs and cities and for the appointment of election officers and the fixing of the place of elections therein" absolutely

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred eighty-nine) entitled "An act punishing the printing posting and distributing of any libelous circular or poster or other written or printed paper" absolutely

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred ninety-two) entitled "An act to amend the tenth section of an act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thertto to be paid by the several counties and punishing certain offenses in regard to such elections" absolutely

The act approved the fourteenth day of April one thousand eight hundred and ninety-seven (Pamphlet Laws twenty-three) entitled "An act to amend section twenty-nine of an act approved the tenth day of June one thousand eight hundred and ninety-three entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' providing for the filling of vacancies in contested elections where the tribunal trying the case shall declare the election to be invalid" absolutely

The act approved the fifth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws thirty-eight) entitled "An act to amend section six of the act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January one thousand eight hundred and seventy-four amended by the act entitled 'An act to amend section six of the act entitled "A further supplement to the act regulating elections in this Commonwealth" approved the thirtieth day of January one thousand eight hundred and seventy-four extending the power of the several courts of common pleas of the Commonwealth to appoint election officers in certain cases' which amending act was approved the eighteenth day of May one thousand eight hundred and ninety-three providing for the filling of vacancies in the election boards heretofore or hereafter elected or appointed by the judges of the courts of common pleas of the proper county" absolutely

The act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws Seventy-eight) entitled "An act amending the eighty-fourth section of an act entitled 'An act regulating election districts and for other purposes approved the fourth day of March Anno Domini one thousand eight hundred and forty-two as amended by an act approved the sixth day of June Anno Domini one thousand eight hundred and ninety-three entitled 'An act amending the eighty-fourth section of an act entitled "An act regulating election districts and for other purposes" approved the fourth day of March Anno Domini one thousand eight hundred and forty-two providing for the appointment of judges and inspectors of elections in case of tie votes in the election of said judges and inspectors' by providing for a tie vote for either of said offices" absolutely

The act approved the fifteenth day of June one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred sixty-five) entitled "An act authorizing empowering and directing the county commissioners of the several counties of this Commonwealth to pay to the constables of their respective counties for the services rendered by such constables in making returns to court of elections attending special borough township or ward elections and traveling expenses incidental thereto since the first day of January Anno Domini one thousand eight hundred and ninety-six in all cases where the same remain unpaid" absolutely

The act aproved the twenty-second day of June one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred seventy-nine) entitled "An act to amend section two of an act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved June ten one thousand eight hundred and ninety-three providing for certifying nominations in cases where there is no opposition to a candidate or candidates" absolutely

The act approved the ninth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred twenty-three) entitled "An act to amend sections three four five six nine and fourteen of the act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved the tenth day of June Anno Domini one thousand eight hundred and ninety-three by specifying how the names adopted by political bodies may be protected fixing the time for filing certificates of nominations and nomination papers limiting the number of times that names of candidates shall appear on the ballot and preescribing how the same shall be certified by the Secretary of the Commonwealth" absolutely

The act approved the twelfth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred fifty-seven) entitled "An act to amend section one hundred and twenty of an act entitled 'An act relating to elections of this Commonwealth' approved the second day of July Anno Domini one thousand eight hundred and thirty-nine so as to increase the penalty for fraudulent and illegal voting and aiding and abetting the same" asbolutely

The act approved the fourteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred sixty-two) entitled "An act to amend section one hundred and nineteen of an act entitled 'An act relating to the elections in this Commonwealth' aproved the second day of July one thousand eight hundred and thirty-nine so as to increase the penalty for fraudulent and illegal voting and aiding and abetting the same" absolutely

The act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred seventy-five) entitled "An act to prohibit assessments of and demands for contributions from the officers and employes of this Commonwealth and of any county or city therein and providing penalties therefor" absolutely

The act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred and seventy-six) entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector by any person other than the elector against whom such tax is assessed except upon the written and signed order of such assessed elector and prescribing penalties" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred three) entitled "A further supplement to an act designating the several classes of contested elections in this Commonwealth and providing for the trial thereof approved the nineteenth day of May Anno Domini one thousand eight hundred and seventy-four limiting the time within which testimony shall be taken in certain contested elections" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighteen) entitled "An act to amend the ninth section of an act entitled 'An act designating the several classes of contested elections in this Commonwealth and providing for the trial thereof approved the nineteenth day of May Anno Domini one thousand eight hundred and seventy-four providing that the costs in certain cases shall be placed on the petitioners" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred twenty-seven) entitled "An act to amend section thirteen of an act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four to provide for the computation of the returns of the election of any officer of a district composed of two or more counties or parts of two or more counties other than a Representative or Senator of the State Legislature or a Representative in Congress or a Judge of the Courts by return judges to be appointed by the courts of the counties comprising such district" absolutely

The act approved the sixth day of May one thousand eight hundred and ninety-nine (Pamphlet Laws two hundred fifty-four) entitled "An act to amend the tenth secetion of an act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four" absolutely

The act approved the fourteenth day of April one thousand nine hundred and three (Pamphlet Laws one hundred eighty-seven) entitled "An act relating to change of polling-places and authorizing the county commissioners to change the same" absolutely

The act approved the sixteenth day of April one thousand nine hundred and three (Pamphlet Laws two hundred thirteen) entitled "An act amending section twenty-three of the act of June tenth one thousand eight hundred and ninety-three (Pamphlet Laws four hundred thirty) relating to watchers at elections and providing that they must be residents of the district or division within which they act" absolutely

The act approved the sixteenth day of April one thousand nine hundred and three (Pamphlet Laws two hundred twenty) entitled "An act amending an act entitled 'An act regulating the pay of election officers at all elections hereafter held within this Commonwealths' approved the twenty-fourth day of June Anno Domini one thousand eight hundred and ninety-five and fixing the pay of election officers" absolutely

The act approved the twenty-first day of April one thousand nine hundred and three (Pamphlet Laws two hundred and twenty-four) entitled "An act to amend section six of the act of July the ninth one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred and twenty-three by providing that where objections to nomination certificate) or paper are not sustained by any court the petitioner shall be compelled to pay the costs" absolutely

The act approved the twenty-ninth day of April one thousand nine hundred and three (Pamphlet Laws three hundred thirty-eight) entitled "An act to further amend the ninth and fourteenth sections of the act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved the tenth day of June eighteen hundred and ninety-three as amended by an act approved the ninth day of July one thousand eight hundred and ninety-seven also to amend the twenty-second twenty-seventh twenty-eighth and thirtieth sections of said act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections approved the tenth day of June eighteen hundred and ninety-three by repealing the limit upon the number of times the names of candidates shall apear on the official ballots by specifying the form contents and manner of printing and counting of official ballots and of making return of all votes and of announcing the total vote by directing the manner in which voters may designate their choice of candidates and their votes upon constitutional amendments or other questions submitted for their votes by prescribing the duties of voters election officers police officers constables deputy constables and helpers and prescribing forms of punishment for violations thereof" absolutely

The act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions" absolutely

The act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws seventy-eight) entitled "An act to regulate nomination and election expenses and to require accounts of nomination and election expenses to be filed and providing for the violations of this act" absolutely

The act approved the twenty-fifth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred fifty-one) entitled "An act amending sections three seven twelve and thirteen of an act entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' approved the fifth day of March Anno Domini one thousand nine hundred and six increasing the compensation of registrars in said cities and providing an additional registration day" absolutely

The act approved the third day of June one thousand nine hundred and seven (Pamphlet Laws three hundred ninety-four) entitled "An act supplementary to an act entitled 'An act to provide for the personal registration of electors in cities of the first and second class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for the violations of its provisions' approved the seventeenth day of February Anno Domini one thousand nine hundred and six providing for the continuance in office of the registration commissioners of consolidated cities" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-five) entitled "An act to amend section thirteen of an act entitled 'A further supplement to the act regulating elections in this Commonwealth' approved the thirtieth day of January Anno Domini one thousand eight hundred and seventy-four as amended by the act of April twenty-eighth one thousand eight hundred and ninety-nine so as to reduce from three to two the minimum number of judges to be designated in the counties of Philadelphia and Allegheny to receive compute and certify the election returns required by said section to be presented by the prothonotary to the courts of common pleas thus assimilating the practice of said counties to that in the other counties of the Commonwealth" absolutely

The act approved the twenty-first day of April one thousand nine hundred and eleven (Pamphlet Laws eighty) entitled "An act to authorize any territory that may be annexed to a city under existing laws to be added to an adjacent ward or wards or created into a new ward and providing for the election of officers and places of holding elections in new wards thus created" absolutely

The act approved the sixteenth day of June one thousand nine hundred and eleven (Pamphlet Laws ten hundred fourteen) entitled "An act amending sections one four five and ten of an act entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' approved the fifth day of March Anno Domini one thousand nine hundred and six and sections three seven and twelve of said act as amended by the act entitled 'An act amending sections three seven twelve and thirteen of an act entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions approved the fifth day of March Anno Domini one thuosand nine hundred and six increasing the compensation of registrars in said cities and providing for an additional registration day' approved the twenty-fifth day of May Anno Domini one thousand nine hundred and seven by further defining who may be appointed registrars increasing their terms of office changing the registration days and the form of register providing further regulations for the registration of electors and repealing all acts or parts of acts inconsistent herewith" absolutely

Section eight article seven of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" in so far as it applies to the mayor's proclamation preceding elections

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws six hundred thirty-two) entitled "An act regulating pay of election officers and clerks at certain elections hereafter held within this Commonwealth" absolutely

The act approved the seventh day of July one thousand nine hundred and thirteen (Pamphlet Laws six hundred ninety-three) entitled "An act prescribing the manner and time of submitting to the qualified electors of the State proposed amendments to the Constitution in order to determine whether the same be approved by a majority of those voting thereon as provided by Article eighteen section one of the Constitution" absolutely

The act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred seventy-seven) entitled "An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a poltical party a condition of the right to vote in said cities and at primaries providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred ninety-four) entitled "An act to provide for the appointment of registrars of electors to be deputy poll-tax collectors in cities of the first class of this Commonwealth a method of collecting such taxes penalties for violation of its provisions and to repeal acts or parts of acts inconsistent therewith" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred ninety-five) entitled "An act to provide for the nomination and election of candidates for the office of United States Senator and the filling of vacancies in said office" except that portion of section three which provides for the temporary appointment by the Governor to fill vacancies in the office of United States Senator

The act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws ten hundred and forty-three) entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences fixing the compensation of assessors and registry assessors for making said registration and enrollment and prescribing penalties for false registration or enrollment and for voters voting or attempting to vote and for election officers wilfully permitting or conspiring to permit them to vote at a primary by or on any other than their own party ticket" absolutely

The act approved the fourteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred and twenty-two) entitled "An act requiring and regulating the declaring and posting of the vote at election districts at a primary election" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred seventy-six) entitled "An act to amend section six of an act entitled 'An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith' approved the twenty-fourth day of July one thousand nine hundred and thirteen" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws six hundred thirty-eight) entitled "An act providing for the payment by the several counties of the Commonwealth of the expenses of holding primary election" absolutely

The act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred twenty-four) entitled "An act fixing the compensation of election assessors in boroughs and townships at primary elections" absolutely

The act approved the eighteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws ten hundred twenty-five) entitled "An act to amend section five of an act entitled 'An act to amend section five of an act entitled 'An act regulating political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing the inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen" absolutely

The act approved the eighteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws ten hundred twenty-seven) entitled "An act to amend sections fifteen and eighteen of an act entitled 'An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith' approved the twenty-fourth day of July one thousand nine hundred and thirteen by providing for attendance of witnesses fees for subpoenas witness fees and the manner of payment of same and providing a penalty for disobedience to the lawful order of the commissioners or refusal to obey their subpoenas and by repealing inconsistent legislation" absolutely

The act approved the eighteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws ten hundred forty-four) entitled "An act amending section four of an act approved the twelfth day of July one thousand nine hundred and thirteen entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" absolutely

The act approved the twentieth day of April one thousand nine hundred and seventeen (Pamphlet Laws eighty-seven) entitled "An act to amend section one of an act approved the sixteenth day of June one thousand eight hundred and ninety-one entitled 'An act to authorize the election of assistant assessor for the purpose of registration of votors in the townships and boroughs containing more than one election district wherein but one assessor for valuation resides'" absolutely

The act approved the eighteenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and forty-four) entitled "An act to amend the first sixth and seventh sections of an act entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen so as to change the time for filing petitions of nominations and the time for the organization of the State committees" absolutely

The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred thirty-eight) entitled "An act to further amend the act approved the fifth day of March one thousand nine hundred and six entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for the violation of its provisions' by providing for special registrations for special elections" absolutely

The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred fifty-three) entitled "An act to amend section three of an act approved the twelfth day of July one thousand nine hundred thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" absolutely

The act approved the nineteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eight) entitled "An act to amend the third section of an act entitled 'An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith' approved the twenty-fourth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws nine hundred seventy-seven) by regulating the compensation of the registration commissioners" absolutely

The act approved the fourth day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-five entitled "An act fixing the per diem compensation of borough and township assessors and assistant assessors and the method of ascertaining the number of days employed" in so far as it applies to assistant assessors

The act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws sixty-eight) entitled "An act amending section five of an act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws seventy-eight) entitled 'An act to regulate nomination and election expenses and to require accounts of nomination and election expenses to be filed and providing penalties for the violation of this act'" absolutely

The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred seventeen) entitled "A supplement to the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' providing for the payment by the county for the use of room by registrars when sitting for the registration of electors" absolutely

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred sixty-nine) entitled "An act to amend section one of an act approved the fourteenth day of April one thousand nine hundred and three entitled 'An act relating to change of polling-places and authorizing the commissioners to change the same'" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred five) entitled "An act to enable county commissioners to abolish election districts in which less than ten qualified electors reside" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred twenty-nine) entitled "An act to further amend the twenty-second section of an act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved the tenth day of June eighteen hundred and ninety-three as amended by an act approved the twenty-ninth day of April nineteen hundred and three by providing a manner in which voters may designate their choice of candidates and repealing acts or parts of acts inconsistent therewith" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-two) entitled "An act amending sections five six and seven of an act approved the tenth day of June one thousand eight hundred ninety-three entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' as the case was amended by an act approved the ninth day of July one thousand eight hundred and ninety-seven and an act approved the twenty-first day of April one thousand nine hundred and three" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-six) entitled "An act to amend section three of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-nine) entitled "An act to amend section seven ten thirteen fourteen and fifteen of an act entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) as amended so as to provide fully how many official and specimen ballots shall be provided for each party at the primaries and to whom the same shall be delivered what other election materials shall be furnished and what printed instructions shall be given voters and election officers how the official ballots shall be given to qualified electors how party membership shall be evidenced and how and when it may be challenged how the vote shall be counted recorded and returned by the election officers what shall be done with the ballots voted their stubs and the unused spoiled and void ballots tally papers oaths of election officer affidavits of voters et cetera lists of voters of each party triplicate and other return sheets and who shall have the custody of same to require the return and public inspection of all the spoiled and unused ballots from each election district before the computation of any returns therefrom to prescribe the method of computing and canvassing such returns publicly to provide who shall constitute the return board for any county wherein one or more of the commissioners are candidates at any primary to regulate the manner of correcting apparent errors in certain returns and the opening of ballot-boxes and the recounting of votes when any county commissioners prothonotary or judge of the court of common pleas deems it necessary in order to obtain a correct count or upon the petition of three electors averring fraud or error to assure the right of any authorized representative of any party or candidate to hear record and check up the returns as read as well as to inspect the same and any other public documents relating to any primary election to allow any person aggrieved by any decision of the county commissioners or prothonotary to appeal therefrom to the court of common pleas of the proper county to make certain violations of said act as amended hereby misdemeanors and to provide penalties for the punishment of such offenses to provide that nomination petitions of candidates for any municipal office to be filled by a vote of the electors of a senatorial district shall be signed by at least two hundred qualified electors of such district and to repeal inconsistent legislation" absolutely

The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-five) entitled "An act to amend section three of an act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' as amended" absolutely

The act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting the same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registrars and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" absolutely

The act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-six) entitled "An act providing for voting by soldiers sailors and marines in service or discharged therefrom returning to their homes who have been unable to qualify themselves as electors in accordance with existing law" absolutely

The act approved the twenty-first day of July one thousand nine hundred and nineteen (Pamphlet Laws ten hundred sixty-five) entitled "A further supplement to an act approved the twenty-fourth day of July one thousand nine hundred thirteen (Pamphlet Laws nine hundred seventy-seven) entitled 'An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith" absolutely

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred thirty-nine) entitled "An act amending section sixteen of an act entitled 'An act to provide for the personal registration of electors and their enrollment a smembers of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commssioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith' approved July twenty-fourth one thousand nine hundred and thirteen providing for a change in salaries of the registration commissioners" absolutely

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred ninety-two) entitled "An act to amend part of section thirteen of an act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled 'An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commnowealth by removing from office all existing registration commissioners and their appointees in said cites and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registers to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith'" absolutely

The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-three) entitled "An act providing for the nomination and election of judges of courts of record and repealing certain acts" absolutely

The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred thirty-four) entitled "An act to amend the act approved the fourth day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-five) entitled 'An act fixing the per diem compensation of borough and township assessors and assistant assessors and the method of ascertaining the number of days employed' by fixing the per diem compensation of assessors and assistant assessors in boroughs wards and townships of the second class and providing the method of ascertaining the number of days employed" in so far as it applies to assistant assessors

The act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighteen) entitled "An act to amend section six of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled 'A further supplement to the act regulating elections in this Commonwealth' as amended authorizing the court of quarter sessions to appoint election officers in cases of vacancy' absolutely

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred sixty-nine) entitled "An act to further amend section fourteen of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended" absolutely

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty) entitled "An act to amend section five of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" absolutely

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred fifty-eight) entitled "An Act to fix the time for filing nomination certificates and nomination papers to fill vacancies caused by the withdrawal of candidates," absolutely

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred seventy-seven) entitled "An act to amend section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions'" absolutely

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred ninety-four) entitled "An act to amend section forty-three of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled 'An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residence of electors to interrogate the inmates thereof to copy or demand a list of the ledgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and the payment of witness fees and providing penalties for refusing to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registers to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith' so as to increase the maximum compensation to be paid to the chief clerk of the registration commission" absolutely

The act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws ten hundred seventy-nine) entitled "An act to amend section sixteen of an act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections'" absolutely

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eleven hundred twenty-five) entitled "An act to further amend section fifteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen and a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter, amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' by empowering the court of common pleas instead of the return board to open ballot-boxes when fraud or error not manifest on the general return is alleged" absolutely

The act approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-three) entitled "An act fixing the per diem compensation of registry or assistant assessors in townships of the first class for the performance of election duties and the method of ascertaining the number of days employed" absolutely

The act approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-five) entitled "An act to amend section one of the act approved the seventh day of July one thousand nine hundred and thirteen (Pamphlet Laws six hundred and ninety-three) entitled 'An act prescribing the manner and time of submitting to the qualified electors of the State proposed amendments to the Constitution in order to determine whether the same be approved by a majority of those voting thereon as provided by Article eighteen section one of the Constitution" absolutely

The act approved the eighteenth day of April one thousand nine hundred and twenty-three (Pamphlet Laws sixty-seven) entitled "An act to amend section seven of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' as amended" absolutely

The act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred forty-seven) entitled "An act to amend section seventy-four of an act approved the second day of July one thousand eight hundred and thirty-nine (Pamphlet Laws five hundred nineteen) entitled 'An act relating to the elections of this Commonwealth' as amended" absolutely

The act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred forty-eight) entitled "An act to further amend section one of an act approved the fifth day of March Anno Domini one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for the violation of its provisions'" absolutely

The act approved the eighteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-three (Pamphlet Laws two hundred fifty-six) entitled "An act to amend section three of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended" absolutely

The act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred sixty-seven) entitled "An act to amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled 'A further supplement to the act regulating elections in this Commonwealth' as amended by authorizing the members of the board for receiving computing and certifying election returns to act when a majority of the members thereof are not qualified" absolutely

The act approved the twenty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred ninety-three) entitled "An act to amend the fourth paragraph of section fourteen of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended" absolutely

The act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred nine) entitled "An act providing a system whereby persons absent from their regular polling places may cast their votes imposing certain powers and duties upon the county commisioners prothonotaries return boards of the various counties and the board of registration commissioners in cities of the first and second class in relation thereto and providing penalties" absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred forty) entitled "An act to amend section eleven of the act approved the thirteenth day of June one thousand eight hundred and forty (Pamphlet Laws six hundred eighty-three) entitled 'A supplement to an act entitled "An act relating to the elections of this Commonwealth" passed the second day of July Anno Domini one thousand eight hundred and thirty-nine and for other purposes' allowing constables mileage for advertising elections and compensation for advertising elections where there is more than one polling place in a district said mileage and compensation to be paid by counties" absolutely

The act approved the seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws six hundred eighty) entitled "An act to amend section one of an act approved the twenty-first day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand sixty-five) entitled 'A further supplement to an act approved the twenty-fourth day of July one thousand nine hundred thirteen (Pamphlet Laws nine hundred seventy-seven) entitled "An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a conditions of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith"'" absolutely

The act approved the twelfth day of June one thousand nine hundred and twenty-three (Pamphlet Laws six hundred ninety-two) entitled "An act fixing the per diem compensation of assistant or registry assessors of boroughs and second class townships for attendance at election" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred twenty) entitled "An act to amend section fourteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the

United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended" absolutely

The act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws ten hundred thirty-four) entitled "An act concerning the domicile of a married woman" absolutely.

The act approved the first day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred three) entitled "An act to further amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled 'A further supplement to the act regulating elections in this Commonwealth' as amended empowering associate judges to act as return boards where the resident president judge is a candidate" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred five) entitled "An act fixing the pay of election officers and clerks in counties of the second class" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred eleven) entitled "An act to amend section one of the act approved the seventh day of July one thousand nine hundred and thirteen (Pamphlet Laws six hundred ninety-three) entitled 'An act prescribing the manner and time of submitting to the qualified electors of the State proposed amendments to the Constitution in order to determine whether the same be approved by a majority of those voting thereon as provided by article eighteen section one of the Constitution' as amended" absolutely

The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred and sixty-one) entitled "An act to amend the first paragraph of the seventh section and the nineteenth section of an act entitled 'An act regulating certain political parties providing for the regulating and nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) as ameded so far as to change the time for filing petitions of nomination and for withdrawal of candidates" absolutely

The act approved the thirteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred sixty-three) entitled "An act providing for the enumeration of registered persons in the Commonwealth and the publication of a tabulation thereof by the Secretary of the Commonwealth and imposing certain duties upon registrars assessors registry assessors and county commissioners" absolutely

The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred ninety-three) entitled "An act to further amend section two of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' by changing the compensation of registrars" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred sixty) entitled "An act providing for the opening of ballot boxes after general municipal special or primary elections upon petition to the court of common pleas or a judge thereof under certain circumstances and imposing certain duties in connection therewith upon the court the prothonotary and the county treasurer" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred sixty-three) entitled "An act to amend section twenty-six and section thirty as amended of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' by specifying the circumstances and conditions under which voters may have assistance in marking their ballots at general municipal special and primary elections prescribing certain duties to be performed by the Secretary of the Commonwealth and election officers providing penalties and repealing inconsistent legislation" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred sixty-seven) entitled "An act to amend section four of the act of the fifth day of March one thousand nine hundred and six (Pamphlet Laws seventy eight) entitled 'An act to regulate nomination and election expenses and to require accounts of nomination and election expenses to be filed and providing penalties for the violation of this act" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred sixty-eight) entitled "An act to amend the last paragraph of section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' as amended" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy) entitled "An act to amend part of section seven of an act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred seventy-seven) entitled 'An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of ths Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith'" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled "An act to fix the time for filing petitions for nomination with the county commissioners" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-five) entitled "An act to further amend section three of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' by changing the hours of registration days" absolutely

The act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred nineteen) entitled "An act fixing the pay of election officers and clerks appointed by the inspectors except in cities of the first class and counties of the second class" absolutely

The act approved the eleventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred seventy-two) entitled "An act regulating the registration and enrollment of voters in boroughs and townships before the primary election" absolutely

The act aproved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-five) entitled "An act to amend section ten of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions' as amended requiring county commissioners to prepare "street lists" of registered voters and providing for the disposition of such "street lists" " absolutely

The act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred eighty-three) entitled "An act to amend the last two paragraphs of section thirteen of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled 'An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks or commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" absolutely

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred thirty-six) entitled "An act providing for a separate ballot when constitutional amendments or other questions are submitted to the vote of the people" absolutely

The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred ninety-one) entitled "An act relating to return boards computing general and municipal election returns" absolutey

All other acts and parts of acts supplied by or inconsistent with this act are hereby repealed

But nothing contained in this act shall be construed to repeal any local or special laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HARRIS. Mr. President, I move that Senate Bill No. 24, the bill just read, be recommitted to the Committee on Elections.

Mr. MANSFIELD. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bill to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324, as follows:

An Act defining and regulating the practice of chiropody establishing a State Board of Chiropody Examiners in the Department of Public Instruction prescribing its powers and duties and fixing the compensation of the members thereof and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That "chiropody" or "podiatry" as defined by the act is the diagnosing medical surgical and mechanical treatment of all ailments of the human foot except the correction of deformaties requiring the use of the knife amputation of the foot or toes or the use of any anesthetic other than local

Section 2 All persons now legally practicing chiropody or podiatry or who shall hereafter begin to legally practice chiropody or podiatry" in the State of Pennsylvania shall possess the qualifications required by this act It shall be unlawful for any person to designate himself or his occupation by the use of any works or letters or trade diplomas calculated to lead others to believe that he is a chiropodist or poriatrist or foot specialist unless he is duly licensed as provided for in this act All persons licensed under this act shall designate themselevs as chiropodists or podiatrists and use no other appended titles

Section 3 There shall be established a State Board of Chiropody Examiners which shall be a departmental administrative board in the Department of Public Instruction and shall be subject to the same supervision regulation and restriction as other professional examining boards within such department This Board shall consist of the Superintendent of Public Instruction ex-officio and five members who shall be appointed by the Governor four of said members to be selected from among the Chiropody Society of Pennsylvania who are not members of the faculty of any undergraduate school or college teaching chiropody and one from among the members of the State Board of Medical Education and Licensure Each appointee shall immediately after his appointment be furnished with a certificate thereof by the Secretary of the Commonwealth The term of office of the five members first appointed shall be one for one year one for two years one for three years and two for four years The first appointments made by the Governor shall designate the term of office for which each appointee is appointed Upon the expiration of the term of each of said members as appointed the term of the successors shall be for four years the outgoing members to be eligible for reappointment The term of office of each member shall commence on the fifteenth day of the month next following his appointment Three members of the board shall constitute a quorum The board shall select from their number a chairman and a secretary who need not be a member of the board The secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem for each day actually devoted to the work of the board and mileage

Section 4 The State Board of Chiropody Examiners for the purpose of examining applicants under this act for a license to practice chiropody in this State shall hold two meetings each year at such times and places as the Board may determine The Board shall give thirty days notice of the time and place of such examinations by filing such notice with the Secretary of the Commonwealth and shall inform each applicant for information relative thereto of the time and place of such meetings The Board shall make and adopt rules and regulations in connection with the conduct of the said examination as may in the judgment of said Board be necessary to carry out the purpose of this act It shall provide such books blanks and forms as may be necessary in order to conduct such examination and shall keep and preserve a complete record of all its transactions No license to practice chiropody shall be granted by the Board unless at least three members of the Board shall vote in favor of granting such a license All examinations shall be conducted by the Board in writing but the Board may in its discretion supplement such written examination by oral examination The examinations shall be in the following subjects Anatomy Physiology Pathology Bacteriology Chemistry Dermatology Diagnosis and Treatment Theapeutics Clinical Chiropody and Asepsis After such examination the Board shall without unneccessary delay act upon same and shall have issued by the Superintendent of Public Instruction a certificate in duplicate to all candidates receiving a minimum standing of seventy-five per centum in each subject Any applicant failing to pass said examination shall within six months be entitled to a re-examination upon the payment of a fee to be fixed by the Department of Public Instruction but in no event shall be be entitled to more than one re-examination Should he fail to pass his second examination he shall be compelled to file a new application before he will again be entitled to another examination

The Board shall report annually to the State Board of Medical Education and Licensure in detail all their transactions

Section 5 Every person receiving such certificates shall file one copy thereof at once with the prothonotary of the court of common pleas of the county in which he or she may be resident at the time of taking such examination and the other copy shall be prominently posted in his office Before he shall practice in any other county of the State he shall file a certified copy of said certificate in the office of the prothonotary of said county It shall be the duty of any such prothonotary to record the filing of said certificate in a docket kept for said purpose as a part of the records of his office and the number of the book and page therein containing said recorded copy shall be kept in an index to be provided for the purpose In all legal proceedings said records shall be prima facia evidence of all matters therein contained The fees for filing said certificates shall be fifty cents to be paid by the person whose certificate is registered

Section 6 All persons now legally qualified and engaged in the practice of chiropody or who shall hereafter be licensed by the State Board of Chiropody Examiners as herein provided shall register with the said Board on or before the first day of January one thousand nine hundred and thirty-two and shall thereafter register in like manner on or before the first day of January of each succeeding year Each person so registering with the Board shall pay for each annual registration and certificate herein provided for a fee to be fixed by the Department of Public Instruction

Section 7 Every person who was legally engaged in the practice of chiropody in this State previous to the approval of this act shall file with the State Board of Chiropody Examiners on or before the first day of January one thousand nine hundred and thirty-two written application for certificate to practice chiropody together with proof satisfactory to the Board that the applicant is not less than twenty-one years of age and was legally engaged in the practice of chiropody in this State at the time of the approval of this act and upon the payment by the applicant of a fee to be fixed by the Department of Public Instruction the said Board of Chiropody Examiners shall issue to the said applicant a certificate authorizing him to practice chiropody in this State which certificate shall be recorded as hereinbefore required and when so recorded shall confer upon said applicant all the rights and privileges conferred by certificates issued after examination

Section 8 From and after January first one thousand nine hundred and thirty-two any person not heretofore authorized to practice chiropody in this State and desiring to enter upon said practice shall file with the said Board a written application for examination which application must be accompanied by a fee of twenty-five dollars and also accompanied by satisfactory proof that the applicant is not less than twenty-one years of age is of good moral character and has obtained preliminary instruction which is equivalent to four years high school The fact that such instruction has been received by the applicant shall be evidenced by a certificate satisfactory to the said Board Such applicant before presenting himself or herself for the examination must be a graduate of a reputable incorporated school of chiropody and he or she has received a diploma of graduation from a recognized school of chiropody having a minimum requirement of two scholastic years embracing at least nine months of instruction each year a minimum total of twenty-six hundred hours Thereupon the said applicant shall be subjected to an examination "And provided further that it shall not include the fitting recommending or the sale of corrective shoes arch supports or similar mechanical appliances by retail dealers"

Section 9 Any person who shall practice or attempt to practice chiropody in this State without having complied with or in violation of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars nor more than two hundred dollars and in default of payment thereof shall be imprisoned for not less than thirty nor more than ninety days Nothing in this act contained shall be construed to interfere with or affect duly registered physicians in the discharge of their professional duties

Section 10 The State Board of Chiropody Examiners may as hereinafter provided revoke by unanimous vote any certificate which has been issued and in such case shall cause the name of the holder to be stricken from the book of registration by sending a certificate of revocation to the prothonotary of the county in which the name of such person is registered Such certificate shall be in the form of a certified copy of a resolution of the said Board and upon receiving such certificate the prothonotary shall revoke such registration For the revoking of any license any or all of the following shall be sufficient cause

(a) If any person who in any adffiavit or examination required of an applicant for examination certificate or registration under the laws regulating the practice of chiropody shall wilfully make a false statement in material regard

(b) Any person who shall allow or permit others than himself or herself to practice under a certificate or license issued to him

(c) Any person convicted of a crime involving moral turpitude

(d) Any person habitually indulging in the use of ardent spirits narcotics stimulants or any other substance which impairs intellect and judgement to such an extent as in the opinion of the Board of Chirpody Examiners to incapacitate such person from the performance of his professional duties

Any person against whom any of the above charges have been made shall be notified of the fact and a copy of the charges shall be sent him or her by the Board and such person shall be given a fair and impartial trial by the said Board whose decision shall be made by a majority of the members thereof Any person aggrieved by the decision of the said Board may appeal from such decision to the court of common pleas of the county in which the name of said applicant is registered which appeal shall be by petition to the said court

Section 11 All fees received by the Board under the provisions of this act shall on the last day of each month be paid into the General Fund of the State Treasury

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 370 (House Bill No. 221), entitled:

An Act to amend section nine of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended, by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 483, as follows:

An Act to amend section four of article three and sections thirty-seven and thirty-eight of article six of an act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to property man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the proviso of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by making it lawful for any public service company to issue securities only upon approval of the Commission first had and obtained and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of article three of an act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enfore the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved the twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" is hereby amended to read as follows

Section 4 Upon the approval of the commission evidenced by its certificate of public convenience first had and obtained and upon compliance with existing laws it shall be lawful for any public service company

(a) To issue stocks trust certificates bonds notes or other evidences of indebtedness or other securities payable in periods of more than twelve months after the date thereof and now or hereafter to be authorized hereinafter collectively termed "securities" [or make any increase in the issue thereof] in the manner prescribed by law for and only for money labor done or money or property actually received in accordance with the requirements of the Constitution and the laws of the Commonwealth

All [stocks trust certificates bonds notes or other evidences of indebtedness or other] securities issued in violation of this [subsection] section and all fictitious increase of [stock trust certificates bonds notes or other indebtedness or] securities shall be void

[Application as hereinafter provided may be made by such public service companies to the Commission for a certificate of valuation to the effect that the provisions of this section have been complied with as to any stocks trust certificates bonds notes or other evidences of indebtedness or other securities issued after the passage of this act such application shall certify as to the number and amount thereof to be issued and the purpose of such issue and shall contain such other facts and detailed information and be in such form as the Commission shall determine and prescribe and shall be signed and verified by the affidavit of the treasurer auditor controller or other acting fiscal head of the public service company]

(b) Every public service company shall file with the Commission on or prior to the date of issuance of any [stock trust certificates bonds notes or other evidences of indebtedness or other securities payable at periods of more than twelve months after the date thereof and now or hereafter to be authorized (unless upon application as aforesaid a certificate of valuation shall have been obtained in accordance with the provisions of this act) a certificate to be known as a Certificate of Notification] such securities an application in such form as the Commission may from time to time determine and prescribe [which among other things that may be required by the Commission shall show

I The total amount thereof

II The number and amount thereof outstanding prior to the date of such certificate the amount thereof theretofore retired the amount thereof theretofore undisposed of and whether such amount is held in the treasury of the public service company as a free asset or pledged and if pledged the terms and conditions of such pledge

III The number and amount thereof to be issued and the purpose of such issue and whether to be sold pledged or held in the treasury of the public service company as a free asset if such securities are to be sold the terms of sale if a contract for such sale has been made and if any part of the consideration to be received therefor is other than money an accurate and detailed description thereof if such securities are to be pledged the terms and conditions of such pledge

IV The number and amount thereof remaining unissued

V If the issue is of shares of stock the certificate shall also show the par value thereof and the number of then outstanding shares previously issued

VI The preference or privilege granted to the holders of any such shares of stock the dates of maturity rates of interest of any such bonds notes or other evidences of indebtedness or other securities and any conversion rights granted to the holders thereof and the price if any at which such shares or such securities may be redeemed]

(c) Whenever any securities set forth and described in any [certificate of notification] application as pledged or held as a free asset in the treasury of the public service company shall subsequent to the filing of such [certificate] application be sold or repledged or otherwise disposed of by the public service company such company shall file a further [certificate of notification] application to that effect setting forth herein all such facts as are required by [subdivision III] subsection (b) of this section four

(d) All [Certificates of Notification] applications furnished to the commission shall be signed and verified by the affidavit of the treasurer auditor controller or other acting fiscal head of the public service company [Such certificates of notification shall at all times be deemed to be public records and open to inspection and may be given such further publicity as the commission may deem to be for the public interest or welfare]

The provisions of this act contained in regard to [certificate of valuation] certificates of public convenience [and unless so required by the commission in regard to certificates of notification] shall not apply to the issuance of bonds notes or other evidences of indebtedness payable at periods of twelve months or less nor to the pledging nor repledging of stocks trust certificates bonds or other evidences of indebtedness to secure such bonds notes or evidences of indebtedness payable at periods of twelve months or less but if such bonds notes or other evidences of indebtedness shall in whole or in part directly or indirectly be refunded by any issue of bonds notes or other evidences of indebtedness running for more than twelve months then the said mentioned provisions with regard to [certificates of notification and valuation] certificates of public convenience and applications therefor shall apply

Neither the filing with the commission of any [Certificate of Notification] application nor the issuing by the commission of any certificate of public convenience [or certificate of valuation] and nothing therein or in this act contained nor any hearing had nor finding nor order nor decree made by the commission nor any act or thing done by any public service company in pursuance thereof nor any act or thing done by the commission under the provisions of this act shall in any wise affect the invalidity if any of any stocks trust certificates bonds notes or other evidences of indebtedness or other securities issued or assumed or guaranteed prior to the date when this act shall become effective by any public service company

Section 2 That section thirty-seven of article six of said act is hereby amended to read as follows

Section 37 Any president secretary treasurer or other officer of any public service company who shall knowingly affix his name or attestation to any certificate of stock trust certificate corporate bond note or other evidence of indebtedness or other security issued by any public service company or any director who shall knowingly assent to the issue of any such certificate of stock trust certificate corporate bond not or other evidence of indebtedness or other security of any such public service company in violation of any of the provisions or requirments of this act or of section seven or article sixteen of the Constitution or any officer or director knowingly making or assenting to any false statement in any [certificate of notification] application required to be made to the commission by subsections (b) or (c) of section four of article three of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay the costs of prosecution and a fine not exceeding five thousand dollars or undergo an imprisonment in the county jail for a term not exceeding five years either or both in the discretion of the court

Section 3 That section thirty-eight of article six of said act is hereby amended to read as follows

Section 38 Each and every director president secretary treasurer or other officer agent or employee of any public service company who shall knowingly make or assent to any application or disposition of any stocks trust certificates bonds notes or other evidence of indebtedness or other securities or the proceeds of the sale or pledge thereof or any part thereof in violation of any statement or contrary to any purpose in relation thereto set forth or contained in any [certificate of notification] application or who shall by any false statements oral or written knowingly make procure or seek to procure of the commission the making or issuing of any certificate herein provided or who shall knowingly make or assent to any false statement in any report or account to the Commission as to the disposition or application of the proceeds or any part thereof of any sale or pledge of any stocks trust certificates bonds notes or other evidences of indebtedness or other securities shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay the costs of prosecution and a fine not exceeding five thousand dollars or undergo an imprisonment in the county jail for a term not exceeding five years either or both in the discretion of the court

Section 4 This act shall become effective on the first day of January one thousand nine hundred and thirty-two

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 512 (House Bill No. 194), entitled:

An Act for the observance of General Pulaski's Memorial Day

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 520 (House Bill No. 1026), as follows:

A Supplement to an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarships to sons of officers of the Pennsylvania National Guard

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any college or academy regularly incorporated under and by virtue of the laws of the Commonwealth of Pennsylvania whose students are constantly in uniform wherein Military Science instruction is included in the regular course of study and wherein there is detailed by the War Department at Washington District of Columbia one or more officers from the United States Army as professors of Military Science and Tactics shall award annually a four-year scholarship to a son of an officer on active duty in the Pennsylvania National Guard to be selected by the Department of Military Affairs after competitive examination the Governor of the Commonwealth of Pennsylvania is hereby authorized on the application of said college or academy signed by the chancellor president superintendent or any other presiding officer under the seal of said institution to appoint and commission as staff officers of the Pennsylvania National Guard for the said college or academy as follows

The chancellor president superintendent as "Colonel"

The commandant as "Major"

The adjutant as "Captain"

Said commissions shall not entitle any person holding the same to any pay or emolument by reason thereof nor shall such persons be entitled to Federal recognition in the National Guard of the Commonwealth of Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 523 (House Bill No. 432), entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom, and for such purposes to have power to enter upon lands in and adjacent to such streams; and providing for the payment of damages to owners of lands in such cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 528 (House Bill No. 1014), entitled:

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1530) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreational resources thereof and incident thereto and conferring addition powers on the Water and Power Resources Board

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and considadation of Senate Bill No. 580 (House Bill No. 926), entitled:

An Act to amend section one of the act approved the twenty-third day of March, one thousand eight hundred and seventy-seven, (P. L. 32), entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal, iron, steel, lumber or oil, or mining, manufacturing or transportation companies," extending the provisions of the act to all corporations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and considadation of Senate Bill No. 588 (House Bill No. 1013), entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

And said bill having been read at length the second time

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and considadation of Senate Bill No. 611, as follows:

An Act to amend section thirteen of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred eight) entitled "An act to regulate the practice of pharmacy and sale of poisons drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" by further regulating the sale of drugs proprietary medicines household drugs biologicals remedial agencies and medicines

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" is hereby amended to read as follows

Section 13 That hereafter it shall be unlawful to sell drugs medicines or poisons at retail or to compound physicians' prescriptions or to conduct a pharmacy unless the person so doing shall be a pharmacist or assistant pharmacist or to practice as a pharmacist or assistant pharmacist except in compliance with the provisions of [this act of Assembly] the various laws of the Commonwealth relating thereto Provided however That nothing in this act of Assembly shall be so construed as to interfere with students of pharmacy or other employes in a pharmacy from performing such duties as may be assigned to them by and under the supervision of a pharmacist or assistant pharmacist And provided further That the compounding of physicians' prescriptions or the dispensing and selling of poisons at retail shall not be permitted except under the strict supervision and in the presence of a pharmacist or assistant pharmacist .

Nothing in this act of Assembly shall be construed so as to prevent an authorized practitioner of medicine from administering or dispensing such drugs to bona-fide patients as he or she shall deem necessary Provided however That such drugs so administered or dispensed shall conform to the standards of strength quality and purity as fixed by the laws of this Commonwealth nor prevent the sale or manufacture of proprietary medicines nor prevent storekeepers from dealing in and selling commonly used household drugs when the same are offered for sale or sold in original parkages except when administered in single doses on the premises which have been put up ready for sale to consumers by pharmacists manufacturing pharmacists manufactures of proprietary medicines wholesale druggists under qualified supervision Provided however That the proprietary medicines or household drugs sold or offered for sale shall not contain any opium cocoa leaves chloral or any of the salts derivatives or compounds thereof in any quantity whatsoever Provided also That remedial agencies that are administered hypodermically intramuscularly or intravenously and all medical substances containing barbituric acid or its compounds and biologicals (except those biologicals distributed to State and county health officials) and medicines containing substances of glandular origin (except intestinal enzymes) shall be sold only by registered pharmacists or assistant pharmacists employed by or conducting a registered pharmacy Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than fifty dollars ($50.00) nor more than five hundred dollars ($500.00) or imprisonment for not more than one year or either or both in the discretion of the court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 626 (House Bill No. 1103), entitled:

An Act to amend an act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" and known as the "General County Law" by inserting therein Section four hundred twenty-eight providing for erection of headstones to be placed at the graves of deceased service men.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 629 (House Bill No. 1165), entitled:

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 657, as follows:

An Act providing a penalty for the unauthorized printing publishing sale distribution or circulation of copyrighted musical compositions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who prints publishes sells distributes or circulates or causes to be printed published sold distributed or circulated for profit any circular pamphlet card handbill advertisement printed paper book newspaper or other document containing the words or musical score of any musical composition which or any part of which is protected by copyright under the laws of the United States without first having obtained the consent of the owner or proprietor of such copyrighted musical composition is guilty of a misdemeanor and upon conviction shall be fined not exceeding one hundred dollars ($100) for each offense or sentenced to imprisonment for not more than sixty (60) days or both fine and imprisonment in the discretion of the Court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee in the Whole being in this case dispensed with, The Senate proceeded to the second reading and consideration of Senate Bill No. 664, as follows:

An Act recognizing and for the support of the American Legislators' Association and its executive and administrative agency the Interstate Legislative Reference Bureau and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Commonwealth of Pennsylvania hereby recognizes the American Legislators' Association and its executive and administrative agency the Interstate Legislative Reference Bureau as agencies capable of rendering valuable assistance and information to the General Assembly of this Commonwealth and the Members thereof and as agencies quasi-governmental in their character

The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall annually respectively appoint one Senator and one Member as delegates to attend the meetings of the American Legislators' Association and the Director of the Legislative Reference Bureau or some person from the staff of the Legislative Reference Bureau appointed by the Director may attend annually the Legislative Reference Conference conducted under the auspices of the American Legislators' Association

Biennially an item shall be inserted in the general appropriation law to pay the expenses of the delegates of the Senate and House attending the said Conference The expenses of the Director of the Legislative Reference Bureau or his representative attending such Conference shall be paid from the regular appropriations to the Legislative Reference Bureau for such purpose

Section 2 In order to assist in the support of the Interstate Legislative Reference Bureau established by the American Legislators' Association to coordinate the work of the various state Legislative Reference Bureau and other official agencies dealing with legislative matters the sum of four thousand dollars ($4,000) is hereby specifically appropriated for the fiscal biennium beginning June first one thousand nine hundred and thirty-one One-half of said appropriation shall be paid during each fiscal year of said biennium in equal quarterly instalments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Director of the Interstate Legislative Reference Bureau Biennially hereafter an item of such amount as may be deemed necessary for the support of said bureau shall be inserted in the general appropriation law

Section 3 On or Before March first of each year the Interstate Legislative Reference Bureau shall furnish to the Auditor General a printed accounting containing an itemized summary of receipts and expenditures for its preceding fiscal year verified by oath or affirmation accompanied by a vertified copy of a report by one or more certified public accountants Upon failure to file such accountants the financial support hereby granted shall be withdrawn

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Comittee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 671, as follows:

An Act to amend section seven of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State' as amended providing for the admission of pupils to vocational high schools of other states and from other states to vocational high schools of this State

Section 1 Be it enatced by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by the act approved the first day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred eighteen) entitled "An act to amend sections one to eleven inclusive and to repeal section twelve of an act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred and thirty-eight) entitled 'An act defining vocational education providing for the establishment and regulation of vocational schools providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State' by making changes in the manner of disbursement of State and Federal funds for the furtherance of vocational education" is hereby further amended to read as follows

Section 7 Any resident of any school district in Pennsylvania which does not maintain an approved vocational industrial vocational agricultural vocational home economics or vocational commercial education school or department offering the type of training which he desires may make application to the school board of any other district for admission to such school or department maintained by said board In case said board refuses him admission he may apply to the State Council of Education for admission to such school or department The State Council of Education decision of which shall be final may approve or disapprove such application In making such decisions the State Council of Education shall take into consideration the opportunities for free vocational training in the community in which the applicant resides the financial status of the community the age sex preparation aptitude and previous record of the applicant and all other relevant circumstances

Where any child of school age in any school district in this Commonwealth resides by the nearest traveled road three miles or more from the nearest vocational high school in any district in this Commonwealth such child unless proper free transportation be furnished to a suitable school in this Commonwealth may on request of his parents or legal guardian be assigned by the board of school directors to a more convenient school in another State Provided That the consent of the propery school officials in charge of such school in another State to such an arrangement be permitted by the laws of such State and is agreed to by such officials

The school district in which the person resides who has been admitted as above provided to an approved vocational industrial vocational agricultural vocational home economics vocational high or vocational commercial school or department maintained by another school district shall pay a tuition fee to be determined after the same manner provided for the high schools in article seventeen section one thousand seven hundred and eleven of the school laws of Pennsylvania for one thousand nine hundred and eleven entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" If any school district neglects or refuses to pay for such tuition it shall be liable therefor in an action of contract to the school district or school districts maintaining the school which the pupil with the approval of the board attended

The board of school directors in any school district in this Commonwealth situate adjacent to another State may admit to the vocational high school in such district pupils resident in such other State and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 678 (House Bill No. 192), entitled:

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers sailors marines the Pennsylvania National Guard and veteran organizations and providing for the distribution of the same.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 699 (House Bill No. 1097), entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any nonresident child temporarily domiciled in said school district.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 703, as follows:

An Act to amend sections one and six of the act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred eighty-one) entitled "An act relating to inns and hotels regulating certain rights and liabilities of hotelkeepers and innkeepers and providing penalties for fraud against innkeepers and hotelkeepers" shortening the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof and extending the provisions of the act to apartment hotels and apartment hotelkeepers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred eighty-one) entitled "An act relating to inns and hotels regulating certain rights and liabilities of hotelkeepers and innkeepers and providing penalties for fraud against innkeepers and hotelkeepers" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no innkeeper or hotelkeeper which term as used in this act shall include apartment hotelkeepers whether individual partnership or corporation who constantly has in his inn or hotel which term as used in this act shall include apartment hotels a metal safe or suitable vault in good order and fit for the custody of money bank notes jewelry articles of gold and silver manufacture precious stones personal ornaments railroad mileage books or tickets negotiable or valuable papers and bullion and who keeps on the doors of the sleeping rooms used by guests suitable locks or bolts and on the transoms and windows of said rooms suitable fastening and who keeps a copy of this section printed in distinct type constantly and conspicuously posted in not less than ten conspicuous places in all in said hotel or inn shall be liable for the loss or injury suffered by any guest unless such guest has offered to deliver the same to such innkeeper or hotelkeeper for custody in such metal safe or vault and such innkeeper or hotelkeeper has omitted or refused to take it and deposit it in such safe or vault for custody and to give such guest a receipt therefor Provided however That the keeper of any inn or hotel shall not be obliged to receive from any one guest for deposit in such safe or vault any property hereinbefore described exceeding a total value of three hundred dollars and shall not be liable for any excess of such property whether received or not

Section 2 That section six of said act is hereby amended to read as follows

Section 6 The innkeeper or hotelkeeper shall retain such baggage and other property upon which he has a lien for a period of [ninety] thirty days at the expiration of which time if such lein is not satisfied he may sell such baggage and other property at public auction after giving ten days' notice of the time and place of sale in a newspaper of circulation in the county where the inn or hotel is situated and also by mailing a copy of such notice addressed to said guest or boarder at the place of residence registered by him in the register of such inn or hotel

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 720, as follows:

An Act to amend five of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by estblishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for the violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock Post Meridian

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the twenty-fifth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts or parts of acts inconsistent with the provisions thereof" is hereby amended to read as follows

Section 5 No female under twenty-one years of age shall be employed or permitted to work in or in connection with any establishment before the hour of six o'clock in the morning or after the hour of nine o'clock in the evening of any day except that females over the age of eighteen years may be employed or permitted to work in or in connection with any theatre motion picture theatre or other place of amusement or entertainment until the hour of eleven o'clock in the evening of any day Provided that this section shall not apply to females over the age of eighteen years employed as telephone operators

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 723 (House Bill No. 1098), entitled:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 767, as follows:

An Act to amend sections two hundred and two hundred and two as amended of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief thereby creating a county unit poor district administered by county commissioners abolishing local poor districts in said county and repealing local and special laws inconsistent therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" which was amended by section one of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred eight) entitled "An act to amend sections two hundred and two hundred and two of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled 'An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto' as amended by removing the exemption of the county of Clinton retaining the existing poor districts and the existing number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief thereby creating a county poor district administered by county commissioners" is hereby further amended to read as follows

Section 200 Each County Made a District with Five Exceptions For the purpose of furnishing relief to poor persons giving them employment and carrying out the provisions of this act each county of this Commonwealth is hereby created a district to be known as "................... County Poor District" Provided however

(a) The several poor districts within the county of Philadelphia shall remain as at present fixed and administered and shall not become subject to any of the provisions of this act

(b) The poor districts within the county of Allegheny shall remain as at present fixed and administered and shall not become subject to any of the provisions of this act

(c) Out of the county of McKean shall be excepted the city of Bradford which shall continue a separate poor district as at present

(d) The counties of Carbon Fulton Cameron Luzerne Centre Columbia Lycoming [Montour] Northumberland Susquehanna Wayne and Lackawanna shall be excepted herefrom so far as relates to the territorial subdivision thereof into districts

(e) The poor district in Westmoreland County whose corporate name is the Directors of a Home for the Destitute of the County of Westmoreland shall retain its name and be administered as at present

Section 2 That section two hundred and two of said act which was amended by section two of said amending act is hereby further amended to read as follows

Section 202 Poor District System Preserved in Excepted Territory In the counties of Carbon Fulton Cameron Centre Columbia Lackawanna Lycoming [Montour] Luzerne Northumberland Susquehanna and Wayne the number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief shall continue as now vested by law but all of said poor districts shall for all other purposes be subject to the provisions of this act

Section 3 The several borough township and other poor districts as now existing in said county of Montour are hereby abolished

Section 4 All acts and parts of acts general local and special inconsistent with this act are hereby repealed

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 776, as follows:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" which was amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "An act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 Open Season The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

KIND OF GAME	OPEN SEASON
Blackbirds	From [Aug] Oct 1st to Nov 30th
Rail	From Sept 1st to Nov 30th
Woodcock and Wilson or jacksnipe	From Oct 1st to Nov 30th
All birds known as wild waterfowl coots or mudhens and gallinules	From Oct 1st to Jan 15th
Raccoon	From Nov 1st to Jan 15th
Wild turkey ruffed grouse commonly called pheasant male rignneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From Nov 1st to Nov 30th
Red Squirrel	From Nov 1st to Aug 15th next following
Wild rabbit and hare	From Nov 1st to Dec 15th
Bear over one year old	From Nov 10th to Dec 15th
Male deer with two or more points to one antler	From Dec 1st to Dec 15th
Deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners	Open season in any county or subdivision thereof only such as shall be fixed by resolution of the Board of Game Commissioners
Male elk with four or more points to one antler	From Dec 1st to Dec 15th

Section 2 That section five hundred and two of said act which was amended by section two of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" is hereby further amended to read as follows

Section 502 Bag Limit It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

KIND OF GAME	IN ONE DAY	IN ONE SEASON
Wild turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20
Wild rabbits	5	30
Hares	3	15
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party)	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler or a deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "still hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except laws pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

Section 3 That section five hundred and nine of said act which was amended by section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred fifty-two) entitled "An act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and to repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" is hereby further amended to read as follows

Section 509 Removal of Game Removal of Protection Changing Seasons and Bag Limits When it is proven to the satisfaction of the board that deer game birds or game animals or fur-bearing animals are materially destroying property or otherwise becoming a nuisance or the sexes are not balanced properly or the natural food supply is insufficient or that hunting or trapping in addition to the regular open season provided by this act may be permitted without jeopardizing the future supply of game or fur-bearing animals of any kind in any section of the Commonwealth the board may at any time remove or have removed such animals or birds from that section or may direct or authorize the killing of such birds or animals or grant an extension of the open season or permit additional hunting or trapping under such rules governing seasons bag limits methods of taking and other regulations as the case may require regardless of protection afforded or open seasons or bag limits fixed by this act

Upon failure to relieve under the several provisions of the Game Law damages being done to private property by birds or animals of any kind protected by law on lands open to public hunting the board shall endeavor to capture and may use for stocking purposes any surplus birds or animals captured or may make such other disposition thereof as in their judgment may be desirable If unable to capture alive such birds or animals protected by law which are causing material damage on lands open to public hunting with a reasonable expenditure of funds or rapidly enough to relieve the conditions promptly the board is hereby directed to detail its officers or such other responsible citizens as the board may designate to kill such number of the species of birds or animals causing the damage as may be necessary to relieve the situation promptly The board may dispose of such carcasses as they deem desirable

To aid in the better protection of game or fur-bearing animals in any part of the Commonwealth the board may also reduce open seasons and bag limits or may close seasons as in their judgment may be necessary to guarantee a future supply of such birds or animals of any or both sexes in any part of or throughout the entire Commonwealth

To remove protection declare additional open seasons or reduce open seasons or bag limits or close seasons for the killing of game or fur-bearing animals of any or both sexes in any county or part thereof a notice to that effect shall be published by the board in not less than two newspapers of general circulation in each county affected one time each week for at least two consecutive weeks setting forth the action of the board and the rules and regulations adopted relative thereto The board shall prepare and distribute such additional posters or notices as in their judgment may be necessary

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the preservation of game birds or game animals or fur-bearing animals or to take such birds or animals at a time or in any number or manner or of any kind or sex contrary to such rules and regulations

Section 4 That section five hundred and eleven of said act and the amendments thereto is hereby repealed

Section 5 That clause (b) of section seven hundred and four of said act is hereby amended to read as follows

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

Section 6 That section seven hundred and five of said act is hereby amended to read as follows

Section 705 Unlawful Killing of Elk and Deer It is unlawful for any person at any time by standing on watch or otherwise to kill or attempt to kill a second male elk or a second [male] deer in one season It is unlawful for any person at any time to shoot at or wound or kill or attempt to shoot at or wound or kill or have in possession a female elk or a [female] deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners or any part thereof or a male elk or a male deer found in a wild state or any part thereof that may not be lawfully taken except as otherwise provided by the laws of this Commonwealth [relating to the taking of game animals and game birds under authority of a license issued by the board]

Section 7 That section seven hundred and six of said act is hereby amended to read as follows

Section 706 Possession of Deer or Elk Without Head Attacked The possession or control of a deer or elk or of any portion of either of such animals shall be prima facie evidence that such animal was killed unlawfully in this Commonwealth unless the head [bearing antlers as hereinbefore provided] is attached in a natural way Each person in whose possession or under whose control the same may be found or who may be proven to have had such animal or part thereof in possession or under control shall be liable to the penalty provided in this article for the unlawful killing of elk or deer as the case may be unless such person shall immediately upon demand made by an officer of the Commonwealth whose duty it is to protect game produce the head [bearing such antlers] or shall swear that the flesh in question found in his possession or proven to have been under his control is a part of a deer or elk legally killed in the Commonwealth both or either as in the mind of the officer investigating may be considered necessary

Section 8 That section seven hundred and seven of said act is hereby amended to read as follows

Section 707 Hunting Regulations for Parties Hunting Large Game Tagging Large Game Each camp or body of men hunting together for elk or deer or bear shall at all times while hunting maintain a roster or record giving in plain English the name address and license numbers of all persons hunting with that party at any time during that season Such roster or record shall be kept at the camp boarding house or other stopping place and if not in a camp or stopping together in the possession of the leader or captain of such party Such roster or record shall at all times be open to inspection by any officer whose duty it is to protect the game of the Commonwealth and shall be produced upon the demand of any such officer Every failure to keep or produce any such roster or record shall render the person responsible for such neglect or refusal liable to penalties provided in this article

It is unlawful for any body of men either camping together or hunting in unison or in any manner co-operating with each other to kill or be possessed of in one season more than six legal [male] deer or more than one legal male elk or more than four bears found in a wild state

Every person in a camp or body of men hunting together or in any manner cooperating with others in hunting for elk or deer or bear shall be individually liable to the full penalty imposed in this article for each elk or deer or bear killed in excess of the number provided for in this section after the time the various members of such party hunting together have had ample opportunity to get together not exceeding the close of said day and ascertain that the legal limit of such animals has been killed In any case where more than the lawful number of elk or deer or bear are killed unintentionally by any camp or hunting party any excess animals shall be turned over to the nearest protector or paid representative of the Department of Forestry within eighteen hours after killing for delivery to a charitable institution and the head and skin shall be disposed of by the board

Every person who may hunt individually or with another camp or party hunting in unison for elk or deer or bear or in any manner cooperating with others hunting for such animals after having participated in any manner in killing during the season the number of such animals prescribed in this section for camps or hunting parties shall be liable to the full penalty and costs of prosecution prescribed in this article for killing such animals contrary to the provisions of this article and such penalty shall be imposed for every day such person shall hunt contrary to the provisions of this section

Each person killing an elk or deer or bear found in a wild state shall attach thereto a tag or marker within six hours after such killing bearing in plain English his name address license number and county number with the location where such game was killed Every failure to have said tag attached as herein provided shall subject the person so neglecting to the penalties provided in this article Any game found in the possession of any person and not tagged as herein provided shall be confiscated If the person responsible for such neglect to tag any such game cannot be located each member of the camp or party shall be individually liable to such penalty

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in the Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 777, as follows:

An Act to amend an act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws seven hundred eighty-one) entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township Bucks County known as 'Pennsbury' to be known thereafter as 'Pennsbury Memorial' providing for the control management supervision restoration improvement and maintenance thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof" by providing that in certain contingencies the land so acquired may revert to the donor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred eighty-one) entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township Bucks County known as 'Pennsbury' to be known thereafter as 'Pennsbury Memorial' providing for the control management supervision restoration improvement and maintenance thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof" is hereby amended to read as follows

Section 1 That the Pennsylvania Historical Commission be and it hereby is authorized to acquire by gift in the name of the Commonwealth of Pennsylvania from the owners thereof "Pennsbury" in Falls Township Bucks County where William Penn proprietary of the Province of Pennsylvania had his home Provided That if at any time in the future the Commonwealth of Pennsylvania shall cease to designate and maintain said "Pennsbury" as an historical site the land so acquired shall revert to the owners thereof its successors or assigns and upon its acquisition to preserve and maintain the same as an historical place to be known as the "Pennsbury Memorial"

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 781, as follows:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in the exercise of the right of eminent domain by the Commonwealth or a municipal subdivision thereof or a corporation a board of viewers is vested with the duty to determine the damage resulting from the exercise of such right such board of viewers shall have authority to take into consideration and determine all damages arising from the exercise of such right which are now recoverable by law in proceedings before viewers or otherwise including damages to real property caused by the negligence of the Commonwealth or a municipal subdivision or corporation or their agents or employes in the making of the improvement for which the right of eminent domain was invoked

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORTS FROM COMMITTEES

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Committee on Appropriations reported as committed Senate Bill No. 585 (House Bill No. 991), entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Property and Supplies to assist in the development of aeronautics

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 677, entitled:

A Joint Resolution authorizing the appointment of a commission to study, investigate and report upon the taxation of forest and mineral lands, and the distribution and application of such tax, and making an appropriation.

Also from the Committtee on Appropriations, reported as committed, Senate Bill No. 814, entitled:

An Act placing upon the Commonwealth the responsibility for the construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

Mr. BELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BELL, from the Committee on Mines and Mining, reported as committed, Senate Bill No. 747 (House Bill No. 1158), entitled:

An Act to amend section six of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," as amended, by fixing the weight of bituminous coal by bushel.

BILLS INTRODUCED

Mr. KRAUSE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE (for Mr. Coyne) read in his place and presented to the Chair, Senate Bill No. 827, entitled:

An Act to amend section two of article fourteen of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, five hundred seventy-three), entitled "An act to carry into operation the provisions of article fifteen, section four, of the Constitution of Pennsylvania, by providing for a consolidated city and county in and of Allegheny County, to be known as the City of Pittsburgh; for a charter for the government thereof; and for the transfer to the consolidated City of Pittsburgh of the property and indebtedness of Allegheny County, and of such property and inindebtedness of the cities, boroughs, and townships thereof, as relate to the powers and duties of the consolidated City of Pittsburgh, and for an equitable adjustment and payment of such indebtedness, and the issue and sale of bonds of the consolidated City of Pittsburgh for the payment thereof; and for special assessments upon abutting and non-abutting property benefited by any public improvement; and for the reservation of substantial powers to the cities, boroughs and townships situated in Allegheny County; and for the submission of said charter to the electors of Allegheny County at a special election."

Which was committed to the Committee on Municipal Affairs.

Mr. ROBERTS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS read in his place and presented to the Chair, Senate Bill No. 828, entitled:

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties;" as amended, exempting from the provisions of said act boxing, sparring, and wrestling exhibitions conducted or sponsored by high schools, colleges and universities.

Which was committed to the Committee on Law and Order.

Mr. PRINCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 829, entitled:

An Act to amend section three of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two) entitled "An act regulating the closing of public highways and providing for the locating, marking and maintenance of detours necessitated by such closing, requiring boroughs, cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours; providing penalties for removing, destroying, defacing signs erected for warning or detour purposes, and for driving on, over or across highways which are closed by the proper persons or authorities, except in cases; further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors, shall have the right to recover the amount of such damages from the person or persons responsible, in addition to the penalties herein provided; and repealing certain acts."

Which was committed to the Committee on Public Roads and Highways.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read bills in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair, Senate Bill No. 830, entitled:

An Act to provide for the taking of land for highway purposes by the filing of plans prepared by the Secretary of Highways and approved by the Governor and to limit the responsibility for the payment of damages for such taking.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair, Senate Bill No. 831, entitled:

An act to amend section eight as amended, section ten as amended, section thirteen as amended, section sixteen as amended, section seventeen as amended, section thirty-three as amended, and section eighteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by providing for the recording of certain plans in the office of the Department of Highways; regulating the payment of damages for land taken for future construction; making it the duty of the Department of Highways to require an additional bond conditioned for the payment of labor and materials; providing for the restoration of highways opened under permits and providing penalties for opening of highways without permits; providing for the payment of damages for changing of grades or location of connecting roads by the county; authorizing certain charges and restoration fees for permits, authorizing payment for certain materials delivered on site of work; specifying minimum width of surface construction.

Which was committed to the Committee on Public Roads and Highways.

Also (for Mr. Sordoni) read in his place and presented to the Chair, Senate Bill No. 832, entitled:

An Act providing for the relocation and change of width, grades and lines of State highways in boroughs by the Secretary of Highways, with the approval of the Governor and commissioners of the proper county; and for the payment of damages occasioned thereby by the county; and repealing certain acts.

Which was committed to the Committee on Public Roads and Highways.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. GELDER read in his place and presented to the Chair, Senate Bill No. 833, entitled:

An Act making an appropriation to the Department of Highways out of the General Fund for the purpose of reimbursing the Motor License Fund for expenditures incurred by reason of the installation of lighting fixtures in the North Office Building; and providing the method for the transfer of the said appropriation to the Motor License Fund.

Which was committed to the Committee on Appropriations.

Mr. HOMSHER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER read in his place and presented to the Chair, Senate Bill No. 834, entitled:

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervison of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner; providing for the approval of said changes by the Department of Forests and Waters; and providing for the ascertainment and payment of damages occasioned thereby.

Which was committed to the Committee on Public Roads and Highways.

Mr. CLIPPINGER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLIPPINGER read in his place and presented to the Chair, Senate Bill No. 835, entitled:

An Act authorizing municipal subdivisions of the Commonwealth to convey or transfer to the Commonwealth any material, equipment, or supplies appropriate for use in the construction or maintenance of certain highways.

Which was committed to the Committee on Public Roads and Highways.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD read in his place and presented to the Chair, Senate Bill No. 836, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the purpose of refunding moneys erroneously collected by the Commonwealth from public utility companies for the occupancy of certain bridges.

Which was committed to the Committee on Appropriations.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read for the first time.

Mr. KRAUSE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 538, entitled:

An Act to amend sections one and two of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (P. L. 805) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws;" increasing the amounts of disability and death benefits which such corporations may contract to pay.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 640, entitled:

An Act to amend article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding thereto sections two thousand four hundred and ninety two thousand four hundred and ninety-two and two thousand four hundred and ninety-three authorizing boroughs to provide improve and operate or lease airports.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 641, entitled:

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of airmen and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmens' licenses.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 642, entitled:

An Act authorizing and empowering counties of the third fourth fifth sixth seventh and eighth classes to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering said counties to acquire by lease purchase or condemnation proceedings any land within or without the limits of said counties for aviation purposes providing for the procedure in cases of condemnation to the extent of title acquired authorizing the lease by said counties of said lands or parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent empowering said counties to acquire said lands and operate and maintain the same for aviation purposes jointly with any other county city borough township or other political subdivision of this Commonwealth authorizing and empowering said counties to incur indebtedness and issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for aviation purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townshps to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 644, entitled:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine, approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws 177), by authorizing and empowering the State Aeronautics Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields and to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 645, entitled:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 677, entitled:

A Joint Resolution authorizing the appointments of a commission to study, investigate and report upon the taxation of forest and mineral lands, and the distribution and application of such tax, and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 730, entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain euipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 747, entitled:

An Act to amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation thereof" as amended by fixing the weight of bituminous coal by bushel.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 814, entitled:

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 18.

The Clerk of the House of Representatives, being introduced, presented communication from the House informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 13, 1931

Resolved (if the House of Representatives concur), That Senate Bill No. 18, entitled "An act to amend section three hundred and three of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended authorizing any board of school directors of any district to elect as treasurer of the district any corporation [of the Commonwealth of Pennsylvania] duly qualified and legally authorized to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district," be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION CONGRATULATING THE DAUNTLESS CREW OF THE SUBMARINE "NAUTILUS"

Also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 14th, 1931.

WHERAS, There is numbered among that dauntless crew which will man the Nautilus during its perilous trans-artic submarine expedition, a Pennsylvania and former resident of Dauphin County, Clarence D. Holland, and

WHEREAS, This intrepid pioneer of undersea exploration is undertaking, together with those other valiant ones comprising the personnel of the Nautilus, an experiment which will demonstrate the efficiency of undersea navigation and be of great scientific value, and

WHEREAS, It is fitting that the Commonwealth, with this contribution of its citizenship to the expedition, should be recognized when its object is accomplished, therefore be it

RESOLVED (if the House of Representatives concur), That the Legislature of Pennsylvania extend its best wishes and its hopes for success of the undertaking to the said Clarence D. Holland, and be it further

RESOLVED, That His Excellency, the Governor of the Commonwealth be authorized to present a flag of the Commonwealth to the said Clarence D. Holland in the name of the Commonwealth as evidence of the interest of the Commonwealth in the success of the expedition, and to wish him Godspeed on his adventure into the unknown, and be it further

RESOLVED, That a copy of this resolution be forwarded to the said Clarence D. Holland.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. RIAL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 78, entitled:

An Act to amend sections one two and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner.

House Bill No. 95, entitled:

An Act relating to prostitution, defining and prohibiting pandering, prohibiting the leaving of a wife in a house of prostitution, the receipt or appropriation of money from earnings of a prostitute, the detention of a female in a house of prostitution, and the transportation of a female for purposes of prostitution, fixing the jurisdiction of the courts in cases involving transportation, providing penalties, and regulating the competency of certain evidence at the trial of persons indicted for violations hereof.

House Bill No. 101 entitled:

An Act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by extending provisions of said act to incorporated towns.

House Bill No. 143, entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

House Bill No. 336, entitled:

An Act to amend the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 463), entitled "An act to regulate the pay of witnesses in this Commonwealth;" providing for the mileage of witnesses

House Bill No. 414, entitled:

An Act providing for the appointment and compensation of park guards in cities of the third class, defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

House Bill No. 458, entitled:

An Act to amend section two of the act approved the twenty-eighth day of April one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same" providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected

House Bill No. 463, entitled:

An Act to amend section one clause first section one clause second as amended section one clause tenth as amended and section one clause twelfth of the act approved the ninth day of July one thousand nine hundred one (P. L. 614) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns

House Bill No. 495, entitled:

An Act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain, and for the payment of costs thereof.

House Bill No. 521, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

House Bill No. 525, entitled:

An Act to amend section twenty-two of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

House Bill No. 558, entiled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred seventy-four (P. L. 65) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

House Bill No. 662, entitled:

An Act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

House Bill No. 689, entitled:

An Act to amend section two of Appropriation Act number forty-four A, approved May fourth, one thousand nine hundred and twenty-seven, (Appropriation Acts, page 32), entitled "An act authorizing the Department of Property and Supplies to construct, erect, and dedicate, in the city of Chester, a monument to the memory of John Morton; and making an appropriation," by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

House Bill No. 975, entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by extending the time for a present employe as defined in the act to elect to be covered by the retirement system

House Bill No. 983, entitled:

An Act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations.

House Bill No. 994, entitled:

An Act to amend paragraph twenty-five of section three, and section six, and to repeal section four of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1784), entitled "An act concerning newspapers; creating uniformity in the publication of legal notices and advertisements; defining the newspapers in which official and legal advertising shall be published; prescribing methods for computing the charges therefor, and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings," by providing who shall verify a proof of publication; eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined; and validating certain legal proceedings.

House Bill No. 1074, entitled:

An Act to amend section one article six of the act approved the seventh day of March one thousand nine hundred and one (P. L. 20) entitled "An act for the government of cities of the second class" as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same

REPORT FROM COMMITTEE

Mr. SCOTT. Mr. President. I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. SCOTT, from the Committee on Executive Nominations, reported with a favorable recommendations, the following nomination:

JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Milton B. Wright, of McAlevy's Fort, as Justice of the Peace in Jackson Township, Huntingdon County, vice John E. Irvin, deceased.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SCOTT,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SCOTT,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield.
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. SCOTT. Mr. President, I move that the Executive Session do now rise.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

ERRATUM.

Page 1745, Column 1, line 4, strike out "In the House of Representatives" and insert in lieu thereof the words "In the Senate."

ADJOURNMENT

Mr. WEINGARTNER. Mr. President, I move that the Senate do now adjourn.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:26 p. m. until Monday, April 20, 1931, at 9:00 p. m.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 15, 1931

The House met at 11.00 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

We bless Thy name, dear Lord, for the rest of the night and for the joys of the new day. E'er we take up the task of law making this morning hour, may we each hear Thy whisper:

"My son, forget not My laws; but let thine heart keep My commandments;

For length of days, and long life, and peace shall they add to thee.

Let not mercy and truth forsake thee; bind them about thy neck; write them upon the table of thine heart.

So shalt thou find favor and good understanding in the sight of God and man."

We bless Thee that we may safely trust in the Lord at all times and in all places. Incline our hearts to acknowledge Thee in all our ways that Thou mayest direct our paths aright. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Bicker, seconded by Mr. Braham, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. HEFFRAN. HOUSE BILL No. 1666.

An Act fixing the salaries of directors of the poor in counties of the fourth class.

Referred to the Committee on Counties.

By Mr. TALBOT. HOUSE BILL No. 1667.

An Act to amend clause (a) of section four, clauses (a) and (d) of section six; and clauses (m), (s) and (t) of section seven of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549) entitled "An act to permit the use of voting machines for recording and computing the vote of all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts, providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by adding provisions relating to the construction of voting machines, regulating the number to be furnished: providing for the reexamination of machines and for appeals from the action of the Secretary of the Commonwealth.

Referred to the Committee on Elections.

By Mr. MALONEY. HOUSE BILL No. 1668.

An Act making an appropriation to the Board of Finance and Revenue in the Treasury Department for payment of property damage occasioned to a motor vehicle by a deer on a public highway of the Commonwealth.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 159. (HOUSE BILL No. 1669).

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

Referred to the Committee on Insurance.

SENATE BILL No. 178. (HOUSE BILL No. 1670).

An Act to amend section four of an act approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by changing the hours of labor permitted for minors under sixteen years of age and prescribing a daily lunch period of not less than forty-five minutes for certain employed minors.

Referred to the Committee on Manufactures.

SENATE BILL No. 285. (HOUSE BILL No. 1671).

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

Referred to the Committe on Municipal Corporations.

SENATE BILL No. 434. (HOUSE BILL No. 1672).

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 563. (HOUSE BILL No. 1673).

An Act to amend Section 517 of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto paragraph (G) authorizing the Insurance Commissioner to permit any stock fire, stock marine, or stock fire and marine insurance company of this Commonwealth to invest sufficient of its capital and reserves in the securities of a foreign government in order to enable it to comply with the laws of such foreign government and transact business therein.

Referred to the Committee on Insurance.

SENATE BILL No. 564. (HOUSE BILL No. 1674).

An Act to amend sections one, two and three of the act approved the eighth day of May, Anno Domini one thousand nine hundred thirteen (Pamphlet Laws one hundred sixty-one) entitled "An act making it a misdemeanor to make or use a false statement or statements in writing, for the purpose of obtaining property, money, credit, or the extension of credit; and providing penalties for the violation thereof" by extending the provisions of the act to include the procuring of contracts of surety therein.

Referred to the Committee on Insurance.

BILLS INTRODUCED AND REFERRED

By Mr. HAWS. HOUSE BILL No. 1675.

An Act to further amend section six hundred and three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 789), entitled, as amended, "An act relating to insurance establishing an insurance department; and amending, revising and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds association, reciprocal and inter insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties and repealing existing laws," by providing for and regulating the licensing of officers and members of corporations and copartnerships acting as insurance agents.

Referred to the Committee on Insurance.

By Mr. SHEFFER. HOUSE BILL No. 1676.

An Act to amend the act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five), entitled "For the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the registration and titling of motor vehicles, trailers and semi-trailers, their operation on the highway, and the licensing of operators; making certain changes in fees; modifying penalties and procedure for enforcement, and affecting the powers duties and rights of political sub-divisions of the Commonwealth and their officers, the Department of Highways, the Department of Revenue and the courts.

Referred to the Committee on Highways.

By Mr. HEFFNER. HOUSE BILL No. 1677.

An Act to amend the act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of trastorc and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds;" by further regulating the registration of tractors and trailers, their operation on the highway, and the licensing of operators; making certain changes in fees, modifying penalties and procedure for enforcement, and affecting the powers, duties and rights of political sub-division of the Commonwealth and their officers, the Department of Highways, the Department of Revenue and the courts.

Referred to the Committee on Highways.

By Mr. CARMANY. HOUSE BILL No. 1678.

An Act requiring public service companies, as defined in The Public Service Company Law, and holding companies and associations of or on behalf of such public service companies to file annually with the Secretary of the Commonwealth an itemized report of all moneys, privileges and other valuable considerations paid, afforded, extended or given to any public officer, or any teacher or member of the staff of any State-owned or State-aided institution of learning in the employ of such companies and associations and the purpose and type of such employment and providing penalties.

Referred to the Committee on Public Utilities.

By. Mr. CARMANY. HOUSE BILL No. 1679.

An Act providing for the registration, regulation and control of lobbyists and lobbying of, for, by or on behalf of public service companies as defined in The Public Service Company Law; imposing duties on public service companies, holding companies, associations of or on behalf of public service companies however organized, lobbyists and the Secretary of the Commonwealth; and providing penalties.

Referred to the Committee on Public Utilities.

By Mr. DENNING. HOUSE BILL No. 1680.

An Act to amend sections two and sixteen of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal;" as amended, by abolishing the tax on direct inheritances.

Referred to the Committee on Ways and Means.

By Mr. DENNING. HOUSE BILL No. 1681.

An Act to amend section eight of the act approved the tenth day of July, one thousand nine hundred and nineteen, (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commisssioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well os to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to apoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissioners; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, an dthe compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions, and the compensation of their appointees, and commissions; punishing and fixing penalties for violation hereof; and repealing all legislation inconsistent herewith;" providing for an extra regisrtation day at the fall registration.

Referred to the Committee on Elections.

By Mr. SCHWARTZ. HOUSE BILL No. 1682.

An Act making an appropriation to the Pennsylvania Commission in charge of the Philadelphia-Camden Interstate Bridge over the Delaware River for the purpose of acquiring property and interests necessary to widen Race and Vine streets as approaches to said bridge; and defining the powers and duties of said Commission and of the City of Philadelphia with respect thereto.

Referred to the Committee on Appropriations.

By Mr. DENNING. HOUSE BILL No. 1683.

An Act to repeal the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1037), entitled "An act imposing a State tax on liquid fuels, including all liquids ordinarily, practically, and commercially usable in internal combustion engines for the generation of power, including all distillates of, and condensates from, petroleum, natural gas, coal, coal tar, and vegetable ferments so usable, and sold by dealers in this Commonwealth, except for the purpose of resale, or used by consumers when no tax thereon has been collected by dealers; providing for the collection of such tax, and the creation of liens; and for the distribution and use of the revenues derived from such tax; requiring bonds from dealers, and providing for the compensation of dealers; providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers ,as defined in this act; providing for the issuing, revoking, and use of permits; and fixing penalties," and the amendments thereto.

Referred to the Committee on Ways and Means.

By Mr. McALEE. HOUSE BILL No. 1684.

An Act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution, to be nuisances; providing a method of abating same; establishing a method of procedure against those who use said buildings, or parts thereof, for such purposes; and providing penalties for violations of this act.

Referred to the Committee on Law and Order.

BILL RE-REFERRED

Mr. McALEE reutrned from the Committee on State Government with recommendation that it be re-referred to the Committee on Legislative Apportionment, House Bill No. 220, entitled:

An Act to amend a part of section one of the act approved the tenth day of May one thousand nine hundred nad twenty-one (P. L. 455), entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution.

The SPEAKER. The bill is now re-referred to the Committee on Legislative Apportionment.

REPORTS FROM COMMITTEES

Mr. THOMAS J. BROWN, from the Committee on Education, reported as committed, House Bill No. 148, entitled:

An Act to amend article six of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the appointment of a superintendent of buildings in second, third and fourth class districts, and prescribing his duties.

Mr. SHEFFER, from the Committee on Highways, reported as amended, House Bill No. 186, entitled:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making an appropriation," and an additional appropriation to be expended in the discretion of the Department of Highways on city streets.

Mrs. DENMAN, from the Committee on Education, reported as committed, House Bill No. 799, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

Mr. BOWERS, from the Committee on Education, reported as committed, House Bill No. 830, entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

Mr. JOHN J. WILLIAMS, from the Committee on Judiciary Special, reported as committed, House Bill No. 934, entitled:

An Act relating to the trespassing of live stock on improved lands; providing for the taking up, impounding and sale thereof; imposing duties on and fixing the fees of constables, justices of the peace, and viewers appointed in connection therewith, prescribing the procedure for repossession by the owner thereof, providing for the fixing and taxing of costs including attorneys' fees; and repealing inconsistent legislation.

Mr. YEAKEL, from the Committee on Education, reported as committed, House Bill No. 1213, entitled:

An Act to amend section five hundred forty-two of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended; authorizing the boards of school directors to exempt housewives from the per capita tax.

Mr. MUMFORD, from the Committee on Education, reported as committed, House Bill No. 1244, entitled:

An act to amend clause C of section seven of the act approved the twelfth day of July, one thousand nine hundred nineteen, (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners; defining the power and duties of said board of examiners; and providing penalties for the violation of this act;" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination.

Mr. FULLER, from the Committee on Education, reported as committed, House Bill No. 1475, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school system employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties, as amended; providing for the continuation in servce of school superintendents in certain cases.

Mr. RICE, from the Committee on Agriculture, reported as committed, House Bill No. 1566, entitled:

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests; providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital; and making an appropriation.

Mr. WETTACH, from the Committee on Appropriations, reported as committed, House Bill No. 27, entitled:

A Supplement to a Joint resolution approved the third day of May, one thousand nine hundred and twenty-nine, (P. L. 1541), entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn;" by providing for additional members of said commission; and making an appropriation.

Mr. CONNER, from the Committee on Appropriations, reported as committed, House Bill No. 461, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

Mr. FISH, from the Committee on Building and Loan Associations, reported as amended, House Bill No. 711, entitled:

An Act to amend clause three, section thirty-seven, of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

Mr. BELL, from the Committee on Appropriations, reported as amended, House Bill No. 741, entitled:

An Act relating to abandoned bituminous coal mines, providing for the fighting of fire in, and the sealing up of such mines under the supervision of the Department of Mines; giving such department certain powers and duties relative thereto; imposing certain duties upon owners, operators and lessees of such mines, and making an appropriation.

Mr. SPANN, from the Committee on State Government, reported as committed, House Bill No. 773, entitled:

An Act to amend section seven hundred and ten of an act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the Administrative Departments, Boards of Commissioners, and officers thereof, including the Boards of Trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing that the state police shall not enter into areas affected by strikes, industrial disputes or conflicts between an employer and employees except upon express order of the Governor.

Mr. HAWS, from the Committee in Appropriations, reported as committed, House Bill No. 1021, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse and return moneys advanced for the acquisition of coal measures at the Cresson State Sanitorium.

Mr. BELL, from the Committee on Appropriations, reported as commited, House Bill No. 1575, entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

Mr. BAKER, from the Committee on Agriculture, reported as amended, House Bill No. 1081, (Senate Bill No. 341), entitled:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164) entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Gallium Mollygo, the weed commonly known as white bedstraw.

QUESTION OF PERSONAL PRIVILEGE

Mr. SARIG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Berks, Mr. Sarig, will state his question of personal privilege.

Mr. SARIG. Mr. Speaker and members of the House, on the principal page of this morning's "Reading Times" there appears an article coming from the Associated Press on the vote on House Bill No. 280, known as the "City Manager Bill." In that article, in bold type, there appears the following:

"Reading's two Socialist representatives, Hoopes and Mrs. Wilson, voted against the measure. Representatives Ruth of Bernville, voted for the measure. Sarig, Temple and Squibb of Birdsboro were recorded as not voting.

I voted in a loud, clear voice, and I checked up the official records in the office of the Chief Clerk, and I find that I am officially recorded as voting aye. So, this merely happens to be an oversight on the part of the press. Whatever sins of omission and commission I may be guilty of, ducking is not one of them, and I merely call attention to this so that the members of the press may, in justice to myself, and in order that this matter may be placed properly before my constituents, make this correction. I thank you.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

RESOLUTION NO. 22

Mr. PEELOR. Mr. Speaker, I desire at this time to call up Resolution No. 22, Printer's No. 119.

The Clerk read the resolution as follows:

Whereas, In the early days of the Commonwealth real estate was practically the only form of wealth and was consequently selected as the principal object of State and local taxation, and

Whereas, The Commonwealth as early as one thousand eight hundred and sixty-six, realized that real estate was bearing an unjust burden of taxation and ceased its collection of taxes from this source, and

Whereas, The burden of local taxation is constantly mounting especially for the support of public schools, and

Whereas, Wealth, estimated to be twice as great as that represented by real property, does not contribute directly in taxation to the support of public schools, and

Whereas, This wealth has been accumulated by persons who have had the benefit of education in the public school system, and should contribute to the support of the public schools, and,

Whereas, The only form in which such wealth is now taxed is under the four mills tax on intangible personal property, the injustice of which tax is admitted by all students of taxation, because it taxes the principal of investments without regard to income, and

Whereas, It is the sense of the General Assembly that before any change is made in the local tax system, it should be advised as to the amount of the probable revenue to be derived from a tax on income and the loss resulting to counties and the Commonwealth by the repeal of the four mills tax on intangible personal property, including the tax on corporate indebtedness, therefore be it

Resolved, (if the Senate concur), That the Department of Internal Affairs shall, as soon as possible, ascertain the approximate amount which might be raised from a tax on earned and unearned income at a flat rate of two per centum with exemptions equal to those granted by the Federal Government, and also the amount now collected by the counties and the Commonwealth under the four mills tax on intangible personal property, including the tax on corporate indebtedness, and to make report thereof in detail to the General Assembly in session, or the one first convening after such study has been completed. Said report shall include figures based on the latest data available at the time it is made.

On the question,

Will the House adopt the resolution?

Mr. PEELOR. Mr. Speaker and members of the House, this resolution was presented on March 2nd, and is a companion resolution of that resolution presented some time ago, acted upon by this House and concurred in by the Senate. I shall only take a moment of your time.

The object of this resolution is that it may be possible in the Department of Internal Affairs to procure the necessary data so that it may be used in the future in any bills moving toward legislation on the matter of taxaiton. I had the unanimous consent of the House in the passage of a companion resolution and the unanimous consent of the Senate. It merely means that it is having the endorsement of the legislature of Pennsylvania and its approval so that anyone in the future may seek for those statistics for the purpose of intelligently solving the most vital problem before the people of Pennsylvania today, namely that of taxation.

I am not going to take more of your time this morning than just to call your attention to the fact that they raised the question in the Senate, feeling that it might add expense, and I had the matter taken up by the Statistician to the Secretary of Internal Affairs, who explained to their satisfaction that it wouldn't add any cost to procure that data, which is desired by this resolution and its companion, unless it were necessary to send out over the state questionaires to obtain additional dtaa, and that they assure us would only cost a small sum of money. To my mind so vital is the problem that it seeks to solve that even if it would cost several times a hundred dollars to get it, we should get it, but I have no desire of pressing one dollar of extra expense on the Commonwealth of Pennsylvania.

I would like very much to have the unanimous consent of this House and also that of the Senate, so that who ever may approach the subject, with a view to gaining the necessary data, may have the assurance, as they approach that office and make that request, that it has the unanimous consent of this House in representing its constituency, looking forward to the solving of this vital problem.

On the question recurring.

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 14, 1931.

Whereas, There is numbered among that dauntless crev which will man the Nautilus during its perilous trans-arti submarine expedition, a Pennsylvanian and former residen of Dauphin County, Clarence D. Holland, and

Whereas, This intrepid pioneer of undersea exploration i undertaking, together with those other valiant ones comprising the personnel of the Nautilus, an experiment which wi demonstrate the efficiency of undersea navigation and be o great scientific value, and

Whereas, It is fitting that the Commonwealth, with thi contribution of its citizenship to the expedition, should b recognized when its object is accomplished, therefore be it

Resolved (if the House of Representatives concur), Tha the Legislature of Pennsylvania extend its best wishes and it hopes for success of the undertaking to the said Clarence D Holland, and be it further

Resolved, That His Excellency, the Governor of the Commonwealth be authorized to present a flag of the Commonwealth to the said Clarence D. Holland in the name of th Commonwealth as evidence of the interest of the Commonwealth in the success of the expedition, and to wish him God speed on his adventure into the unknown, and be it furthe

Resolved, That a copy of this resolution be forwarded t the said Clarence D. Holland.

Ordered, That the Clerk present the same to the House o Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented ar extract from the Journal of the Senate, which was read a follows:

In the Senate, April 14, 1931.

Resolved, (if the House of Representatives concur), Tha Senate Bill No. 18, Printer's No. 13, entitled:

An Act to amend section three hundred and three of th act approved the eighteenth day of May one thousand nin hundred and eleven (P. L. 309) entitled "An act to establis a public school system in the Commonwealth of Pennsylvani together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and th method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or ma be inconsistent therewith" as amended authorizing any boar of school directors of any district to elect as treasurer of th district any corporation duly qualified and legally authorize to transact a fiduciary business in the Commonwealth of Pennsylvania as treasurer of any district.

be recalled from the Governor for the purpose of amendment

Ordered, That the Clerk present the same to the House o Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed tha the Senate has concurred in the resolution from the House o Representatives, as follows:

In the House of Representatives, April 14, 1931.

Resolved (if the Senate concur) That House Bill No. 534, entitled "An act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws ten hundred fifty-four) entitled 'An act providing that county bridges over streams on State highway routes in boroughs towns and townships under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways' by including additional county bridges within the terms of said act" be recalled from the Governor for the purpose of amendment.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NOS. 243, 387, 769, 952, 988 AND 990

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 243, Printer's No. 339, entitled, "An act regulating the removal or dismissal of policemen and firemen in cities of the Second Class "A."

House Bill No. 387, Printer's No. 108, entitled, "An act to amend section one of the act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-six) entitled 'A supplement to an act entitled "An act to authorize the formation of partnership associations in which the capital subscribed shall alone be responsible for the debts of the associations except under certain circumstances" approved June second one thousand eight hundred and seventy-four providing for the continuance of such associations after the expiration of the original term prescribing the manner of electing managers thereof and conferring authority to adopt by-laws for the regulation and government thereof fixing the number of managers and designating the title of the principal executive officer' by providing for the further continuance of such associations after the expiration of any renewal thereof and waiving publication of notice of meeting of the members in certain cases."

House Bill No. 769, Printer's No. 321, entitled, "An Act to amend Section nine of the Act approved the eighteenth day of April Anno Domini one thousand eight hundred and fifty-three (Pamphlet Laws five hundred and three) entitled 'An act relating to the sale and conveyance of real estate' providing for the acceleration of vested remainders to literary scientific charitable or religious corporations or associations in certain cases."

House Bill No. 952, Printer's No. 175, entitled "An act to amend section twenty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled 'An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents' authorizing the sale of real estate by private sale for the payment of legacies and certain moneys charged upon or payable out of such real estate."

House Bill No. 988, Printer's No. 242, entitled, "An act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth."

House Bill No. 990, Printer's No. 244, entitled, "An act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and Sinking Fund requirements on the State debt."

GIFFORD PINCHOT.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 78.

An Act to amend sections one two and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled "An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit" by extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner

HOUSE BILL No. 95.

An Act relating to prostitution defining and prohibiting pandering prohibiting the leaving of a wife in a house of prostitution the receipt of appropriation of money from earnings of a prostitute the detention of a female in a house of prostitution and the transportation of a female for purposes of prostitution fixing the jurisdiction of the courts in cases involving transportation providing penalties and regulating the competency of certain evidence at the trial of persons indicted for violation hereof.

HOUSE BILL No. 101.

An Act to amend sections two, three, four, five, eight, nine, twenty-four, twenty-seven, and twenty-nine, of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by extending provisions of said act to incorporated towns

HOUSE BILL No. 143.

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

HOUSE BILL No. 336.

An Act to amend the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 463) entitled "An act to regulate the pay of witnesses in this Commonwealth" providing for the mileage of witnesses

HOUSE BILL No. 414.

An Act providing for the appointment and compensation of park guards in cities of the third class defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities.

HOUSE BILL No. 458.

An Act to amend section two of the act approved the twenty-eighth day of April, one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled "An act for the annexation of any city, borough, township or part of a township to a contiguous city and providing for the indebtedness of the same," providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected.

HOUSE BILL No. 463.

An Act to amend section one Clause First Section one Clause second as amended Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns.

HOUSE BILL No. 495.

An Act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for the payment of costs thereof

HOUSE BILL No. 521.

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

HOUSE BILL No. 525.

An Act to amend section twenty-two of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns.

HOUSE BILL No. 558.

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorizing to be issued in pursuance of such proceedings and elections.

HOUSE BILL No. 662.

An Act to repeal sections two thousand two hundred and three, two thousand two hundred and four, two thousand two hundred and five, two thousand two hundred and six, two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

HOUSE BILL No. 689.

An Act to amend section two of Appropriations Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled "An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation" by reducing the amount of money certain citizens are required to raise toward the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act

HOUSE BILL No. 975.

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe as defined in the act to elect to be covered by the retirement system.

HOUSE BILL No. 983.

An Act establishing a Legislative Finance Bureau; defining its powers and duties and providing for the election and removal of a Director by the General Assembly; authorizing the employment of assistants; imposing certain duties and responsibilities upon the departments, boards and commissions of the State government and upon agencies receiving State appropriations.

HOUSE BILL No. 994.

An Act to amend paragraph twenty-five of section three and section six and to repeal section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing who shall verify a proof of publication eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined and validating certain legal proceedings.

HOUSE BILL No. 1074.

An Act to amend section one of article six of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors.

SENATE BILL No. 118.

An Act to prohibit the driving entering roaming and straying of horses bovine animals hogs and sheep upon cultivated lands of persons not the owners of such animals

SENATE BILL No. 407.

An Act empowering the proper authorities of any municipality county city borough township or school district to transfer any excess in any sinking fund as of date of transfer to the general fund to be used for the payment of other indebtedness before the maturity of obligations and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due

SENATE BILL No. 478.

An act to amend article three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing that in the annulment of the charter of a borough the territory formerly included in the borough may be created a township

Whereupon,

The **SPEAKER**, in the presence of the House, signed the same.

BILLS ON FIRST READING

The **SPEAKER**. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 603, entitled:

An Act relating to court proceedings; fixing the time within which motions for new trials for judgment, non obstante veredictor and motions in arrest of judgment shall be made, excluding Sundays, Saturdays and Holidays in calculating the time.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 631, entitled:

An Act to amend section one of the act, approved the twenty-second day of April, one thousand nine hundred and twenty-nine (P. L. 620), entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate, or interest in real estate, unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein; and requiring a list thereof to be delivered to the proper board of revision of taxes, or other officials charged with the assessment of real estate," providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 847, entitled:

An Act to amend sub-section third of section one of the act, approved the ninth day of July, one thousand nine hundred and one, (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs," as amended, providing for the service of summons in actions of trespass brought in the county in which the alleged tort was committed, in counties other than the county in which such action was brought.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 913, entitled:

An Act to amend section ten as amended of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act;

and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," providing that roads and highways in boroughs and incorporated towns which form part of a designated State Highway route shall be taken over and maintained by the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 941, entitled:

An Act to amend article four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establsh and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences, and providing for the payment of the expenses of such persons.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1061, entitled:

An Act providing for the appointment of a board of jail and prison inspectors in counties of the third and fourth classes, for the control and management of the county jails and prisons by such board, and prescribing its powers and duties relative thereto.

And said bill having been read at length the first time,
Orderde, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1107, entitled:

An Act relating to mortgages and the obligations secured thereby; providing an exclusive method to receive or receipt for, the principal thereof; requiring written authorization to an agent or an attorney to act for his principal in such cases, except an attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage; providing that a copy of the original written authorization may be certified by a notary public and the effect of such certification as evidence; imposing certain duties upon the recorder of deeds; fixing fees therefor and imposing payment thereof on the mortgagee

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1176, entitled:

An Act giving to any taxable inhabitant of any county of the second class the right to be assesed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year; prescribing the procedure for procuring and making such assessment and its effect, continuance and duration; providing for the assessment and levying of a county tax upon such assessment for the current year; imposing certain duties in connection therewith upon the members, subordinate assessors, clerks and employees of the boards for the assessment and revision of taxes of such counties, the boards of registration commissioners therein, the county commissioners, county controllers, county treasurers and delinquent tax collectors thereof, upon judges of election therein, and upon the courts of common pleas thereof and the judges of such courts; providing for striking off such assessments, and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments stricken off or upon tax payments pursuant thereto; providing for appeals from such assessments and from the striking off thereof, and from the neglect or refusal to assess, and regulating the procedure; prescribing the procedure for purging the assessment books and conferring jurisdiction upon the courts of common pleas of such counties, and upon the judges thereof, and prescribing the procedure; making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the proyisions of the act, and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1242, entitled:

An act to amend sections one, five, six, nine, ten, and thirteen and to reenact and amend section fourteen of an act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioner to purchase such lands under certain circumstances; "by extending the provisions of said act to seated real estate; reducing the amount of the penalty on unpaid taxes changing the fees collected by county treasurers at tax sales; providing for the return of unpaid taxes assessed and levied for years prior to one thousand nine hundred and thirty and for sales for such taxes; prescribing the effect of tax sales on liens; providing a lien for redemption moneys paid; providing for the filing and disposition of objections and exceptions to the confirmation of tax sales and prescribing the effect of an absolute confirmation with respect to the title which passes at a tax sale; authorizing the heirs and legal representatives of owners and lien creditors or their heirs, assigns or legal representatives or other persons interested, to redeem real estate sold for taxes for the benefit of the owner thereof, and providing for and regulating the subsequent sale of such real estate by county commissioners when the same have been purchased by them at a treasurers' sale.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1358, entitled:

An Act to amend section thirty-two of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; providing for the issue of certificates by the Governor that counties have receded in classification.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1379, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provision of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto, and validating bonds issued, or authorized to be issued, in pursuance of such proceedings and elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1457, entitled:

An Act authorizing and directing the Secretary of Property and Supplies to convey, in behalf of the Commonwealth, certain lands to the City of Harrisburg, and setting forth the conditions under which such conveyance shall be made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1473, entitled:

An Act to amend sections ten, twenty-five, twenty-eight, twenty-nine, and thirty-eight of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," clarifying the ground for divorce where the respondent has been convicted of certain crimes; providing for the amendment of libels to include additional grounds for divorce; dispensing with the necessity of an alias subpoena where the respondent cannot be found; and providing for service of notice of hearing on corespondents.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1509, entitled:

An Act creating borough and township poor districts in the counties of Union, Snyder and Juniata, to be administered by overseers of the poor; and abolishing the county poor district.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1527, entitled:

An Act making it lawful to employ minors over the age of twelve years as golf caddies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1531, entitled:

An Act to amend section twenty of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448) entitled "An act relating to fish and amending revising and consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended changing the closed season for brook trout

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1279, (Senate Bill No. 103), entitled:

An Act regulating the bringing of suits between citizens of this Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1442, (Senate Bill No. 413), entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act authorizing and directing the Department of Property and Supplies to procure, erect and dedicate a monument or memorial in honor of the soldiers, sailors and marines who served in the Spanish-American War, the China Expedition, and the Philippine Insurrection; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 792, entitled:

An Act authorizing and empowering the officers of the Commonwealth to refund the license moneys paid under the act of July seventeenth, one thousand nine hundred nineteen (Pamphlet Laws, one thousand three), entitled "An act requiring licenses to sell steamship tickets or orders for transportation to or from foreign countries, and providing penalties," as amended, providing for the method of reimbursement to such licenses, and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 827, entitled:

An Act to amend sections one and two of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1528), entitled "An act authorizing the Secretary of Highways, with the approval of the Governor, to establish, construct and maintain roads parallel to existing State highways, in order to relieve traffic congestion; providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby; and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth," by including borough streets within the provisions thereof, and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 865, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1115, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of sewage treatment facilities at Edinboro State Teachers College.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1314, entitled:

An Act making an appropriation to the Department of Property and Supplies to provide and erect a bronze replica of a statue of George Washington.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1502, entitled:

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1405 (Senate Bill No. 460), entitled:

An Act to amend section five of the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties, fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," as amended; by defining the powers of the director with respect to the employes of the Bureau, and their salaries.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1036, entitled:

An Act to amend sections one and two of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (Pamphlet Laws, eleven), entitled "An act to enable railroads, canal and slack-water navigation companies to straighten, widen, deepen and otherwise improve their lines of railroads, canals and slack-water navigation and the bridges, aqueducts, piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1095, entitled:

An Act to amend sections two hundred and two and one thousand three hundred and ten, and add section four hundred and fourteen A to the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, Boards, Commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing for a State Board of Naturopathic Education Examination and Licensure as a decommissions, and officers; fixing the salaries of the Governor, partmental board in the Department of Public Instruction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1096, entitled:

An Act relating to and regulating the practice of naturopathy and the licensing and registration of practitioners defining the powers and duties of the State Board of Naturopathic Education Examination and Licensure and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1305, entitled:

An Act to amend subsection (a), clause three, of section five hundred and five, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the process of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," empowering the Board of Finance and Revenue to fix interest rates payable on State deposits.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1411, entitled:

An Act to amend section twenty-one of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," as amended; providing that certified copies of death certificates shall not be prima facie evidence of the cause of death.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1427, entitled:

An Act giving relatives the right to walk across lands to reach private burial grounds; and providing a penalty for preventing the same.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1431, entitled:

An Act defining optometry, and relating to the right to practice optometry in the Commonwealth of Pennsylvania; making certain exceptions; providing means and methods whereby the right to practice optometry may be obtained; providing for the means to carry out the provisions of this act; providing for revocation or suspension of licenses; providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1436, entitled:

An Act making an appropriation to the Valley Forge Park Commission to celebrate on the eighteenth of June, one thousand nine hundred and thirty-two, the anniversary of General Washington's evacuation of Valley Forge on the eighteenth of June, one thousand seven hundred and seventy-eight.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1456, entitled:

An Act to amend section three of the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith"; by increasing the salary of registration commissioners.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1464, entitled:

A Joint Resolution petitioning Congress of the United State to call a National Constitutional Convention to repeal Article eighteen of the Constitution of the United States.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1495, entitled:

An act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree thereon," prescribing procedure when judgments, decrees of record or other matter of like character are entered against such persons.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1518, entitled:

An Act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof, and a trust fund for the maintenance of the same; providing for the control, management, supervision, restoration, and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1191 (Senate Bill No. 267), entitled:

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled: "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini, one thousand eight hundred and sixty-eight," by authorizing narrow gauge railroads to change their gauge to standard gauge.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1278, (Senate Bill No. 43), entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1539, (Senate Bill No. 273), entitled:

An Act to amend section one of the act approved the eighteenth day of March, one thousand nine hundred and nine (P. L. 41), entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries within this Commonwealth," extending the provisions of said act to include mausoleums, vaults and crypts for the interment of human bodies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1543, (Senate Bill No. 540), entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1389, entitled:

An Act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth and repealing inconsistent laws.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1572, entitled:

An Act to amend section ten of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," as amended, granting said court concurrent jurisdiction with the courts of common pleas in cases of divorce from the bonds of matrimony, from bed and board and in the annulment of marriages.

And said bill having been read at length the first time,

Ordreed, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1186 (Senate Bill No. 344), entitled:

An Act to amend section eight of, and to add section sixteen to, the act approved the fifth day of July, one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children, under the jurisdiction of the courts of quarter sessions of the peace, or other courts, sitting as juvenile courts, and to acquire land therefor by purchase or by condemnation; defining the scope and character of such schools; regulating the proceedings for the establishment, maintenance and management thereof; authorizing the county commissioners to make appropriation, levy taxes, and to incur indebtedness therefor; and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act; removing the persons in charge thereof; and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act;" providing for the admission to such schools of non-residents; regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith, and for the maintenance of non-resident children.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1408 (Senate Bill No. 533), entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1446 (Senate Bill No. 555), entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

And said bill having been read at length the first time,

Ordered. To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1428. as follows:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage and approval of this act in any county of the third class there may be created by resolution of the board of county commissioners with the approval of the court of common pleas a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members who shall be appointed by the county commissioners When such board is first established under the provisions of this act in any county the members thereof shall if appointed on or before July fifteenth of any year hold office for four years from the first Monday of January of such year If appointed after July fifteenth they shall hold office for a term of four years from the first Monday of the following January Members thereafter shall be appointed for terms of four years to date from the expiration of the term of the person whom they succeed In case of a vacancy on said board due to death resignation removal or otherwise the county commissioners shall fill said vacancy for the unexpired term to be filled Each member of said board shall receive such salary as shall be fixed by the Salary Board which shall be payable out of the county treasury

Section 2 It shall be the duty of said board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes

Section 3 The said board shall divide the county into convenient districts which it may change as occasion may require and shall appoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the Salary Board shall fix which salaries shall be paid out of the county treasury The said board shall also have the right to appoint such clerks at such salaries as the Salary Board of the county may allow for the proper discharge of the duties of said board which salaries shall be paid out of the county treasury

Section 4 The said board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said board both in triennial and intermediate years

Section 5 The subordinate assessors shall make the triennial assessment of all property and person taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them They shall also have and possess except as modified by this act the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 6 The said board shall examine and revise the said triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for aforesaid purposes until the next triennial assessment

Section 7 It shall be the duty of said board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of a time and place of such appeal

Section 8 After action on such assessments by said board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the said county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

Section 9 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting errors and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment

They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessments

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been sub-divided or laid out into a plan of lots or other sub-divisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of the property or subject of taxation assessed does not conform to the generality or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Supreme or Superior Court as provided in that section

Section 10 All notices required by this act may be served in manner following anything herein contained to the contrary notwithstanding upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said board relative to said assessment with the same right of appeal from its decision as provided in section eight of this act

Section 11 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 12 No appeal taken from any such assessments made under the provisions of this act shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 13 Upon request of any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 14 When the said valuations and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 15 The office of ward borough town and township assessor as now existing in counties coming under the provisions of this act is hereby abolished insofar as respects the assessment and valuation of persons and property for taxation purposes In any county which acts under this act before July fifteenth of the year one thousand nine hundred and thirty-one no assessors for taxation purposes shall be elected at the municipal election in the year one thousand nine hundred and thirty-one

Section 16 The county commissioners of any such county shall have authority to prepare at the cost of the county proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

Section 17 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of common pleas or the Superior or Supreme Court in the same manner subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

Section 18 Any city in any county wherein such a board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed a copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

Section 19 This act shall be in effect immediately upon its passage and approval by the Governor

Section 20 All acts and parts of such acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring balls to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 278, as follows:

An Act to amend section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws seventeen hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and townships reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" by providing for the taking over of all State-aid highways by the State when constructed or improved

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws seventeen hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the Commonwealth with the aid of any county and township or any county or any township has [heretofore] whether prior or subsequent to May sixteenth one thousand nine hundred and twenty-nine constructed or improved any section of road as a State-aid highway or whenever any township or any county or township has heretofore constructed any reinforced concrete township reward road such section of State-aid highway or township reward road shall after the passage of this act be deemed a State highway in accordance with the laws of the Commonwealth relating to State highways and shall be taken over and be hereafter maintained and reconstructed by the Department of Highways in the same manner as State highways All moneys in the Motor Lecense Fund appropriated for the maintenance and construction of State highways shall be available for use for the maintenance and reconstruction of such State highways and for such purposes are hereby reappropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the Second reading and consideration of House Bill No. 1252, as follows:

An Act to amend section four of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred five) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness accident liability or death or in the event of any or all such contingencies and limiting the amount of such benefits providing for reserves of such societies providing penalties and repealing existing laws" by providing for the imposition of penalties by the Insurance Commissioner for violations of the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred five) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness accident disability or death or in the event of any or all such contingencies and limiting the amount of such benefits providing for reserves of such societies providing penalties and repealing existing laws" be and it is hereby amended to read as follows

Section 4 Any corporation paying or entering into contracts to pay money or benefits in excess of the limitations prescribed by the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars nor more than five hundred dollars for each payment or contract so made or entered into or upon satisfactory evidence of the violation or this section by any such corporation the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) suspend or revoke the license of such offending corporation (2) refuse for a period of not to exceed one year thereafter to issue a new license to such corporation (3) impose a fine of not more than one thousand dollars for each and every act in violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the corporation aggrieved may appeal therefrom to the court of common pleas of Dauphin County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1274, entitled:

An Act to amend sections two hundred eight two hundred twelve six hundred three as amended six hundred twenty-three six hundred thirty-nine and six hundred forty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers providing penalties and repealing existing laws" by providing for the imposition of fines by the Insurance Commissioner for violations of the Act and including public adjusters in the application thereof and further regulating the licensing of insurance agents

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred eight of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of agents and brokers providing penalties and repealing existing laws" be and it is hereby amended to read as follows

Section 208 Certificates of Authority To Do Business The Insurance Commissioner [shall] may issue certificates of authority to insurance companies associations and exchanges of other States and foreign governments He may renew the certificate of authority of any mutual assessment life or accident association which is now lawfully doing business in this Commonwealth beginning on the first day of April of each year and continuing in force for one year unless sooner revoked by him or surrendered by the licensee Any certificates issued after April first shall expire on the thirty-first day of March succeeding Before granting certificates of authority to an insurance company association or exchange to issue policies or make contracts of insurance he shall be satisfied by such examination as he may make or by such evidence as he may require or demand that such company association or exchange is qualified under the laws of this Commonwealth to transact business herein

On the question,

Will the House agree to the section?

Mr. CHARLES GRIFFITH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 7, by inserting after the word "titled" the following: "as amended".

Amend sec. 1, page 2, line 14, by inserting after the word "brokers" the following: "the service of legal process upon foreign insurance companies, associations or exchanges".

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections were separately read and agreed to as follows:

Section 2 That section two hundred twelve of said act be and it is hereby amended to read as follows

Section 212 Effect of Additional Restrictions of Other States If by the laws of any other State any taxes fines penalties licenses fees or other obligations or prohibitions additional to or in excess of those imposed by the laws of this Commonwealth upon insurance brokers or public adjusters or insurance companies associations and exchanges of other States and their agents are imposed on insurance brokers or public adjusters or insurance companies associations and exchanges of this Commonwealth and their agents doing business in such State like obligations and prohibitions shall be imposed upon all insurance brokers public adjusters and insurance companies associations and exchanges and their agents of such State doing business in this Commonwealth so long as such laws remain in force

Section 3 That section six hundred three of said act as last amended by the act approved the second day om May one thousand nine hundred and twenty-nine (Pamphlet Laws fifteen hundred twenty-nine) be and it is hereby amended to read as follows

Section 603 Agent's Licenses No insurance company association or exchange not incorporated or organized under the laws of this Commonwealth but authorized to transact business herein shall make write place or cause to be made written or placed any policy or contract of insurance in this State except through an agent whether an individual copartnership or corporation who or which is a resident of this State or maintains his her or its principal place of business in this State Provided however That the Insurance Commissioner may under such regulations and restrictions as may be deemed necessary issue licenses to non-resident agents who are licensed in the State in which they reside but such agents shall not countersign any policy or contract of insurance but all such policies and contracts shall be signed only by resident agents The Insurance Commissioner may issue upon certification as aforesaid by any company association or exchange authorized by law to transact business within this Commonwealth an agent's license to any person of at least twenty-one years of age and to any copartnership or corporation No license as agent shall be granted to any corporation unless by provisions of its charter it is authorized to engage in the business of insurance or real estate Before any such license is granted the applicant shall first make answer in writing and under oath to interrogatories on forms and supplements such as the Insurance Commissioner shall prepare and submit which answers shall be vouched for by indorsement of the company association or exchange interested and to the effect that the applicant is of good business reputation and of experience in underwriting other than soliciting and is worthy of a license Provided That any licensed agent who shall have held for a continuous period from April first one thousand nine hundred twenty-four a license to transact as agent any class or kind of insurance business for any company association or exchange authorized to transact business within this Commonwealth shall be entitled upon proper application to receive a license to transact as agent the same class or kind of insurance business for any other company association or exchange so authorized to transact business without the necessity of submitting to an examination When the Insurance Commissioner is satisfied that the applicant is worthy of license and that he is reasonably familiar with provisions of the insurance law of this Commonwealth he shall issue a license stating that the company association or exchange represented by the agent has complied with the requirements of law and has been authorized by the Insurance Commissioner to transact business within this Commonwealth and that the agent has been duly appointed by the company association or exchange named in the license All agents' licenses shall expire annually at midnight of March thirty-first unless sooner terminated as the result of severance of business relations between the company association or exchange and the agent or unless revoked by the Insurance Commissioner for cause Any person whose license is revoked may appeal to the court of common pleas of Dauphin County within thirty days of the date of receipt by registered mail of a notice of the fact of such revocation Nothing in this section shall be construed as applying to domestic mutual fire insurance companies

The fourth section was read as follows:

Section 4 That section six hundred twenty-three of said act be and it is hereby amended to read as follows

Section 623 Penalties for Acting as Broker Without a License [.—] , and Trancasting Business With an Unlicensed Broker.— Any person copartnership or corporation transacting business as an insurance broker with this Commonwealth or soliciting insurance or transmitting for a partnership association or corporation other than himself or itself an application for a policy of insurance or offering or assuming to act in the negotiation of such insurance or in any manner aiding in transacting an insurance business or negotiating for or placing risks or delivering policies or collecting premiums for policies which are effective in this State without a license as [aforesaid] broker unless he or she be acting as a licensed agent shall be deemed guilty of a misdemeanor and upon conviction thereof shall pay a fine not exceeding [three hundred] one thousand dollars Any company association or exchange or the agent of any company association or exchange [paying allowing or giving any compensation or commission to any person copartnership or corporation transacting business as an insurance broker] accepting applications or orders for insurance or securing any insurance business through anyone acting without a license as aforesaid issued by the Insurance Commissioner of the Commonwealth of Pennsylvania shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine not exceeding one thousand dollars

On the question,

Will the House agree to the section?

Mr. CHARLES R. GRIFFITH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 4, page 6, line 10 by striking out the word "with" and insert in lieu thereof "within."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth section was read as follows:

Section 5 That section six hundred thirty-nine of said act be and it is hereby amended to read as follows

Section 639 Revocation Et Cetera of License Penalty Upon satisfactory evidence of the violation of any of the provisions of sections six hundred four six hundred six six hundred seven six hundred twenty-three six hundred thirty-one six hundred thirty-two six hundred thirty-three six hundred thirty-four six hundred thirty-five six hundred thirty-six six hundred thirty-seven and six hundred thirty-eight [immediately preceding] of this act by any agent or solicitor of any insurance company association or exchange or by any insurance broker [,] or excess insurance broker the Insurance Commissioner [shall] may in his discretion pursue any one or more of the following courses of action

(1) [suspend] Suspend or revoke the license of such offending [solicitor or agent or insurance broker] party or parties

(2) [and he shall have the right in his discretion to refuse] Refuse for a period of not to exceed one year thereafter to issue a new license to such offending [agent solicitor or broker] party or parties

(3) Impose a fine of not more than one thousand dollars for each and every act in violation of any of said sections by said party or parties

[When a certificate shall be refused or suspended or revoked] When the Insurance Commissioner shall take action in any or all of the three ways above recited the party aggrieved may appeal from said action to the court of common pleas of Dauphin County Any agent or solicitor of any insurance company association or exchange or any insurance broker or any person copartnership association or corporation violating the provisions of sections six hundred thirty-five six hundred thirty-six six hundred thirty-seven and six hundred thirty-eight immediately preceding shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars ($500.00) for each and every violation or at the discretion of the court to imprisonment in the county jail of the county in which the offense is committed for a period of not more than six months or both

On the question,

Will the House agree to the section?

Mr. CHARLES R. GRIFFITH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 5, page 7, line 21, by underscoring the word "Suspend".

Amend sec. 5, page 7, line 25, by underscoring the word "Refuse"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The sixth section was read and agreed to as follows:

Section 6 That section six hundred forty of said act be and it is hereby amended to read as follows

Section 640 Production of Evidence No person shall be excused from testifying or from producing any books papers contracts agreements or documents at any hearing held by the Insurance Commissioner or at the trial or hearing before any magistrate justice of the peace or judge of any person charged with violating any of the provisions of sections six hundred thirty-five six hundred thirty-six six hundred thirty-seven or six hundred thirty-eight on the ground that such testimony or evidence may tend to incriminate himself but no person shall be prosecuted for any act concerning which he shall be compelled so to testify or produce evidence documentary or otherwise except for perjury committed in so testifying

The title was read as follows:

An Act to amend sections two hundred eight, two hundred twelve, six hundred three as amended, six hundred twenty-three, six hundred thirty-nine and six hundred forty of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, seven hundred eighty-nine), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties; and repealing existing laws," by providing for the imposition of fines by the Insurance Commissioner for violations of the act and including public adjusters in the application thereof, and further regulating the licensing of insurance agents.

On the question.

Will the Hosue agree to the title?

Mr. CHARLES R. GRIFFITH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk

The amendments were read by the Clerk as follows:

Amend title, page 1, line 6, by inserting after the word "entitled" the following: "as amended."

Amend title, page 1, line 15, by inserting after the word "brokers" the following: "the service of legal process upon foreign insurance companies, associations or exchanges."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered. To be transcribed for a third reading

BILL RECOMMITTED

Mr. HAWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance for the purpose of a public hearing.

Mr. BLUMBERG. Mr. Speaker, I second the motion

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 920, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the rural road and highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-nine million five hundred thousand dollars ($29,500,000) is hereby specificially appropriated to the Department of Highways and counties of the first class out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the following purposes

The sum of seventeen million five hundred thousand dollars ($17,500,000) of the aforesaid total amount is hereby specifically appropriated for expenditure during the two fiscal years beginning June first one thousand nine hundred and thirty-one to be allocated among the several counties for the construction and improvement of State highways and bridges on State highways in accordance with the terms of and to carry into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-two) entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness and requiring certain moneys of the Motor License Fund to be expended as herein provided" Provided however That the allocation of such moneys shall be based on the mileage of State highways as existing prior to the year one thousand nine hundred and thirty-one and Provided further That if the amount allocated from said appropriation in accordance with the provisions of said act shall be in excess of an amount which can be expended for the construction and improvement of unimproved State highways and bridges on State highways in a county then such excess shall nevertheless be expended in such county either for the widening and relocation of improved State highways or for the construction of improvement of any township roads taken over for construction and maintenance at the legislative session of one thousand nine hundred and thirty-one choices of such highways bridges or roads to be widened or constructed and improved to be made as provided by section three of said act of May first one thousand nine hundred and twenty-nine

The sum of six million five hundred thousand dollars ($6,500,000) of the aforesaid total amount is hereby specifically appropriated for expenditure by the Department of Highways during the two fiscal years beginning June first one thousand nine hundred and thirty-one for the construction and improvement of township roads taken over for maintenance construction and improvement by the Commonwealth at the legislative session of one thousand nine hundred and thirty-one as State highways the said amount to be allocated by the department for expenditure in the several counties in a ratio that the mileage of township roads so taken over in a county bears to the total mileage of all township roads so taken over in the Commonwealth in the legislative session of one thousand nine hundred and thirty-one

The sum of two million dollars ($2,000,000) of the aforesaid total amount is hereby specifically appropriated for expenditure in cities for the purposes of carrying into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" and its amendments said appropriation to be allocated by the Department of Highways for expenditure in the several cities to which said act applies upon the ratio that the mileage of streets in any city which are continuations of State highways entering such city and which are continuations of State highways running through such city and which furnish the shortest and most convenient route for State highways through such city bears to the total mileage of such streets in the cities to which said act applies

The sum of one million dollars ($1,000,000) of the aforesaid total amount is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one for payment to counties of the first class for the purposes of constructing reconstructing maintaining and repairing the roads and highways of such counties and of cities coextensive with such counties

The sum of two million five hundred thousand dollars ($2,500,000) of the aforesaid total sum is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one for apportionment by the Secretary of Highways for the payment of township reward in the manner prescribed by law for the distribution of township reward

On the question,

Will the House agree to the section?

Mr. WHEELER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, line 5, by striking out the word "twenty-nine" and insert in lieu thereof "thirty."

Amend section 1, page 1, line 5, by striking out the figures "($29,500,000)" and insert in lieu thereof "($30,500,000)."

Amend section 1, page 2, line 1, by striking out the word "seventeen" and insert in lieu thereof "eighteen."

Amend section 1, page 2, lines 1 and 2, by striking out the words "five hundred thousand."

Amend section 1, page 2, line 2, by striking out the figures "($17,500,000)" and insertin lieu thereof "($18,000,000)."

Amend section 1, page 4, line 12. by striking out the word and figures "dollars ($1,000,000)" and insert in lieu thereof "five hundred thousand dollars ($1,500,000)."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the rural road and highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets.

On the question,

Will the House agree to the title?

Mr. WHEELER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the words "rural road and."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered. To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. PATTERSON. Mr. Speaker, I move that House Bill No. 920, printer's number 511, be referred back to the committee for the reason that in the committee I objected to the bill's being put out until it had been before a sub-committee. I was the only one there that voted no that it be put out. I do not think that any other bill such as this bill of Mr. Wheeler, should be put out without further consideration by the Committee. There seems in my mind a disposition, or I might be severe enough to say that I think there is a little clique. I therefore object, to this bill's being put out on third reading, and I move that the bill be referred back to the committee to be considered by a sub-committee as all bills should be. The bill is fair in principle, but it is only for the purpose of making an allocation and that allocation should be considered by the committee first. Therefore, if I can have a second, I will move that this bill be referred back.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. WHEELER. Mr. Speaker and members of the House, I am at a loss to know what to say in the move made by my colleague from Beaver. There was a meeting of the Highways Committee last week, at which this particular bill was reported out unanimously, with the exception of one vote, and that vote as my colleague from Beaver has stated was his own. At the same meeting of the Committee, at which 29 were present, more than a majority, the gentleman from Beaver stated that he was in favor of the bill and approved its principle as he told you this morning. Therefore, the only point there could be in asking that it be sent back to committee would be to delay the progress of this program. These amendments proposed have been inserted, and the bill has passed second reading. It means that the bill will be reprinted, and, as far as I am concerned, I surely want every member of the House to know exactly what this bill means before it is signed, but I can see no point in returning it to the Committee on Highways since the gentleman from Beaver has already expressed himself favorably on the bill. I, therefore ask you to vote this motion down.

Mr. PATTERSON. Mr. Speaker, it is true that I did say the bill was a good bill in principle, but at the same time I believe that the bill should have been referred to the sub-committee, and I so expressed myself. I don't think the committee had anything to do with the amendments and I feel that it is not fair to the members of this House, as well as to myself, to allow the bill to be speedily put through until it has been amended. There was a bill along yesterday from Philadelphia that would fit into this bill all right, and my motion to put that bill out was turned down, because they wanted this bill. I don't know whether it is in order or not, but understand I feel that it is not fair, and, therefore, I ask the members of this House of support a fair proposition, and that is, to have this bill referred back to the committee, and that committee appoint a sub-committee to consider the bill.

On the question recurring,

Will the House agree to the motion?

It was not agreed to

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 923, entitled:

An Act adopting a program to advance the improvement of the rural roads taken over by the Commonwealth and authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness in aid thereof

The first, second, third and fourth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That out of the moneys in the Motor License Fund of the Commonwealth available in any fiscal biennium for the construction and improvement of township roads taken over by the Commonwealth as State highways at the Session of the Legislature in the year one thousand nine hundred and thirty-one such sum as shall be specifically set aside and appropriated by the General Assembly shall hereafter be apportioned by the Department of Highways for expenditures in the several counties of this Commonwealth in the ratio that the mileage of township roads so taken over in a county bears to the total mileage of township roads so taken over in the Commonwealth

The moneys thus available for expenditure in any county shall be expended by the Department of Highways for the construction and improvement of such township roads so taken over as State highways in boroughs towns and townships without any assistance whatsoever from the county or any borough town or township

Section 2 Any county borough town or township shall have power to enter into contracts with the Department of Highways and therein to agree to contribute moneys to the department for the construction and improvement of mileage on the township road system so taken over additional to that which can be improved in such county from Commonwealth moneys and for such purpose any county borough town or township may incur or increase its indebtedness within the limits permitted by the Constitution of the Commonwealth

Section 3 Before letting contracts for the construction and improvement of township roads so taken over as State highways in any county the Department of Highways shall consult the county commissioners and ascertain their preference as to the roads or sections which are to be constructed and improved by the use of the moneys allocated for expenditure in such county as in this act provided and the county commissioners shall indicate prior to June first of each year their first second and third choices and the Department of Highways may select the State highways or sections of State highways to be improved in such county from such choices or in its discretion may select other highways or sections in such county for improvement

Section 4 No portion of the moneys specifically required in any fiscal biennium to be used for the construction and improvement of township roads taken over as State highways under the provisions of this act shall be used for reconstruction resurfacing widening or maintenance of such State highways heretofore or hereafter improved as a macadam road or oil bound stone or slag road or concrete or brick road but shall be devoted entirely to new construction and new improvements

The title was read as follows:

An Act adopting a program to advance the improvement of the rural roads taken over by the Commonwealth; and authorizing counties, boroughs, towns and townships to expend moneys and to incur indebtedness in aid thereof.

On the question,

Will the House agree to the title?

Mr. WHEELER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2 by striking out the word "rural" and inserting in lieu thereof the following: "township."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1259, as follows:

An Act to amend sections one and two of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred ninety-four) "An act providing that estates in buildings ground books curios pictures statuary and other works of art passing by will to any municipality corporation or unincorporated body for free exhibition within Pennsylvania shall not be subject to collateral inheritance tax and in certain instances the date when such tax shall become due" by extending the exemption to include manuscripts and specimens of natural history or other scientific collections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred ninety-four) entitled "An act providing that estates in buildings ground books curios pictures statutary and other works of art passing by will to any municipality corporation or unincorporated body for free exhibition within Pennsylvania shall not be subject to collateral inheritance tax and in certain instances the date when such tax shall become due" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Repretentatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all estates in any buildings ground books manuscripts curios pictures statuary or other works of art specimens of natural history or other scientific collections passing by will from a person seized or possessed thereof to any municipality corporation or unincorporated body for the sole use of the public by way of free exhibition within the State of Pennsylvania whether in trust or otherwise shall not be subject to any collateral inheritance tax for the use of the Commonwealth

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That when such buildings ground books manuscripts curios pictures statutary and other works of art specimens of natural history or other scientific collections are temporarily left in trust for uses other than those provided for in section one of this act during a period of not more than ten years while the public donees are determining the question of acceptance of such buildings ground books manuscripts curios pictures statutary and other works of art specimens of natural history or other scientific collections or are preparing for the housing of such manuscripts curios pictures statutary and other works of art specimens of natural history or other scientific collections in accordance with the terms of the testator's will no tax shall be due or collectible upon any estate or estates therein during such period but if at any time during such period or at the end thereof the public donees shall decline the bequest or forfeit the same by failure to comply with the terms of testator's will the collateral inheritance tax thereon shall forthwith become due and payable as of the date of such declination or forfeiture in all respects as though such date were the date of testator's death

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule rquiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1390, as follows:

An Act to amend section three hundred one three hundred two and three hundred three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for the change of corporate names of boroughs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred one of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 301 PETITIONS FOR ANNULMENT OF CHARTERS OR CHANGE OF CORPORATE NAMES The several courts of quarter session within this Commonwealth shall have power upon petition of two-thirds of the taxable inhabitants of any borough heretofore incorporated to decree the annulment of the charter or the change of the corporate name of such borough In the [petition for the] case of an annulment of charter such petition shall set forth that the petitioners desire that the territory embraced within such borough shall revert to and become a part of the township from which it was taken

Section 2 That section three hundred two of said act is hereby amended to read as follows

Section 302 FILING PETITION NOTICE EXCEPTIONS DECREE Upon presentation of such petition for annulment [as aforesaid] or change of corporate name to the court it shall be filed with the clerk and notice thereof shall be given in at least one newspaper of the proper county for a period of not less than thirty (30) days immediately preceding the date of such hearing and during which time exceptions may be filed to such application by any person interested and at such hearing the court shall make a full investigation of the case and if it shall find that the conditions prescribed by law have been complied with and shall believe that it is expedient to grant the prayer of the applicants shall grant the same and make a decree accordingly and said application and decree shall be recorded in the recorder's office of the proper county and such decree be filed in the office of the Secretary of the Commonwealth

Section 3 That section three hundred three of said act is hereby amended to read as follows

Section 303 TERRITORY TO REVERT TO TOWNSHIP CORPORATE NAME CHANGED INDEBTEDNESS Upon the [entry and] recording and filing of such decree as above provided in case of an annulment of charter the lands embraced within the limits of such borough [whose] the charter of which is annulled shall thereupon revert to and become a part of the township from which it was taken and be under and subject to its government and control Provided however That any indebtedness of such borough shall be paid from the taxes assessed and collected from that portion of said township formerly included within the limits of such borough And provided That in the case of a change of the corporate title the corporate title of said borough shall thereafter be as set forth in said decree but such change shall not in any way affect any liabilities incurred rights accrued or vested obligations issued or contracted or any suits or prosecutions pending or instituted to enforce any right or penalty accrued or punish any offense committed prior to such change

All costs and expenses incident to the proceedings for the annulment of the charter or change of the title as aforesaid shall be paid by the the petitioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1430 as follows:

An Act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in boroughs and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Highways is hereby authorized to enter into agreements with boroughs providing for the improvement construction reconstruction and/or maintenance in whole or in part of the existing width or of a lesser width of any streets and highways in any such borough which are not on the plan of the State highway system but which are continuations of State highways established in the year one thousand nine hundred and thirty-one into or through such borough to an intersection with a State highway in such borough which was established prior to one thousand nine hundred and thirty-one or which form a connecting link or the shortest route through such borough between the ends of two State highways established in the year one thousand nine hundred and thirty-one or ends of the same numbered State highways established in the year one thousand nine hundred and thirty-one and such agreements may provide that the improvement construction reconstruction and/or maintenance shall be done by the Department of Highways or the borough or by contract let by the Department of Highways or by the borough or by both and that the Commonwealth shall in either event pay the whole or any portion of the cost of such improvement construtcion reconstruction and/or maintenance the borough to pay the remaining portion of such cost Any borough is hereby authorized to enter into any contract as hereinbefore provided for with the Department of Highways and to expend the moneys of the borough for such purposes Any such agreement may also provide for the improvement construction or reconstruction of a greater width of any such street or highway than that agreed to be paid for wholly or partly by the Commonwealth and for the payment by the borough or by the assessment of benefits as hereinafter provided or both of the whole cost of any such additional width Provided however That nothing contained in this section shall be construed to authorize the expenditure of any State moneys under the provisions of this act for the maintenance and improvement of any section of State highway in a borough which was established prior to the year one thousand nine hundred and thirty-one

Section 2 Said boroughs may with or without petition of abutting property owners in the manner provided by law for the paving and improvement of their streets and highways provide for the payment of their share of the cost of any original paving construction or improvement of any portion thereof and the entire cost or any portion thereof of any additional width not thus paid for by the Commonwealth by an equal assessment on the foot front rule including the expenses of the necessary drainage against the owners of property abutting on the line of the improvement or the borough may pay the entire cost of any such improvement construction or reconstruction not thus paid by the Commonwealth

Section 3 Any such borough is hereby authorized to incur or to increase its indebtedness by the issue and sale of obligations of the borough in the manner and subject to the limitations provided by law for the purpose of improving constructing or reconstructing any of its streets and highways in accordance with the provisions of this act

Section 4 The sum of one million dollars ($1,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Highways out of moneys in the Motor License Fund for the improvement construction reconstruction and/or maintenance of borough streets and highways in the manner provided by this act for the two fiscal years beginning June first one thousand nine hundred and thirty-one The moneys so appropriated shall be allocated by the Department of Highways for expenditure in the several boroughs of the Commonwealth upon the ratio that the mileage of streets and highways in any borough as described in section one of this act bears to the total mileage of such streets and highways in all the boroughs of the Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1487, entitled:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by imposing a tax on the gross receipts derived from the business of producing natural gas

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fifth day of April Anno Domini one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred sixty-two) entitled "An act to amend section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled 'A further supplement to an act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' as amended by extending the provisions of the act to include traction companies and electric power companies and to include persons and partnerships engaged in the transportation of freight baggage oil or passengers except by taxicab motor bus or motor omnibus or engaged in telephone telegraph express electric light water-power hydro-electric palace car and sleeping car business and modifying the procedure for the settlement and the payment of the tax" be and the same is hereby amended to read as follows

Section 23 That every railroad company pipe line company conduit company steamboat company canal company slack water navigation company transportation company street passenger railway company traction company and every other company association joint-stock association or limited partnership now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every copartnership person or persons owing operating or leasing to or from another corporation company association joint-stock association limited partnership copartnership person or persons any railroad pipe line conduit steamboat canal slack water navigation street passenger railway traction system or other device for the transportation of freight passengers baggage or oil except taxicabs motor buses and motor omnibuses and every limited partnership association joint-stock association corporation or company engaged in or hereafter engaged in the transportation of freight or oil within this State and every telephone company telegraph company express company electric light company water-power company hydro-electric company natural gas company palace car company and sleeping car company now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every limited partnership association joint-stock association copartnership person or persons engaged in telephone telegraph express electric light and power water-power hydro-electric natural gas palace car or sleeping car business in this Commonwealth shall pay to the State Treasurer through the Department of Revenue a tax of eight mills upon the dollar upon the gross receipts of said corporation company or association limited partnership joint-stock association copartnership person or persons received from passengers baggage and freight transported wholly within this State from telegraph or telephone messages transmitted wholly within the State from express palace car or sleeping car business done wholly within this State or from electric light and power water-power [and] hydro-electric and natural gas business and from the transportation of oil done wholly within the State The said tax shall be paid within the time prescribed by law for the payment of taxes settled by the Department of Revenue and for the purpose of ascertaining the amount of the same it shall be the duty of the treasurer or other proper officer of the said company copartnership limited partnership association joint-stock association or corporation or person or persons to transmit to the Department of Revenue on or before the first days of February and August of each year a statement under oath or affirmation of the amount of gross receipts of the said companies copartnerships corporations associations joint-stock associations limited partnerships person or persons derived from all sources and of gross receipts from businses done wholly within the State during the period of six months immediately preceding the first days of January and July of each year The time for filing reports may be extended estimated settlements may be made by the Department of Revenue if reports are not filed and the penalties for failing to file reports and pay the tax shall be as prescribed by the laws defining the powers and duties of the Department of Revenue Provided That in any case where the works of any corporation company copartnership association joint-stock association limited partnership person or persons are operated by another corporation company copartnership association joint-stock association limited partnership person or persons the taxes imposed by this section shall be apportioned between the said corporations companies copartnerships associations joint-stock associations limited partnerships person or persons in accordance with the terms of their respective leases or agreements but for the payment of the said taxes the Commonwealth shall first look to the corporation company copartnership association joint-stock association limited partnership person or persons operating the works and upon payment by the said company corporation copartnership association joint-stock association limited partnership person or persons of a tax upon the receipts as herein provided derived from the operation thereof no other corporation company copartnership association joint-stock association limited partnership person or persons shall be held liable under this section for any tax upon the proportion of said receipts received by said corporation company copartnership association joint-stock association limited partnership person or persons for the use of said works

Nothing contained in this act shall be construed to impose any tax upon any municipality nor upon the gross receipts derived from any municipally owned and operated public utility or from any public utility service furnished by any municipality

No tax shall be collected under the provisions of this act from any municipality upon the gross receipts derived from the ownership and operation of any public utility or from the furnishing by any municipality of any public utility service prior to the passage of this amendment

On the question,

Will the House agree to the section?

Mr. MATHAY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 3, line 1, by striking out the word "owing" and insert in lieu thereof the following: "owning."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax on the gross receipts derived from the business of producing natural gas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1488, as follows:

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertantly paid by wholesale drug dealers and importers as a license fee as wholesale dealers in vinous spirituous malt or brewed liquors or any admixture thereof and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where any person has heretofore during the years one thousand nine hundred and twenty-three one thousand nine hundred and twenty-four one thousand nine hundred and twenty-five one thousand nine hundred and twenty-six one thousand nine hundred and twenty-seven one thousand nine hundred and twenty-eight one thousand nine hundred and twenty-nine one thousand nine hundred and thirty and one thousand nine hundred and thirty-one erroneously or inadvertantly paid into the county treasury monthly or otherwise any moneys or license fees for a license as a wholesale dealer in vinous spirituous malt or brewed liquors or any admixture thereof including wholesale drug dealers and importers under the assumption that such license moneys or fees were legally due and payable and such moneys less commissions have been covered by the county treasurer into the State Treasury then in such cases upon due proof of such erroneous payments and the transmission of such money to the State Treasury to the satisfaction of the State Board of Finance and Revenue the Auditor General shall draw his warrant on the State Treasurer in favor of the person or persons making payment of the same for the refund of such moneys or fees so erroneously paid into the county treasury and covered into the State Treasury

For the purpose of making such refunds the sum of fifty thousand dollars or so much thereof as may be necessary is hereby appropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1540, (Senate Bill No. 358), entitled:

A Joint Resolution Proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania

The first section was read as follows:

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section eighteen of article three is hereby amended to read as follows

Section 18 No appropriations shall be made for charitable education or benevolent purposes to any person or community nor to any denominational or sectarian institution corporation or association Provided That appropriations may be made for pensions or gratuities for military services And Provided further That appropriations may be made by general law for assistance to widowed mothers and to aged persons without adequate means of support by reason of indigency disease infirmity or other disability

On the question,

Will the House agree to the section?

Mr. BELL. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1 page 1 line 9 by striking out the word "education" and inserting in lieu thereof the following "educational."

Amend sec. 1 page 1 line 14 by striking out the word "widowed."

Amend sec. 1 page 1 line 14 by inserting after the word "mother" the following: "having dependent children."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 119, as follows:

An Act to amend section one of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-seven) entitled "An Act prohibiting the manufacture of gambling machines and providing penalties" extending the provisions of the act to the selling transporting snipping exhibiting possession and storage of gambling machines

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-seven) "An act prohibiting the manufacture of gambling machines and providing penalties" is hereby amended to read as follows

Section 1 Be it encated by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person partnership association or corporation to make manufacture [or] assemble sell transport ship exhibit posses or store any punch board drawing card slot machine or any machine or device used or intended to be used for gambling

On the question,

Shall the bill pass finally?

MOTION TO POSTPONE BILL

Mr. SOWERS. Mr. Speaker, in the absence of the sponsor of this bill, I move that it be placed upon the postponed calendar.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. SOWERS. Mr. Speaker, the sponsor having returned to the floor of the House, I withdraw my motion.

Mr. SCHWARTZ. Mr. Speaker, as the second to the motion, I agree to the withdrawal.

On the question recurring,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Washington, Mr. Moore, permit himself to be interrogated?

Mr. D. GLENN MOORE. I will, Mr. Speaker.

Mr. SOWERS. Will the sponsor of the bill explain that part of the bill that says "It is unlawful for any person to sell, transport, ship, exhibit, possess or store any device used or intended to be used for gambling"?

Mr. D. GLENN MOORE. Mr. Speaker, in reply to the question of the gentleman from Philadelphia, I would say that this is an amendment to the act of 1925 and as originally drawn it added another, the provision to take care of the storage of voting machines. At the request of some gentlemen from Philadelphia I recommitted the bill and further amendments have been made by members of the Philadelphia delegation, and they can explain it better than I can.

Mr. SOWERS. Mr. Speaker and members of the House, the bill before you is probably prompted by a very holy thought, but the bill as drawn is very broad, so broad that every shopkeeper, every merchant, every storekeeper of any kind, that displays a pack of playing cards, displays any device that can be used or can be intended to be used for gambling, a checker board, dominoes, bridge tables, or any article—Mr. Speaker, I hardly knew there were so many devices that could be used for gambling. I hear all about me suggestions such as pool tables, bridge tables, billiard tables—apparently there are plenty of expert gamblers about me here, one has even suggested to me the little innocent game of marbles.

Mr. Speaker, to come back to the serious part of the bill, if you will look at the bill you will find that it reads this way, "That it is unlawful for any person to exhibit or possess any machine or device used or intended to be used for gambling." Now a deck of cards in a merchant's window is a device that can be used for gambling. The bill is evidently intended to stop the use of slot machines. If the bill started and stopped with slot machines, there could be no objection to it, but the bill is so broad that it includes every device, every thing imaginable, that any man can by any stretch of the imagination use for gambling, and I ask you to vote no on the bill as drawn.

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, as I stated a moment ago, this bill is an amendment to the act of 1925. If my memory serves me correctly, in 1925, six years ago, Mr. Sowers made the same speech in opposition to the original bill. This bill was introduced at the request of three district attorneys of western Pennsylvania. I have no interest in it, and at the request of some members I put the bill on the postponed calendar, I had it recommitted and it was amended, and now I renounce any further connection with the bill. I don't give a hoot what happens to it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—59

Barton,
Batchelor,
Bechtel,
Bicker,
Bidelspacher,
Black,
Braham,
Brown, E. P.,
Byrne,
Carmany,
Evans, T. C.,
Flinchbaugh,
Frederick,
Garard,
Gillette,
Griffith, C. R.,
Hartsock,
Heffner,
Hermansen,
Himes,
Holcombe,
Holmes,
Jaffe,
Kahle,
Leidich,
Lose,
Male,
Marcks,
Mason,
McElwee,
McGregor,
McKay,
Moore, W. H.,
Mumford,
Musser,
Patterson,
Peelor,
Post,
Raub,
Reader,
Rhodes, C. H.,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Sinwell,
Snyder,
Staudenmeier,
Stevenson,
Surface,
Wade,
Wall,
Williams, G. W.,
Wise,
Wood,
Wright,
Goodnough,
Speaker.

NAYS—81

Adams,
Argentieri,
Baker,
Baldi, J.F.M.,
Baldrige,
Bell,
Beyer,
Blumberg,
Bowers,
Brown, T. J.,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dunn,
Emhardt,
Evans, J. T.,
Eveland,
Fitzgerald,
Fox,
Gaghan,
Gangloff,
Gicking,
Goehring,
Greeby,
Green,
Harkins,
Hart,
Haws,
Heffernan,
Heffran,
Hoffman,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kleckner,
Lockhart,
Maloney,
McArran,
McCallister,
McClure,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Peters,
Powell,
Reed, F. M.,
Rhodes, J. A.,
Richards,
Riddle,
Rieder,
Rooney,
Sarig,
Sautter,
Schreck,
Schwartz,
Simon,
Soffel,
Sowers,
Spann,
Steedle,
Sterling,
Storb,
Storer,
Tucker,
Weaver,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Yeakel,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1304, as follows:

An Act to amend sections one and seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" which was amended by section one of the act approved the twenty-ninth (Pamphlet Laws three hundred twenty-nine) entitled "An act to amend sections one and three of an act approved the first day of May one thousand nine hundred and nine entitled 'An act to regulate the manufacture and sale of commerical fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation" approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all corporations associations partnerships or persons before selling or offering for sale any commercial fertilizer in the Commonwealth except the dung of domestic animals lime marl and wood ashes shall brand or attach to each bag barrel or package in a conspicuous place on the outside thereof a plainly printed statement giving the following particulars and no others

(1) The number of pounds of fertilizer contained in the package

(2) The name brand or trade-mark under which the fertilizer is sold

(3) The name and principal address of the manufacturer importer or other person putting the fertilizer on the market in this Commonwealth

(4) The minimum percentage of each of the following constituents which the fertlizer may contain (a) Nitrogen [(b) nitrogen equivalent to ammonia] [(c)] (b) total phosphoric acid [(d)] (c) available phosphoric acid [(e)] (d) potash soluble in distilled water statements of all fertilizer ingredients shall be in even units or even precentages only and no fractional analysis shall be permitted The potash may be claimed "derived from" or "equivalent to" sulphate of potash if there is not a sufficient amount of chlorine present to unite with one-half (1/2) of one per centum (1%) of actual potash (K2O) In the case of undissolved bone tankage phosphate rock and similar materials in their natural and untreated conditions when sold unmixed with other substances the minimum percentage of the total phosphoric acid therein may be stated instead of the percentage of total and available phosphoric acid But in the case of basic phosphatic slag the available phosphoric acid shall be stated on the basis of the results of an analysis by the Wagner method so-called until such time as the Association of Official Agricultural Chemists of North America shall adopt an official method of analysis for basic slag after which the available phosphoric acid shall be stated on the basis of an analysis by the method of such association

Section 2 That section seven of said act which was amended by the act approved the second day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred sixteen) entitled "An act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred forty-four) entitled 'An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled "An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and perscribing penalties for its violation" approved the twenty-figfth day of March Anno Domini one thousand nine hundred and one' further defining commercial fertilizers" is hereby further amended to read as follows

Section 7 The term "commercial fertilizers" as used in this act shall be construed to mean any and every substance imported manufactured prepared or sold for fertilizing or manuring purposes except the dung of domestic animals marl lime and wood-ashes and not exempt by the provisions of section one of this act No commercial fertilizer containing less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O2) or one percentum water soluble potash (K2O) nor any mixed fertilizer or mixture composed of two or more ingredients containing less than fourteen per centum of total plant food namely not less than one per centum of [ammonia] nitrogen or one per centum of available phosphoric acid (P2O5) or one per centum of water soluble potash (K2O) shall be sold offered for sale or exposed for sale in this Commonwealth No commercial fertilizer having the word "tobacco" as part of its brand or trade name shall contain muriate of potash manure sauts kainit or any other commercial potash combined with chlorine as chloride of potash [This amendment shall take effect and be in force January first one thousand nine hundred and twenty-six]

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel.
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 976, as follows:

An Act amending section nineteen and section twenty as amended of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled "An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing for the furnishing of notice of the death of persons of foreign birth to the consuls of the Nations of which they are nationals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nineteen of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" is hereby amended to read as follows

Section 19 That it shall be the duty of the local registrar to supply blank forms of certificates to such persons as require them and he shall carefully examine each certificate of birth or death when presented for record to see that it has been made out in accordance with the provisions of this act and the instructions of the State Registrar and if any certificates of death are incomplete or unsatisfactory it shall be his duty to call attention to defects in the return and to withhold issuing the burial or removal permits until they are corrected If the certificate of death is properly executed and complete he shall then issue a burial or removal permit to the undertaker Provided That in case the death occurs from some disease that is held by the State Department of Health to be infectious contagious or communicable and dangerous to the public health no permit for the removal or other disposition of the body shall be granted by the registrar except under such conditions as may be perscribed by the State Department of Health If a certificate of birth is incomplete he shall immediately notify the informant and require him to supply the missing items if they can be obtained He shall then number consecutively the certificates of birth and of death in two separate series beginning with "number one" for the first birth and the first death in each calendar year and sign his name as registrar in attest of the date of filing in his office He shall also make a complete and accurate copy of each birth and death certificate registered by him upon a form identical with the original certificate to be filed and permanently preserved in his office as the local record of such death in such manner as directed by the State Registrar and he shall on the fifth day of each month transmit to the State Registrar all original certificates of death registered by him during the preceding month [and] he shall on the tenth day of each month transmit to the State Registrar all original certificates of birth registered by him during the preceding month and if no deaths or births occur in any month he shall on the fifth and tenth days of the following month report that fact to the State Registrar on a card provided for this purpose and he shall make a complete and accurate copy of each death certificate registered with him of the death of any person of foreign birth and shall immediately thereafter mail such copy to the nearest consular office of the Nation of which such deceased person was a national For the proper conduct of health affairs within their respective districts local health authoriites shall have free access at all times to the records received and permanently filed by local registrars

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel.
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fox,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Meredith,
Gillette,
Goehring.
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins.
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason.
Mathay,
McAlee.
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder.
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I, B.,
Williams, J. J.,
Wilson. L. M.,
Wilson. T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1286 (Senate Bill No. 436), entitled

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black.
Blumberg,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke.
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt.
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish.
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox.
Frederick,
Fuller,
Gaghan.
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen.
Hoffman,
Holcombe,
Holmes,
Hoopes.
Hutton,
Jaffe.
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner;
Labar,
Leidich,
Lewis,
Lockhart,
Lose.
Loucks,
Lynch,
Lucas,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran.
McCallister,
McClure,
McElwee.
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhodes, C. H..
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig.
Sautter,
Schreck,
Schrock.
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier.
Steedle.
Sterling,
Stewart,
Stone,
Storb,
Storer.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach;
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood.
Wright,
Yeakel.
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1246, entitled:

An Act to amend section one of the act approved the twelfth day of July one thousand nine hundred and twenty-three (P. L. 1077) entitled "An act establishing a State highway in the counties of Clarion Forest Elk and McKean providing for its location construction improvement and maintenance by the Commonwealth and vacating certain sections of State road in the counties of Clarion Forest McKean and Elk"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee.
McGregor,
McKay,
Memolo,
Metzier,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 625, entitled:

An Act authorizing and permitting county commissioners of the several counties of this Commonwealth to require male prisoners confined in the county jails of this Commonwealth to perform manual labor and authorizing the employment of necessary guard or guards for such prisoners while so laboring and providing compensation for such guard or guards and the necessary expenses for transportation of prisoners and guards while so working to be paid by such counties

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. DUNN. Mr. Speaker, with the consent of the sponsor of this bill, I move that it be recommitted to the Committee on Counties for the purpose of a hearing.

Mr. SOFFEL. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER. The gentleman from Allegheny, Mr. Dunn, is informed that this bill being now on final passage, it could not be amended in committee. Does the gentleman desire to have the vote reconsidered?

Mr. DUNN. Mr. Speaker, may I interrogate the sponsor of the bill?

The SPEAKER. Will the gentleman from Bradford, Mr. Gillette, permit himself to be interrogated?

Mr. GILLETTE. I will, Mr. Speaker.

Mr. DUNN. Mr. Speaker, I would like to ask the gentleman from Bradford if he wishes to make a motion to recommit?

Mr. GILLETTE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The SPEAKER. The gentleman from Bradford is informed that there is a motion before the House.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair is unable to decide and asks for a division.

Whereupon, a division was had, and fifty-two members voting in the affirmative and sixty-five in the negative, the question was determined in the negative and

The motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—24

Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Carmany,
Conner,
Cooke,
Flinchbaugh,
Gillette,
Griffith, C. R.,
Haines,
Heffner,
Holcombe,
Lose,
McGregor,
Peelor,
Pitts,
Ruth,
Snyder,
Sterling,
Surface,
Wade,
Wall,
Goodnough,
Speaker.

NAYS—109

Adams,
Baker,
Baldi, J. F. M.,
Baldrige,
Bechtel,
Bell,
Beyer,
Bidelspacher
Byrne,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, T. C.,
Eveland,
Fox,
Frederick,
Gangloff,
Gicking,
Goehring,
Greeby,
Green,
Griffith, J. W.,
Hagmaier,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
King,
Kleckner,
Leidich,
Lewis,
Lockhart,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McKay,
Memolo,
Meredith,
Millar,
Miller,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peters,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Sarig,
Sautter,
Schreck,
Schrock,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Soffel,
Sowers,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Tucker,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

RESOLUTION

CONGRATULATING HONORABLE LOUIS SCHWARTZ

Mr. SOWERS asked and obtained unanimous consent to offer a resolution.

The resolution was twice read by the Clerk as follows:

In the House of Representatives, April 15th, 1931.

Two score and three years ago, according to the State Manual, there was born somewhere, and later came to this country one christened, and since known as, Louis Schwartz; The years that have passed since that coming have seen that child become a leader in the real estate and insurance business in the city of brotherly love, have seen him elevated to high business and political standing, and now find him an honored Member of this House;

Such business success and political preferment reflects ability and amiability and should be recognized by this House, therefore be it

Resolved, That we extend our kindest, happiest and most sincere congratulations to our fellow Member, as well as our felicitations and that we urge upon him the propriety of celebrating this, his natal day, in any way to our advantage, commensurate with the dignity of this House, and that a copy of this resolution be handed by the Chief Clerk of the House to the said Honorable Louis Schwartz.

On the question,

Will the House adopt the resolution?

Mr. SOWERS. Mr. Speaker and members of the House, today finds one of our members forty-three years young and better than he ever was before. Today finds him the worthy father of a good milk bill. Today finds him the worthy father of two children that he informs me were raised on milk. Members of the House, my colleague has served here for three sessions. He has had a number of birthdays while he was here and judging from the parties he has attended I think he has had a number of birthdays other than his own. He came up to this House from Philadelphia and has served Philadelphia well, and I have offered this resolution as some token of our friendship for him.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

TIME EXTENDED ON BILL

Mr. MATHAY. Mr. Speaker, I move that the time on House Bill No. 1064, Printer's No. 351, entitled:

An Act relating to the maintenance of feeble-minded persons and epileptics in state-owned institutions; fixing liability for their support; and providing for the collection of the moneys due the Commonwealth therefor.

on page 6 of today's calendar, bills on final passage postponed, be extended five days.

Mr. MILLAR. Mr. Speaker, I second the motion.

The motion was agreed to.

TIME EXTENDED ON BILL

Mr. MATHAY. Mr. Speaker, I move that the time on House Bill No. 1065, Printer's No. 355, entitled:

An Act fixing liability for services rendered patients by state-owned medical and surgical hospitals; and providing for the collecting of the moneys due the Commonwealth therefor

on page 14 of today's calendar, bills on third reading postponed, be extended five days.

Mr. MILLAR. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 188.

An Act authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, by striking out the first word of said title, namely "Vesting" and inserting in lieu thereof the following: "Authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania"; also in third line by striking out after the word "Hospital" th efollowing: "in the Armory Board of the State of Pennsylvania and of the Pennsylvania National Guard".

Amend section 1, page 3, line 14, by striking out after the word "twenty-six" the following: "is hereby vested by the Commonwealth of Pennsylvania in the Armory Board of the State of Pennsylvania Said", and inserting in lieu thereof the following: "After such transfer the".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

Yeas—190.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black.
Blumberg.
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Fuller,
Gangloff,
Gicking,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran.
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar.
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel.
Sowers,
Spangler.
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall.
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J..
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 996.

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

TE SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 11, by striking out after the word "period" the word "thant" and insert in lieu thereof the word "than."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Meredith,
Metzinger,
Millar,
Miller,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry.
Peters,
Post,
Powell,
Price,
Raub,
Schreck,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Tucker,
Turner,
Wade.
Watson,
Way,
Weaver,
Weidemann,
Wettach,

Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, that the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVALL OF RESOLUTION RECALLING HOUSE BILL No. 23.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 23, Printer's No. 82, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. TURNER. Mr. Speaker, I move that the bill together with the message from the Governor be laid upon the table.

Mr. RICE. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLLUTION RECALLING HOUSE BILL No. 989.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 989, Printer's No. 243, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. STEEDLE. Mr. Speaker, I move you that the bill together with the message of the Governor be laid upon the table.

Mr. HAIGMAIER. Mr. Speaker., I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 801, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affimative.

Ordered, that the Clerk present the same to the Senate or concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1108, as follows:

An Act to amend section one as amended section seven and thirteen of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating the said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" regulating the personnel of the board in certain contingencies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" which was amended by the act approved the first day of Man one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred thirteen) entitled "An act to amend section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled 'An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violations hereof'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for an improved and impartial selection of persons to serve as jurors in the several courts civil and criminal of counties of the second class there is hereby created a commission to be known as the "Commission for the Selection of Jurors" hereinafter called "commission" Said commission shall consist of three members One of said members shall be the president judge of the court of common pleas of the respective county [whose duty it shall be to preside at and oversee the drawing of jurors as hereinafter provided] In the event the president judge is unable by reason of illness or other cause to temporarily perform the duties imposed on him under the provisions of this act he may temporarily appoint another judge of said court to perform his duties The other two members of said commission shall be chosen by the qualified electors of said county at the municipal elections at which other county officers are chosen Provided however That in no event shall both of said elective members of the commission be members of the same political party but the majority political party in said county shall elect one of said elective commissioners and the other shall be the candidate for such office receiving the highest number of votes of the next ranking or minority political party the elective members of the commission to be chosen for a term of four years Any jury commissioner shall be eligible for re-election for any number of terms In the event that two of the members of the commission are unable by reason of illness or other cause to temporarily perform the duties imposed upon them in the selection of taxables to serve as jurors or in the drawing from the jury wheel the remaining member if he the president judge or judge appointed to act in the place of the president judge may act alone

Section 2 That section seven of said act is hereby amended to read as follows

Section 7 After obtaining the said list of taxables the said commission shall meet forthwith and two members shall constitute a majority for such meeting [providing one of the members is the president judge of the court of common pleas belonging upon said commission] and shall select from the said list of taxables every fiftieth name beginning with the first name on said list then the fifty-first name and so continuing until the whole of said list of taxables has been passed through and then shall proceed in a similar manner by selecting the second name on said list and then the fifty-second name and so continue until the list has been passed through if necessary to procure the number of jurors designated to serve for the ensuing year as hereinafter provided and said procedure shall be followed until a sufficient number has been procured from said list of taxables to supply with jurors the several courts civil and criminal of the respective county holding jury trials In each succeeding year after the first year the same procedure in the selection of names from the list of taxables shall be followed beginning however with the fiftieth name after the last name drawn in the year last preceding Provided however That if less than fifty names remain on the said list of taxables after the last name selected in the preceding year then the selection shall continue by beginning at the head of the list as hereinbefore provided No person shall be selected to serve as a juror if two members of said commission shall find that such person is disqualified for service under the provisions of this act

Section 3 That section thirteen of said act is hereby amended to read as follows

Section 13 When and as such venires are received from the several courts the sheriff and the commission shall thereupon fix a day at which the members of the commission or a majority of them shall attend [Provided One of such majority shall be the president judge of the court of common pleas In the event that the president judge of the court of common pleas is unable by reason of illness or other cause to temporarily perform the duties herein imposed upon him he may temporarily appoint another judge of the court of common pleas to perform such duties and] In the presence of the members of the commission the said sheriff shall draw from said jury wheel the number of names required by the said venire or venires and a permanent record of the names withdrawn together with the occupation and residence address of each shall be made in the form of a list thereof as part of the minutes of the said meeting of the commission and the sheriff and the members of the commission attending shall sign their names certifying to the correctness of said list and that the law has been complied with in the drawing thereof and a certified copy of such minutes including said list shall be attached by the sheriff to the return made upon the writ of venire and shall be returned with said writ on the return day thereof to the court for which such venire was drwan and the persons so drawn shall forthwith be summoned to appear at the time and before the court designated in the venire and it shall be the duty of the sheriff to summon at least ten days before the return of venire the persons whose attendance shall be thereby required by delivering to each of the said persons a separate ticket in the customary form specifying the duty enjoined or by leaving such ticket at their usual places of abode respectively

Section 4 That section six of said act is hereby amended to read as follows

Section 6 On or prior to the first day of November one thousand nine hundred and twenty-five the commission shall procure from the county commissioners of the respective county or such other county officer or officers having the information the names of all persons assessed for the purpose of taxation arranged alphabetically by municipal districts except in the case of cities of the second class where such list shall be arranged alphabetically by wards and each year thereafter on or before September first a similar list of such taxables as have been added to or removed from the last preceding list shall be obtained and for the purpose of obtaining such list the commission or its properly authorized employes may inspect any assessment list or book or list of taxables in any of the offices of the respective counties and may demand and receive an alphabetically arranged list of the names appering in any such assessment list or book or list of taxables in any of the offices of the respective counties and in addition to said names the list shall contain the occupation and residence address of each of such

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1195, entitled:

An Act to amend sections eleven, thirteen, fourteen and sixteen of the act approved the thirtieth day of April, one thousand nine hundred and twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," by conferring additional powers on such corporations, to frame by-laws on certain subjects; by regulating the use of the reserve fund, altering the provision for the removal of directors and officers of the association.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memoio,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1219, entitled:

An Act to amend section two of the act approved the eleventh day of April, one thousand nine hundred and twenty-nine, (P. L. 490), entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor; prescribing the duties of said solicitor; and fixing his salary payable by the county," by decreasing the salary of said solicitor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175.

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1.

Conner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1221, as follows:

An Act to amend the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting boroughs to provide a method of assessment for borough taxes" by providing for appeals from assessments

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting boroughs to provide a method of assessment for borough taxes" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties having no county board of assessors the borough authorities may by ordinance declare its desire that assessments upon which borough taxes are based may be fixed by one or more appointees of the council Council shall thereupon appoint the assessors and the borough shall pay compensation to them no greater than that received by the elective borough assesors The assessors thus appointed shall have all the powers and duties and be subject to the same laws as elected assessors in so far as the assessment for borough taxes is concerned The elected borough assessors shall perform all other duties required by law Any aggrieved person may appeal to the town council of the borough and therefrom to the court of common pleas Superior Court or Supreme Court as provided by law or appeals from the board of elected assessors By repealing the ordinance all powers given hereunder shall cease

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1230, entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and one (P. L. 143), entitled "An act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered, or shall hereafter make or enter, any order, sentence, decree or judgment for the payment of any moneys whatsoever, in any matter or thing within its jurisdiction, a copy of said order, sentence, decree or judgment may be certified to any court of common pleas of the same county, and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court," to limit the lien of such judgments and regulate the revival thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidlespacher.
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1350, entitled:

A Supplement to the Act approved the fourth day of March, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-one), entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefore; imposing duties in connection therewith upon the Governor, the Board of Trustees of Eastern State Penitentiary, and the Department of Welfare; and making an appropriation," its amendments and supplements, making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities, and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford, and the development of the grounds thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fleisher,
Fitzgerald,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1364, entitled:

An Act to amend section two of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1373, entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Gillette,
Goehring,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

MR. GEORGE L. REED IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1391, entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—179.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier.
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I.B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1429, entitled:

An Act authorizing the recorder of deeds of any county of the second class to record any where re-recording is authorized by law to re-record by a photographic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him and fixing the fees for such recording and re-recording providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent authorizing the board of county commissioners of any such county to contract for purchase and pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by such photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind, number and compensation of such skilled employes and assistants and providing that such compensation shall be paid only out of the fees of said office collected or earned.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay.
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1491, as follows:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of railroad and street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissions of counties of the fourth class be and are hereby authorized to take over in their discretion for use as county highways any abandoned rights of way and/or bridge of a railroad or street railway company or any part thereof now or hereafter to be abandoned for the purpose of relocating any existing or locating a new county highway

Section 2 When it is desired to relocate an existing or to locate a new county highway on any such abandoned rights of way and/or bridges of a railroad or street railway company or any part thereof the county commissioners for and in behalf of the county may by amicable agreement purchase said right of way and/or such part thereof as may be necessary for the relocating or locating of said county highway from the owner or owners thereof at a fair price to be approved by the court of quarter sessions of said county

Section 3 Whenever any such abandoned right of way and/or bridge of a railroad or street railway company or any part thereof is purchased under the provisions of this ac ta county highway may be laid out and located thereon and shall thereafter be constructed improved and maintained in accordance with existing laws relating to county highways Any such bridge so taken over shall become a county bridge and shall be maintained rebuilt and repaired in the same manner as county bridges

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreebaly to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McCallister,
McClure,
McGregor.
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affrmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill 1501, entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sautter,
Schreck,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1283 (Senate Bill No. 323), entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—173.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Blumberg,
Bowers,
Braham,
Brown, E. P.
Brown, T. J
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flynn,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1415 (Senate Bill No. 398), entitled:

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—173.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt.
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock.
Schwartz,
Scott,
Sheely,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1416 (Senate Bill No. 399), as follows:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the second and third class the county tax on trades occupations and professions is hereby abolished as to all years after one thousand nine hundred and thirty and in lieu thereof each such county shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as now provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in such counties over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law To the lists as furnished by the tax assessors the county commissioners or the board for the assessment and revision of taxes as the case may be shall add and assess for the poll tax such residents and inhabitants as may be assessed by assessors assistant or registry assessors for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least sixty days before any general or municipal election and be so assessed the county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other County taxes for the year have become delinquent then to the County Delinquent Tax Collector

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

Section 3 This act shall be in force immediately upon its passage and approval by the Governor

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1417 (Senate Bill No. 437), as follows:

An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital providing for the erection construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies is hereby authorized to acquire in the name of the Commonwealth by gift from the University of Pittsburgh a suitable site for a Western State Psychiatric Hospital on the campus of or in the neighborhood of the University of Pittsburgh

The said department shall upon the acquisition of said site proceed with preliminary surveys plans and estimates for the construction and equipment of a Western State Psychiatric Hospital and for the improvement of the grounds connected therewith in the manner provided by the Administrative Code of 1929 Such plans shall be subject to approval by the Department of Welfare The cost of such preliminary surveys plans and estimates shall be payable out of current maintenance funds of the Department of Property and Supplies but shall not exceed the sum of twenty-five thousand dollars ($25,000)

Section 2 The Department of Property and Supplies shall proceed as soon as funds are made available therefor by appropriation with the erection construction and equipment of said Western State Psychiatric Hospital which shall be sufficient to accommodate at least one hundred and fifty psychiatric patients and at least two hundred daily visits of psychiatric out-patients

Upon the completion of said hospital it shall be turned over to the Department of Welfare for management and the care maintenance and treatment of psychiatric patients selected by the Department of Welfare and for research and the training of medical and other personnel in mental diseases mental defects and their complications The superintendent of such hospital shall at all times be a physician of experience in the treatment of mental disease and mental defect

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher;
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
Cooke,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Rhodes, J. A.
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Wilson, L. M.,
Wilson, T. B.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1016, entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act, and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

On the question,

Will the House agree to the bill on third reading?

Mr. SPANN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend section 1, page 4, line 27, by striking out the word "or" where it first occurs in said line, and insert in lieu thereof "of".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 757, entitled:

An Act to amend section one of the act approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 130), entitled "An act to provide civil rights for all people, regardless of race or color," extending provisions of said act so as to include agents, employes, and motion picture houses and providing penalties.

On the question,

Will the House agree ot the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. FULLER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. HART. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 813, entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

On the question,

Will the House agree ot the bill on third reading?

BILL POSTPONED

Mr. JOSEPH F. M. BALDI. Mr. Speaker, in the absence of the sponsor I move that this bill be placed upon the postponed calendar.

Mr. GICKING. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1237, as follows:

An Act to amend sections three hundred fifty three hundred fifty-one four hundred fourteen five hundred four as amended five hundred twenty-four five hundred thirty-one six hundred twenty-eight and six hundred twenty-nine of and to add sections three hundred fifty-three and three hundred fifty-four to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such company associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for the imposition of penalties by the Insurance Commissioner further clarifying the kinds of insurance which are exempted from provisions relating to health and accident insurance increasing the surplus required of foreign fire and marine insurance companies to be licensed to do business in this Commonwealth and forbidding discrimination and the use of policies or forms unless approved by the Insurance Commissioner

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hunrded fifty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" be and it is hereby amended to read as follows

Section 350 Revocation Et Cetera of Certificates of Authority Penalty Upon satisfactory evidence of the violations of [any of the three sections immediately preceding] any of sections three hundred forty-six (346) three hundred forty-seven (347) three hundred forty-eight (348) or three hundred forty-nine (349) of this act by any insurance company association or exchange its members officers directors or attorney-in-fact the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) revoke the certificate of authority of such offending company association or exchange [.] : [He shall have the right in his discretion to] (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending company association or exchange [.]; (3) impose a fine of not more than one thousand dollars for each act of violation of said sections [When a certificate shall be refused or suspended or revoked] When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County Any insurance company or the officers directors members or attorney-in-fact of any insurance company association or exchange or any other person violating the provisions of any of the [three (3)] aforesaid sections [immediately preceding] shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars ($500.00) for each and every violation or to imprisonment in the jail of the county in which the offense is committed for a period of not more than six (6) months or both

Section 2 That section three hundred fifty-one of said act be and it is hereby amended to read as follows

Section 351 Testimony Production of Books Et Cetera No person shall be excused from testifying or from producing any books papers contracts agreements or documents at any hearing held by the Insurance Commissioner or at the trial or hearing before any magistrate justice of the peace or judge of any person or company charged with violating any of the provisions of sections three hundred and forty-six (346) three hundred and forty-seven (347) three hundred and forty-eight (348) and three hundred and forty-nine (349) of this act on the ground that such testimony or evidence may tend to incriminate himself but no person shall be prosecuted for any act concerning which he shall be compelled so to testify or produce evidence documentary or otherwise except for perjury committed in so testifying

Section 3 That said act be and it is hereby amended by adding as section three hundred and fifty-three the following

Section 353 Discrimination Prohibited Discrimination between individuals of the same class in the amount of premiums or rates charged for any policy of insurance covered by this act or in the benefits payable thereon or in any of the terms or conditions of such policy or in any other manner whatsoever is prohibited

Section 4 That said act be and it is hereby amended by adding as section three hundred fifty-four the following

Section 354 Prohibiting the Use of Policies Contracts Et Cetera Unless Approved Penalty It Shall be unlawful for any insurance company association or exchange doing business in this Commonwealth to issue sell or dispose of any policy contract or certificate or use applications riders or endorsements in connection therewith until the forms of the same have been submitted to and approved by the Insurance Commissioner and copies filed in the Insurance Department except riders or endorsements relating to the manner of distribution of benefits and to the reservation of rights and benefits under any such policy and used at the request of individual policyholders

Any person corporation insurance company exchange order or society that shall either as principal or agent issue or cause to be issued any policy or contract of insurance within this Commonwealth contrary to this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00)

Upon satisfactory evidence of the violation of this section by any such person corporation insurance company exchange order or society the Insurance Commissioner may in his discretion pursue any one or more of the following courses of action (1) suspend or revoke the license of such offending person corporation insurance company exchange order or society (2) refuse for a period of not to excede one year thereafter to issue a new license to such person corporation insurance company exchange order or society (3) impose a fine of not more than one thousand dollars for each and every act in violation of this act When the Insurance Commissioner shall take action in any of the ways above recited the person corporation insurance company exchange order or society aggrieved may appeal therefrom to the court of common pleas of Dauphin County

This section shall not apply to domestic mutual fire insurance companies

Section 5 That Section four hundred fourteen of said act be and it is hereby amended to read as follows

Section 414 Misrepresentation Et Cetera for the Purpose of Securing Insurance Penalty Any agent of a stock or mutual life insurance company or any physician or other person whatsoever who shall knowingly make or be concerned or interested in making any misrepresentation or false statement for the purpose of securing from any stock or mutual life insurance company a policy of insurance upon his own life or the life of any other person shall be guilty of a misdemeanor and upon conviction thereof be fined not exceeding one thousand dollars or undergo imprisonment not exceeding one year or both or upon satisfactory evidence of the violation of this section by any agent or solicitor of any insurance company association or exchange or by any insurance broker or excess insurance broker the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) suspend or revoke the license of such offending solicitor or agent insurance broker or excess insurance broker (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending agent solicitor broker or excess insurance broker (3) impose a fine of not more than one thousand dollars for each act of violation of this section When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 6 That section five hundred four of said act as last amended by the act approved the twenty-first day of March one thousand nine hundred and twenty-nine (Pamphlet Laws forty-eight) be and it is hereby amended to read as follows

Section 504 Penalties Revocation of License Any foreign stock or mutual fire insurance company association or exchange [wilfully] violating or failing to observe and comply with any of the provisions of sections five hundred and one (501) five hundred and two (502) and five hundred and three (503) of this act shall be subject to a penalty of five hundred dollars ($500) for each violation thereof Such penalty [may be collected and recovered in] [an action brought in the name of the State in any court having jurisdiction thereof] upon satisfactory evidence of the violation of any of the preceding sections by any foreign stock or mutual fire insurance company association or exchange may be imposed by the Insurance Commissioner Any such fire insurance company association or exchange which shall neglect and refuse for thirty days after [judgment in any such action] the imposition of any fine by the Insurance Commissioner to pay and discharge the amount [of such judgment] shall have its authority to transact business in this State revoked by the Insurance Commissioner and such revocation shall continue for at least one year from the date thereof No such fire insurance company association or exchange whose authority to transact business in this State shall have been so revoked shall be again authorized or permitted to transact business herein until it shall have paid the amount of any such [judgment] fine and shall have filed in the office of the Insurance Commissioner a certificate signed by its president or other chief officer to the effect that the terms and obligations of the provisions of this act are accepted by it as a part of the conditions of its right and authority to transact business in this State When a license shall be refused or suspended or revoked or a fine imposed the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 7 That section five hundred twenty-four of said act be and it is hereby amended to read as follows

Section 524 Penalty for Issuing Other than Standard Fire Policies Upon satisfactory evidence that any person corporation or stock fire insurance company has issued or caused to be issued or has reinsured any policy or contract of fire insurance on property situated in this Commonwealth contrary to the provisions of the two preceding sections of this act the Insurance Commissioner shall in his discretion take against the offending party any one or more of the following courses of action (1) suspended or revoke the license of such offending person corporation or stock fire insurance company (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending person corporation or stock fire insurance company (3) impose a fine of not of action (1) suspend or revoke the license of such offviolation of any of said sections When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County Any person corporation or stock fire insurance company that shall either as principal or agent wilfully issue or cause to be issued or has reinsured any policy or contract of fire insurance on property situated within this Commonwealth contrary to the provisions of the two preceding sections of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500) Any policy issued in violation of this act shall nevertheless be construed in accordance with the provisions of this act Provided however That as the provisions of the two preceding sections of this act are not applicable to policies of perpetual insurance such perpeptual policies shall not be required to conform to the requirements of said sections

Section 8 That section five hundred thirty-one of said act be and it is hereby amended to read as follows

Section 531 Licensing of Foreign Mutual Companies A mutual fire mutual marine or mutual fire and marine insurance company of another State may be licensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than [one hundred thousand dollars ($100,000) or has continuously transacted business for not less than five years and has a surplus over all liabilities of not less than fifty thousand dollars ($50,000)] two hundred thousand dollars ($200,000) If to transact the classes of business mentioned in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than [two hundred and fifty thousand dollars ($250,000)] four hundred thousand dollars ($400,000)

Section 9 That section six hundred twenty-eight of said act be and it is hereby amended to read as follows

Section 628 Penalties Any company or other insurer or any officer or agent thereof which or who issues or delivers to any person in this Commonwealth any policy or alters any written application for insurance in [wilful] violation of the provisions of subdivision (b) of this article shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than three hundred dollars for each offense The Insurance Commissioner [may] shall in his discretion take against the offending party any one or more of the following courses of action (1) revoke the license of any company corporation association or other insurer of another State or country or of the agent thereof which or who [wilfully] violates any of said provisions [.] ; (2) impose a fine of not more than one thousand dollars for each act of violation of any of the provisions of said subdivision (b) of this article When the Insurance Commissioner shall have taken any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County

Section 10 That section six hundred twenty-nine of said act be and it is hereby amended to read as follows

Section 629 Limitations (a) Nothing in subdivision (b) of this article shall apply to or affect any policy of [liability or] workmen's compensation insurance or any general or blanket policy of insurance issued to any municipal corporation or department thereof or to any corporation [copartnership association] or individual employer police or fire department [underwriters' corps salvage bureau or like associations or organizations] where the officers members or employes or classes or departments thereof are insured for their individual benefit against specified accidental bodily injuries or sickness while exposed to the hazards of the occupation or otherwise in consideration of a premium intended to cover the risks of all the persons insured under such policy

(b) Nothing in subdivision (b) of this article shall apply to or in any way affect contracts supplemental to contracts of life or endowment insurance where such supplemental contracts contain no provisions except such as operate to safeguard such insurance against lapse or to provide a special surrender value therefor in the event that the insured shall be totally and permanently disabled by reason of accidental bodily injury or by sickness Provided That no such supplemental contract shall be issued or delivered to any person in this Commonwealth unless and until a copy of the form thereof has been submitted to and approved by the Insurance Commissioner under such reasonable rules and regulations as he shall make concerning the provisions in such contracts and their submission to and approval by him

(c) Nothing in subdivision (b) of this article shall be applicable to policies issued by companies organized under the provisions of the act approved April twenty-eight one thousand nine hundred and three (Pamphlet Laws three hundred twenty-nine) entitled "An act to provide for the incorporation and regulation of corporations for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death therein limiting the amount for which such corporations may issue policies and providing the manner in which certain existing corporations may become reincorporated under this act"

(d) The provisions contained in clause (e) of section six hundred and seventeen (617) and clause (b) (c) (h) and (1) of section six hundred and eighteen (618) may be omitted from railroad ticket policies sold only at railroad stations or at railroad ticket offices by railroad employes

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. HAWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance for the purpose of a public hearing.

Mr. PHILIP M. MYERS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1294, entitled:

An act to amend the act approved the eighth day of July, one thousand nine hundred and nineteen (P. L. 784), entitled "An act empowering cities of the second and third classes, boroughs, and counties, to acquire, maintain, and operate playgrounds, play fields, gymnasiums, public baths, swimming pools, and indoor recreation centers; authorizing school districts to join in the maintenance and operation of said activities; and authorizing the issue of bonds and the levy of taxes for such purposes," as amended; by adding thereto section seven A which provides that cities of the second and third classes, counties and townships shall upon petition of a certain number of electors submit to the voters thereof to decide whether or not the powers authorized by said act shall be exercised.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—173

Adams.
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner.
Cooke,
Cordier,
DeFrehn,
Denning,
Duffy.
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason.
Mathay,
McAlee,
McArran,
McClure.
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry.
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1357, entitled:

An Act relating to insurance; making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. WADE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. WALL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1362, entitled:

An Act relating to insurance; making all fire insurance policies or contracts of insurance, with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies, null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. WADE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. WALL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1385, as follows:

An Act to amend section six hundred and thirty-four of and to add section six hundred and thirty-four A to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidatiing the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" prohibiting persons employed by insured persons beneficiaries banks banking institutions trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance and prohibiting payments and the giving of things of value to such employes for such policies and contracts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and thirty-four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" is hereby amended to read as follows

Section 634 Penalties for Paying or Receiving Commission or Compensation for Insuring Lives of Attorneys Partners Clerks Servants or Employes or for Casualty Insurance for Such Persons It shall be unlawful for any person copartnership corporation insurance agent broker solicitor or representative to pay or cause to be paid any commission or compensation whatsoever to any attorney partner clerk servant employe or any other person howsoever hired or employed by or with any insured or any beneficiary named in any policy of life or casualty insurance It shall be unlawful for any attorney partner clerk servant employe or any other person howsoever hired or employed by or with any insured or any beneficiary named in any policy of life or casualty insurance to receive directly or indirectly any commission compensation or other benefit because or by reason of any such life or casualty insurance being placed sold or solicited on the life or health or for the benefit of their respective clients employers or masters or any of them It shall be unlawful for any attorney officer clerk servant or employe of any attorney officer clerk servant or employe of any corporation partnership association or individual to receive directly or indirectly any commission compensation or benefit because or by reason of any life or casualty insurance being placed sold or solicited on the life or health or for the benefit of any attorney officer clerk servant or employe of the same corporation copartnership association or individual whether or not any such attorney partner officer clerk servant or employe or other person hired or employed by or with the insured or of any beneficiary named in any policy of life insurance is duly licensed by the proper authority in this Commonwealth to place sell or solicit life insurance

Every such attorney partner officer clerk servant or employe or other person hired or employed or continuing to be hired or employed in the relation aforesaid within ninety days before or after the placing selling or soliciting of life insurance on the life or for the benefit of their respective clients partners officers employes masters or persons in the relation aforsaid or any of them shall be subject to the provisions of this section and every person copartnership or corporation participating in the payment of receipt of any compensation or benefit in violation of this section shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a fine of not less than fifty dollars nor more than five hundred dollars payable to the Commonwealth and imprisonment of not less than thirty days nor more than six months at the discretion of the court

Section 2 That said act is hereby amended by adding thereto section six hundred and thirty-four A to read as follows

Section 634 A Prohibitions Against Writing of Fire and Casualty Insurance on Property of Corporations by Employes Thereof It shall be unlawful for any officer employe attorney or agent of any bank banking institution trust company or corporation other than a corporation engaged in the insurance business to solicit write issue or cause to be issued any policy of fire or casualty insurance upon property owned by such bank banking institution trust company or corporation or in which it has any interest or on which it has any mortgage or for which it is acting as agent or the title to which it has insured or is acting to insure or to receive directly or indirectly any commission compensation or benefit from any such insurance notwithstanding such officer employe attorney or agent is duly licensed to place sell and solicit fire or casualty insurance It shall be unlawful for any insurance company or insurance agent or broker to pay or give directly or indirectly any commission compensation or thing of value to any officer emplye attorney or agent of any abnk banking institution trust company or corporation for any fire or casualty insurance on the property of any such bank banking institution trust company or corporation.

Any person copartnership association or corporation violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be liable to fine of not less than fifty dollars or more than five hundred dollars and imprisonment for not less than thirty days or more than six months

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. THOMAS J. BROWN. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Metzinger, permit himself to be interrogated?

Mr. METZINGER. Mr. Speaker, I will.

Mr. THOMAS J. BROWN. Mr. Speaker, will the gentleman explain the provisions of this bill, I cannot quite understand it.

Mr. METZINGER. Mr. Speaker, this is the present regulation of the Department of Insurance. It is to prevent one man from representing both parties, both the insured and the insurer.

Mr. THOMAS J. BROWN. That is the full provision of the bill.

Mr. METZINGER. That is the full provision of the bill.

Mr. THOMAS J. BROWN. Thank you.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—173.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1462, entitled:

An Act to amend the title and sections one and two, sections three and four, as amended, and sections five and six of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws 276), as amended, entitled "An act requiring pesons, partnerships, associations, or corporations advertising for or soliciting busness as adjusters of clams within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; and providing penalties," by including within the subject and said sections of the said act qualifications and conditions for the licensing of and the transaction of business by public adjuster solicitors; providing for bonds by public adjusters and public adjuster solicitors and for recovery on such bonds; and providing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constiution, the yeas and nays were taken and were as follows, viz:

YEAS—167.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Dietrich,
Duffy,
Dunn,
Ederer,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,

Gaghan,
Gangloff,
Gicking,
Gillette,
McArran,
McClure,
McElwee,
Scott,
Sheffer,
Shettel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1465, entitled:

An Act to amend section three hundred nineteen of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (Pamphlet Laws, six hundred eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for further regulation of re-insurance and the imposition of penalties for violation of section three hundred nineteen of the act.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. HAWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance for a public hearing.

Mr. GREEN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1468, entitled:

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department and providing penalties

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution; the yeas and nays were taken as follows, viz:

YEAS—170.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon.
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, P. M.,
Nothnagle,
O'Neill,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1469, as follows:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" which was amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "Act act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 Open Season The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

KIND OF GAME	OPEN SEASON
Blackbirds	From Aug 1st to Nov 30th
Rail	From Sept 1st to Nov 30th
Woodcock and Wilson or jack-snipe	From Oct 1st to Nov 30th
All birds known as wild water-fowl coots or mudhens and gallinules	From Oct 1st to Jan 15th

KIND OF GAME	OPEN SEASON
Raccoon	From Nov 1st to Jan 15th
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From Nov 1st to Nov 30th
Red squirrel	From Nov 1st to Aug 15th next following
Wild rabbit and hare	From Nov 1st to Dec 15th
Bear over one year old	From Nov 10th to Dec 15th
Male deer with two or more points to one antler	From Dec 1st to Dec 15th
Deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners	Open season in any county or subdivision thereof only such as shall be fixed by resolution of the Board of Game Commissioners
Male elk with four or more points to one antler	From Dec 1st to Dec 15th

Section 2 That section five hundred and two of said act which was amended by section two of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" is hereby further amended to read as follows

Section 502 Bag Limit It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

KIND OF GAME	IN ONE DAY	IN ONE SEASON
Wild turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20
Wild rabbits	5	30
Hares	3	15
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party)	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler or a deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "still hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except law pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

Section 3 That section five hundred and nine of said act which was amended by section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred fifty-two) entitled "An act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" is hereby further amended to read as follows

Section 509 Removal of Game Removal of Protection Changing Sessions and Bag Limits when it is proven to the satisfaction of the board that deer game birds or game animals or fur-bearing animals are materially destroying property or otherwise becoming a nuisance or the sexes are not balanced properly or the natural food supply is insufficient or that hunting or trapping in addition to the regular open season provided by this act may be permitted without jeopardizing the future supply of game or fur-bearing animals of any kind in any section of the Commonwealth the board may at any time remove or have removed such animals or birds from that section or may direct or authorize the killing of such birds or animals or grant an extension of the open season or permit additional hunting or trapping under such rules governing seasons bag limits methods of taking and other regulations as the case may require regardless of protection afforded or open seasons or bag limits fixed by this act

Upon failure to relieve under the several provisions of the Game Law damages being done to private property by birds or animals of any kind protected by law on lands open to public hunting the board shall endeavor to capture and may use for stocking purposes any surplus birds or animals captured or may make such other disposition thereof as in their judgment may be desirable If unable to capture alive such birds or animals protected by law which are causing material damage on lands open to public hunting with a reasonable expenditure of funds or rapidly enough to relieve the conditions promptly the board is hereby directed to detail its officers or such other responsible citizens as the board may designate to kill such number of the species of birds or animals causing the damage as may be necessary to relieve the situation promptly The board may dispose of such carcasses as they deem desirable.

To aid in the better protection of game or fur-bearing animals in any part of the Commonwealth the board may also reduce open seasons and bag limits or may close seasons as in their judgment may be necessary to guarantee a future supply of such birds or animals of any or both sexes in any part of or throughout the entire Commonwealth

To remove protection declare additional open seasons or reduce open seasons or bag limits or close seasons for the killing of game or fur-bearing animals of any or both sexes in any county or part thereof a notice to that effect shall be published by the board in not less than two newspapers of general circulation in each county affected one time each week for at least two consecutive weeks setting forth the action of the board and the rules and regulations adopted relative thereto The board shall prepare and distribute such additional posters or notices as in their judgment may be necessary

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the preservation of game birds or game animals or fur-bearing animals or to take such birds or animals at a time or in any number or manner or of any kind or sex contrary to such rules and regulations

Section 4 That section five hundred and eleven of said act and the amendments thereto is hereby repealed

Section 5 That clause (b) of section seven hundred and four of said act is hereby amended to read as follows

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

Section 6 That section seven hundred and five of said act is hereby amended to read as follows

Section 705 Unlawful Killing of Elk and Deer It is unlawful for any person at any time by standing on watch or otherwise to kill or attempt to kill a second male elk or a second [male] deer in one season. It is unlawful for any person at any time to shoot at or wound or kill or attempt to shoot at or wound or kill or have in possession a female elk or a [female] deer without visible antlers or horns of at least such weight as shall be fixed by resolution of the Board of Game Commissioners or any part thereof or a male elk or a male deer found in a wild state or any part thereof that may not be lawfully taken except as otherwise provided by the laws of this Commonwealth [relating to the taking of game animals and game birds under authority of a license issued by the board]

Section 7 That section seven hundred and six of said act is hereby amended to read as follows

Section 706 Possession of Deer or Elk Without Head Attached The possession or control of a deer or elk or of any portion of either of such animals shall be prima facie evidence that such animal was killed unlawfully in this Commonwealth unless the head [bearing antlers as hereinbefore provided] is attached in a natural way Each person in whose possession or under whose control the same may be found or who may be proven to have had such animal or part thereof in possession or under control shall be liable to the penalty provided in this article for the unlawful killing of elk or deer as the case may be unless such person shall immediately upon demand made by an officer of the Commonwealth whose duty it is to protect game produce the head [bearing such antlers] or shall swear that the flesh in question found in his possession or proven to have been under his control is a part of a deer or elk legally killed in the Commonwealth both or either as in the mind of the officer investigating may be considered necessary

Section 8 That section seven hundred and seven of said act is hereby amended to read as follows

Section 707 Hunting Regulations for Parties Hunting Large Game Tagging Large Game Each camp or body of men hunting together for elk or deer or bear shall at all times while hunting maintain a roster or record giving in plain English the name address and license numbers of all persons hunting with that party at any time during that season Such roster or record shall be kept at the camp boarding house or other stopping place and if not in a camp or stopping together in the possession of the leader or captain of such party Such roster or record shall at all times be open to inspection by any officer whose duty it is to protect the game of the Commonwealth and shall be produced upon the demand of any such officer Every failure to keep or produce any such roster or record shall render the person responsible for such neglect or refusal liable to penalties provided in this article

It is unlawful for any body of men either camping together or hunting in unison or in any manner cooperating with each other to kill or be possessed of in one season more than six legal [male] deer or more than one legal male elk or more than four bears found in a wild state

Every person in a camp or body of men hunting together or in any manner cooperating with others in hunting for elk or deer or bear shall be individually liable to the full penalty imposed in this article for each elk or deer or bear killed in excess of the number provided for in this section after the time the various members of such party hunting together have had ample opportunity to get together not exceeding the close of said day and ascertain that the legal limit of such animals has been killed In any case where more than the lawful number of elk or deer or bear are killed unintentionally by any camp or hunting party any excess animals shall be turned over to the nearest game protector or paid representative of the Department of Forestry within eighteen hours after killing for delivery to a charitable institution and the head and skin shall be disposed of by the board

Every person who may hunt individually or with another camp or party hunting in unison for elk or deer or bear or in any manner cooperating with others hunting for such animals after having participated in any manner in killing during the season the number of such animals prescribed in this section for camps or hunting parties shall be liable to the full penalty and costs of prosecution prescribed in this article for killing such animals contrary to the provisions of this article and such penalty shall be imposed for every day such person shall hunt contrary to the provisions of this section

Each person killing an elk or deer or bear found in a wild state attach thereto a tag or marker within six hours after such killing bearing in plain English his name address license number and county number with the location where such game was killed Every failure to have said tag attached as herein provided shall subject the person so neglecting to the penalties provided in this article Any game found in the possession of any person and not tagged as herein provided shall be confiscated If the person responsible for such neglect to tag any such game cannot be located each member of the camp or party shall be individually liable to such penalty

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows:

YEAS—169

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff.
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann.
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Terry,
Tucker,
Turner,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1401 (Senate Bill No. 109), entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," by adding thereto section five hundred and eighteen and defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. STERLING. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1444 (Senate Bill No. 433), entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

On the question,

Will the House agree to the bill on third reading?

Mr. POST. Mr. Speaker, I would like to interrogate somebody with reference to this bill, if there is anybody to be interrogated.

The SPEAKER. Is there anyone who will volunteer or consent to be interrogated?

Mr. HEFFRAN. Mr. Speaker, yes.

Mr. POST. Mr. Speaker, does this bill permit the county commissioners to appropriate money from county funds to assist any township or borough to erect or construct a sewage system or disposal plant?

Mr. HEFFRAN. Mr. Speaker, in reply to the gentleman from Northumberland, this bill permits county commissioners to give aid to boroughs or townships for sewage systems. It is a new departure in the appropriation of public funds and in order that the House may have further opportunity to study this bill, I will move to place it upon the postponed calendar.

BILL POSTPONED

Mr. HEFFRAN. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. CHESTER A. RHODES. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1448 (Senate Bill No. 566), entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 252), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Lackawanna County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows:

YEAS—165

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Lewis,
Lockhart,
Loucks,
Lynch,
Male,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sautter,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Watson,
Weaver,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 129, entitled:

An Act to amend section one thousand one hundred twelve of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing counties to designate through highways.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—166.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Fish,
Fleisher,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Surface,
Tahl,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
Wike,
Williams, I. B.,
Wilson, L. M.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough.
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SPEAKER GOODNOUGH IN THE CHAIR.

RESOLUTION

REFERENCE BUREAU TO CODIFY COUNTY TAX ASSESSMENT LAWS.

Mr. HEFFERNAN asked and obtained unanimous consent to offer a resolution which was twice read and laid over under the rules:

In the House of Representatives, April 15, 1931.

Resolved (if the Senate concur), That the Legislative Reference Bureau is hereby directed to compile a codification of the County Tax Assessment Laws of the Commonwealth, excluding therefrom, (a) the laws relating to the assessment of intangible personal property for county purposes; (b) the laws relating to the creation and administration of county boards for the assessment and revision of taxes, and (c) the election of taxation assessors; and to make report thereon in printed form to the Sesseion of the General Assembly in the year one thousand nine hundred and thirty-three.

BILL ON FINAL PASSAGE

Mrs. DENMAN. Mr. Speaker, I desire to call up at this time House Bill No. 1317, Printer's No. 376, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mrs. Denman,

The House resumed the consideration on final passage of House Bill No. 1317, entitled:

An Act to amend section seven of the act approved the fifth day of March, one thousand seven hundred ninety-one (three Smith's Law's six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned" prescribing the form of notary seal.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—165.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Terry,
Turner,
Wade,
Watson,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mrs. DENMAN. Mr. Speaker, I desire to call up at this time House Bill No. 1318, Printer's No. 377, page 14 of today's calendar bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mrs. Denman.

The House resumed the consideration on third reading of House Bill No. 1318, entitled:

An Act to amend sections one and two of the act approved the sixth day of June, one thousand eight hundred and ninety-three (Pamphlet Laws, three hundred twenty-three), entitled "An act to amend an act, entitled 'Relative to notaries public,' approved the fourth day of February, Anno Domini one thousand eight hundred and fifty-six, extending the limits of residence and powers of notaries public," requiring notaries public to maintain an office at the place named in the notary commission and to specify such place on notarial acts performed elsewhere.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—166.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Braham,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fleisher,
Flinchbaugh,
Fox,
Fuller,
Gangloff,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Grenet,
Griffith, C. R.,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shortz,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mrs. DENMAN. Mr. Speaker, I desire to call up at this time House Bill No. 1319, Printer's No. 378, page 14 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mrs. Denman.

The House resumed the consideration on third reading of House Bill No. 1319, entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (Pamphlet Laws, three hundred thirty-four), entitled "A further supplement to the act, entitled an act to enable the Governor to appoint notaries public, and for other purposes therein mentioned," by requiring notaries to take the constitutional oath of office and to file their bond, commission and oath within a certain time and repealing part of a certain act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—162.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Blumberg,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Munley,
Musmanno,
Myers, F. H. Jr.,
Neely,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Ruth,
Sautter,
Schreck,
Schwartz,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1.

Bidelspacher,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 359

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 14, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 359, Printer's No. 87, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. WHEELER. Mr. Speaker, I move that the bill together with the message be laid upon the table.

Mr. KLECKNER. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. STRICKLER. Mr. Speaker, I move that this House do now adjourn until Monday evening, April 20, 1931, at 9.00 o'clock.

Mr. HOLMES. Mr. Speaker, I second the motion.

The motion was agreed to, and at 1.44 o'clock P. M. the House adjourned until Monday evening, April 20, 1931, at 9.00 o'clock.

ERRATUM

The vote of Mr. Sautter on House Bill No. 576, on page 1736 of the Legislative Journal for April 7, 1931, should be changed from "aye" to "no."

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 129th of the General Assembly

Vol. 12 HARRISBURG, PA., MONDAY, APRIL 20, 1931 No. 37

SENATE

MONDAY, April 20, 1931.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Thou Infinite and Eternal God, we believe that when we govern our lives in accordance with Thy will we obtain the highest good. Thou hast assured us that Godliness is profitable in all things, having the promise of the life which now is and of that which is to come.

We believe that righteousness exalteth a nation, but sin is a reproach to any people. Therefore, wilt Thou create in us clean hearts and renew a right spirit within us.

Grant that we, as citizens of this Commonwealth and of the Nation, may obey Thy divine commands; and thus confer upon us the highest degree of prosperity.

We ask for all of these favors in the name of our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. QUIGLEY, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 996.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 996, entitled:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 188

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 188, entitled:

An Act vesting the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital in the Armory Board of the State of Pennsylvania of the Pennsylvania National Guard

HOUSE CONCURS IN SENATE BILL No. 436.

He also returned to the Senate, Senate Bill No. 436, entitled:

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

With the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 323.

He also returned to the Senate, Senate Bill No. 323, entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 398.

He also returned to the Senate, Senate Bill No. 398, entitled:

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 566.

He also returned to the Senate, Senate Bill No. 566, entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Luzerne County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

with the information that the House has passed the same without amendment.

AMENDMENT TO HOUSE BILL No. 777 RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 777, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution, were twice read as follows:

On the question,

Will the Senate concur in the amendment?

Amend bill, page 1, by inserting after section 1, the following:

Section 2 This act shall become effective upon the date of its approval by the Governor

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 778 RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 778, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution, were twice read as follows:

On the question,

Will the Senate concur in the amendment?

Amend bill, page 1, by inserting after section 1, the following:

Section 2 This act shall become effective upon the date of its approval by the Governor

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 437 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 437, entitled:

An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. HARRIS. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 2, page 2, line 9, by striking out the words "Property and Supplies", and inserting in lieu thereof the word "Welfare".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Armstrong,
Aron,
Ealy,
Earnest,
Einstein,
Krause,
Lanius,
Mansfield,
Rial,
Roberts,
Salus,

Baumer,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Scott,
Snyder,
Sordoni,
Sprout,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 463. RETURNED WITH AMENDMENTS.

He also returned to the Senate, Senate Bill No. 463, entitled:

An Act providing for the creation and incorporation, as municipal corporations, and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property water-works, rights and franchises of public and private corporations, copartnerships, associations and individuals furnishing and supplying water to the public in said districts; prescribing the powers and duties of such districts and the officers thereof; conferring jurisdiction on courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. BUCKMAN. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 2, page 2, line 1, by striking out the words "Act to be known and cited," and inserting in lieu thereof the words "Short title"; also section 3, page 2, line 3, by striking out the words "Provisions severable" and inserting in lieu thereof the words "Constitutional construction," also line 4, by striking out the words "PROCEDURE TO CREATE DISTRICTS"; also by inserting after line 4 the following: "A. Procedure to create Districts"; also by inserting after line 13 the following: "B. Officers of Districts"; also page 3, line 17 by striking out "VI" and inserting in lieu thereof "IV"; also lines 20 and 21 by striking out the words "by right of eminent domain"; also Article II, page 7, line 13, by striking out the words "Each of said Courts" and inserting in lieu thereof the words "The Court"; also page 12, line 8, by striking out the words "Superior or"; also page 14, line 28, by striking out the second word "the" and inserting in lieu thereof the word "Two"; also Article VII, page 27, line 20 by striking out the word "and" and inserting in lieu thereof the word "an"; also Article IX, line 18 by striking out the word "of" and inserting in lieu thereof the word "or"; also line 22 by striking out "plce" and inserting in lieu thereof the word "place"; also page 32, line 12, by striking out the words "water supply"; also line 16 by inserting after the word "by" the words "purchase or"; also page 36, line 18, by striking out the word "acquire" and inserting in lieu thereof the word "inquire"; also line 22 by inserting after the word "property" the words "and works"; also page 38, line 28, by striking out the word "report" and inserting in lieu thereof the word "court"; also page 39, line 8, by striking out the words "At the hearing the" and inserting in lieu thereof the word "The"; also page 40, line 16, by striking out the word "therefore" and inserting in lieu thereof the word "therefor"; also page 41, line 22, by striking out the word "it" and inserting in lieu thereof the words "The court"; also page 42, line 11, by striking out "approcals" and inserting in lieu thereof the word "approvals"; also Article II, page 8, lines 3 and 4, by striking out "five hundred (500)" and inserting in lieu thereof "two thousand (2000)"; also page 11, line 27, by striking out the word "interest" and inserting in lieu thereof the word "interests"; also Article III, page 24, line 24, by inserting after the word "law" the following: "No contract involving an expenditure of more than five hundred dollars ($500) shall be let except to the lowest responsible bidder after due advertisements for bids"; also Article VII, page 28, line 11, by inserting after the word "and" the following: "with the consent of the court"; also line 18, by striking out "accorance" and inserting in lieu thereof the word "accordance"; also line 23, by inserting after the word "thereto" the following: "The construction of any dam or of any other obstruction to a stream shall be in accordance with a permit issued therefor by the Water and Power Resources Board in accordance with the act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty-five) entitled "An act providing for the regulation of dams or other structures or obstructions as defined herein in along across or projecting into all streams and bodies of water wholly or partly within or forming part of the boundary of this Commonwealth resting certain powers and duties in the Water Supply Commission of Pennsylvania for this purpose and providing penalties for the violation of the provisions hereof"; also article X, page 29, line 5, by inserting after the word "purposes" the following: "No source of supply shall be taken without taking also the property and works necessarily dependent upon such source for a supply of water at the time of such taking No municipally owned property and works or any part thereof shall be acquired by any district unless the consent of a majority of the electors of such municipality voting on the question of such acquisition has first been secured at a municipal or general election"; also line 10, by inserting after the word "limits" the following: "as to which the Water and Power Resources Board after due notice and public hearing shall have found that the appropriation of the same is required by the present and future interests of the Commonwealth for the construction maintenance or operation of the property and works of said water supply district and is not incompatible with the public interests of the region in the vicinity of such property and works"; also line 15 by striking out "appropirated" and inserting in lieu thereof the word "appropriated"; also line 23 by striking out the word "or" and inserting in lieu thereof the word "of"; also Article XIII, page 30, by striking out lines 24, 25, 26 and 27; also line 28 by striking out "nicipality"; also by striking out after the word "acquire" the word "such" and inserting in lieu thereof the words "any existing"; also page 41, line 1, by inserting after the word "property" the words "and works"; also page 42, line 16, by inserting after the word "shall" the following: "apply to any water works of any city the title to which is in the name of commissioners of water works"; also line 18 by striking out the word "Commission" and inserting in lieu thereof the word "Commissioners".

On the question,

Will the Senate concur in the amendments?

Mr. BUCKMAN. Mr. President, I move that the Senate non concur in the amendments made by the House of Representatives.

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38.

Apple,
Armstrong,
Baumer,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—3.

Aron,
Kitts,
Parkinson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 129 (Senate Bill No. 837), entitled:

An Act to amend section one thousand one hundred twelve of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by authorizing counties to designate through highways.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 801 (Senate Bill No. 838), entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand eight hundred and ninety-seven, (P. L. 83), entitled "An act to provide for the maintenance, care and treatment of the indigent insane in county and local institutions," as amended; increasing the weekly payments, and extending the provisions of said act to poor districts.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 976 (Senate Bill No. 839), entitled:

An Act amending sections seven and nineteen, and section twenty as amended, of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health, and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by providing for the furnishing of notice of the death of unnaturalized citizens of the consuls of the Nations of which they are nationals.

Which was committed to the Committee on Public Health and Sanitation.

House Bill No. 1108 (Senate Bill No. 840), entitled:

An Act to amend section one as amended, sections seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

Which was committed to the Committee on Judiciary General.

House Bill No. 1195 (Senate Bill No. 841), entitled:

An Act to amend sections eleven, thirteen, fourteen and sixteen of the act approved the thirtieth day of April, one thousand nine hundred and twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," by conferring additional powers on such corporations, to frame by-laws on certain subjects; by regulating the use of the reserve fund, altering the provision for the removal of directors and officers of the association.

Which was committed to the Committee on Agriculture.

House Bill No. 1219 (Senate Bill No. 842), entitled:

An Act to amend section two of the act approved the eleventh day of April, one thousand nine hundred and twenty-nine, (P. L. 490), entitled "An act authorizing the register of wills in counties of the fifth class to appoint a solicitor; prescribing the duties of said solicitor; and fixing his salary payable by the county," by decreasing the salary of said solicitor.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1221 (Senate Bill No. 843), entitled:

An act to amend the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-three) entitled "An act permitting borough to provide a method of assessment for borough taxes" by providing for appeals from assessments.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1230 (Senate Bill No. 844), entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and one (P. L. 143), entitled "An act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered, or shall hereafter make or enter, any order, sentence, decree or judgment for the payment of any moneys whatsoever, in any matter or thing within its jurisdiction, a copy of said order, sentence, decree or judgment may be certified to any court of common pleas of the same county, and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court," to limit the lien of such judgments and regulate the revival thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 1246 (Senate Bill No. 845), entitled:

An Act to amend section one of the act approved the twelfth day of July one thousand nine hundred and twenty-three (P. L. 1077) entitled "An act establishing a State highway in the counties of Clarion Forest Elk and McKean providing for its location construction improvement and maintenance by the Commonwealth and vacating certain sections of State road in the counties of Clarion Forest McKean and Elk"

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 1294 (Senate Bill No. 846), entitled:

An act to amend the act approved the eighth day of July, one thousand nine hundred and nineteen (P. L. 784), entitled "An act empowering cities of the second and third classes, boroughs, and counties, to acquire, maintain, and operate playgrounds, play fields, gymnasiums, public baths, swimming pools, and indoor recreation centers; authorizing school districts to join in the maintenance and operation of said activities; and authorizing the issue of bonds and the levy of taxes for such purposes," as amended; by adding thereto section seven A which provides that cities of the second and third classes, counties and townships shall upon petition of a certain number of electors submit to the voters thereof to decide whether or not the powers authorized by said act shall be exercised.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1304 (Senate Bill No. 847), entitled:

An Act to amend sections one and seven of the act approved the first day of May, one thousand nine hundred and nine (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one," as amended by further defining commercial fertilizers and fixing the minimum percentage of constituents which such fertilizers may contain.

Which was committed to the Committee on Agriculture.

House Bill No. 1317 (Senate Bill No. 848), entitled:

An Act to amend section seven of the act approved the fifth day of March, one thousand seven hundred ninety-one (three Smith's Law's six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned" prescribing the form of notary seal.

Which was committed to the Committee on Judiciary General.

House Bill No. 1318 (Senate Bill No. 849), entitled:

An Act to amend sections one and two of the act approved the sixth day of June, one thousand eight hundred and ninety-three (Pamphlet Laws, three hundred twenty-three), entitled "An act to amend an act, entitled 'Relative to notaries public,' approved the fourth day of February, Anno Domini one thousand and eight hundred and fifty-six, extending the limits of residence and powers of notaries public," requiring notaries public to maintain an office at the place named in the notary commission and to specify such place on notarial acts performed elsewhere.

Which was committed to the Committee on Judiciary General.

House Bill No. 1319 (Senate Bill No. 850), entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (Pamphlet Laws, three hundred thirty-four), entitled "A further supplement to the act, entitled an act to enable the Governor to appoint notaries public, and for other purposes therein mentioned," by requiring notaries to take the constitutional oath of office and to file their bond, commission and oath within a certain time and repealing part of a certain act.

Which was committed to the Committee on Judiciary General.

House Bill No. 1350 (Senate Bill No. 851), entitled:

A Supplement to the Act approved the fourth day of March, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-one), entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefore; imposing duties in connection therewith upon the Governor, the Board of Trustees of Eastern State Penitentiary, and the Department of Welfare; and making an appropriation," its amendments and supplements, making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities, and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford, and the development of the grounds thereof.

Which was committed to the Committee on Appropriations.

House Bill No. 1364 (Senate Bill No. 852), entitled:

An Act to amend section two of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees.

Which was committed to the Committee on Agriculture.

House Bill No. 1373 (Senate Bill No. 853), entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties;

providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

Which was committed to the Committee on Elections.

House Bill No. 1385 (Senate Bill No. 854), entitled:

An Act to amend section six hundred and thirty-four of and to add section six hundred and thirty-four A to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 789) entitled as amended "An act relating to insurance revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurane rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" prohibiting persons employed by insured persons beneficiaries banks banking institutions trust companies and corporations from benefiting from certain policies and contracts of fire and casualty insurance and prohibiting payments and the giving of things of value to such employes for such policies and contracts.

Which was committed to the Committee on Insurance.

House Bill No. 1391 (Senate Bill No. 855), entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

Which was committed to the Committee on Agriculture.

House Bill No. 1429 (Senate Bill No. 856), entitled:

An Act authorizing the recorder of deeds of any county of the second class to record anywhere re-recording is authorized by law to re-record by a photographic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him and fixing the fees for such recording and re-recording providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent authorizing the board of county commissioners of any such county to contract for purchase and pay for out of the county funds such apparatus equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by such photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind, number and compensation of such skilled employes and assistants and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Which was committed to the Committee on Judiciary General.

House Bill No. 1462 (Senate Bill No. 857), entitled:

An Act to amend the title and sections one and two, sections three and four, as amended, and sections five and six of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws 276), as amended, entitled "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting busness as adjusters of clams within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests within this Commonwealth, to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; and providing penalties," by including within the subject and said sections of the said act qualifications and conditions for the licensing of and the transaction of business by public adjuster solicitors; providing for bonds by public adjusters and public adjuster solicitors and for recovery on such bonds; and providing penalties.

Which was committed to the Committee on Insurance.

House Bill No. 1468 (Senate Bill No. 858), entitled:

An Act to prevent fraudulent procedure in obtaining licenses or certificates from the Insurance Department or altering licenses or certificates issued by the Insurance Department and providing penalties

Which was committed to the Committee on Insurance.

House Bill No. 1469 (Senate Bill No. 859), entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three(P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

Which was committed to the Committee on Game and Fisheries.

House Bill No. 1491 (Senate Bill No. 860), entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1501 (Senate Bill No. 861) entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

Which was committed to the Committee on Agriculture.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

RECALLING NOMINATION OF JOHN W. ALLEN, AS JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination of John W. Allen, of Tarentum, as Justice of the Peace in the Borough of Tarentum, Allegheny County, vice J. C. Bash, deceased, made to your Honorable Body under date of April 15, 1931.

GIFFORD PINCHOT.

Which was referred to the Committee on Executive Nominations.

APPROVAL OF RESOLUTION RECALLING SENATE BILL No. 18.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 18, Printer's No. 13, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law. I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Charles T. Anderson, of Carbondale, as Alderman in the 5th Ward of the City of Carbondale, Lackawanna County, vice Sylvester M. Saunders, deceased.

GIFFORD PINCHOT.

NOMINATIONS BY THE GOVERNOR

MEMBER MOTHERS' ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Mrs. Rebecca B. Potter, of Antes Fort, as a member of the Board of Trustees of the Mothers' Assistance Fund of Lycoming County until June 1, 1935, and until her successor is duly appointed and qualified.

GIFFORD PINCHOT.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of N. R. Walker, of Mechanicsburg, as Justice of the Peace in Hampden Township, Cumberland County.

GIFFORD PINCHOT.

Which were referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Mrs. Eleanor W. Johnson, Gettysburg.

ALLEGHENY COUNTY

Miss Olive S. Baierbach, Pittsburgh.
D. A. Hunter, Pittsburgh.
Charles P. Parsons, Pittsburgh.
Howard M. Simon, Pittsburgh.
Howard V. Worley, Pittsburgh.

BEAVER COUNTY

John H. Edwards, Rochester.
J. E. Stauffer, Ambridge.

CAMBRIA COUNTY

Ewing E. Moser, Johnstown.

DAUPHIN COUNTY

Paul M. Barmont, Harrisburg.

DELAWARE COUNTY

James F. Gallagher, Jr., Chester.
Robert G. Kinsley, Philadelphia.
John C. Tulloch, Moores.
Joseph Zeitzeff, Chester.

LACKAWANNA COUNTY

John Dano, Scranton.

LANCASTER COUNTY

Elwood M. Rhoads, Lancaster.

LYCOMING COUNTY

Kurt R. Cloud, Jersey Shore.

MONTGOMERY COUNTY

Miss Katharine W. Mayer, Jenkintown.
Clarence B. Wrigley, Philadelphia.

PHILADELPHIA COUNTY

William R. M. Baldwin, Philadelphia.
J. E. Nidecker, Philadelphia.
Eli J. Rose, Philadelphia.
Miss Rose Squires, Philadelphia.
Miss Pearl Surkin, Philadelphia.

WARREN COUNTY

William C. Jamieson, Sugar Grove.

WESTMORELAND COUNTY

Frank R. Parker, Jr., Scottdale.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name:

LAWRENCE COUNTY

W. H. Grinnen, Wampum, April 25, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries public, for terms of four years to compute from the date of confirmation:

DELAWARE COUNTY

Harry R. C. Robinson, Chester.

SOMERSET COUNTY

Miss Marian E. Albright, Somerset.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to,

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

LEAVES OF ABSENCE

Mr. SCOTT asked and obtained leave of absence for the Senator from Potter, Mr. BALDWIN, for the week.

Mr. EARNEST asked and obtained leave of absence for the Senator from Philadelphia, Mr. Daix, for the week.

ANNOUNCEMENT BY LIEUTENANT GOVERNOR RELATIVE TO EXERCISES BY THE PENNSYLVANIA STATE POLICE

The President. Members of the Senate have been invited to attend the graduation exercises at the school of the Pennsylvania State Police at Hershey tomorrow and cards have been distributed for Senators to indicate whether they can be present. Plans are for members to leave the main entrance of the State Capitol tomorrow afternoon at 2.30 o'clock. The exercises will begin at 3.00 and probably last something over an hour and a half. As many Senators as possible are urged to attend the exercises. There will be no meeting of the Senate tomorrow afternoon but there may be a session in the evening to receive business from the House and reports of committees.

REPORTS FROM COMMITTEES

Mr. WEINGARTNER, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 487 (House Bill No. 679), entitled:

An Act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto.

Mr. SCOTT, from the Committee on Appropriations, reported as committed, Senate Bill No. 817 (House Bill No. 780), entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine," providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first, one thousand nine hundred and thirty-one.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 818 (House Bill No. 1247), entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat.

Also from the Committee on Executive Nominations reported with a favorable recommendation the following nomination by His Excellency, the Governor of the Commonwealth:

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 8, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of C. F. Sencenbach, of Bath, as Justice of the Peace in the Borough of Bath, Northampton County, vice Frank Sencenbach, deceased.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 15, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of the following:

Arthur Smith, of McClellandtown, as Justice of the Peace in the Township of German, Fayette County, vice Leonard L. Coffman, resigned.

GIFFORD PINCHOT.

ALDERMEN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 7, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of the following:

Ellsworth W. Miller, of Hazleton, as Alderman in the 11th Ward of the City of Hazleton, Luzerne County, vice J. E. Youngcourt, deceased.

J. R. Smiley, of Uniontown, as Alderman in the 2nd Ward of the City of Uniontown, Fayette County, vice Robert B. Collins, resigned.

Charles E. Moyer, of McKeansburg, as Justice of the Peace in East Brunswick Township, Schuylkill County, vice Raymond S. Moyer, deceased.

John A. Black, of Pittsburgh, as Justice of the Peace in Brentwood Borough, Allegheny County, vice T. R. Gracie, resigned.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SCOTT,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported from Committee at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SCOTT,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. GELDER. Mr. President, I move that the Executive Session do now rise.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair recognizes United States Senator James J. Davis and invites him to the rostrum.

REPORTS FROM COMMITTEES

Mr. ROBERTS, from the Committee on Repeal Bills, reported as committed, Senate Bill No. 744 (House Bill No. 1114), entitled:

An Act to repeal an act approved the eighth day of March, one thousand eight hundred and seventy-two (P. L. 275), entitled "An act relating to the election of school directors in Conyngham Township, Columbia County."

Mr. GELDER, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 810 (House Bill No. 1351), entitled:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 862, entitled:

An Act authorizing the Department of Highways to pay property damages heretofore occasioned as a result of the erection of garage and storage sheds; and making an appropriation therefor.

Which was committed to the Committee on Appropriations.

Mr. KRAUSE (for Mr. Daix) read in his place and presented to the Chair Senate Bill No. 863, entitled:

An Act relating to and regulating the right to practice Drugless Therapy in the Commonwealth of Pennsylvania, and prescribing the powers and duties of the Board of Drugless Therapy, Education, Examination and Licensure, and means and methods whereby the right to practice Drugless Therapy may be obtained, providing for revocation or suspension of licenses granted by said Board, and providing penalties for violations of the provisions of this act.

Which was committed to the Committee on Public Health and Sanitation.

Also (for Mr. Daix) read in his place and presented to the Chair Senate Bill No. 864, entitled:

An act to amend section two hundred two of, and to add section four hundred seventeen A to, the act approved the ninth day of April one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, re-organizing or authorizing the re-organization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Public Instruction the State Board of Drugless Therapy, Education, Examination and Licensure.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 865, entitled:

An Act to amend section thirty of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six, (P. L. 761), entitled "An act relating to executions;" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars.

Which was committed to the Committee on Judiciary General.

Mr. PAINTER read in his place and presented to the Chair Senate Bill No. 866, entitled:

An Act to establish as a State highway a certain section of public road in the County of Butler, and providing for its construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Mr. BOYD read in his place and presented to the Chair Senate Bill No. 867, entitled:

An Act making an appropriation to the Board of Finance and Revenue for refund of duplicated motor vehicle registration fees.

Which was committed to the Committee on Appropriations.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 868, entitled:

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary, and conferring power on the board to grant to such company a perpetual casement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands.

Which was committed to the Committee on Judiciary General.

Also, read in his place and presented to the Chair Senate Bill No. 869, entitled:

An Act declaring agreements or contracts made by notary publics with persons, copartnerships, associations and corporations to render notarial services free or at reduced rates to the members thereof to be illegal; and providing penalties.

Which was committed to the Committee on Judiciary General.

Mr. SORDONI read in his place and presented to the Chair Senate Bill No. 870, entitled:

An Act fixing the time for filing reports of viewers and the time for final confirmation of such reports, or portions thereof, where no exceptions are filed, or appeals taken, or reviews asked for.

Which was committed ot the Committee on Judiciary General.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 871, entitled:

An Act regulating public bathing places, swimming pools, public bath houses, public and private natatoriums, turkish bath houses, all places hired for any form of bathing or swimming, and all related appurtenances fixing license fees; providing in matters of sanitation, cleanliness and safety for supervision by the Department of Health; establishing a Public Bathing Commission providing for administrative offices and fixing salaries; and prescribing penalties for violations.

Which was committed to the Committee on Public Health and Sanitation.

Mr. McCLURE read in his place and presented to the Chair Senate Bill No. 872, entitled:

An Act to apportion the State into congressional districts.

Which was committed to the Committee on Congressional Apportionment.

Also read in his place and presented to the Chair Senate Bill No. 873, entitled:

An Act to amend section four hundred and four of article four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair Senate Bill No. 874, entitled:

An Act to amend sections thirteen and fourteen of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 715, entitled "An act Relating to Reference and Arbitration" by authorizing the establishment and maintenance of a county board of arbitrators in any county of this Commonwealth when in the opinion of the court of common pleas the same may be necessary in order to expedite the trial of cases; prescribing their duties, number and qualifications; providing for their appointment and the filling of vacancies; their selection as arbitrators in any cause within the provisions of said act and amendments thereof; for rules and regulations governing same; for places of meetings et cetera; for the employment of stenographers and clerks; for the per diem compensation of members of the board and for the payment thereof together with all costs, charges and expenses incident thereto by each county.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 875, entitled:

An Act to amend clause (a) of section four, clauses (a) and (d) of section six; and clauses (m), (s) and (t) of section seven of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote of all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts, providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by adding provisions relating to the construction of voting machines, regulating the number to be furnished; providing for the reexamination of machines and for appeals from the action of the Secretary of the Commonwealth.

Which was committed to the Committee on Elections.

Mr. SALUS, read in his place and presented to the Chair Senate Bill No. 876, entitled:

An Act making an appropriation to the Pennsylvania Museum School of Industrial Art, Philadelphia.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 877, entitled:

An Act to amend section four hundred and eighty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for the annual appointment of a law library committee by the president judge of the court of common pleas, and for the annual report of the said committee to such judge.

Which was committed to the Committee on Judciary General.

Also read in his place and presented to the Chair, Senate Bill No. 878, entitled:

An Act authorizing sub-contractors, laborers, and material men to intervene in or institute actions on certain bonds given to the Commonwealth or to municipal corporations to secure performance of public contracts, fixing the time within which such actions must be brought and the amounts recoverable therein, and providing for distribution of amounts recovered and prescribing procedure.

Which was committed to the Committee on Judiciary General.

Mr. BUCKMAN, read in his place and presented to the Chair Senate Bill No. 879, entitled:

An Act to amend sections one thousand one hundred thirty-three, one thousand two hundred fourteen, and one thousand two hundred fifteen of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the employment of a non-commissioned superintendent by certain districts, and outlining the powers and duties of such official.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 880, entitled:

An Act to authorize any corporation of this Commonwealth created by virtue of any special act of Assembly and possessing under such act or supplements thereto franchises for various purposes, including the right to construct and operate railroads for public use, to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith, not parallel or competing.

Which was committed to the Committee on Corporations.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 881, entitled:

An Act to further amend section four of the act, approved the third day of May, one thousand nine hundred and nine (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock and poultry-food, and patented, proprietary or trade-mark stock-and poultry-food, possessing nutritive value combined with medicinal properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground cornstalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples an danalysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation, and repealing act number two hundred and eleven (Pamphlet Laws, one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat-, rye-, corn- and buckwheat-bran and middlings, or any mixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

Which was committed to the Committee on Agriculture.

Mr. TRAINER read in his place and presented to the Chair Senate Bill No. 882, entitled:

An Act to amend section two thousand two hundred and twenty-five of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith" by prohibiting the employment of married women as principals or teachers in first class districts, and requiring the employment of resident principals and teachers in such districts.

Which was committed to the Committee on Education.

Mr. KITTS read in his place and presented to the Chair Senate Bill No. 883, entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

Which was committed to the Committee on Municipal Affairs.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 884, entitled:

An Act to amend sections one and two of the act, approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 276), entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector, by any person other than the elector against whom such tax is assessed, except upon the written and signed order of such assesseed elector, and prescribing penalties," by providing certain exemptions.

Which was committed to the Committee on Elections.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 885, entitled:

An Act to abolish the December assessment of voters, and repealing inconsistent legislation.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 886, entitled:

An Act regulating the methods of assessment of real estate for purposes of taxation, prescribing certain duties of assessors, boards of revision of taxes, boards for the assessment and revision of taxes, boards of assessors and city councils, and requiring the furnishing of certain assessment maps by counties and cities, making the provisions of the act mandatory as to cities of the first class and counties co-extensive therewith, and giving other cities and counties the right to accept the same.

Which was committed to the Committee on Judiciary General.

TIME OF NEXT MEETING

Mr. ROBERTS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 20, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening April 27, at 9.00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, April 27 at 9.00 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION AUTHORIZING USE OF SENATE CHAMBER TO COMMITTEE ON EDUCATION

Mr. MANSFIELD offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 20, 1931.

RESOLVED, That the Senate grant the use of the Senate Chamber to the Committee on Education for the purpose of a public hearing on Tuesday, April 21, at 9.00 A. M.

BILLS ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 328, as follows:

An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore any board of school directors or any officers thereof shall have issued or authorized the issue or executed any school orders for payments from the school funds of the school district which orders were charged against the proper classes of expenditures in the financial account book of the district and lists thereof showing the classes against which they were charged were forwarded to the treasurer of the school district with the orders after they had been drawn and executed but where said orders did not state on their faces respectively the particular classes of expenditures of the annual school budget upon which said orders were drawn as required by law and where heretofore any such board of school directors has authorized expenditures to be made and to be charged against a budget allocation in excess of the amount of the fund allocated thereto in the annual budget and without transferring to such budget allocation as required by law sufficient funds to cover such expenditures and where school orders for such expenditures were drawn and executed by the officers and payments thereon made and where heretofore any such board of school directors or any officers thereof shall have incurred a temporary loan not in excess of the limitation prescribed by law without formal action or authorization or without entering into the minutes of the board an authorization for such temporary loan and where the officers of such board of school directors have executed a note for such temporary loan and received the amount or proceeds thereof and paid the same into the treasury of the school district and by subsequent action duly entered in the minutes the board of school directors ratified such temporary loan by a vote of not less than two-thirds of the members of such board of school directors or where any board of school directors or the officers thereof have heretofore issued and executed orders for payments for supplies services salaries expenses compensation for attendance at teachers' institutes and payments to the State Employes' Retirement Board which supplies and services were actually received by the school district and which salaries expenses compensation and payments were actually due but such orders were executed and payments thereon made before action was taken by the board of school directors duly authorizing or ratifying the same as required by law or where any board of school directors of any school district has heretofore taken any action performed any duty or exercised any power pursuant to the affirmative vote of a majority or greater proportion of all the members of such board and the secretary of the board or the board did not actually record on the minutes of the board the vote showing how each member voted as required by law then in each and every case the transactions of the board of school directors or the officers thereof heretofore enumerated shall be and the same are hereby ratified confirmed and validated notwithstanding any defects or errors of law in the transactions of such board of school directors and the officers thereof if such transactions by the board of school directors and the officers thereof did not evidence any fraud corruption misappropriation dishonesty manipulation of funds redounding to the benefit of the members of the board of school directors or any one else or any conspiracy to violate the provisions of the school laws of the Commonwealth and the school district has not suffered any pecuniary loss as the result of such transactions but has received full value and a fair return for all moneys expended No board of school directors or any members or officers thereof shall be subject to surcharge for the transactions and expenditures validated by this act

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 393, as follows:

An Act Authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain land in the Borough of Kutztown to the Borough of Kutztown

Whereas the Commonwealth of Pennsylvania is the owner of certain land in the Borough of Kutztown County of Berks and State of Pennsylvania and

Whereas the land hereinabove referred to and hereafter described is in the custody and under the management of the Board of Trustees of Kutztown State Teachers College formerly the Kutztown State Normal School and

Whereas the Borough of Kutztown is desirous of acquiring from the Commonwealth of Pennsylvania certain land hereafter more particularly described for the purpose of widening a street at the extreme upper end of the town which now divides the town property from the teachers college property and

Whereas the Borough of Kutztown by unanimous vote at a regular meeting held by said council on the fifth day of January nineteen hundred and thirty-one adopted the following resolution and spread the same upon the minutes thereof of the same date

"Whereas the Borough Council of the Borough of Kutztown desires the Commonwealth of Pennsylvania to donate a certain strip of ground along what is now known as Poplar Street for the improving and widening of said Street Be it

"Resolved that the Borough Engineer be instructed to make the necessary survey and draft giving description of land to be conveyed and be it further resolved that the Borough Council of the Borough of Kutztown agrees to assume all responsibility for the widening and paving of street as and when the conveyance shall have been made by the Commonwealth of Pennsylvania Improved Street is then to be known as College Boulevard"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the the approval of the Governor of the Commonwealth of Pennsylvania be and he is hereby authorized and empowered to release and grant on behalf of the Commonwealth of Pennsylvania to the Borough of Kutztown for public use and street purposes all that certain piece parcel or tract of land situate in the Borough of Kutztown Berks County Pennsylvania bounded and described as followed to wit

Beginning at a stone monument in the center of Main Street Kutztown Pa at the western boundary of said Borough thence along said Borough property north of twenty-eight degrees and four minutes west seven hundred sixty-four and two tenth feet to a point thence still along the same north twenty-seven degrees and twenty-six minutes west twelve hundred fifty-nine feet to a point thence along property of Wilson B. Kutz south sixty-two degrees and thirty-four minutes west forty-three and five tenth feet to a point thence along other property of the Commonwealth of Pennsylvania south twenty-seven degrees and twenty-six minutes east twelve hundred fifty-nine and twenty-five hundredth feet to a point thence along the same south twenty-eight degrees and four minutes east seven hundred fifteen feet to a point thence in a curve at the northwest corner of the intersection of the proposed College Boulevard and the William Penn Highway said curve having a central angle of sixty-eight degrees and forty-five minutes and a radius of fifty feet and the distance around said curve sixty feet thence across said William Penn Highway south three degrees and fifty-four minutes east eighty-five and forty-eight hundredth feet to a point thence in a curve at the southwest corner of the intersection of said proposed College Boulevard and William Penn Highway said curve having a central angle of one hundred and ten degrees and thirty-eight minutes and a radius of fifty feet and the distance around said curve ninety-six and sixty-nine hundredth feet to a point thence south twenty-eight degrees and thirty-one minutes east one hundred seventy-two and ninety-one hundredth feet to a point thence north sixty-one degrees twenty-nine minutes east forty-three and five tenth feet to a point in line of property of C. W. Miller thence along the same north twenty-eight degrees and thirty-one minutes west two hundred ninety-four feet to the point or place of beginning

It being a part of the same premises which the Keystone Normal School conveyed to the Commonwealth of Pennsylvania by Deed dated May twenty-one nineteen hundred and seventeen and recorded in Berks County Records in Deed Book No. four hundred and fifty-six page three hundred and four and also part of the same premises which Caleb Bieber trustees conveyed to the Commonwealth of Pennsylvania by Deed date June twenty-four nineteen hundred and twenty-six and recorded in Berks County Records in Deed Book No. six hundred and thirty-three page six hundred and two reference being thereto had will appear

Provided however That the Borough of Kutztown will pass the necessary ordinances to widen pave and improve the above-described strip of land together with another strip of land sixteen and one-half feet (16½') given by the Borough of Kutztown for the proposed street improvement said street to be known as College Boulevard and to be sixty feet (60') in width of which forty feet (40') shall be for road-bed and ten feet (10') on each side for sidewalks and provided further that the Borough of Kutztown will pay or cause to be paid all costs and expense incident to the improvement and maintenance thereof

Said Secretary of the Property and Supplies with the approval of the Governor of the Commonwealth of Pennsylvania hereby is authorized to perform all the covenants and conditions of said agreement on its part to be performed to make such modifications other than acreage of the same as may be agreed upon by the parties in order to carry out fully the said agreement according to its intent and purposes and to fully comply with the terms thereof in every respect according to law Provided always that the Borough of Kutztown fully perform all the covenants and agreements in said agreement contained on its part to be performed

Section 2 The cost of said conveyance is to be at the expense of the Borough of Kutztown

Section 3 All acts and parts of acts inconsistent herewith be and the same are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 203, as follows:

An Act to restrain and regulate the use of billiard tables pool tables and bagatelle boards or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth providing for the granting of licenses and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful to keep or maintain any house room or place for the use of the general public where any billiard tables pool tables or bagatelle boards or tables are kept for hire or reward for the use thereof in cities of the first class in this Commonwealth except a license therefor shall have been previously obtained as hereinafter provided

Section 2 Licenses to keep or maintain any house room or place for the public use of billiard tables pool tables or bagatelle boards or tables shall be granted only to citizens of the United States of temperate habits and good moral character

Section 3 Said licenses shall be granted only by the Department of Public Safety and shall be for one year from the date thereof

Section 4 Every person intending to apply for a license as aforesaid in any city or county of this Commonwealth from and after the passage of this act shall file with the Director of Public Safety his her or their petition Said petition shall contain

One The name and address of the applicant or applicants how long he or they have there resided

Two The particular place for which the license is desired and the number of tables to be kept therein

Three The place of birth of said applicant or applicants and if a naturalized citizen where and when naturalized

Four The name of the owner of the premises

Five The said petition shall contain an averment that the applicant or applicants he she or they have never been convicted of any criminal offense

Six The signatures of fifteen reputable citizens of the immediate vicinity where said premises are situated stating that they do not object but favor the granting of the license for the premises mentioned in said petition and that they are acquainted personally with the applicant or applicants and know him or them to be reputable citizens

Section 5 Upon the filing of said petition with the Director of Public Safety by said applicant the Director of Public Safety shall within ten days refuse or grant the petition for a license. In event the Director refuses the license he shall state his reasons therefor and the party aggrieved or dissatisfied with the action of the said Director may within fifteen days thereafter appeal the same to the court of quarter sessions of the county wherein said city is situated and said court shall proceed to hear the same within fifteen days after said appeal is filed in said court and upon a reversal make such an order and decree directing what duty the Director of the said Department of Public Safety shall perform in the premises

Section 6 Said license if granted shall not under any circumstances be transferable to any other person or persons during the year for which it is granted except that it may be transferred to the legal representatives of any deceased licensee or to the purchaser at any insolvent or bankrupt sale of the assets of the licensee for the remainder of the term in which case however the same proceeding must be taken at the end of the original term for the renewal thereof as herin provided for the obtaining of the original license

Section 7 All persons licensed under this act to keep and maintain premises for the use by the public for hire or reward of billiard tables pool tables or bagatelle boards or tables shall pay twenty-five dollars for the first table and fifteen dollars for every other table as mentioned in said petition upon which the license was granted and kept upon the premises named in said license Said license fee shall be paid for the use of the city Providing further that if any licensee shall desire to add an additional table to those already mentioned in his said petition during his current license year he shall be privileged to do so on petition filed paying for the same proportionate amount for the balance of the license year

Section 8 The Superintendent or Chief of Police shall once every three months make a return to the Department of Public Safety of all premises being used for the purpose of allowing the general public for hire or reward to play billiards pool or bagatelle giving the location of the premises and the number of tables so used That upon this return the director of Public Safety shall compare it with the original petitions and if there has been any change either as to premises or an increase of tables without the provisions of this act having been complied with it shall be his duty to immediately and forthwith to serve notice on the licensee to show cause why the said additional licensee fee should not be paid and if the said additional license fee shall not be paid within twenty days after receipt of said notice from the Director of Public Safety the said Director may proceed to revoke said license for reasons herein stated

Section 9 It shall not be lawful for any licensee under the provisions of this act to knowingly allow or permit any minor under eighteen years of age to be present in the premises licensed nor to allow or permit any minor under eighteen years of age to play any game of billiards pool or bagatelle

Section 10 It shall be unlawful for any licensee to operate a billiard room between the hours of one o'clock ante meridian and seven o'clock ante meridian or to harbor or permit any person or persons to be or remain in any such billiard room any day of the week between the hours of one o'clock ante meridian except Saturdays twelve post meridian and seven o'clock ante meridian This section however shall not be construed to prevent regular employes from performing necessary work within the premises

Section 11 No dice shall be thrown nor shall cards raffles or other games of chance or any form of gambling be permitted in any billiard room or in the room in which said tables are located or at any cigar stand or other business in the same room whether or not said room is divided by a partition Nor shall any checks be given which can be redeemed for merchandise or cash

This section however shall not be construed to prevent the giving of cash or merchandise prizes to billiard players in tournament or league or other competitive play

Section 12 All billiard rooms shall be kept at all times in a clean healthful and sanitary condition

Section 13 No license for the conduct of a pool room shall be granted in any location within two hundred feet from any school house or church This provision shall apply only to locations in residential neighborhoods Provided however That the license may be granted in said residential sections if the consent of the school authorities or said church is obtained

Section 14 Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding fifty dollars ($50.00) for the first offense and upon conviction of a second offense in addition to the sentence herein provided for the Director of Public Safety shall immediately revoke the license of such licensee

Section 15 The provisions of this act shall be severable and if any of its provisions shall be held to be unconditional the decision so holding shall not be construed to affect the validity of any of the remaining provisions of the act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 16 The act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred sixty-eight) entitled "An act to restrain and regulate the use of billiard-tables pool-tables and bagatelle boards or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth providing for the granting of licenses and providing for punishments for the violations of the provisions of this act" is hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Woodward,

NAYS—3.

Apple,
Chapman,
Williamson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 219, (House Bill No. 185), as follows:

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common pleas of Luzerne County en banc conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the board of directors of the poor district known as "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" shall consist of five directors from the territory included in said poor district three from Luzerne County and two from Lackawanna County Those from Lackawanna County to be designated by the court en banc of Lackawanna County and to be appointed by the court en banc of Luzerne County Upon the approval of this act the terms of the present directors of the poor of said district shall cease and terminate and the court of common pleas of Luzerne County en banc shall appoint two directors whose terms shall expire on the first day of May one thousand nine hundred and thirty-four and three directors whose terms shall expire on the first day of May one thousand nine hundred and thirty-five The directors so appointed shall meet after their appointment and organize as required by law Upon the expiration of the term of any director the said court en banc of Luzerne County shall appoint a director to fill such position to serve for a term of four years Any vacancy in the board shall be filled by the said court en banc by the appointment of a director for the unexpired term Whenever any such appointment is of a director from Lackawanna County he shall be designated by the court en banc of Lackawanna County

Section 2 The annual salary of each of the members of said board of directors shall be one thousand dollars ($1,000) to be paid out of the funds of said poor district

Section 3 The board of auditors of the said poor district shall consist of three competent persons from the territory included in said poor district two from Luzerne County and one from Lackawanna County The one from Lackawanna County to be designated by the court en banc of Lackawanna County and to be appointed by the court en banc of Luzerne County upon the approval of this act the terms of the present auditors of said poor district shall cease and terminate and the court of common pleas of Luzerne County en banc shall appoint three auditors to serve until the first day of May one thousand nine hundred and thirty-five On said first day of May one thousand nine hundred and thirty-five and every four years thereafter the said court en banc shall appoint three auditors to fill such position to serve for a term of four years Any vacancy in the said board of auditors shall be filled by the said court en banc by the appointment of an auditor for the unexpired term Any auditor appointed from Lackawanna County shall at all times be designated by the court en banc of Lackawanna County

Section 4 The compensation of each of the members of said board of auditors shall be the sum of five ($5.00) dollars per day for each day necessarily employed to be paid out of the funds of said poor district

Section 5 The secretary and the treasurer of said board of directors shall each receive for their services such compensation as the said board shall fix but not to exceed the sum of twelve hundred ($1200.00) dollars per annum for the secretary and not to exceed the sum of one thousand ($1000.00) dollars per annum for the treasurer which compensation shall be in addition to the annual salary of each as members of the said board of directors

Section 6 The following acts and parts of acts of assembly are hereby repealed absolutely

Sections three and eleven of the act approved the eighth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws four hundred thirty-nine) entitled "An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne"

Sections two three and four of the act approved the twenty-seventh day of March one thousand eight hundred and sixty (Pamphlet Laws two hundred ninety-eight) entitled "A further supplement to an act entitled 'An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth one thousand eight hundred and fifty-seven"

The act approved the fifth day of May one thousand eight hundred and sixty-four (Pamphlet Laws eight hundred forty) entitled "A further supplement to an act entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth Anno Domini one thousand eight hundred and fifty-seven"

Sections one and three of the act approved the tenth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws nine hundred ninety-one)entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth Anno Domini one thousand eight hundred and fifty-seven"

The act approved the twenty-ninth day of March one thousand eight hundred and seventy (Pamphlet Laws six hundred sixty-one) entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth one thousand eight hundred and fifty-seven"

Sections two and three of the act approved the eighth day of June one thousand eight hundred and eighty-one (Pamphlet Laws seventy-seven) entitled "A further supplement to an act entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eighth one thousand eight hundred and fifty-seven and the several supplements thereto for the purpose of defining and providing for the territory included within the poor district existing under said law and its supplements also providing for the appointment of directors thereof and auditors therefor and as to the amount of outdoor relief to be annually paid thereby"

The act approved the eighth day fo June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred fifteen) entitled "An act to amend an act approved the eighth day of May one thousand eight hundred fifty-seven entitled 'An act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' "

The following parts of acts of assembly are hereby repealed in so far as they fix the compensation of directors of the poor of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township"

Section fourteen of the act approved the eighth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws four hundred thirty-nine) entitled "An act to authorize the erection of a Poor House by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne"

Section 7 This act shall be effective upon its final passage and approval by the Governor

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as requried by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Ealy,
Earnest,
Einstein,
Fay,
Hunsicker,
Kitts,
Krause,
Lanius,
Rial,
Roberts.
Salus,
Scott,

Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 221, entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as requried by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Lanius,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act providing for the acquisition by the Commonwealth of property in Wharton Township, Fayette County, for the establishment of Fort Necessity Park, and for the management thereof by the Department of Forest and Waters; and making an appropriation.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 324, entitled:

An Act defining and regulating the practice of chiropody establishing a State Board of Chiropody Examiners in the Department of Public Instruction prescribing its powers and duties and fixing the compensation of the members thereof and providing penalties.

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. BUCKMAN. Mr. President, I ask unanimous consent to amend section 1, page 1, line 9, by inserting after the word "local" the following: "Chiropody" or "Pediatry" shall not be construed to include the fitting, recommending or sale of corrective shoes, arch supports or similar mechanical appliances by retail shoe delairs" also section 8, page 7, line 2, by striking out the following "And pro-" also by striking out all of lines 3, 4 and 5; also section 3, page 2, line 17, by striking out the words "the Chiropody Society" also line 18, by striking out the words "of Pennsylvania" and insert in lieu thereof "regularly licensed chiropodists who have been practicing chiropody for five years, and"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 370 (House Bill No. 211), entitled:

An Act to amend section nine of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L.

198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended, by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Hafvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 483, entitled:

An Act to amend section four of article three, and sections thirty-seven and thirty-eight of article six, an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common please, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canlas;' and an act, entitled 'To provide the maximum car service charges, including car storage charges that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by making it lawful for any public service company to issue securities only upon approval of the Commission first had and obtained, and providing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 512 (House Bill No. 194), entitled:

An Act for the observance of General Pulaski's Memorial Day.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts.
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner
Williamson,
Woodward,

NAYS—1

Bowers,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 516 (House Bill No. 823), entitled:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four by providing for an assistant county solicitor in counties of the third class

And said bill having been read at lengeh the third time, and agreed to,

On the question,

Shall the bill pass finally?

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL RECOMMITTED

Mr. FREEMAN. Mr. President, I move that Senate Bill No. 520 (House Bill No. 1026), on third reading, entitled:

A Supplement to an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance and regulation of the armed land forces of this Commonwealth," by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarship to sons of officers of Pennsylvania National Guard

be recommitted to the Committee on Military Affairs.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 523 (House Bill No. 432), entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom, and for such purposes to have power to enter upon lands in and adjacent to such streams; and providing for the payment of damages to owners of lands in such cases.

And said bill having been read at length the third time, and agree to,

On the question,

Shall the bill pass finally.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 528 (House Bill No. 1014), entitled:

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1530) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreational resources thereof and incident thereto and conferring addition powers on the Water and Power Resources Board

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 550, entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 580 (House Bill No. 926), entitled:

An Act to amend section one of the act approved the twenty-third day of March, one thousand eight hundred and seventy-seven, (P. L. 32), entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal, iron, steel, lumber or oil, or mining, manufacturing or transportation companies," extending the provisions of the act to all corporations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Williamson,
Weingartner,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed same without amendments.

BILL RECOMMITTED

Mr. GELDER. Mr. President, I move that Senate Bill No. 585 (House Bill No. 991), on third reading, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Property and Supplies to assist in the development of aeronautics

be recommitted to the Committee on Public Roads.

Mr. KITTS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 588 (House Bill No. 1013), entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

BILL POSTPONED

Mr. ARON. Mr. President, I move that the question, together with the further consideration of the bill, be postponed for the present.

Mr. EINSTEIN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 599 (House Bill No. 993), entitled:

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force providing for their payment maintenance and discipline and for their powers and duties and providing for the appointment of a reserve force

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 601 (House Bill No. 997), entitled:

An Act amending paragraph fourth of section one of the act approved the fifteenth day of June, one thousand nine hundred and eleven (P. L. 975), entitled "An act providing for the registration of bottles, boxes, siphons, siphon-heads, tins, kegs, cans, soda-fountains, cylinders of carbonic acid gas, or other containers; and forbidding the refilling of, or dealing or trafficking in, such registered bottles, boxes, siphons, siphon-heads, tins, cans, kegs, soda-fountains, cylinders of carbonic acid gas, or other containers, by persons other than the owners thereof, without the written consent of the owner, and imposing a penalty therefor; providing for the issuing of process in the nature of search warrant; providing what shall be prima facie proof thereof; and providing that the delivery of said bottles, boxes, siphons, siphon-heads, tins, cans, kegs, soda-fountains, cylinders of carbonic acid gas, or other containers, shall not constitute a sale thereof," by providing additional penalties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 611, entitled:

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

BILL POSTPONED

Mr. MANSFIELD. Mr. President, I move that the question, together with the further consideration of the bill, be postponed for the present.

Mr. EINSTEIN. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. CHAPMAN. Mr. President, I ask that Senate Bill No. 626 (House Bill No. 1103), on third reading, entitled:

An Act to amend an act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" and known as the "General County Law" by inserting therein Section four hundred twenty-eight providing for erection of headstones to be placed at the graves of deceased service men.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 629 (House Bill No. 1165), entitled:

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 653, entitled:

An Act to amend sections two and three of, and add section six and one-tenth to, the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 414), entitled "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by providing that photographs shall only be taken of persons convicted of crime or suspected of being habitual criminals or fugitives from justice.

And said bill have been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 657, entitled:

An Act providing a penalty for the unauthorized printing, publishing, sale, distribution or circulation of Copyrighted Musical Compositions.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 664, entitled:

An Act recognizing, and for the support of the American Legislators' Association and its executive and administrative agency, the Interstate Legislative Reference Bureau; and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 671, entitled:

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts and reimbursement thereof by the State," as amended; providing for the admission of pupils to vocational high schools of other states, and from other states to vocational high schools of this State.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 678 (House Bill No. 192), entitled:

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers sailors marines the Pennsylvania National Guard and veteran organizations and providing for the distribution of the same.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Represenatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate No. 699 (House Bill No. 1097), entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any nonresident child temporarily domiciled in said school district

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as folows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 703, entitled:

An Act to amend sections one and six of the act, approved the twelfth day of June, one thousand nine hundred and thirteen (P. L. 491) entitled "An act relating to inns and hotels; regulating certain rights and liabilities of hotelkeepers and innkeepers; and providing penalties for fraud against innkeepers and hotelkeepers," shortenting the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof and extending the provisions of the act to apartment hotels and apartment hotelkeepers.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,

Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 712 (House Bill No. 977), entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 720, entitled:

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions, and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 723 (House Bill No. 1098), entitled:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 732, entitled:

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplains, and directing the salary boards of such counties to fix the salaries and compensation of such chaplains.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 767, entitled:

An Act to amend sections two hundred and two hunderd and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors, overseers and authorities in charge of said districts; the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Painter,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. QUIGLEY. Mr. President, I move that Senate Bill No. 776, on third reading, entitled:

An Act to amend sections five hundred and one, five hundred and two, and five hundred and nine as amended, and seven hundred and four (b), seven hundred and five, seven hundred and six, and seven hundred and seven, and to repeal section five hundred and eleven of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," by declaring an open season for deer without visible antlers over a certain weight; authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds; and permitting the hunting of elk, deer, and bear by the use of a bow and arrow.

be recommitted to the Committee on Game and Fisheries for amendment.

Mr. WEINGARTNER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 777, entitled:

An Act to amend an act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred eighty-one), entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Fall Township, Bucks County, known as 'Pennsbury,' to be known thereafter as 'Pennsbury Memorial'; providing for the control, management, supervision, restoration, improvement, and maintenance thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof", by providing that in certain contingencies the land so acquired may revert to the donor.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. BUCKMAN. Mr. President, I ask unanimous consent to amend title, paie 1, line 1, by inserting after the word "amend" the following: "section one of"; also amend section 1, page 1, line 3, by inserting after the word "That" the following: "section one of".

The PRESIDENT: Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 781, entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 188, entitled:

An Act vesting the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital in the Armory Board of the State of Pennsylvania of the Pennsylvania National Guard

House Bill No. 996, entitled:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 538, as follows:

An Act to amend sections one and two of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred five) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness accident disability or death or in the event of any or all such contingencies and limiting the amount of such benefits providing for reserves of such societies providing penalties and repealing existing laws" increasing the amounts of disability and death benefits which such corporations may contract to pay

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred five) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness accident disability or death or in the event of any or all such contingencies and limiting the amount of such benefits providing for reserves of such societies providing penalties and repealing existing laws" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any corporation organized prior to the twentieth day of May one thousand nine hundred twenty-one under the provisions of paragraph nine section two relating to corporations of the first class as amended of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" namely the maintenance of a society for beneficial or protective purposes to its members from funds collected therein may pay or enter into contracts to pay money or benefits not exceeding [ten] twenty-five dollars per week in the event of sickness accident or disability and not exceeding two hundred and fifty dollars in the event of natural death and five hundred dollars in the event of accidental death

Section 2 That section two of said act is hereby amended to read as follows

Section 2 It shall be unlawful for any such corporation to pay or enter into contracts to pay more than [ten] twenty-five dollars per week in the event of sickness accident or disability or more than two hundred and fifty dollars in the event of natural death and five hundred dollars in the event of accidental death

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 640, as follows:

An Act to amend article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding thereto sections two thousand four hundred and ninety two thousand four hundred and ninety-two and two thousand four hundred and ninety-three authorizing boroughs to provide improve and operate or lease airports

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto the following sections

(d) AIRPORTS

Section 2490 AUTHORIZING TO SECURE LANDS FOR AIRPORTS All boroughs are hereby authorized and empowered to acquire by lease purchase or condemnation proceedings any land lying either within or without the limits of such boroughs which in the judgment of the corporate authorities thereof may be necessary and desirable for the purpose of establishing and maintain municipal airdromes aviation landing fields and air port facilities

Section 2491 PROCEEDINGS TO CONDEMN LANDS The proceedings for the condemnation of lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be conducted in the manner provided by article fourteen of the act to which this is an amendment The title acquired by the borough exercising the power of condemnation shall be a title in fee simple

Section 2492 AUTHORITY TO ESTABLISH AIRPORTS AND LEASE THE SAME Any borough of this Commonwealth acquiring land under the provisions of this act is authorized and empowered to estblish equip condition operate and maintain the same as a municipal airport air drome landing field or intermediate landing field and may lease the same or any part thereof to any individual or corporation desiring to use the same for aviation purposes and any borough of this Commonwealth may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States for the use by said Government of said land for aviation purposes upon nominal rental or without consideration

Section 2493 JOINT AIRPORTS Any borough acquiring land under the provisions of this act is authorized and empowered to acquire by lease purchase or condemnation proceedings land for aviation purposes as hereinbefore provided jointly with any county city borough township or political subdivision of this Commonwealth and is hereby authorized and empowered to operate and maintain said airport airdrome landing field or intermediate landing field jointly with any county city borough township or other political subdivision of this Commonwealth upon such terms and conditions as may be agreed upon between the proper authorities of the county city borough township or other political subdivision of this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 641, as follows:

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of air men and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmen's licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and one of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" is hereby amended to read as follows

Section 201 Powers and Duties of the State Aeronautics Commission It shall be the duty of the commission and the commission shall have the power to foster and promote air navigation and regulate aeronautics in accordance with the provisions of this act and for such purpose

(a) Provide for the granting of registration to the aircraft eligible for registration and adopt and promulgate rules and regulations providing for the registration and licensing of all civil aircraft

(b) Provide for the examination and rating and registration and licensing of airmen

(c) Provide for the examination and rating and licensing of airports landing fields and air navigation facilities available for use of aircraft

(d) Establish air traffic rules for the protection and identification of air craft including rules as to safe altitudes of flight and rules for the prevention of collisions between aircraft and other objects

(e) Adopt rules and regulations for the issuance expiration suspension or revocation of registration or license of airmen aircraft airports landing fields and air navigation facilities and of such other licenses or certificates as the State Aeronautics Commission deems necessary in administering the functions vested in said commission under this act

(f) Establish set apart and provide for the protection of necessary air space reservations within the Commonwealth of Pennsylvania in addition to and not in conflict either with air space reservations established by the President of the United States or any department of the United States or with any civil or military airway designated under the provisions of the Air Commerce Act of one thousand nine hundred and twenty-six and the amendments thereto or other act of Congress pertaining thereto

(g) Designate establish and chart civil airways within over and above the lands or waters of the Commonwealth of Pennsylvania and arrange for publications of maps of such airways utilizing the facilities and assistance of existing agencies of the Commonwealth as far as practicable The Aeronautics Commission shall grant no exclusive right for the use of any civil airway airport intermediate landing field or other air navigation facility under its jurisdiction

(h) Investigate record and report the causes of accidents in civil air navigation in this Commonwealth

(i) Encourage the establishment of airports civil airways and other air navigation facilities

(j) Register and license aircraft airmen airports landing fields and air navigation facilities used in private or commercial flying or as common carriers of passengers freight or merchandise within the Commonwealth of Pennsylvania

(k) Supervise and regulate the safety adequacy and sufficiency of all aircraft airmen airports landing fields and air navigation facilities and equipment used or to be used in private or commercial flying or as a common carrier within this Commonwealth

(l) Adopt rules and regulations governing airworthiness of [civil] commercial aircraft

(m) Adopt rules and regulations governing the instruction in flight or ground school of student flyers or mechanics and the safety adequacy and sufficiency of air craft airmen airports landing fields and air navigation facilities and equipment used or to be used in the instruction of student flyers or mechanics

(n) Issue a certificate of its approval of the qualifications and safety of airmen aircraft airports and landing fields used or to be used in commercial flying or as a common carrier within this Commonwealth

(o) Adopt rules and regulations for the marking of highways municipalities and all other aerial markings used throughout the Commonwealth

(p) Adopt rules and regulations governing the erection location and maintenance of aerial beacon lights and other aerial night lighting equipment within the Commonwealth

Provided that nothing in this section shall confer upon the commission the power to determine schedules issuance of stock determination of public convenience or the adequacy and sufficiency of service of common carriers engaged in commercial flying within this Commonwealth

Section 2 That section three hundred and one of said act is hereby amended to read as follows

Section 301 Navigation of Aircraft Without License Unlawful It shall be unlawful to navigate any civil aircraft in the navigable air space over or above the lands or waters of the Commonwealth of Pennsylvania without a Pennslyvania aircraft and airman's license issued by the State Aeronautics Commission The commission shall not require the license of aircraft and airmen licensed under the laws of the United States serving in the military or naval or other department of the United States Government or of this State when the aircraft or airmen are engaged in private flying within this Commonwealth [The commission shall issue aircraft and airmen's licenses without physicial examination to holders of aircraft and airmen's licenses issued under authority of the Air Commerce Act of one thousand nine hundred twenty-six or other act of Congress pertaining thereto upon the filing of an application accompanied by a copy of such Federal license] An airman's or aircraft license issued by the United States Department of Commerce must first be secured by an applicant for State license as a pre-requisite to the issuance of a Pennsylvania aircraft and airmen's license and the Pennsylvania State license so issued will bear the expiration date of the corresponding Federal license Airmen and aircraft engaged in intrastate commercial flying over or above the territory or waters of this Commonwealth shall be required to first obtain [an] a commercial aircraft and airman's license together with a certificate evidencing the approval of the Commission as to qualifications and safety of such aircraft and airman

Section 3 That section three hundred and two of said act is hereby amended to read as follows

Section 302 Waiver by Commission The commission may waive any provision of this act concerning licensing of pilots and the registration and marking of aircraft for the purpose of allowing any transient aircraft or pilot temporarily within this Commonwealth when such pilot shall reside in another State under such conditions as it may prescribe to fly within the State for a period of time not exceeding thirty (30) days within any year provided no such aircraft shall be used to carry passengers merchandise or property for hire or reward [or for exhibition purposes] and no such pilot shall carry passengers merchandise or property for hire or reward [or fly for exhibition purposes] such aircraft or any other aircraft and provided the pilot of any such foreign aircraft landing and remaining in this Commonwealth for a period of time longer than necessary for refueling or minor repairs [shall report his arrival to the commission not later than forty-eight (48) hours after such arrival] shall report his arrival and register with the nearest licensed airport operator within the Commonwealth A pilot in any branch of the service of the United State may operate within this Commonwealth any aircraft owned by the United States without complying with the provisions of this act relating to the registration of aircraft and licensing of pilots The commission may waive any of the provisions of this act relative to the licensing or testing of pilots and the registration or marking of aircraft except those provisions relating to pilots aircraft airports or landing fields or air navigation facilities used for the transportation of passengers merchandise or property in commercial flying

Section 4 That section four hundred and two of said act is hereby amended to read as follows

Section 402 Application for Registration

(a) Application for registration of civil aircraft shall be made to the commission upon a blank provided for the purpose by the commission [The application shall contain the full name and residence of the owner or owners together with the name manufacturer's number and motor number if any the character of the motive power number of cylinders in motor the horse power of the motor contained in the aircraft the gross weight of the aircraft and also such other description of the aircraft including lights and other equipment as the commission shall require The application shall be signed by the owner or owners if natural persons and where the owner is a corporation by the president vice-president secretary treasurer or other executive officer thereof or some person specifically authorized by said corporation to sign the same]

(b) Applicants for registration who are not residents of this Commonwealth shall in their applications in addition to the requirements set forth in paragraph (a) above designate the Secretary of the Commonwealth of Pennsylvania as their authorized agent upon whom process may be served

Section 5 That section four hundred and three of said act is hereby amended to read as follows

Section 403 Registration Certificate or License Upon receipt of the application for registration the commission shall register the said civil aircraft in a book or index kept for that purpose and shall issue to the owner or owners a registration Certificate and license showing the name and address of the owner or owners provided however That no commercial registration certificate or license shall be issued until the said civil aircraft has been found airworthy to the satisfaction of the commission in accordance with the rules and regulations governing airworthiness of commercial aircraft adopted by the commission as provided in this act And further provided That the commission may refuse to register and license civil aircraft found to have violated any of the provisions of this act or any of the rules and regulations governing aircraft as adopted by the commission in pursuance of this act

Section 6 That section four hundred and four of said act is hereby amended to read as follows

Section 404 Letter of Authority Upon the receipt of an application for registration and pending examination [for airworthiness] and inspection the commission may issue a letter of authority in lieu of registration of the said civil aircraft which letter of authority shall authorize the operation of said aircraft until the said examination and inspection have [has] been completed and the registration has been granted or refused

Section 7 That section four hundred and seven of said act is hereby amended to read as follows

Section 407 Registration Cards

(a) The commission upon registering and licensing an aircraft shal issue to the owner a registration card to be known as a "license" which shall contain upon the face thereof the registration number assigned to the owner and to the aircraft the name and address of the owner also a description of the aircraft [including the model type manufacturer's number engine number weight empty useful load gross weight over-all span over-all length seating capacity] and such other statement of facts as may be determined by the commission

(b) In the event of alost destroyed or illegible registration card application may be made to the commission for a duplicate upon a form furnished by the commission Thereupon the commission may issue a duplicate registration card to the owner

Section 8 That section four hundred and ten of said act is hereby amended to read as follows

Section 410 Registration and license of Aircraft Denied Suspended or Revoked Aircraft license may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuant to this act

(b) Failing to make proper and seasonable reports

(c) Making false statement in application or information accompanying the application for the license or in any report required under these regulations

(d) Equipping the airplane with a type of engine not specified in the license or approved by the commission

(e) Remodeling the engine and using it to propel licensed aircraft without the aircraft having been first rerated as airworthy by the commission

(f) Remodeling the airplane structure and flying the airplane without having it first rerated as airworthy by the commission

(g) Operating the airplane in excess of the authorized useful load specified in the license

(h) Operating with passengers in excess of the original designed seating arrangement infants under two years of age are excepted provided the maximum allowable useful load is not exceeded

(i) Using or displaying license for fraudulent purpose

(j) Use of airplane in the violation of or attempt to violate any of the laws of the United States or the laws of the Commonwealth of Pennsylvania

(k) Making false statement in any report required of a common carrier by the Public Service Commission of the Commonwealth of Pennsylvania

(l) Use of aircraft in commercial flying without first having obtained a certificate of qualification and safety from the commission

(m) Making any false statement in any application for a qualification and safety certificate or in any report required of any person engaged in commercial flying by the commission

(n) Violating any of the rules and regulations adopted by the commission for the regulation of commercial flying

(o) Violating any of the rules and regulations adopted by the Public Service Commission of the Commonwealth of Pennsylvania for the regulation of transportation by civil aircraft of persons greight merchandise and other personal property by a common carrier

(p) Denial suspension or revocation of corresponding Federal license

Section 9 That section four hundred and eleven of said act is hereby amended to read as follows

Section 411 Expiration of Registration and License All aircraft registrations and licenses will be issued for a period of one year but with the same expiration date of corresponding Federal license and will identify the airplane specified [the authorized type of engine and state the authorized gross weight] and will be granted subject to compliance with the provisions of this act and the rules and regulations adopted by the commission

Section 10 That section four hundred and twelve of said act is hereby amended to read as follows

Section 412 Renewal After Expiration Upon the expiration of the term of an existing aircraft license the aircraft will be relicensed for an additional [periods] period of one year upon the application of the owner for relicensing when the corresponding Federal license has been renewed and commercial aircraft license shall be renewed upon application and the finding of the commission that the commerical aircraft is airworthy [and is owned by an eligible owner] provided that the expiration date of such renewal shall be the same as the expiration date of the corresponding Federal license as provided in Section three hundred and one

Section 11 That section five hundred and three of said act is hereby amended to read as follows

Section 503 How Plate Shall Be Carried on Aircraft The registration plate shall be [rigidly attached to] posted in the fuselage of the aircraft in a prominent place

Section 12 That section five hundred and four of said act is hereby amended to read as follows

Section 504 Use of Plates Restricted No civil aircraft shall be navigated in the navigable air space over or above the territory or waters of the [State] Commonwealth of Pennsylvania under any other license plate than that of its own registration and license and no license plate shall be displayed on any civil aircraft other than that issued by the commission or the Department of Commerce of the United States except as provided in section four hundred nine

Section 13 That section five hundred and eight of said act is hereby amended to read as follows

Section 508 Identification marks to Be Carried on Aircraft Identification marks must be located at all times upon the aircraft to which they have been assigned and it shall be the duty of the owner of such aircraft to place the same upon the aircraft in accordance with the rules and regulations of the Commission [as follows

(a) On Airplanes On both sides of the fuselage the size of the keystone to be two-thirds of the surface in height and of equal width with the figures and letter "P" to be contained therein which letter and figures shall run the entire width of the keystone and the height of the letter and figures shall be one-third the height of the keystone The letter and figures shall be painted in plain white type on a black background or in any color on any background so that there is a strong contrast between the color of the keystone and the color of type of the figures and letter The letter and figures must be uniform in shape and size

(b) On Airships On the lower end surface of the tail the height to be equal to at least one-fifteenth of the circumference at the maximum transverse cross section but it need not exceed six (6) feet

(c) On Balloons Twice below the maximum horizontal circumference some distance removed from the identification mark issued by the Secretary of Commerce the height to be equal to at least one-fifteenth of the circumference of the balloon but it need not exceed six (6) feet]

Section 14 That section six hundred and one of said act is hereby amended to read as follows

Section 601 Transfer or Sale of Licensed Aircraft On the date of sale or transfer of title of licensed aircraft the operating agency recorded owner and purchaser shall report such sale or transfer to the commission on the form furnished by the commission [shall report in writing to the commission the date and place of sale or transfer and the name and residence of the vendee and on said date shall endorse the license card issued by the commission The recorded owner shall sign and acknowledge the record transfer and reassignment forms furnished by the commission and deliver the same to the purchaser The purchaser shall execute the form furnished by the commission and deliver the same to the commission] The new record owner and new operating agency [if eligible owners] may under the number already assigned operate the aircraft in accordance with the [terms of the license] rules of the commission for a period of twenty (20) days from the date of mailing to the commission the record transfer and reassignment form properly executed Between the date of sale and the posting in the mails of the record transfer and reassignment form properly executed the aircraft is considered unlicensed and unidentified and the operation thereof constitutes a violation of this act

Section 15 That section seven hundred and one of said act is hereby amended to read as follows

Section 701 Maintaining Licensed Aircraft in Proper Flying Condition After and as long as an aircraft is licensed and in addition to inspection of commercial aircraft for airworthiness by an inspector authorized by the commission the owner is charged with the continuous duty of maintaining the aircraft in a good and proper state of repair and flying condition

Section 16 That section seven hundred and four of said act is hereby amended to read as follows

Section 704 Report of Injury or Damage Caused by Licensed Aircraft Where serious injury to person or property is suffered or death results in operating licensed aircraft the owner of such aircraft shall immediately report by telegraph to the commission the license number of the aircraft and the time and place of the accident All accidents in the operation of licensed aircraft which result in injury to the aircraft shall be reported without delay on the form provided for that purpose Such report shall not be open for public inspection except by order of the commission and shall not be admitted in evidence for any purpose in any suit or action for damages growing out of any matter or thing mentioned in said report

Section 17 That section eight hundred and two of said act is hereby amended to read as follows

Section 802 Rights and Privileges of Pilots Except as otherwise provided in this act the privileges conferred and restrictions imposed upon licensed pilots are as follows

(a) Transport pilots may pilot any type of licensed aircraft carrying persons or property for hire in those types and within the classes specified in their licenses Transport pilots shall have all of the privileges of navigating aircraft conferred upon other classes of pilots which shall include the right to instruct students in the operation of aircraft in flight

(b) Limited commercial pilots shall have all of the privileges conferred and be subject to all of the restrictions imposed upon transport pilots except [they shall not pilot aircraft carrying persons for hire outside of the areas mentioned in their licenses nor shall they for hire instruct students in the operation of aircraft in flight] they shall be restricted in accordance with the rules and regulations governing limited commercial pilots as adopted by the commission

(c) Industrial pilots may pilot any type of licensed aircraft not carrying persons or property for hire or reward and shall not instruct students in the operation of aircraft in flight

(d) Private pilots not designated as students may pilot licensed aircraft but shall not carry persons or property for hire or reward in aircaft Private pilots designated as students are licensed only for the purpose of piloting licensed aircraft when receiving flying instruction and such student pilots shall not pilot licensed aircraft carrying persons or property for hire or for any other purpose than receiving flying instructions nor within any other area than that specified in their license Private pilots shall not instruct students in the operation of aircraft in flight

Section 18 That section eight hundred and three of said act is hereby amended to read as follows

Section 803 Student Pilot's Permit The commission shall issue a learner's permit to persons sixteen (16) years of age or over [not mentally or physcially incapacitated as defined by the rules and regulations of the commission governing pilot's physical qualifications] who have secured a Federal student pilot's permit and who may desire to learn to operate an aircraft such license or permit shall be numbered and shall be issued for [a] the period of [ninety (90) days] time provided in the corresponding Federal student pilot's permit [but shall be valid only when such person is operating aircraft under the supervision of and within the view of a qualified instructor]

Section 19 That section eight hundred and four of said act is hereby amended to read as follows

Section 804 Application for License An application for a pilot's license must be filed [under oath] with the commission upon the blanks furnished for that purpose

Section 20 That section eight hundred and five of said act is hereby amended to read as follows

Section 805 Physical Examination An applicant for a pilot's license including a student pilot's license [must appear for a physical examination before a physician designated by the commission and pass such examination unless he is exempt under this act] must furnish to the commission in lieu of an examination a copy of his Federal pilot's student pilot's license

Section 21 That section eight hundred and six of said act is hereby amended to read as follows

Section 806 Physcial Qualifications and Flying Experience [The physical qualifications and flying experience requirements of pilots shall be determined by the commission who shall establish rules and regulations governing pilot's examinations and tests] In lieu of physical qualilcations and flying experience requirements an applicant for pilot's license shall furnish to the commission a copy of his Federal Pilot's license

Section 22 That section eight hundred and seven of said act is hereby amended to read as follows

Section 807 Letter of Authority Following an application and pending receipt of Federal license [examination] the commission may issue a letter of authority in lieu of a pilot's license authorizing the piloting of aircraft in the grade for which such application is made and such letter of authority shall remain in force until the examination is completed and the license has been granted or refused

Section 23 That section eight hundred and eight of said act is hereby amended to read as follows

Section 808 Issuance of License Upon receipt of each application when the commission is satisfied as to the genuineness and regularity thereof and that the applicant has [passed the physical examination required by the commission and has the qualifications and flying experience requirements adopted by the commission] secured a Federal pilots's license the commission shall issue to the applicant a license of the classification applied for

Section 24 That section eight hundred and thirteen of said act is hereby amended to read as follows

Section 813 Renewal of License [Licenses may be renewed for like periods where the prescribed physical condition of the holder is shown by the same method as when the original license was issued except that a transport or limited commerical pilot must prove that he has had at least ten hours of solo flying within the last sixty days industrial pilots at least twenty-five hours within the last year and private pilots at least ten hours within the last year If an applicant for renewal has not had the required solo flying and applies for a renewal within six months after the expiration of his last license a new license will be issued to him upon proof of his physical qualifications and the passing of the flight tests required for the class of license he last held] In accordance with rules and regulations adopted by the commission licenses may be renewed for like periods when the corresponding Federal license has been granted to the applicant

Section 25 That section eight hundred and eighteen of said act is hereby amended to read as follows

Section 818 Denial Suspension or Revocation of Pilot's License

Pilot's licenses may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuant to this act

(b) Carelessness or inattention to duty

(c) Unsound physical condition or any demonstartion of incompetence in the operation of aircraft

(d) Being under the influence or using or having personal possession of intoxicating liquor cocaine or other habit forming drugs while navigating aircraft

(e) Refusal to exhibit license upon proper demand

(f) Violating air traffic rules adopted by the commission

(g) Tampering with or making use of or navigating any aircraft without the knowledge or consent of the owner or custodian thereof

(h) Making any false statement in the application for license or for certificate of qualifications and safety or certificate of public convenience to operate aircraft in commerical flying or as a common carrier

(i) Carrying passengers who are obviously under the influence of intoxicating liquor cocaine or other habit forming drugs

(j) Piloting aircraft carrying passengers in excess of the original designed seating arrangements of the aircraft infants under two years of age are excepted provided the maximum useful load is not exceeded

(k) Doing any act in connection with the aircraft which is contrary to the public safety or interest or detrimental to the morale of pilots or mechanics

(l) Using aircraft in the commission of or attempt to commit any crime under the laws of the Commonwealth of Pennsylvania or of the United States

(m) Use of aircraft in commercial flying or as a common carrier without first having obtained a certificate of qualifications and safety from the commission and a certificate of public convenience to operate as a common carrier from the Public Service Commission

(n) Denial suspension or revocation of corresponding Federal license

Section 26 That section ten hundred and four of said act is hereby amended to read as follows

Section 1004 Expiration of License Mechanics' licenses unless sooner suspended or revoked will remain in force for two years after date of issue and will be renewed for additional two year periods upon proof that during the term of the last license the holder has rendered services under his license [during at least one-half of the term thereof Upon application and good cause shown the commission may extend the license for a period of not more than sixty (60) days Before any license is renewed the commission may in its discretion require the holder of such license to undergo any of the theoretical or practical tests prescribed as requisites for the original license] in accordance with the rules and regulations adopted by the commission

Section 27 That section ten hundred and five of said act is hereby amended to read as follows

Section 1005 Denial Suspension or Revocation of License Mechanics' licenses may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuaant to this act

(b) Carelessness or inattention to duty

(c) Any demonstration of incompetence in the repair of aircraft

(d) Being under the influence or using or having personal possession of intoxicating liquor cocaine or other habit forming drugs while repairing working on or in connection with aircraft

(e) Refusal to exhibit license upon proper demand

(f) Tampering with or making use of aircraft without the knowledge or consent of the owner or custodian thereof

(g) Making any false statement in application for license or in any reports required to be submitted by the commission

(h) Doing any act in conection with aircraft which is contrary to the public safety or interest or detrimental to the morale of pilots or mechanics

(i) Denial suspension or revocation of corresponding Federal license

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 642, as follows:

An Act authorizing and empowering counties of the third fourth fifth sixth seventh and eighth classes to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering said counties to acquire by lease purchase or condemnation proceedings any land within or without the limits of said counties for aviation purposes providing for the procedure in cases of condemnation to the extent of title acquired authorizing the lease by said counties of said lands or parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent empowering said counties to acquire said lands and operate and maintian the same for aviation purposes jointly with any other county city borough township or other political subdivision of this Commonwealth authorizing and empowering said counties to incur indebtedness and issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for aviation purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county of the third fourth fifth sixth seventh or eighth class is hereby authorized and empowered to acquire by lease purchase or condemnation any land lying either within or without the limits of said counties for the purpose of establishing maintaining and operating thereon airports airdromes landing fields intermediate landing fields or air navigation facilities whenever the county commissioners of the county by resolution duly adopted deem it advisable to so do

Section 2 Proceedings for the condemnation of lands for aviation purposes under the provisions of this act and for the assessment of damages for property taken injured or destroyed thereby shall be conducted in the same manner as now provided by the law for the condemnation of lands for county purposes in said county The title acquired by virtue of any such condemnation shall be a title in fee simple

Section 3 Any county acquiring land under the provisions of this act authorized and empowered to establish equip condition operate and maintain the same as a county airport air drome landing field or intermediate landing field and may lease the same or part thereof to any individual or corporation desiring to use the same for aviation purposes and any such county may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States for the use by said Government of said land for aviation purposes upon nominal rental or without consideration

Section 4 Any such county shall have the right and authority to use any land within the county now owned by it for any of the purposes provided in this act when in the judgment of the county commissioners thereof such use may be necessary for such purposes

Section 5 Any county acquiring land under the provisions of this act is authorized and empowered to acquire by lease purchase or condemnation proceedings land for aviation purposes as herein before provided jointly with any other county city borough township or other political subdivision of this Commonwealth and is hereby authorized and empowered to operate and maintain said airport airdromes landing field or intermediate landing field jointly with any other county city borough township or other political subdivision of this Commonwealth upon such terms and conditions as may be agreed upon by the proper authorities of the county city borough township or other political subdivision of this Commonwealth

Section 6 Any county acquiring land for aviation purposes as hereinbefore provided is hereby authorized and empowered to incur indebtedness for and to issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for any of the purposes mentioned in this act in the same form and manner as debt is incurred and bonds issued for other county purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 643, as follows:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight) entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townships to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdoomes and aviation landing fields within such county or within any adjacent county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the title of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight) entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns townships to assist in the acquisition and maintenance of airdromes and aviation landing fields" be and the same is hereby amended to read as follows

An Act authorizing county commissioners to appropriate moneys to cities boroughs towns townships corporations and individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields

Section 2 That section one of the said act be and the same is hereby amended to read as follows

Section 1 That the county commissioners of any county may appropriate moneys to assist any city borough town township corporation or individual to acquire operate and maintain within such county or within any adjacent county airports airdromes and aviation landing fields

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 644, as follows:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) by authorizing and empowering the State Aeronautics Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine approved the ninth day of April one thousand nine hundred and twenty nine (Pamphlet Laws one hundred seventy-seven) is hereby amended to read as follows

Section 1208 State Aeronautics Commission The State Aeronautics Commission shall exercise the powers and perform the duties vested in and imposed upon it by the Aeronautics Act and other applicable laws and in connection with the designation and establishment of civil airways within over and above the lands or waters of this Commonwealth it shall have the power to the extent to which the General Assembly shall have appropriated funds to it for the purpose

(a) Either alone or in cooperation with counties cities boroughs or townships to establish operate and maintain along such airways all necessary navigation facilities including airports landing fields and intermediate landing fields

(b) To accept in the name of the Commonwealth donations of airports landing fields and intermediate landing fields or grounds suitable for airport landing field and intermediate landing field purposes or necessary for safe-guarding flying or buildings to be used in connection with airports landing fields and intermediate landing fields

(c) To make recommendations to the Department of Property and Supplies for the acquisition in the name of the Commonwealth by lease purchase or condemnation of lands with or without buildings suitable for the establishment thereon of airports landing fields and intermediate landing fields such lands to be acquired by the Commonwealth acting alone or in cooperation with counties cities boroughs or townships having authority to acquire and maintain such fields

(d) To make additions and improvements in or to airports landing fields and intermediate landing fields and facilities under its control and either alone or in cooperation with others to provide personnel heat light water fuel telephone service drainage runways fueling facilities and lighting facilities and to remove or otherwise eliminate such obstructions as shall menace air travel

(e) Either alone or in cooperation with others to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and other air navigation facilities along civil airways established and set apart by it

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 645, as follows:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any incorporated town township or other political subdivision of this Commonwealth is hereby authorized and empowered to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities on land now owned or hereafter acquired by the said incorporated town township or other political subdivision

Section 2 That any incorporated town township or other political subdivision of this Commonwealth is hereby authorized and empowered to acquire by lease or purchase any land lying either within or without the limitations of said political subdivision for the purpose of establishing maintaining and operating thereon airports airdromes landing fields or air navigation facilities

Section 3 Any incorporated town township or other political subdivision of this Commonwealth acquiring land under the provisions of this act is authorized and empowered to establish equip condition operate and maintain the same as an airport airdrome landing field or intermediate landing field and may lease the same or any part thereof to any individual or corporation desiring to use the same for aviation purposes and any such incorporated town township or other political subdivision of this Commonwealth may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States or the use by said Government of said land for aviation purposes upon nominal rental or without consideration

Section 4 Any incorporated town township or other political subdivision of this Commonwealth acquiring land under the provisions of this Act is authorized and empowered to acquire by lease or purchase land for aviation purposes as hereinbefore provided jointly with any county city borough township or other political subdivision of this Commonwealth and is hereby authorized and empowered to operate and maintain said airport airdrome landing field or intermediate landing field jointly with any county city borough township or other political subdivision of this Commonwealth upon such terms and conditions as may be agreed upon between the proper authorities of the county city borough township or other political subdivision of this Commonwealth

Section 5 Any county township or other political subdivision of this Commonwealth is hereby authorized and empowered to incur indebtedness for and to issue bonds for the acquisition construction completion operation or maintenance of airports landing fields intermediate landing fields air navigation facilities or lands for any of the purposes mentioned in this Act in the same form and manner as debt is incurred and bonds issued for other municipal or township purposes

All other acts or parts of acts inconsistent herewith shall be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 677, as follows:

A Joint Resolution authorizing the appointment of a commission to study investigate and report upon the taxation of forest and mineral lands and the distribution and application of such tax and making an appropriation

Whereas The present method of taxation of forest lands and minerals in the land is inequitable and not fair to the owner thereof and a system which would levy a tax thereon based on the value of production of such lands might prove more equitable therefore

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That a commission consisting of two Senators to be appointed by the President pro tempore of the Senate three members of the House of Representatives to be appointed by the Speaker thereof and four citizens of the Commonwealth to be appointed by the Governor to be known as the Mineral and Forest Land Taxation Commission is hereby created for the purpose of investigating studying and reporting upon the existing method of taxing forest lands and minerals in the land and any other and more equitable method of collecting taxes on minerals and forests and ways for the distribution of the proceeds of any tax or taxes proposed

Section 2 Said commission shall meet and organize upon the call of the Governor and select one of the members thereof as its chairman and one as vice-chairman The commission shall have power to sit after the adjournment of the Legislature and to hold its meetings at such times and in such places within this Commonwealth as it may deem advisable The report of the said commission including the draft or drafts of any act or acts of Assembly deemed necessary by it as a result of its study and investigation shall be made to the Legislature of one thousand nine hundred and thirty-three upon the first day of its session or as soon thereafter as possible

Section 3 Said commission shall have power to employ such attorneys experts stenographers or other persons as it may consider necessary to assist in the proper performance of the duties imposed by this resolution and to fix their compensation The members of said commission shall serve without compensation for their services but shall receive all necessary traveling and other expenses incurred by them in the performance of the duties imposed upon them by this resolution

Section 4 The sum of ten thousand dollars ($10,000) dollars or so much thereof as may be necessary is hereby specifically appropriated for the purpose of paying the expenses of the members of said commission and the compensation and expenses of its employes The moneys hereby appropriated shall be paid according to law upon requisition on the Auditor General signed by the chairman or vice-chairman of said commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 730, as follows:

An Act to amend sections one two and three of the act approved the twentieth day of March one thousand nine hundred and twenty-three (Pamphlet Laws twenty-five) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and having in possession with intent to sell of adulterated or deleterious ice cream including coated ice cream and the coating thereof fixing a standard of butter-fat for ice cream providing penalties for the violation thereof and providing for the enforcement thereof" by extending the provisions of said act to sherbets and ices and prohibiting the unlawful use of certain equipment cabinets cans and containers and the removal and erasing of owners and manufacturers' marks therefrom or their concealment

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twentieth day of March one thousand nine hundred and twenty-three (Pamphlet Laws twenty-five) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and having in possession with intent to sell of adulterated or deleterious ice cream including coated ice cream and the coating thereof fixing a standard of butter-fat for ice cream providing penalties for the violation thereof and providing for the enforcement thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person association partnership or corporation by himself herself itself or themselves or by his her or their agents servants or employes to sell offer for sale expose for sale or have in possession with intent to sell ice cream including coated ice cream and the coating thereof or sherbet or ice which is adulterated within the meaning of this act

For the purpose of this act the word "sherbet" is hereby defined to be the frozen product made from milk or milk products and including ice cream mix approved sweetening material and fruit flavoring material with or without stabilizers and/or frozen to the consistency of ice cream

For the purpose of this act "ice" is hereby defined to be a frozen product made from water approved sweetening material and fruit flavoring material with or without stabilizers and/or frozen to the consistency of ice cream

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Ice cream including coated ice cream and the coating thereof sherbet and/or ice shall be deemed to be adulterated within the meaning of this act

First if it contains boric acid formaldehyde saccharin or any other added substance or compound that is deleterious to health

Second If it contains salts of copper iron oxide ochres or any coloring substance deleterious to health Provided That this paragraph shall not be construed to prohibit the use of harmless coloring matter [in the ice cream] when not used for fraudulent purposes

Third If it contains any deleterious flavoring matter or flavoring matter not true to name

Fourth If it contains any fats oils or paraffin other than milk fats added to or blended or compounded with it Provided however That chocolate ice cream and the coating of coated ice cream may contain cocoa butter

Fifth If a product is manufactured which is an imitation of or substitute for ice cream sherbet or ice and is offered for sale under any coined or trade name

Sixth If it is offered for sale from any container compartment or cabinet which contains any article other than ice cream coated ice cream sherbet or ice

Seventh If it contains in the case of ice cream less than [eight (8)] ten (10) per centum butter-fat except when fruit or nuts are used for the purpose of flavoring then it shall not contain less than [six (6)] eight (8) per centum butter-fat if it contains in the case of sherbet more than five (5) per centum of milk solids and if it contains in the case of ice any milk solids whatever

Section 3 That section three of said act is hereby amended to read as follows

Section 3 It is unlawful for any person association partnership or corporation to sell offer for sale expose for sale or have in possession with intent to sell any ice cream including coated ice cream and the coating thereof or sherbets or ices in any container which is falsely labeled or branded as to the name of the manufacturer thereof or to misrepresent in any way the place of manufacture of ice cream including coated ice cream and the coating thereof sherbets or ices or the manufacture thereof

It is unlawful for any person to use or cause or allow to be used any equipment cabinet can or other container belonging to one manufacturer for the purpose of preserving or holding any ice cream coated ice cream sherbet or ice manufactured by another manufacturer or for any person manufacturer or employe or agent of any manufacturer to knowingly supply or place or deposit ice cream coated ice cream sherbet or ice of one manufacturer in any equipment cabinet can or other container belonging to another manufacturer It is unlawful for and person other than the owner to remove erase obliterate cover or conceal any manufacturer's or owner's name insignia device or distinguishing mark which may appear or be placed on any ice cream equipment cabinet can or other container

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 747 (House Bill No. 1158), entitled:

An Act to amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation thereof" as amended by fixing the weight of bituminous coal by bushel.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 814, as follows:

An Act placing upon the Commonwealth the responsibility for the construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs incorporated towns cities of the third class and townships under certain conditions and restrictions and appropriating money in the Motor License Fund for such purposes providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions providing for the crediting of certain moneys to the Motor License Fund and providing for the return to the county or disposal of said bridges in certain cases and repealing certain acts with reference to county bridges

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where any county is responsible for the construction or maintenance of any bridge on a State highway route carrying vehicular traffic over a stream or over a stream and the facilities of any public service company or on an continuation of a State highway route through any borough or incorporated town or which is located on a continuation of a State highway route and part of which extends into the municipal limits of a third class city the county's responsibility shall be assumed by the Commonwealth except as hereinafter in this act provided All such bridges shall be taken over by the Department of Highways and shall be built rebuilt repaired and maintained by the Department at the expense of the Commonwealth but the Commonwealth's responsibility with reference to any bridge located partially within the limits of a third class city shall be limited to fifty (50) per centum of the cost of rebuilding repairing or maintaining and the remaining fifty (50) per centum of such cost shall be paid to the Commonwealth by the county upon certification by the Secretary of Highways in the same manner as now provided by law in the case of joint construction of State highways and this act shall not be construed to relieve any person firm association or corporation from any obligation for the construction or maintenance of any such bridge under any agreement or order of court or under any order of the Public Service Commission heretofore or hereafter made

Section 2 The Department of Highways shall not take over any bridge under the provisions of this act if an order has been issued or a contract has been entered into for the rebuilding or reconstruction of such bridge until the rebuilding or reconstruction thereof has been completed

Section 3 If any agreement or contract has heretofore been made or entered into between any county and any public service company for occupancy of any such bridge such agreement or contract shall remain in force and the State shall take over and succeed to all the rights of the county under such agreement or contract

Section 4 The Department of Highways shall have authority to enter with any public service company for the construction as a part of any existing bridge or of any bridge to be hereafter constructed under the provisions of this act of such structure or equipment as may be necessary to accommodate the facilities of the company but the company shall in every such case pay in full the cost of such structure or equipment The Department shall also have authority to issue licenses for such length of time and for such fee for the occupancy of any bridge by the facilities of any public service company as may be determined by the Secretary of Highways with the approvel of the Governor under the provisions of existing laws The payment by any public service company of the cost of such structure or equipment as may be necessary for the accommodation of its lines shall not confer upon such company any rights except those expressly conferred upon it by the license issued to it as hereinbefore provided All fees collected under such licenses shall include the costs of issuance of the license inspection of the work and restoration charges in addition to rental for the occupancy of the bridge and when collected shall be credited to the Motor License Fund Where a public service company has entered into a contract with any county for the occupancy of any bridge covered by this act which contract provides for the payment of a certain amount of such occupancy payment shall be made by the company to the Commonwealth and if payment has already been made to the county in full for any specified length of time extending beyond the date of approval of this act the proportionate amount of the payment represented thereby shall be paid by the county to the Commonwealth and the Department of Highways shall not be authorized to assume the obligation for construction or maintenance of such bridge until and unless such payment is made by the county All payments made to the Commonwealth as herein provided shall be credited to the Motor License Fund

Section 5 If the Department of Highways under the provisions of existing laws has heretofore or shall hereafter relocate a part or section of a State highway route included within which is a county bridge the responsibility for the construction and maintenance of which is placed upon the Commonwealth by this act upon the opening of the new highway to vehicular traffic and the abandonment of the section of highway supplanted by the relocation as a State highway route the bridge located on the abandoned section of highway shall revert to the county and the subsequent maintenance and construction thereof shall become the obligation of the county if the section of highway is to remain for the accommodation of vehicular traffic but if in the opinion of the Secretary of Highways it is not necessary that such highway be continued as a public road he may remove or dispose of such county bridge or authorize it to be removed and disposed of by the county commissioners

Section 6 This act shall not be construed to place upon the Commonwealth of Pennsylvania the responsibility for the construction or maintenance of any bridge on a State highway route or continuation thereof within the limits of any borough incorporated town or third class city if such highway was established subsequently to the first of January one thousand nine hundred and thirty-one

Section 7 The act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing that county bridges over streams on State highway routes in boroughs towns and townships may under certain circumstances be taken over by the Commonwealth and providing that all contracts for the construction building rebuilding or repairing of such bridges hereafter made shall be subject to approval by the Department of Highways" and all acts or parts of acts inconsistent herewith be and the same are hereby repealed

Section 7 This act shall be come effective upon approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED

Mr. Buckman. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 887, entitled:

An Act to further amend section two hundred eighty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth."

Which was committed to the Committee on Game and Fisheries.

Also read in his place and presented to the Chair Senate Bill No. 888, entitled:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department act of nineteen hundred and nineteen, with table of contents."

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 889, entitled:

An Act to repeal the act approved the twenty-second day of July, one thousand nine hundred and nineteen (P. L. 1113), entitled "An act authorizing cities of the third class to surrender their charter and be constituted a borough, and providing the procedure therefor."

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 890, entitled:

An Act to repeal the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen (P. L. 262), entitled "An act to enable two or more boroughs that are contiguous or in close proximity to be united and to become one city wherever each of said boroughs shall have heretofore voted or shall hereafter vote to become a city of the third class, under laws now enacted or which may hereafter be enacted; and wherever each of said boroughs has duly received or shall hereafter duly receive letters patent constituting it a city of the third class, but where sufficient time shall not have elapsed after the granting of such letters patent for the holding of a municipal election; providing for the consequences of such consolidation, the government of such consolidated city, the payment of the indebtedness of each of the united territories and the enforcement of debts and claims due to and from each, and fixing the jurisdiction over the said consolidated city in the courts of the county in which the majority of its inhabitants shall reside."

Which was committed to the Committee on Municipal Affairs.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 478.

Mr. PARKINSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 20, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 478, entitled "An act to amend article three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' providing that in the annulment of the charter of a borough the territory formerly included in the borough may be created a township" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. FRAZIER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia, Mr. Frazier, will state his question of personal privilege.

Mr. FRAZIER. Mr. President, you may recall that on last Tuesday night we had a more or less unkindly debate in which some personalities flew back and forth; and during the progress of the discussion I had occasion to make some remarks. I prefaced my remarks by stating it was an occasion about which none of us in the future would feel very proud; and I think the situation was such, last week, that, now that we have had opportunity to discuss and consider what was said and done, none of us is very proud of what was done and said. Personalities were indulged in to a greater or less extent, and I had occasion, as a result of the confusion and uncertainty which took place in the meeting of the Committee on Judiciary General, held prior to the session on last Tuesday evening, to be uncertain in my mind and judgment as to what finally took place there as a result of the discussion as to whether the so-called minority members of the Investigating Committee should be permitted to take the majority report for the purpose of making their minority report; and I was under the impression that that report was taken by the minority members. As a result of what I read in the newspapers I had somewhat of an impression that the Governor must have had some inside information as to what was going to be reported upon; and, therefore, in the course of my talk I made these remarks:

"I am wondering whether or not the Governor, or someone speaking for the Governor, had possession of that report which was given to Senator Buckman in confidence, in order that he might be quoted in the newspapers this afternoon, before the committee met tonight."

I was rather of the impression that Senator Earnest and Senator McClure, who both immediately rose in defence of Senator Buckman, made it quite clear to everybody that that report was not given to the minority members of the committee, but since Tuesday night have been informed that they did not have that report and therefore could not have handed it to the Governor; and, therefore, if any impression I have created by these remarks of last Tuesday has been offensive, I want to say, in due justification of Senator Buckman and the rest of them, they did not have the report in their possession and, therefore could not have conveyed it to the Governor.

REPORT FROM COMMITTEE

Mr. WILLIAMSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON from the Committee on Forestry, reported as committed, Senate Bill No. 805, entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River.

BILL INTRODUCED

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 891, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one), entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

Which was committed to the Committee on Banks and Building and Loan Associations.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported rom committees at today's session be read the first time.

Mr. WEINGARTNER. Mr. President, I second the motion.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration f Senate Bill No. 487 (House Bill No. 679), entitled:

An Act concerning townships of the second class and mending revising consolidating and changing the law relating thereto

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration f Senate Bill No. 744 (House Bill No. 1114), entitled:

An Act to repeal an act approved the eighth day of March ne thousand eight hundred and seventy-two (Pamphlet Laws wo hundred seventy-five) entitled "An act relating to the lection of school directors in Conyngham Township Columbia ounty"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideraion of Senate Bill No. 805 (House Bill No. 1116), entitled:

An Act authorizing the Department of Forests and Waters hrough the Water and Power Resources Board to make a urvey and to prepare plans and specifications for the control f floods along Darby Creek and the Delaware River.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideraion of Senate Bill No. 810 (House Bill No. 1351), entitled:

An Act establishing certain township roads as State highays authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the bligation of the Commonwealth in the construction of certain ructures located on such highways conferring certain powers pon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the aintenance and construction of such highways and making n appropriation to carry out the provisions of said act

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 817 (House Bill No. 780), entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 818 (House Bill No. 1247), entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn until 11.30 o'clock tomorrow morning.

Mr. SPROUT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:58 p. m., until Tuesday, April 21, at 11.30 a. m.

HOUSE OF REPRESENTATIVES

MONDAY, April 20, 1931.

The House met at 9.00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Our Heavenly Father, we thank Thee for life, as we reassemble here tonight. Through perils and through afflictions, Thou hast preserved us in health and strength to face the duties of another week. We thank Thee that Thou hast not dismissed us as unprofitable servants, but Thou dost still give us each a place to serve in the ranks of those who love their fellowmen.

As we face the tasks of the new week, help us to remember how seriously our actions here may affect those who have entrusted us with authority. We would not be at ease and cry "peace, peace," when there is no peace. If our fellowmen are in affliction, how shall we be at ease? If they ask of us for bread, shall we for bread give them a stone? Dear God, give us the good sense to refuse to be comforted until we shall have first of all ministered comfort to those who are worthy, in Thy name.

The days that try the souls of men are upon us. We would not compromise with sin, nor would we bring reproach upon the fair name of this Commonwealth by an unworthy act or deed. Rather, we would look to Thee for courage and strength from on high that we might do the right as God shall give us to see the right. And when Thy name is honored and respected, we will be satisfied, through Christ. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, April 15, 1931.

The Clerk proceeded to read the Journal of Wednesday, April 15, 1931, when, on motion of Mr. Wise, seconded by Mr. Carmany, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. MEREDITH. HOUSE BILL No. 1685.

An Act to amend section seven hundred and eighteen, of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relatig thereto," as amended, by further regulating the holding of field meets and trials for dogs.

Referred to the Committee on Game.

By Mr. MUNLEY. HOUSE BILL No. 1686.

An Act to amend section one of the act approved the fifteenth day of June, one thousand nine hundred and eleven (P. L. 986), entitled "An act to fix and regulate the compensation of directors of the poor, of poor districts composed of several townships, boroughs and cities, situate wholly within counties of this Commonwealth, not exceeding five hundred thousand population," as amended, by increasing the compensation of such directors of the poor.

Referred to the Committee on Counties.

By Mr. RICHARDS. HOUSE BILL No. 1687.

A Joint Resolution proposing an amendment to section four, article nine of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. RICHARDS. HOUSE BILL No. 1688.

A Joint Resolution proposing an amendment to section eight, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. GEORGE W. WILLIAMS. HOUSE BILL No. 1689.

An Act reappropriating to the Department of Property and Supplies a part of the unexpended balance of an appropriation made to such department for construction and alteration work at the State Hospital for Crippled Children at Elizabethtown by the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, Page one hundred seventy-four), entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth, and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth, including fixtures and heating and sewerage systems and service lines for the accommodation of buildings."

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 1690.

An Act to validate certain obligations of townships of the second class issued for money borrowed, or for work done, or materials furnished.

Referred to the Committee on Judiciary General.

By Mr. HAGMAIER. HOUSE BILL No. 1691.

A Joint Resolution proposing an amendment to article eighteen of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. STERLING. (By request). HOUSE BILL No. 1692.

An Act permitting landlord or their agents to distrain for rent due at any time of the day or night and whether or not the lease is ended or determined.

Referred to the Committee on Judiciary General.

By Mr. BENJAMIN JONES. HOUSE BILL No. 1693.

An Act to amend section five hundred and nine of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred ninety-eight) entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and sick charge of mental patients; and imposing penalties," by clarifying the provisions of said section.

Referred to the Committee on Municipal Corporations.

By Mr. BENJAMIN JONES. HOUSE BILL No. 1694.

An Act to amend section one of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine, (Pamphlet Laws seven hundred seven), entitled "An act fixing the liability of the counties, poor districts, and the Commonwealth for the support of the indigent and partly indigent insane in State institutions," by further defining the procedure for the administration of the act.

Referred to the Committee on Municipal Corporations.

By Mr. McCLURE. HOUSE BILL No. 1695.

An Act to amend section nine of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom;" by extending the jurisdiction of the orphans' court to truts inter vivos and life insurance trusts.

Referred to the Committee on Judiciary General.

By Mr. STEEDLE. HOUSE BILL No. 1696.

An Act making an appropriation to the Lake Erie & Ohio River Canal Board of Pennsylvania for the payment of expenses incurred in printing, distributing or otherwise making available for public use, reports, maps, documents and records of the Board, in securing the co-operation and aid of the Government of the United States and other public authorities in the construction of the canal or water-way authorized to be constructed by the Board, for the payment of incidental office expenses and for the payment of salaries, fees and expenses.

Referred to the Committee on Appropriations.

By Mr. WADE. HOUSE BILL No. 1697.

An Act providing for the acquisition, construction, improvement, operation and maintenance of bridges over rivers and navigable waters within the Commonwealth or forming a boundary of the Commonwealth; authorizing the issuance of bridge revenue bonds of the Commonwealth payable solely from bridge earnings to pay the cost of such bridges and improvements thereof; providing for the collection of bridge tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the bridges; prescribing conditions upon which such bridges shall become free bridges; conferring powers and imposing duties on the Pennsylvania Bridge Commission; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; and providing for condemnation.

Referred to the Committee on Ways and Means.

By Mr. LEIDICH. HOUSE BILL No. 1698.

An act to amend section three hundred and ten of the act approved the second day of June, one thousand nine hundred and fifteen, (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," permitting payment of compensation to certain classes of nonresident alien dependents.

Referred to the Committee on Insurance.

By Mr. SHORTZ. HOUSE BILL No. 1699.

An act to amend clause (III) of sub-section (d) of section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by further providing for the disposition of seized articles.

Referred to the Committee on Law and Order.

By Mr. CONNER. HOUSE BILL No. 1700.

An act relating to and regulating the right to practice Drugless Therapy in the Commonwealth of Pennsylvania, and prescribing the powers and duties of the Board of Drugless Therapy, Education, Examination and Licensure, and means and methods whereby the right to practice Drugless Therapy may be obtained, providing for revocation or suspension of licenses granted by said Board, and providing penalties for violations of the provisions of this act.

Referred to the Committee on Education.

By Mr. CONNER. HOUSE BILL No. 1701.

An Act to amend section two hundred two of, and to add section four hundred seventeen A to, the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive department of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," creating in the Department of Public Instruction the State Board of Drugless Therapy, Education, Examination and Licensure.

Referred to the Committee on Education.

By Mr. POST. HOUSE BILL No. 1702.

An Act to amend route three hundred as amended, route three hundred and thirty as amended, route three hundred and thirty-two as amended, route three hundred and fifty-nine as amended, route three hundred and sixty-one as amended, and routes three hundred and two, three hundred and nineteen, three hundred and thirty-seven, three hundred and forty-eight, three hundred and fifty-seven, three hundred and fifty-eight, and three hundred and sixty-seven of an act approved the twenty-second day of July, one thousand nine hundred and thirteen, (Pamphlet Laws, nine hundred forty-eight), entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance as the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. RICE. HOUSE BILL No. 1703.

A supplement to the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine (Appropriation Acts page twenty-five), entitled "An act making an appropriation to the Department of Property and Supplies for the erection of additional State Buildings in Harrisburg, and for grading and terracing the ground surrounding the same."

Referred to the Committee on Appropriations.

By Mr. GEORGE L. REED. HOUSE BILL No. 1704.

An Act authorizing persons, co-partnerships, associations and corporations, who, whether as sub-contractor of otherwise, have furnished material or supplied or performed labor in connection with any public work or improvement, to institute actions on certain bonds given to the Commonwealth or to municipal corporations in connection with the performance of public contracts, fixing the time within which such actions must be brought and the amounts recoverable therein, and providing for distribution of amounts recovered and prescribing procedure.

Referred to the Committee on Judiciary General.

By Mr. SCHROCK. HOUSE BILL No. 1705.

An Act to repeal routes five hundred and sixty-two and six hundred and forty-five of an act approved the fifth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred and eighty-seven), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. CARMANY. HOUSE BILL No. 1706.

An Act to amend route forty-six as amended, route forty-nine as amended, route fifty as amended, route fifty-two as amended, route fifty-four as amended, route fifty-five as amended, route fifty-eight as amended, route sixty-three as amended, route seventy-five as amended, route ninety-one as amended, route ninety-seven as amended, route one hundred and two as amended, route one hundred eight as amended, route one hundred and fourteen as amended, route one hundred and fifteen as amended, route one hundred and twenty as amended, route one hundred and seventy as amended, route one hundred seventy-one as amended, route one hundred seventy-four as amended, route one hundred and eighty-eight as amended, route one hundred and eighty-nine as amended, route two hundred and fifty-five as amended, route two hundred and sixty-eight as amended, route two hundred and eighty-three as amended, route two hundred and eighty-five as amended, and routes, four, twenty-three, thirty, thirty-four, forty-five, fifty-six, sixty, seventy-two, seventy-eight, one hundred and one, one hundred and four, one hundred and thirteen, one hundred and nineteen, one hundred and twenty-four, one hundred and thirty-eight, one hundred and ninety-five, two hundred and nine, two hundred and thirteen, two hundred and eighteen, two hundred and forty-seven, two hundred and fifty-six, and two hundred seventy-three of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendent of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of townships or county roads; defining highways and State-aid highways; providing method of application for State-aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Highways.

By Mr. E. P. BROWN. HOUSE BILL No. 1707.

An Act to amend section nineteen of the act approved the twenty-eighth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred eighty-seven), entitled "An act to protect the public health by regulating the manufacture, preparation, handling, storage, sale, transportation, and possession of meat and meat-food products; prescribing the powers and duties of the State Livestock Sanitary Board incidental thereto," to prohibit the unlawful making, duplicating, using, possession, affixing and attaching of stamps, brands, emblems, tags and markings in connection with meat and meat-food products.

Referred to the Committee on Agriculture.

By Mr. HEFFRAN. HOUSE BILL No. 1708.

An Act to amend route five hundred and fifty-six as amended, route five hundred and seventy-one as amended, route five hundred and eighty-one as amended, route six hundred and fourteen as amended, route six hundred and forty-one as amended, route six hundred and sixty-one as amended, route six hundred and eighty-one as amended, route seven hundred and twenty-nine as amended, and routes five hundred and forty-five, five hundred and seventy-nine, six hundred and eighteen, six hundred and sixty-eight, six hundred and seventy, and six hundred and twenty-seven (Pamphlet Laws, seven hundred and eighty-seven), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. D. GLENN MOORE. HOUSE BILL No. 1709.

An Act to amend route three hundred and seventy-six as amended, route four hundred and two as amended, route four hundred and thirty-five as amended, and route four hundred and fifty-one as amended, and routes three hundred and eighty-three, three hundred and ninety-one, three hundred and ninety-two, four hundred and three, four hundred and twenty-nine, four hundred and thirty-three, four hundred and thirty-six, four hundred and fifty-seven, five hundred and nineteen and five hundred and twenty-six of an act approved the eighth day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, one hundred and ninety-one), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. LOCKHART. HOUSE BILL No. 1710.

An act to amend an act approved the fourteenth day of May, one thousand nine hundred and twenty-five, (Pamphlet Laws, seven hundred and thirty-five), entitled "An act to establish as a State highway a certain section of public road in the counties of Allegheny and Washington."

Referred to the Committee on Highways.

By Mr. HEFFERON. HOUSE BILL No. 1711.

An act fixing the salaries of jury commissioners in counties of the third, fourth and fifth classes.

Referred to the Committee on Counties.

By Mr. HEFFERON. HOUSE BILL No. 1712.

An act to amend the act approved the third day of April, one thousand eight hundred and seventy-two (P. L. 38), entitled "A further supplement to an act, entitled 'An Act for the punishment of curelty to animals in this Commonwealth,' approved March twenty-ninth; one thousand eight hundred and sixty-nine;" providing for the public sale of animals seized thereunder.

Referred to the Committee on Agriculture.

By Mr. HEFFERON. HOUSE BILL No. 1713.

An act to further amend section one of the act, approved the twenty-ninth day of March, one thousand eight hundred and sixty-nine, (P. L. 22), entitled "An act for the punishment of cruelty to animals in this Commonwealth," by providing for the payment of fines to the municipality wherein the offence was committed.

Referred to the Committee on Ways and Means.

By Mr. READER. HOUSE BILL No. 1714.

An Act to amend section two of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred and one), entitled "An act authorizing the State Highway Department, the Public Service Commission, counties, cities, boroughs, and townships to purchase, or condemn by the right of eminent domain, free and unobstructed view over and across lands at certain highway, railroad, and railway intersections and curves, so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways; and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view."

Referred to the Committee on Highways.

By Mr. JOHN A. RHODES. HOUSE BILL No. 1715.

An Act to amend section two of the act, approved the twenty-sixth day of May, one thousand eight hundred and ninety-seven, (P. L. 95), entitled "An act relating to proceedings where goods or chattels have been levied upon or sized by the sheriff, and claimed be belong to others than the defendant in the execution or process," as amended.

Referred to the Committee on Judiciary General.

By Mr. MASON. HOUSE BILL No. 1716.

An Act to amend section two of, and to add section six A to, the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 388), entitled "An act relating to the jurisdiction, powers, and procedure of the orphans' court and the court of common pleas as to sales, mortgages, conveyances on ground-rent, leases, extinguishment of ground-rents, partition, exchange, squaring and adjusting of lines between adjoining owners, consolidation and combination of mining lands and the leasing thereof, the joining of by owners of undivided interests in making and taking conveyances in order to change the route or location of any right of way or passage over adjoining or other lands, and the subdivision of premises so as to command the highest price or greatest rents, and, for such purpose, the laying out or dedication of roads, streets, and alleys, or the vacation of such as have not been accepted by the public authorities, where the court shall be of opinion that such decree will be to the interest and advantage of all those interested; and where the legal title is held by minors, lunatics, habitual drunkards, or weak-minded persons, a married person whose spouse is a lunatic, or has abandoned him or her for one year or has been absent and unheard of for seven years; by corporations having no capacity to convey or by an unincorporated association, by any religious, beneficial, or charitable society or association, incorporated or unincorporated, and the title is subject to forfeiture if real estate is held in excess of the amount prescribed by its charter or by law; by a corporation, or individual or individuals, and is subject to a trust of any description whatever; by any person as to whom a presumption of death may have arisen, or any interest wherein is held by any person under legal disability to dispose thereof; where the legal title is an estate tail or is subject to the lien of debts of a decedent not of record, contingent remainders, executory devises, or remainders to a class, some or all of whom may not be in being or ascertained; where estates shall have been devised or granted for special or limited purposes, where there is a power of sale but the time may not have arrived for its exercises, any preliminary act may not have been done to bring it into exercise, the time limited for its exercise may have expired, or any one or more persons, required to consent or join in its exercises may be non compos mentis, have removed out of the State, have died, refuse to act, unreasonably withhold consent, or be absent and unheard of; where there has been or shall be a defective appointment in any deed or will and the necessary power is not given to the executor, devisee, or appointee to make sale and conveyance; where a trust has been created, and no power conferred on the trustee to do any of the acts which the court is hereby empowered to authorize or confirm; and to the effects of such decrees," authorizing the proper court to order the sale of real estate in certain cases where it is to the interests of the life tenant thereof.

Referred to the Committee on Judiciary General.

By Mr. GEORGE L. REED. HOUSE BILL No. 1717.

An Act making an appropriation to the Department of Property and Supplies to be expended by it in the payment to the Harrisburg Railways Company of the City of Harrisburg of a part of the damages occasioned by the erection by the Commonwealth of the Soldiers and Sailors Memorial Bridge.

Referred to the Committee on Appropriations.

By Mr. HEFFRAN. HOUSE BILL No. 1718.

An act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

Referred to the Committee on Counties.

By Mr. HEFFRAN. HOUSE BILL No. 1719.

An act to fix the number of Representatives in the General Assembly of the Commonwealth, and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Legislative Apportionment.

LEAVE OF ABSENCE

Mr. McKAY asked and obtained leave of absence for Mr. Stevenson, on account of illness.

REPORTS FROM COMMITTEES

Mr. MATHAY, from the Committee on Ways and Means, reported as committed, House Bill No. 1485, entitled:

An Act amending the act of June 9, 1881, P. L. 89, entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section 4 providing a method to ascertain the amount of bonus due in such cases.

Mr. THOMAS J. BROWN, from the Committee on Ways and Means, reported as committed, House Bill No. 1282 (Senate Bill No. 253), entitled:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of non-resident decedents.

Mr. CONNER, from the Committee on Ways and Means, reported as committed, House Bill No. 1552 (Senate Bill No. 334), entitled:

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty) entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

Mr. HIMES, from the Committee on Ways and Means, re-reported as amended, House Bill No. 1087, entitled:

An Act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, and county commissioners; providing for rewards; imposing certain costs on counties conferring powers and imposing certain duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation.

Mr. WIKE, from the Committee on Manufactures, reported as amended, House Bill No. 1273, entitled:

An Act restricting the sale and transportation of goods, wares and merchandise prepared and manufactured within and without this Commonwealth by convicts and prisoners; and providing penalties.

Mr. RICE, from the Committee on Building and Loan Associations, reported as amended, House Bill No. 1178, (Senate Bill No. 177), entitled:

An Act authorizing building and loan associations to permit borrowers to have the dues on the stock credited on account of the principal of the loan, and providing for the reduction of the stock in certain cases and defining the duties of the secretary of the association in respect thereto; and providing also for the increase of the subsequent dues on the stock in certain cases, and providing further that the stock shall not be subject to losses, except for the profits in certain cases.

RESOLUTION

REQUESTING INTERSTATE COMMERCE COMMISSION TO INVESTIGATE RAILROAD RATES.

Mr. CAUFFIEL offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, April 20, 1931.

Whereas, By reason of unfair and preferential transportation rates granted to more remotely lying coal fields, Pennsylvania has lost its normal natural advantages arising out of the nearness of its coal fields to the great consuming centers of the country, which has resulted in great loss to the coal industry, and has affected the prosperity and caused the inconvenience of nearly ten millions of people, and the actual suffering of many thousands; and

Whereas, Through this system of unfair preferentials, it has become possible to transport coal from a distant point through or around Pennsylvania coal fields for less freight charges than from the Pennsylvania fields; and

Whereas, This system of preferentials has created in Pennsylvania economic distress, not only to the capital and labor involved in the coal district, but to practically every line of business and every profession, because of the direct or indirect dependence of Pennsylvania's prosperity upon the normal functioning of the coal industry; and

Whereas, By reason of these preferentials, Pennsylvania coal with a six hundred mile haul is, in many instances, unable to compete at point of market with coal which has been hauled fourteen hundred miles and more; and

Whereas, The prosperity of the coal regions will never be restored and will never become normal until a change is made and until this unfair and unjustifiable preference given to districts at a greater distance, and mining its coal under labor conditions amounting to practical slavery, is abolished, and until the preferential rates now in force are superseded by fair and equitable rates; and

Whereas, The prosperity of Pennsylvania in great measure depends upon the prosperity of the coal regions of Pennsylvania; and

Whereas, The right to use its natural markets, unfettered and unhampered by artificial, unnatural, unfair and preferential restrictions, is necessary to the prosperity of Pennsylvania's coal districts; therefore be it

Resolved, (if the Senate concur), That the Legislature of Pennsylvania calls upon the Interstate Commerce Commission of the United States to fully, fairly and impartially investigate the rates now existing and charged for coal haulage from Pennsylvania districts as compared with rates for coal haulage from other and more distant coal fields to the same point of market, and in making such investigation to have in mind labor conditions and the standards of living of miners engaged in producing coal in the various coal districts within and without this Commonwealth; and be it further

Resolved, That the Members in the Congress of the United States from the Commonwealth of Pennsylvania be urged to exert every possible influence to cause such investigation to be made by the Interstate Commerce Commission and to bring about a change in the unfair preferential rates now existing; and be it further

Resolved, That this Legislature, believing that the prosperity of Pennsylvania depends, in a great measure, upon the prosperity of each of its various industries, urges upon all of the departments of the State government, using or purchasing coal for fuel, the necessity of purchasing and using only Pennsylvania coal; and be it further

Resolved, That the Legislature, in order to secure that prosperity for the Commonwealth desired by its citizens, urges upon them the necessity and propriety of purchasing and using only Pennsylvania coal; and be it further

Resolved, That a copy of these resolutions be forwarded by the Secretary of the Commonwealth to each Member of the House of Representatives of the United States from Pennsylvania, and to each of the two United States Senators from Pennsylvania, to the Chief Clerk of the Senate and House of Representatives of the Congress of the United States, to the President of the United States, and to the Secretary of the Interstate Commerce Commission.

RECONSIDERATION OF VOTE

Mr. RICE. Mr. Speaker, I move that the vote by which House Bill No. 909, Printer's No. 331, entitled:

An act to amend sections five, six, and seven, of the act approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 916), entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges, and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies, and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contributions; requiring all societies to make annual and other reports, and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violations of the act; exempting such societies from taxation, and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to, and be supervised by, the Insurance Commissioner; and repealing existing laws," by eliminating conflicting provisions relating to benefits; prescribing who may become members and beneficiaries and the rights of members and beneficiaries; and eliminating the necessity of examinations by physicians.

on page 6 of the calendar of Tuesday, April 14, 1931, was defeated on final passage, be reconsidered.

Mr. BEYER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin, Mr. Rice, vote on the final passage of the bill?

Mr. RICE. Mr. Speaker, I voted in the negative.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Beyer, vote on the final passage of the bill?

Mr. BEYER. I voted in the negative, Mr. Speaker.

On the question,

Will the House agree to the motion?

The motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. TURNER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. MUSMANNO. Mr. Speaker, I move that House Bill No. 792, Printer's 547, entitled:

An Act authorizing and empowering the officers of the Commonwealth to refund the license moneys paid under the act of July seventeenth, one thousand nine hundred nineteen (Pamphlet Laws, one thousand three), entitled "An act requiring licenses to sell steamship tickets or orders for transportation to or from foreign countries, and providing penalties," as amended, providing for the method of reimbursement to such licenses, and making an appropriation therefor.

on page 15 of today's calendar, bills on second reading, be recommitted to the Committee on Appropriations for the purpose of further study.

Mr. ROONEY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 148, entitled:

An Act to amend article six of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the appointment of a superintendent of buildings in second, third and fourth class districts, and prescribing his duties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making an appropriation," and an additional appropriation to be expended in the discretion of the Department of Highways on city streets.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 799, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 830, entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 934, entitled:

An Act relating to the trespassing of live stock on improved lands; providing for the taking up, impounding and sale thereof; imposing duties on and fixing the fees of constables, justices of the peace, and viewers appointed in connection therewith, prescribing the procedure for repossession by the owner thereof, providing for the fixing and taxing of costs including attorneys' fees; and repealing inconsistent legislation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1213, entitled:

An Act to amend section five hundred forty-two of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended; authorizing the boards of school directors to exempt housewives from the per capita tax.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1244, entitled:

An act to amend clause C of section seven of the act approved the twelfth day of July, one thousand nine hundred nineteen, (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners; defining the power and duties of said board of examiners; and providing penalties for the violation of this act;" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1475, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school system employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties, as amended; providing for the continuation in servce of school superintendents in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1566, entitled:

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests; providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 27, entitled:

A Supplement to a Joint resolution approved the third day of May, one thousand nine hundred and twenty-nine, (P. L. 1541), entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn;" by providing for additional members of said commission; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 461, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 711, entitled:

An Act to amend clause three, section thirty-seven, of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 741, entitled:

An Act relating to abandoned bituminous coal mines, providing for the fighting of fire in, and the sealing up of such mines under the supervision of the Department of Mines; giving such department certain powers and duties relative thereto; imposing certain duties upon owners, operators and lessees of such mines, and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 773, entitled:

An Act to amend section seven hundred and ten of an act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the Administrative Departments, Boards of Commissioners, and officers thereof, including the Boards of Trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing that the state police shall not enter into areas affected by strikes, industrial disputes or conflicts between an employer and employees except upon express order of the Governor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1021, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse and return moneys advanced for the acquisition of coal measures at the Cresson State Sanitorium.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1575, entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1081, (Senate Bill No. 341), entitled:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164) entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Gallium Mollygo, the weed commonly known as white bedstraw.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

The SPEAKER. If there are no objections the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1483, as follows:

An Act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "company" as used in this act shall be construed to mean any individual who or copartnership corporation joint-stock association or association of individuals whatsoever which shall engage in the business of carrying passengers or property for hire over the highways of this Commonwealth in motor vehicles or trackless trolleys For the purposes of this act the term "motor vehicle" shall be construed to mean every vehicle which is self-propelled except such as move or are guided by a track erected upon the highways

Section 2 Each company shall pay an excise tax for the use of the highways of the Commonwealth For the purpose of ascertaining the amount to be paid each such company shall on or before the first days of February and August of each year file with the Department of Revenue on forms prescribed and furnished by it a report under oath or affirmation setting forth (1) The name and address of the company owning or operating such motor vehicle or vehicles (2) the location of the principal place of business of such company (3) the name and address of the person in this Commonwealth upon whom service of process or other notice may be had against such company (4) a schedule if any or if not a description of the routes over which such company shall have operated over highways in this Commonwealth during the period for which the report is filed (5) the number of miles of all routes over which such motor vehicle or motor vehicles shall have been operated by such company during the period for which the report is filed (6) the number of miles within this Commonwealth of all such routes so operated during the period for which the report is filed and (7) the amount of gross receipts of such company from all sources upon its operations during the period for which the report is filed and such other relevant information as the Department of Revenue may require in connection with the settlement of the excise tax hereinafter provided for each period of six months immediately preceding the first days of January and July of each year

Section 3 The amount of excise tax semi-annually to be paid by each company specified in section one of this act shall be as follows (1) In each case of a company operating routes which are entirely within the limits of this Commonwealth eight (8) mills upon the dollar upon the gross receipts of such company from all operations for the period covered by such report and (2) in case of a company operating over routes when only a part of such routes lies within this Commonwealth eight (8) mills upon the dollar upon such portion of the gross receipts of such company as is represented by the ratio that the number of miles of routes operated in this Commonwealth by such company during the period for which the report is filed bears to the total number of miles of all routes operated by such company during said period The provisions hereof shall not be construed as exempting any company from complying with the laws relating to fees payable to the Department of Revenue for the registration of motor vehicles In the event however that an excise tax shall be paid by any company to any city for the use of its highways during the period for which the report is filed the amount of such tax so paid may be deducted from the amount of tax payable to the Commonwealth as above computed upon satisfactory proof to the Department of Revenue of such payment

Section 4 The said excise tax on gross receipts shall be settled resettled and otherwise imposed and adjusted in the same manner within the same periods of time and subject to the same penalties interest and right of resettlement review appeal and refund as provided by law in the case of taxes on gross receipts

Section 5 The Secretary of Revenue shall suspend the registration of any motor vehicle or the privilege of any nonresident company of operating on the highways of this Commonwealth when any such company shall fail to comply with the provisions of this act or shall fail neglect or refuse to pay the excise tax due or settled against it under the provisions of existing law Such suspension shall continue until satisfactory settlement shall be made with the Department of Revenue

Section 6 Unless and until each nonresident company subject to the provisions of this act shall notify the Department of Revenue of the name and address of a person within this Commonwealth upon whom service of process against it or notice to it may be had the Secretary of Revenue shall be its agent for the service of process or the receipt of any notice provided under existing law and any service made upon or notice given to the Secretary of Revenue as such agent shall be of the same validity and effect as if such process had been served upon or such notice given to the duly constituted resident agent of such company

Section 7 Any company violating any of the provisions of this act shall be guilty of a misdemeanor and shall upon conviction thereof in a Court of Quarter Sessions be sentenced to pay a fine of two hundred ($200) dollars and costs of prosecution or undergo imprisonment for not more than one year or suffer both such fine and imprisonment

Section 8 Such employes of the Commonwealth as are designated as "State Highway Patrolmen" shall aid the Department of Revenue in the enforcement of this act and for this purpose are hereby declared to be peace officers and are hereby given police power and authority throughout the Commonwealth to arrest on view without writ rule order or process any person known to have violated or who is suspected of having violated any of the provisions of this act

Section 9 All taxes penalties interest and bail forfeited which shall be received recovered paid or collected under the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

Section 10 All taxes penalties and interest collectible under acts in existence prior to the approval of this act shall continue and remain in full force and effect and be collectable by the Department of Revenue notwithstanding the passage of this act

Section 11 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 12 This act shall be in effect immediately upon its passage and approval by the Governor and the excise tax imposed herein shall be payable for the semi-annual tax periods during the year one thousand nine hundred thirty-one and thereafter

Section 13 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. GEORGE W. WILLIAMS. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing which has been requested.

Mr. MUMFORD. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 603, entitled:

An Act relating to court proceedings fixing the time within which motions for new trials for judgment non obstante veredicto and motions in arrest of judgment shall be made excluding Sundays Saturdays and Holidays in calculating the time

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all motions for new trials for judgment non obstante veredicto and all motions in arrest of judgment in any of the Courts of the Commonwealth shall be made within four days after the verdict or similar finding of fact exclusive of Sundays Saturdays and Holidays and not thereafter unless the Trial Court shall by order made during the said four days grant additional time because of the circumstances of the proceeding

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

ment in any of the Courts of the Commonwealth shall be made

Amend Section 1, page 1, line 8, by inserting before the word "Holidays" the following: "legal".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 All acts or parts of acts local special or general inconsistent herewith are hereby repealed

The title was read as follows:

An Act relating to court proceedings; fixing the time within which motions for new trials for judgment, non obstante veredictor and motions in arrest of judgment shall be made, excluding Sundays, Saturdays and Holidays in calculating the time.

On the question,

Will the House agree to the title?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 4, by inserting before the word "Holidays" the following: "legal".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the scond reading and consideration of House Bill No. 631, entitled:

An Act to amend section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty) entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate or interest in real estate unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein and requiring a list thereof to be delivered to the proper board of revision of taxes or other officials charged with the assessment of real estate" providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty) entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfers of real estate or interest in real estate unless a certificate is attached to said instruments giving the precise residense of the grantee or grantors named therein and requiring a list thereof to be delivered to the proper board of revision of taxes or other officials charged with the assessment of real estate" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That (a) for the purpose of obtaining with accuracy the precise residence of all owners of real estate and persons having a taxable interest therein it shall be the duty of the recorder of deeds in each county whenever a deed or other transfer of real estate or interest in real estate hereafter executed shall be presented to him for record to refuse the same unless the grantee or grantees therein named have attached thereto and made part of such deed or transfer a certificate signed by said grantee or grantees or some one on his her or their behalf setting forth the precise residence of such grantee or grantees said certificate to be recorded with said deed and thereupon the said recorder shall prepare and deliver at stated intervals to the board of revision of taxes or other official or officials charged with the assessment of such real estate a list of the real estate or interest in real estate as transferred with the location of the same and the names of the grantor or grantors and the names and residences of the grantee or grantees with the date of recording

(b) It shall be the duty of the recorder of deeds of each county to refuse to accept for recording any instrument conveying title to or interest in real estate unless such instrument or conveyance shall have recited therein the immediate source of the grantor's title and the record if any where the same may be found and also endorsed thereon the name of the scrivener thereof and the address where he may be found

The failure to recite the immediate source of the grantor's title or the failure of any scrivener to endorse thereon his name and address shall not be construed to invalidate any such deed or instrument

The title was read as follows:

An Act to amend section one of the act, approved the twenty-second day of April, one thousand nine hundred and twenty-nine (P. L. 620), entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate, or interest in real estate, unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein; and requiring a list thereof to be delivered to the proper board of revision of taxes, or other officials charged with the assessment of real estate," providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument.

On the question,

Will the House agree to the title?

Mr. BLACK. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

Amend title, page 1, line 6, by striking out the word "transfer" and insert in lieu thereof "transfers".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and considration of House Bill No. 847, as follows:

An Act to amend subsection third of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" as amended providing for the service of summons in actions of trespass brought in the county in which the alleged tort was committed in counties other than the county in which such action was brought

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subsection third of section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" as amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-five) entitled "An act to amend subsection third section one of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled 'An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs' providing for the service of summons in cases arising from contracts relating to real estate in counties other than that wherein the real estate is located and the writ issues" is hereby further amended to read as follows

Third The writ of summons in [cases where a trespass or nuisance has been committed on real estate] actions of trespass when the action is commenced in the county in which the alleged tort is committed and in cases arising from any contract relating to real estate may also be served in the manner provided by subsections one and two in any other county than that wherein the real estate is located and in which the writ issues by the sheriff of such other county who shall be deputized for that purpose by the sheriff of the county in which the writ issues

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 941, as follows:

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences and providing for the payment of the expenses of such persons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding thereto section four hundred and eleven to read as follows

Section 411 The board of school directors of each district may authorize the attendance of the superintendent and such other members of the teaching and supervisory staff of such district as they may specify at any educational conference or conferences when in the opinion of the board such attendance will be conducive to the best interests of the district Each person so authorized to attend and attending shall be reimbursed for all necessary traveling and hotel expenses actually incurred Such expenses shall be paid by the treasurer of the school district in the usual manner out of the school funds of the district upon the presentation of an itemized verified statement of such expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1061, as follows:

An Act providing for the appointment of a board of jail and prison inspectors in counties of the third and fourth classes for the control and management of the county jails and prisons by such board and prescribing its powers and duties relative thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the jail or county prison of counties of the third and fourth classes shall be managed by a board of inspectors consisting of five citizens residing in their respective counties who shall serve without any pecuniary compensation three of whom shall be appointed by the judges of the court of quarter sessions and two by the county commissioners They shall be appointed some time in the month of November in each year and shall enter upon the performance of their duties on the first Monday of January following they shall serve for one year and until their successors shall be appointed In case of vacancy by death resignation or otherwise such vacancy shall be filled by the body which appointed the individual who has caused the vacancy as soon as conveniently may be

In such inspectors and the officers appointed by them the care safe keeping discipline and employment of prisoners and the government and management of said institution shall be exclusively vested

Section 2 Said inspectors shall meet and organize on the first Monday of January following the date when this act shall become effective Thereafter the care safe keeping discipline and employment of prisoners and the government and management of said jail or prison shall be exclusively vested in said board of inspectors and the responsibility of the sheriff of each of said counties in regard to the safe keeping of prisoners shall cause and determine on their commital to said prison

Section 3 The said board shall organize by electing a president and secretary The president shall and the secretary may be a member of the board The secretary may be compensated for his secretarial services in an amount to be fixed by the board A majority of the members of the board shall constitute a quorum to transact business and all actions of said board must have the approval of a majority of all the members of said board The board shall meet monthly or oftener if required and keep regular minutes of its meetings in a book to be filed with the financial records of each of said counties and shall make such rules and regulations for the government and management of the prisoners and the care safe keeping and discipline of the prisoners as may be deemed necessary

Section 4 The board shall have authority to appoint a solicitor a chaplain or chaplains a physician or physicians and such other persons as may be necessary to the proper conduct of the prison It shall also appoint a warden of the prison and such deputy and deputies assistant or assistants keeper or keepers as may be required in taking care of the prison The number and salaries of the officers and employes appointed by the board shall be fixed by the board

Section 5 That all the expenditures required for the support and maintenance of prisoners and the repairs and improvement of said prison shall be paid from the county treasury by warrants drawn on the regular appropriation for the purpose as provided by law but no warrant shall be certified by the controller for any expense connected with the prison unless on vounchers approved by a majority of said board and endorsed by the president and secretary thereof and all contracts involving an expenditure of over three hundred dollars shall be publicly advertised in the newspapers authorized to do the county advertising and be given to the lowest bidder

Section 6 That the warden at the time of his appointment shall give bond with good and sufficient security to be fixed and approved by the board of inspectors for the faithful performance of his duty and may at any time be removed by said board for misconduct or inefficiency All deputies assistants or keepers shall also give bond if required by said board and may at any time be suspended by the warden or removed by the said board

Section 7 Provided That in all counties to which this act applies where the sheriff is now the acting warden or keeper of the county jail or prison and has his residence therein this act shall not take effect until the expiration of the term of office of the sheriff now so acting as jail or prison warden or keeper

Section 8 The act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred sixty-two) entitled "An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth having over one hundred and fifty thousand inhabitants each by creating in such counties a board to be known by the name and style of inspectors of the jail or county prison with authority to appoint a warden of such prison and by vesting in said board and the officers appointed by it the safekeeping discipline and employment of prisoners and the government and management of said jails or county prisons" is hereby repealed

The act approved the twenty-first day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred seventy-nine) entitled "An act to amend an act entitled 'An act providing for the better management of the jails or county prisons in the several counties of this Commonwealth having over one hundred and fifty thousand and less than two hundred and fifty thousand inhabitants each by creating in such counties a board to be known by the name and style of Inspectors of the Jail or County Prison with authority to appoint a warden of such prison and by vesting in said board and the officers appointed by it the safekeeping discipline and employment of prisoners and the government and management of said jails or county prisons' approved the twenty-seventh day of April Anno Domini one thousand nine hundred and nine" is hereby repealed

All acts and parts of acts inconsistent with this act are hereby repealed but this act shall not be construed to repeal any local or special law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1107, entitled:

An Act relating to mortgages and the obligations secured thereby providing an exclusive method to receive or receipt for the principal thereof requiring written authorization to an agent or an attorney to act for his principal in such cases except an attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage providing that a copy of the original written authorization may be certified by a notary public and the effect of such certification as evidence imposing certain duties upon the recorder of deeds fixing fees therefor and imposing payment thereof on the mortgagee

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a singular noun is used in this Act of Assembly it shall include also the plural thereof and whenever a masculine pronoun is used herein it shall include also the feminine and neuter thereof

The word "owner" as used in this act shall include the executors or administrators of any deceased owner

Section 2 No person copartnership association or corporation not the owner thereof shall be authorized or empowered to receive or receipt for the principal of any obligation secured by a mortgage or of a mortgage executed after the thirty-first day of August one thousand nine hundred and thirty-one by any other means or in any other manner than by written authority from the owner duly signed by such owner and no authority to do so shall be given or granted by parol and after the first day of September one thousand nine hundred and thirty-one no authority to receive or receipt for the principal of any such obligation secured by such mortgage or of such mortgage shall be acquired by implication inference course of dealing holding out or otherwise than as provided in this act and if any person copartnership association or corporation after said first day of September one thousand nine hundred and thirty-one shall pay the principal of any such mortgage or of such obligation so secured or any part thereof to any other than the owner thereof or someone authorized to receive or receipt for the same as provided in this act said payment shall not be a defense to the collection of such obligation or of such mortgage Provided That this act shall not apply to payments made to an attorney-at-law who has appeared on the record as attorney for the plaintiff and under existing or future law is entitled to enter satisfaction on the record of any judgment either entered by confession on the obligation secured by such mortgage or recovered by foreclosure on such mortgage and the right of such an attorney-at-law to receive receipt for and enter satisfaction on such judgment shall not be affected by this act

Section eight was read as follows:

Section 8 This act shall take effect on the first day of September one thousand nine hundred and thirty-one and shall not apply to mortgages or obligations executed prior to that date

On the question,

Will the House agree to the section?

Mr. McELWEE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 8, page 6, line 3, by striking out the figure "8" and insert in lieu thereof "3".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act relating to mortgages and the obligations secured thereby; providing an exclusive method to receive or receipt for, the principal thereof; requiring written authorization to an agent or an attorney to act for his principal in such cases, except an attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage; providing that a copy of the original written authorization may be certified by a notary public and the effect of such certification as evidence; imposing certain duties upon the recorder of deeds; fixing fees therefor and imposing payment thereof on the mortgagee

On the question,

Will the House agree to the title?

Mr. McELWEE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, by striking out all of the material beginning with the word "providing" in line 8, and ending with the word "mortgagee" at the end of title

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1176, entitled:

An Act giving to any taxable inhabitant of any county of the second class the right to be assessed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year prescribing the procedure for procuring and making such assessment and its effect continuance and duration providing for the assessment and levying of a county tax upon such assessment for the current year imposing certain duties in connection therewith upon the members subordinate assessors clerks and employees of the boards for the assessment and revision of taxes of such counties the boards of registration commissioners therein the county commissioners county controllers thereof upon judges of election therein and upon the courts of common pleas thereof and the judges of such courts providing for striking off such assessments and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments striken off or upon tax payments pursuant thereto providing for appeals from such assessments and from striking off thereof and from the neglect or refusal to assess and regulating the procedure prescribing the procedure for purging the assessment books and conferring jurisdiction upon the court of common pleas of such counties and upon the judges thereof and prescribing the procedure making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the provisions of the act and prescribing penalties

The first, second, third, fourth and fifth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each county of the second class in this Commonwealth it shall be the duty of the Board for the Assessment and Revision of Taxes upon request as hereinbelow limited and defined to assess any taxable inhabitant of such county upon the value of his occupation for purposes of taxation for the calendar year during which such request is made provided that such taxable person has not theretofore been assessed for such calendar year and to assess and levy against such taxable person a county tax based upon such assessment as hereinbelow provided

Section 2 Said request (a) may be oral

(b) May be made to any member of said Board or to any clerk or other employee of said Board at any office of said Board or to the subordinate assessor appointed by said Board for the district in which the taxable person resides at any place

(c) May be made at any time not earlier than the fifteenth day of February in any year and not later than the sixty-first day before the Tuesday next following the first Monday of November in such year

(d) If made at any office of said Board it may be made between the hours of nine o'clock ante meridian and four o'clock post meridian on any day except Sundays and holidays and between the hours of nine o'clock ante meridian and twelve o'clock noon on Saturdays or at any other time when said office may be open for the transaction of any business if made at any such subordinate assessor it may be made at any time

(e) It must be made by the taxable inhabitant in person except as provided in Section twelve hereof

Section 3 If such taxable person shall make an affidavit as to his right to be assessed which affidavit shall state his name his occupation his residence by street and number or as definitely as the circumstances of residence may admit of the municipality or township in which he resides and the ward of such municipality or township if the same be divided into wards such affidavit shall prima facie establish the right of such taxable person to be assessed upon the value of his occupation but shall have no probative force in any proceeding instituted under Section nine or Section ten hereof

Section 4 Upon the making of any such affidavit the taxable person shall forthwith be assessed upon the value of his occupation and a county tax shall forthwith be levied and assessed against him on said assessed valuation according to the rate of taxation fixed by the county commissioners of such county for said year To this end each of the members of the Board for the Assessment and Revision of Taxes of any such county each subordinate assessor thereof and each clerk and other employee of such Board is hereby given authority and it shall be his duty to administer the oath or affirmation to such affiant to assess him on the value of his occupation to levy and assess such tax against him and to evidence the same by the writings hereinbelow prescribed

Section 5 Every such member subordinate assessor clerk or employee who shall make any such assessment shall forthwith make and execute two certificates thereof an original and a duplicate each of which shall show the name of such taxable person his occupation such address as is shown by such affidavit the municipality or township in which he resides the ward of such municipality or township if any the valuation at which his occupation is assessed the tax levied and assessed against him in such form and detail as is required by law for County tax receipts and the name of such member subordinate assessor clerk or employee who shall make such assessment and certificate The original certificate shall be made upon the reverse side of the affidavit prescribed by Section three hereof and shall be retained by the Board for the Assessment and Revision of Taxes at its principal office until the end of the year next following the year during which said assessment is made and so long as retained shall be a public record and subject to inspection by any citizen of the county at any time during which said office is open for the transaction of any business The duplicate certificate shall be delivered by the person making the same to the taxable person to whom it refers and when presented by such taxable person to the officer of such county to whom county taxes for such year are then payable shall be a sufficient warrant for such officer and it shall be his duty to receive payment of such tax at a discount at face or with a penalty as county taxes shall then be payable and forthwith to issue to such taxable person a proper receipt for such tax Upon receiving such duplicate certificate the officer collecting such tax shall write stamp or perforate on or in the same the date of such payment and the serial number of such tax receipt and shall preserve the same in the office of the County Treasury of such County or the office of the Delinquent Tax Collector thereof until the end of the year next following the year during which said payment is made and so long as the same is retained it shall be a public record and subject to inspection by any citizen of the county at any time at which said office is open for the transaction of any business

The sixth section was read as follows:

Section 6 The Board for the Assessment and Revision of Taxes shall cause said original certificates to be copied into a series of books in duplicate separated according to cities boroughs and townships and within each city by ward initial letter of surname street of residence and house number if any and within each borough and township by initial letter of surname street or road of residence and house number if any One of said duplicate series of books shall be retained by the Board of the Assessment and Revision of Taxes said Board shall certify in each volume of the other duplicate series that each of the assessments therein exhibited was made in bona fide compliance with the provisions of this act and is supported by a separate affidavit in the custody of said Board and that the amount set opposite each name is representing the County Tax levied and assessed against such person truly represents the amount of county tax properly payable by such person for such year and shall then deliver said duplicate series of books to the County Commissioners of said County Upon receipt thereof the County Commissioner shall certify each volume of said series by a certificate of like tenor and shall on or before the fifteenth day of Octiber of each year deliver the same to the County Controller of such County Said County Controller shall thereupon charge the County Treasurer of said County upon the books of the County with the amount of taxes represented by such duplicate series entering a separate total for the taxes payable by the taxable inhabitants of each ward for each city of said County and charging the taxable inhabitants of the boroughs and townships of the county in such detail as shall seem to him to be advisable and shall thereupon deliver said duplicate series of books to the County Treasurer of said County

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 6, page 6, line 8, by inserting after the word "Taxes" the following: "and".

On the question,

Will the House agree to the amendment?

It was agreed to.

Will the House agree to the section as amended?

It was agreed to.

The seventh section was read as follows:

Section 7 Upon receipt of such duplicate series of books from the County Controller of said County the County Treasurer shall cause to be entered therein the date of payment of each item therein which was paid by him and the serial number of the tax receipt issued to evidence such payment and shall forthwith exhibit such duplicate series of books to the County Controller The County Controller shall thereupon credit the County Treasurer with all of the items of taxes exhibited by such books not collected by him and shall charge said uncollected items to the Delinquent Tax Collector and the same shall be and remain a charge against the Delinquent Tax Collector until he shall have collected the same and paid the same into the county treasury or until he shall have been relieved of responsibility for the collection of the same according to law Said duplicate series of books certified as provided in Section six thereof shall be the sufficient warrant of the Delinquent Tax Collector to collect and receive payment of all the items of tax therein charged against him by the County Controller and to issue proper receipts therefor The Original and duplicate certificates prescribed in Section five thereof both of the duplicate series of books prescribed in Section six hereof and all books and records relative to such taxes paid and unpaid shall at all times be subject to examination and audit by the County Controller in whose custody soever the same may be and the County Controller shall have the right at any time and from time to time as in his discretion shall seem proper but not oftener than once in each thirty days to require from the Board for the Assessment and Revision of Taxes a report of all such assessments made and taxes assessed and levied and a report from the County Treasurer and from the Delinquent Tax Collector of all such Taxes collected up to the time of such report

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 7, page 7, line 19, by striking out the word "suplicate" and insert in lieu thereof "duplicate".

Amend section 7, page 7, line 20, by striking out the word "thereof" and insert in lieu thereof "hereof".

Amend section 7, page 7, line 20, by striking out the word "the".

Amend section 7, page 7, line 25, by striking out the word "thereof" and insert in lieu thereof "hereof".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth section was read as follows:

Section 8 Any assessment of any taxable person upon the value of his occupation made in accordance with the provisions of this act if made in the year preceding the first year of any tax triennium shall stand and be transcribed annually as the assessment of such person upon the value of his occupation for the entire succeeding triennium and any such assessment made during the first or second year of any tax triennium shall stand and be transcribed annually as the assessment of such person upon the value of his occupation for the entire balance of said triennium unless (a) such taxable shall have died or (b) shall have moved out of the ward or out of the assessment district in which he was assessed or (c) his occupation shall have changed in the meantime or (d) the Board for the Assessment and Revision of Taxes shall for cause and after due written notice to the taxable person have struck off said assessment Such notice may be given personally to such Taxable person or by handing a copy thereof to the person for the time being in charge of his place of residence as stated in the assessment affidavit or by posting such premises provided however that credible evidence produced to such Board that said alleged place of residence is fictitious or non-existent unimproved or vacant shall be believed by said Board dispense with notice to said taxable person in case any such assessment is struck off by said Board if the assessment affidavit represents the taxable person as residing in a city of the second class said Board shall certify the fact of such striking off to the Board of Registration Commissioners of said city if the assessment affidavit represents the taxable persons as residing outside of a city of the second class the certification of the fact of such striking off shall be to the Board of County Commissioners of said County in either event it shall be the duty of the Board of Registration Commissioners or Board of County Commissioners to refuse to such person registration or enrollment for voting purposes founded upon such assessment or tax paid pursuant thereto or to cancel any such registration or enrollment by or of such person founded upon such assessment or tax paid pursuant thereto and to correct accordingly any voting or ballot check list prepared for delivery to election officers of the election district in which such person is represented as residing and such correction shall be made either in the several offices of said Boards before the day of any primary or election or by properly authorized agents at the polling place on a primary or election day or by written notice to the Judge of Elections of the proper election district with which notice it shall be the duty of the Judge of Election to comply

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendent.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 8, page 8, line 12, by striking out the word "amde" and insert in lieu thereof "made".

On the question,

Will the House agree to the amendment?

It was agreed to.

Will the House agree to the section as amended?

It was agreed to.

The ninth section was read as follows:

Section 9 Any taxable inhabitant of the county aggrieved by the failure or refusal of or by any member of the Board for the Assessment and Revision of Taxes or any subordinate assessor clerk or employee thereof to assess him on the value of his occupation in accordance with the provisions of this act and any person assessed in accordance with the provisions of this act aggreived by the amount of such assessment by the striking off thereof or by any change therein may within ten days after such failure refusal assessment striking off or change appeal to the court of Common Pleas of such county Such appeal shall be by petition verified by the affidavit of the appellant setting forth the fact of his complaint in detail and upon the presentation of any such petition said Court or any judge thereof shall forthwith grant a rule upon the Board for the Assessment and Revision of Taxes returnable not more than five days thereafter to show cause why appellant should not be assessed or his assessment changed in amount or his assessment restored or otherwise dealt with as the justice of the case may require Upon the return of said rule said Court or judge thereof shall proceed in a summary manner to hear and determine the same and shall order said Board for the Assessment and Revision of Taxes to assess said appellant or to restore any assessment theretofore stricken off or to change the amount of any such assessment or make such other order as the justice of the case may require and may enforce such orders by attachment as for contempt If such appeal shall be decided in favor of the appellant the costs of such appeal shall be placed upon and paid by the County otherwise the costs shall be placed upon and paid by the appellant

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 9, page 10, line 5, by striking out the words "or by".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The tenth section was read as follows:

Section 10 Any qualified elector of such county may at any time file his petition in the Court of Common Pleas of such county alleging specifically that any assessment made pursuant to the provisions of this act relates to a fictitious or non-existent person or to a false fictitious or non-existent residence or is otherwise fraudulent erroneous or illegal Said Court or any judge thereof to whom said petition may be presented shall forthwith grant a rule upon the Board for the Assessment and Revision of Taxes and the person whose assessment is attacked which shall be returnable not more than five days thereafter and which may be served upon any member of said Board or upon the person for the time being in charge of its principal office with like force and effect as though served upon each member thereof Said rule may be served personally upon the person whose assessment is attacked or by leaving a copy thereof with the person for the time being in charge of his place of residence as stated in the assessment affidavit or by posting the premises provided however that credible evidence produced upon the return day of said existent unimproved or vacant shall if believed by the judge rule that said alleged place of residence is fictitious nonhearing said rule dispense with the necessity of service upon the person whose assessment is attacked Upon the return day of said Court or a judge thereof shall proceed in a summary manner to hear and dispose of the same The non-appearance of the person whose assessment is attacked upon the return day of the rule shall prima facie establish the ellegality of said assessment Said Court or judge thereof shall dismiss said petition or order such assessment stricken off as the justice of the case shall require and if the assessment shall be ordered to be stricken off said Court or judge shall order the Board of Registration Commissioners or the Board of County Commissioners to refuse to the person whose assessment is ordered to be stricken off any registration or enrollment for voting purposes based upon such assessment or tax payment and to correct accordingly any voting or ballot check list prepared for delivery to election officers of the election district in which such person is represented as residing and such correction shall be made either in the office of the Board of Registration Commissioners or the Board of County Commissioners as the case may be before the day of any promary or election day or by written notice to the Judge of Election of the proper election district with which notice it shall be the duty of the Judge of Election to comply Such Count or judge shall have power to enforce obedience to any such orders by attachment as for contempt Any number of such assessments may be attacked in a single petition and the Court or judge thereof may after hearing make one general order as to all such assessments or a separate order as to each as the justice of the case may require

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 10, page 11, line 25, by striking out the word "states" and insert in lieu threeof "stated".

Amend section 10, page 12, line 7, by striking out the word "ellegality" and insert in lieu thereof "illegality".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eleventh section was read and agreed to as follows:

Section 11 If any member of the Board for the Assessment and Revision of Taxes or any subordinate assessor clerk or employee thereof shall unreasonably neglect or refuse upon request as herein limited and defined in accordance with the provisions of this act to assess any person claiming the right to be assessed upon the value of his occupation or neglect or refuse to levy and assess a proper tax against such person or to make the certificates herein provided for he shall be guilty of a misdemeanor and upon conviction thereof shall be adjudged ineligible to any office or employment under such county for a period of one year and may be sentenced to pay a fine not to exceed one hundred dollars or to be imprisoned for a term not to exceed thirty days or both in the discretion of the Court

The twelfth section was read as follows:

Section 12 The request provided for in Section two hereof and the affidavit provided for in Section three hereof may be made by any adult relative by blood or marriage of the taxable person to whose assessment such request and affidavit relate residing in the same household as such taxable person with like force and effect as though made by the taxable person himself and in any such case the duplicate certificate shall be delivered to such adult relative and the tax levied thereon may be paid by and the receipt therefor delivered to such adult relative with like force and effect as by and to the taxable person himself The affidavit by such adult relative as to the fact of relationship and residence which shall be incorporated into and be a part of the affidavit required by Section three hereof shall prima facie establish the fact of such relationship and residence for the purpose of procuring the assessment of such taxable person the assessment and levy of the tax against him the duplicate certificate and the tax receipt but shall have no probative force on any proceeding under Section nine or Section ten of this act

On the question,

Will the House agree to the section?

Mr. LYNCH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 12, page 14, line 4, by inserting after the word "as" the following: "though".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The thirteenth and fourteenth sections and title were separately read and agreed to as follows:

Section 13 It is the legislative intent that all words in this act of the masculine gender shall be understood as including corresponding words of the feminine gender where necessary to make the provisions hereof equally applicable to men and women

Section 14 This act shall be in force and effect immediately upon its passage and approval by the Governor

An Act giving to any taxable inhabitant of any county of the second class the right to be assessed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year; prescribing the procedure for procuring and making such assessment and its effect, continuance and duration; providing for the assessment and levying of a county tax upon such assessment for the current year; imposing certain duties in connection therewith upon the members, subordinate assessors, clerks and employees of the boards for the assessment and revision of taxes of such counties, the boards of registration commissioners therein, the county commissioners, county controllers, county treasurers and delinquent tax collectors thereof, upon judges of election therein, and upon the courts of common pleas thereof and the judges of such courts; providing for striking off such assessments, and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments stricken off or upon tax payments pursuant thereto; providing for appeals from such assessments and from the striking off thereof, and from the neglect or refusal to assess, and regulating the procedure; prescribing the procedure for purging the assessment books and conferring jurisdiction upon the courts of common pleas of such counties, and upon the judges thereof, and prescribing the procedure; making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the provisions of the act, and prescribing penalties.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1242, as follows:

An Act to amend sections one five six nine ten and thirteen and to reenact and amend section fourteen of an act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioner to purchase such lands under certain circumstances" by extending the provisions of said act to seated real estate reducing the amount of the penalty on unpaid taxes changing the fees collected by county treasurers at tax sales providing for the return of unpaid taxes assessed and levied for years prior to one thousand nine hundred and thirty and for sales for such taxes prescribing the effect of tax sales on liens providing a lien for redemption moneys paid providing for the filing and disposition of objections and exceptions to the confirmation of tax sales and prescribing the effect of an absolute confirmation with respect to the title which passes at a tax sale authorizing the heirs and legal representatives of owners and lien creditors or their heirs assigns or legal representatives or other persons interested to redeem real estate sold for taxes for the benefit of the owner thereof and providing for and regulating the subsequent sale of such real estate by county commissioners when the same have been purchased by them at a treasurers' sale

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of any [receiver or] collector of any county borough town township school district or poor district taxes to make a return of such taxes assessed levied and unpaid on seated [lands] real estate to the county commissioners of the county in which such real estate lies and for which no liens have been filed not later than the first Monday of May in the year succeeding the year in which the respective taxes were assessed and levied Provided That any tax collector whose warrant for the collection of taxes referred to in this proviso has not expired may also lawfully make return to the county commissioners of any taxes assessed and levied for any year or years prior to the year one thousand nine hundred and thirty which remain unpaid which return may be made at any time prior to the first day of January one thousand nine hundred and thirty-two A penalty of one-half of one per centum [of any such tax] in addition to such other penalties as are [now] prescribed by law shall be added [thereto] to any such tax remaining unpaid on the first day of [January] June of the year following the levy and assessment of such tax and on the first day of every month thereafter until such taxes are paid or the seated [lands] real estate responsible therefor [are] is sold as hereinafter provided and such penalty shall be collected in the same manner as the tax is collected Provided That said additional penalty shall not apply to any taxes assessed and levied for any year or years prior to the year one thousand nine hundred and twenty-nine

Section 2 That section five of said act is hereby amended to read as follows

Section 5 Such sales shall be made on the [first] second Monday of [August in the year] June of the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjournment or readjourned sale Provided further The sale for taxes returned under the provisions of this act or any other law which were assessed and levied for any year or years prior to the year one thousand nine hundred and thirty may after due advertisement or readvertisement be held on the first Monday of May one thousand nine hundred and thirty-two or on any day to which such sale may be adjourned or readjourned

The county treasurer shall be entitled for each tract of land so disposed of the following fees which shall be taxed as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printer's charge	[$2.00]	The actual cost
Selling each tract or part thereof	[.50]	.25
Writing and signing each deed	1.50	
Acknowledging every deed	[.50]	.25
Writing and filing every bond to acknowledge the purchase money	.25	

The county treasurer shall also collect from the purchaser of each piece of real estate a fee of twenty-five cents (25) for the use of the tax collector making the return

The county shall in the first instance be liable for the cost of advertising treasurers sales and the fees collected for such advertising shall be paid into the county treasury for the use of the county

Section 3 That section six of said act is hereby amended to read as follows

Section 6 No sale shall be valid where the taxes and penalties have been paid prior to said advertisement or where the taxes penalties and costs have been paid after advertisement and before sale [and] No such sale shall discharge the lien of any mortgage which is or shall be prior to all other liens except other mortgages ground rents municipal claims and/or other taxes and no such sale shall discharge the lien of any ground rent or municipal claim or any other tax remaining unpaid Any real estate sold under this act may be redeemed by the owner his heirs or legal representatives or by any lien creditor or his heirs assigns or legal representatives or by anyone interested in said real estate for the benefit of the owner thereof at any time within two years after such sale by the payment to the county treasurer of the full amount which the purchaser paid to said treasurer for taxes penalties and costs and twenty-five per centum of the amount of tax in addition thereto In case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said [property] real estate the same shall be reimbursed to said purchaser before any redemption shall take effect

When any real estate is so sold no lien whatsoever against such real estate shall be deemed to be discharged during the period for redemption but if such real estate is not redemmed then all liens against the same except such liens as are hereinbefore specifically saved shall be deemed to be discharged from the date that the right of redemption expired

When any real estate is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the county treasurer shall issue to the person redeeming such real estate a certificate stating the fact of such redemption a brief description of the property redeemed and the amount of redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the real estate The lien of any such judgment shall have priority over all other liens against such real estate except such liens as would not have been discharged had no redemption been made

Section 4 That section nine of said act is hereby amended to read as follows

Section 9 It shall be the duty of the county treasurer at the first term of a court of common pleas of the proper county succeeding such sale to make a report and return thereof to said court wherein he shall set forth (a) brief description of [the land or property] each parcel of real estate sold (b) the name of the person (where known) in which the same is assessed (c) the amount of tax and the year for which the same [is] was assessed (d) the time when and the name of the newspapers in which the advertisement for sale was made with a copy of said advertisement (e) the time of sale (f) the name of the purchaser and (g) the price for which each respective property was sold [and] Upon the presentation of said report of return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the [sale] sales so made shall be confirmed nisi

The county treasurer shall at the expense of the county publish a notice once in a newspaper circulating generally in the county that such report has been filed and that exceptions thereto may be filed within ninety days after such return otherwise the report will be confirmed absolutely

In case no objections or exceptions are filed to [said sales] any such sale in the office of the prothonotary within [ten] ninety days from the date of such return a decree of absolute confirmation [may] shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for non-payment of which the real estate was sold or the return thereof or the validity of the sale for the reason that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objections or exceptions are filed they shall be disposed of according to the practice of the court and when the same are overruled or set aside a decree of absolute confirmation shall be entered by the court [as aforesaid but all objections or exceptions shall be confined to the regularity of the proceedings of said treasurer] If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and its return for non-payment and the validity of the proceedings of the treasurer with respect to such sale shall not thereatfer be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his her or their heirs or his her or their grantees or assigns subsequent to the date of the asssessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 5 That section ten of said act is hereby amended to read as follows

Section 10 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes penalties and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the prothonotary of the proper county at the number and term [where] to which said report and return [is] was filed [and] The surplus bond filed as aforesaid from the time of the date of the deed for [property] the real estate thus sold shall bind as effectually and in like manner as judgments the [land] real estate by said treasurer sold into whose hands or possession soever it may come and the owners of said lands at the time of sale their heirs or assigns or other legal representatives may in not less than two nor more than five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives (as the case may be) [and] In case the moneys mentioned in said bonds with legal interest thereon be not paid within three months after demand in writing upon the purchaser or purchasers execution may issue for the recovery thereof

Section 6 That section thirteen of said act is hereby amended to read as follows

Section 13 When the county commissioners shall purchase any real [property] estate at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose [land] real estate the same was sold (b) a brief description of the property together with any lot and block number and (c) the amount of taxes penalties and costs for which it was sold Such [property] real estate shall not so long as it remains the property of the county be charged in the duplicate For the next two years following such sale if the [land] real estate remain unredeemed the commissioners shall in separate columns in the same book charge every such tract of [land] real estate with like county city borough town township school and poor taxes as would have been chargeable against the [land] real estate had the same not been purchased by the county commissioners The right of redemption shall remain in the real owner of such [lands] real estate or his heirs or legal representatives or in any lien credit his heirs assigns or legal representatives or other persons interested for the benefit of such owner for two years after sale to the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes penalties and costs due thereon at the time of sale and interest thereon and also the taxes and penalties which have been levied and charged thereon after the sale and interest thereon from the time such taxes ought to have been paid All redemptions of [property] real estate purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such [property] real estate were purchased by other than county commissioners

Section 7 That section fourteen of said act is hereby reenacted and amended to read as follows

Section 14 If the owner of any real [property] estate or his heirs or personal representatives or any lien creditor his heirs assigns or personal representatives or other person interested so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period sell any such [lands] real estate at public sale and make deeds therefor After any such sale or in the case of any redemption the [property] real estate shall be charged by the subordinate assessor in the name of the last purchaser or redeemer and such [lands] real estate shall again be liable for taxes as other [lands] real estate

The county commissioners before making sale of real [property] estate purchased by them at tax sales shall give at least thirty days' notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in such county

After such sale the county commissioners shall make and execute a deed in fee simple to the purchaser Such deed after being acknowledged before an officer authorized to acknowledge deeds shall pass such title as the county commissioners have a right to convey

Section 8 This act shall be in force and effect immediately upon its passage and approval by the Governor The reduction in penalties provided for in section one of this act shall become effective on the first day of the month next succeeding the date of the approval of this act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. PETERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of amendment.

Mr. STORB. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1358, as follows:

An Act to amend section thirty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for the issue of certificates by the Governor that counties have receded in classification

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 32 Ascertainment and Change of Class The classification of counties shall be ascertained and fixed according to their population by reference from time to time to the last preceding decennial United States census Whenever it shall appear by any such census that any county has attained a population entitling it to an advance in classification or that a county has heretofore decreased or shall hereafter decrease in population so as to recede in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify that fact accordingly which certificate shall be forwarded to the recorder of deeds of the proper county and be recorded in his office

Section 2 This act shall be in effect immediately upon its approval by the Governor

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1379, as follows:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other municipalities or incorporated districts had and held pursuant to the provision of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet

Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceedings and elections heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of Assembly entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved the twentieth day of April one thousand eight hundred and seventy-four and the acts amendatory thereof and supplementary thereto where the majority of votes cast at such election was in favor of the increase of indebtedness be and the same are hereby ratified confirmed and made valid and shall have legal force and effect notwithstanding any defect or informality in the manner or time of giving notice of such election or in the form of the ballot and notwithstanding any mistake or failure to state the amount or percentage of the existing debt or the percentage of the proposed increase or the amount of the last preceding assessed valuation All of the bonds securities and obligations issued or to be issued in pursuance of every such election are hereby made valid and binding obligations of every such county city borough township school district or other municipality or incorporated district Provided That all the other requirements of law concerning such procedure election and issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such election or of any issue of bonds or other security based thereon has been made the subject of litigation in any court of Commonwealth prior to the approval of this act nor to any litigation in any court of this Commonwealth instituted prior to the passage of this act and still pending and undetermined

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1457, as follows:

An Act authorizing and directing the Secretary of Property and Supplies to convey in behalf of the Commonwealth certain lands to the City of Harrisburg and setting forth the conditions under which such conveyance shall be made

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Secretary of Property and Supplies of the Department of Property and Supplies of this Commonwealth is hereby authorized empowered and directed to execute acknowledge and deliver for and in behalf of the Commonwealth a deed to the City of Harrisburg upon request by the proper officials of said city for the following described tracts of real estate situate in the County of Dauphin

TRACT NO 1

Partly in the Seventh Ward of the City of Harrisburg and partly in Susquehanna Township Dauphin County Pennsylvania

BEGINNING at a point on the southern side of Verbeke Street as laid out on the official plot of the City of Harrisburg at the division line between property of the Harrisburg State Hospital and property now or late of Edwin Longnecker et al thence along said division line between the Harrisburg State Hospital and Edwin Longnecker et al North forty-nine degrees fifty-three minutes (49°53') West four hundred sixty-six and fifty-eight hundredths (466.58) feet to a corner thence continuing along said division line and along property now or late of Warren VanDyke and property now or late of George Gingelow et ux north sixty-nine degrees thirty-one minutes (69°31') West three hundred twenty-one and seventy-five hundredths (321.75) feet to a corner thence along property of said Gingelow north thirteen degrees seventeen minutes (13°17') East eighty and sixty-three hundredths (80.63) feet to a corner thence through other property of the Harrisburg State Hospital by the following courses and distances South sixty-nine degrees thirty-one minutes (69°31') East six hundred and eighty-seven (687) feet and South fifty-one degrees fifty-six minutes (51°56') East three hundred and five-tenths (300.5) feet to a point on the southern side of said Verbeke Street and thence along the southern side of said Verbeke Street and along property of the Commonwealth of Pennsylvania South seventy-four degrees forty-one minutes (74°41') West two hundred fifty and seven-tenths (250.7) feet to the place of BEGINNING Containing two and sixty-seven hundredths (2.67) Acres

TRACT NO 2

Situated in the Seventh Ward of the City of Harrisburg

BEGINNING at a point on the eastern side of Sixteenth Street as laid out on the official plot of the City of Harrisburg at the division line between property now or late of Frank D. Leedy and the Harrisburg State Hospital thence along the eastern side of said Sixteenth Street North fourteen degrees forty-eight minutes (14°48') West two hundred seventy-seven and seventy-one hundredths (277.71) feet to a corner marked by a stone monument thence through other property of the said Harrisburg State Hospital South eighty-nine degrees thirty minutes (89°30') East four hundred thirty-nine and thirteen hundredths (439.13) feet to property now or late of the Harris Free Cemetery thence along said Cemetery property South two degrees thirty-five minutes (2°35') East one hundred seventy-one and seventeen hundredths (171.17) feet to a corner in Seventeenth Street at the west side of a public road known as Herr's Lane and thence along said Leedy property south seventy-six degrees ten minutes (q6°10') West three hundred eighty-seven and four tenths (387.4) feet to a point on the eastern side of said Sixteenth Street the place of BEGINNING Containing two and ninety-six hundredths (2.96) Acres

TRACT NO 3

Situated in the Seventh Ward of the City of Harrisburg

BEGINNING at a corner marked by a stone monument on the eastern line of Sixteenth Street as said street is laid out on the official plot of the City of Harrisburg said monument being a corner of land of the Harrisburg State Hospital and land of Warren VanDyke about to be conveyed to the City of Harrisburg thence along said VanDyke land south sixty-eight degrees thirty-five minutes (68°35') West one hundred eighty-one and ninety-two hundredths (181.92) feet to a corner marked by a stone monument at land of the Capital City Realty Company about to be conveyed to the City of Harrisburg thence along said land of the Capital City Realty Company North fourteen degrees eleven minutes (14°11') West seventy and nineteen hundredths (70.19) feet to a point thence through other land of the Harrisburg State Hospital South eighty-nine degrees thirty minutes (89°30') East one hundred eighty-six and fifty-six hundredths (186.56) feet to the first above mentioned corner marked by a stone monument on the eastern line of Sixteenth Street the place of BEGINING Containing one hundred and forty-five thousandths (0.145) Acres

TRACT NO 4

Partly in the Seventh Ward of the City of Harrisburg and partly in Susquehanna Township Dauphin County Pennsylvania

BEGINNING at the northeastern corner of Cameron and Muench Streets thence along the eastern side of said Cameron Street north nine degrees (9°) West six hundred and seven (607) feet to a point at property of the Commonwealth of Pennsylvania thence along said property of the Commonwealth of Pennsylvania and along tract number five herein north eighty-one degrees (81°) east one hundred twenty (120) feet to a point thence through property of the Harrisburg State Hospital by the following courses and distances South nine degrees (9°) East two hundred eighty-one and ninety-two hundredths (281.92) feet North fifty-five degrees twenty-six minutes (55°26') East one hundred thirty-two and sixty-five hundredths (132.65) feet North seventy-seven degrees fifty-one minutes (77°51') East one hundred eighty-two and seven tenths (182.7) feet South fifty-seven degrees nine minutes (57°09') East fifty-four and eight tenths (54.8) feet South seventy-three degrees fifty-two minutes (73°52') East one hundred forty-nine and thirty-five hundredths (149.35) feet South sexenty-six degrees thirty-four minutes (76°34') East two hundred sixty-eight and eight tenths (268.8) feet South fifty-five degrees twenty-nine minutes (55°29') East one hundred forty-seven and thirty-eight hundredths (147.38) feet South thirty-seven degrees forty-one minutes (37°41') East one hundred twenty-two and eighty-five hundredths (122.85) feet South seven degrees thirty-five minutes (7°35') East one hundred sixty-nine and thirty-two hundredths (169.32) feet South twelve degrees fifty-six minutes (12°56') East forty-four and thirty-four hundredths (44.34) feet South thirty-one degrees fifteen minutes (31°15') East fifty-two and five tenths (52.5) feet South fifty degrees one minute (50°01') East fifty-six and forty-six hundredths (56.46) feet South seventy-two degrees fifty minutes (72°50') East thirty-seven and seventy-four hundredths (37.74) feet North eighty-four degrees eighteen minutes (84°18') East sixty-three and eighty-one hundredths (63.81) feet North seventeen degrees sixteen minutes (17°16') East fifty-eight and fifty-six hundredths (58.56) feet North eighty-two degrees thirty-eight minutes (82°38') East forty-eight (48) feet North ten degrees fifty-two minutes (10°52') West one hundred eighteen and eight hundredths (118.08) feet North eighty-six degrees twenty-one minutes (86°21') East three hundred three and thirty-five hundredths (303.35) feet South eighty-six degrees forty minutes (86°40') East two hundred three and nine-tenths (203.9) feet South eight degrees fifty-five minutes (8°55') East two hundred thirteen and seven-tenths (213.7) feet South eighteen degrees twenty-nine minutes (18°29') East two hundred eight and sixteen hundredths (208.16) feet and South twenty-four degrees forty-three minutes (24°43') East one hundred thirty-six and seventy-four hundredths (136.74) feet to a corner at other property of the said City of Harrisburg formerly Capital City Realty Company thence along the said property of the City of Harrisbrug said line being also the center line of vacated Hamilton Street as the same formerly existed on the official plot of the City of Harrisburg South seventy-five degrees forty-two minutes (75°42') West one hundred and eighty (180) feet to a point on the western line of vacated Fifteenth Street as the same formerly existed on the official plot of the City of Harrisburg thence along property of the Harrisburg State Hospital about to be conveyed to the Commonwealth of Pennsylvania by the following courses and distances North thirty-nine degrees eight minutes (39°08') West two hundred forty-five and twenty-four hundredths (245.24) feet North seventy-nine degrees ten minutes (79°10') West one hundred ninety-seven and nine tenths (197.9) feet South sixty-two degrees forty-four minutes (62°44') West two hundred sixteen and ninety-five hundredths (216.95) feet North fifty-four degrees (54°) west three hundred ninety and three hundredths (390.03) feet North twenty-four degrees (24°) West three hundred seventy (370) feet South seventy-four degrees twenty-eight minutes (74°28') West two hundred seventy-five and six hundredths (275.06) feet to a corner marked by a brownstone monument said corner being immediately north of the southern side of Muench Street thence South seventy-six degrees forty-two minutes (76°42') West one hundred ninety-nine and forty-seven hundredths (199.47) feet to a corner thence North ten degrees six minutes (10°06') West forty-nine and sixty-eight hundredths (49.68) feet to the northern line of Muench Street thence along the northern line of said Muench Street South seventy-four degrees thirty-three minutes (74°33') West two hundred seventy and eighty-nine hundredths (270.89) feet to the northeastern corner of Cameron and Muench Street the place of BEGINNING Containing fifteen and nine hundred and nineteen thousandths (15.919) Acres

TRACT NO 5

Partly in the Seventh Ward of the City of Harrisburg
and partly in Susquehanna Township
Dauphin County Pennsylvania

BEGINNING at the intersection of the eastern side of Cameron Street and the centre line of the old Hospital Road said road being fifty (50) feet in width the centre line of said Hospital Road being five (5) feet north of and parallel with the centre of Maclay Street thence along the eastern side of Cameron Street South nine degrees (9°) East twenty-five and nine hundredths (25.09) feet to property now or late of Harry B Shellehamer et ux Mary I thence along said Shellehamer property and along the southern side of said Hospital Road North seventy-six degrees four minutes (76°04') East eighty and five tenths (80.5) feet to a corner thence along the eastern side of a five feet wide alley in the rear of said Shellehamer property and along property of the Commonwealth of Pennsylvania South twenty-five degrees forty-four minutes (25°44') East one hundred twenty and six tenths (120.6) feet to the line of tract number four herein thence along said tract number four North eighty-one degrees (81°) East five and twenty-two hundredths (5.22) feet to a point thence through property of the Harrisburg State Hospital North nine degrees (9°) West three hundred thirty-one and eighty-six hundredths (331.86) feet to a point thence still through property of the Harrisburg State Hospital North three degrees twenty-five minutes (3°25') West eight hundred fifty-four and seventy-eight hundredths (854.78) feet to property now or late of Joseph H. Kettering thence along property of said Kettering North eighty-eight degrees fifty-six minutes (88°56') West one hundred thirty-six and ninety-two hundredths (136.92) feet to the centre of the public road leading from the intersection of Cameron and Maclay Streets to Nissley's School House thence by the centre of said public road and along other property of the Harrisburg State Hospital South three degrees twenty-five minutes (3°25') East one thousand eighty and ninety-seven hundredths (1080.97) feet to the centre of the aforesaid Hospital Road thence by the centre of said Hospital Road north seventy-six degrees forty minutes (76°40') East thirty-six and six hundredths (36.06) feet to the eastern side of Cameron Street the place of BEGINNING Containing three and five hundred and three thousandths (3.503) Acres

TRACT NO 6

Situated in Susquehanna Township

BEGINNING at the intersection of the centre lines of the public road leading from the intersection of Cameron and Maclay Streets to Nissley's School House and the public road dividing the tract of land from the land formerly of S J and Ida Meckley now of William L. Hepford thence by the centre of said public road leading to Nissley's School House North five degrees twenty-six minutes (5°26') East four hundred and twenty-nine (429) feet to a point thence by property formerly of C S Bigler Trustee now of Glen-Gery Shale Brick Co by a line twenty-five (25) feet north of and parallel with the north side of Seneca Street as projected on the Official Plot of the City of Harrisburg North seventy-five degrees thirty-one minutes (75°31') East forty-one and fifty-eight hundredths (41.58) feet to a point thence through property of the Harrisburg State Hospital South three degrees twenty-five minutes (3°25') East four hundred thirty-seven and thirty-two hundredths (437.32) feet to the centre of the public road dividing this tract of land from the said William L. Hepford thence by the centre of said public road and by land of said Hepford South eighty-nine degrees thirty minutes (89°30') West one hundred and seven (107) feet to the place of BEGINNING Containing seven hundred and thirty-three thousandths (0.733) Acres

TRACT NO 7

Situated in the Seventh Ward of the City of
Harrisburg Dauphin County Pennsylvania

BEGINNING at a point on the east side of Cameron Street said point being thirty and seven tenths (30.7) feet south of the south side of Maclay Street thence southwardly along the east side of Cameron Street seventy and four tenths (70.4) feet to property formerly of Robert Graham now Harrisburg State Hospital thence eastwardly at right angles to Cameron Street along property formerly of Robert Graham now Harrisburg State Hospital being Tract Number four about one hundred thirteen and five tenths (113.5) feet to property of the Pennsylvania State Lunatic Hospital now Harrisburg State Hospital thence northwestwardly along said property of the Pennsylvania State Lunatic Hospital now Harrisburg State Hospital and along Tract Number five herein seventy-two and eighty-four hundredths (72.84) feet to a point thence westwardly at right angles to Cameron Street along property of Margaret Graham now Shellehamer and through the centre of the partition of two frame houses about ninety-three and five tenths (93.5) feet to Cameron Street the place of BE-

GINNING and also the right of way over the alley five and five tenths (5.5) feet wide running along the property of the Pennsylvania State Lunatic Hospital now Harrisburg State Hospital from the property just described on Maclay Street Containing one hundred and sixty-six thousandths (0.166) Acres

TRACT NO 8

Situated in Susquehanna Township Dauphin County Pennsylvania

BEGINNING at the southwestern corner of Nineteenth and Verbeke Streets as laid out on the official plot of the City of Harrisburg thence along the southern line of said Verbeke Street and along property of the Harrisburg State Hospital being tract Number one herein north seventy-four degrees forty-one minutes (74°41') East one hundred and sixty (160) feet to a point thence through land of the Commonwealth of Pennsylvania South forty-nine degrees forty-four minutes (49°44') East one hundred sixty-nine and sixty-nine hundredths (169.69) feet to a point thence still through land of the Commonwealth of Pennsylvania South sixty-five degrees forty-nine minutes (65°49') East four hundred seventy-two and forty-five hundredths (472.45) feet to a point on the western line of Twentieth Street as located on said official plot thence along the western side of said Twentieth Street South fifteen degrees nineteen minutes (15°19') East forty-five (45) feet to the northern line of Herr Street as located on said official plot thence along the northern line of said Herr Street South seventy-four degrees forty-one minutes (74°41') West two hundred and sixty (260) feet to a point thence through land of the said Commonwealth of Pennsylvania North fifty-one degrees fifty-four minutes (51°54') West six hundred three and ninety-nine hundredths (603.99) feet to the southwestern corner of Nineteenth and Verbeke Streets the place of BEGINNING Containing two and four hundred fourteen thousandths (2.414) Acres

Section 2 Said deed shall be approved by the Attorney General of the Department of Justice of the Commonwealth and when so approved executed acknowledged and delivered shall vest a fee simple title to said lands in the City of Harrisburg subject to the following restrictions

(a) Such lands shall be used solely for park and highway purposes

(b) The right of unlimited egress and ingress over or across said lands from or to the Commonwealth's lands adjoining is reserved to the Commonwealth

(c) The City of Harrisburg shall within two years of the delivery of such deed build a road highway or parkway over such lands from Twentieth and Herr Streets to Cameron and Maclay Streets in said city

Section 3 This act shall be effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the scond read and consideration of House Bill No. 1473, as follows:

An Act to amend sections ten twenty-five twenty-eight twenty-nine and thirty-eight of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred thirty-seven) entitled "An act affecting marital relations prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages and amending revising and consolidating the law relating thereto" clarifying the ground for divorce where the respondent has been convicted of certain crimes providing for the amendment of libels to include additional grounds for divorce dispensing with the necessity of an alias subpoena where the respondent cannot be found and providing for service of notice of hearing on corespondents

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred thirty-seven) entitled "An act affecting marital relations prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 10 Grounds for Divorce from Bond of Matrimony 1 When a marriage has been heretofore or shall hereafter be contracted and celebrated between two persons it shall be lawful for the innocent and injured spouse to obtain a divorce from the bond of matrimony whenever it shall be judged in the manner hereinafter provided that the other spouse

(a) At the time of the contract was and still is naturally and incurably or incapable of procreation or

(b) Has knowingly entered into a second marriage in violation of the previous vows he or she made to the former spouse whose marriage is still subsisting or

(c) Shall have committed adultery or

(d) Shall have committed wilful and malicious desertion and absence from the habitation of the injured and innocent spouse without a reasonable cause for and during the term and space of two years or

(e) Shall have by cruel and barbarous treatment endangered the life of the injured and innocent spouse or

(f) Shall have offered such indignities to the person of the injured and innocent spouse as to render his or her condition intolerable and life burdensome or

(g) Shall have procured the marriage by fraud force or coercion and which has not been subsequently confirmed by the acts of the injured and innocent spouse or

(h) Shall have been convicted as principal or as accessory either before or after the fact within or without this Commonwealth of the crime of arson burglary embezzlement forgery kidnapping larceny murder either in the first or second degree assault with intent to kill voluntary manslaughter perjury rape robbery sodomy buggery treason or misprision of treason and be sentenced to imprisonment for any term of two years or more by a competent court having jurisdiction or where the total of separate sentences for any of the above offences shall aggregate two years or more of continuous imprisonment

2 When a marriage has been heretofore or shall hereafter be contracted and celebrated between two persons within the prohibited degrees of consanguinity or affinity according to the tables established by law it shall be lawful for either of said parties to obtain a divorce from the bond of matrimony in the manner hereinafter provided or

3 If any spouse upon any false rumor in appearance well founded of the death of the other when such other has been absent for the space of two whole years hath married or shall marry again the party who has not remarried may at his or her return have his or her own marriage dissolved by divorce on the ground of bigamy leaving the other party to remain with the second husband or wife Any such action shall be instituted with in six months after such return

Section 2 That section twenty-five of said act is hereby amended to read as follows

Section 25 Presentation of Libel Contents Affidavit Any spouse may have his or her petition or libel in divorce presented to the court of common pleas when in session or during vacation to a judge thereof at chambers The petition or libel shall set forth therein particularly and specifically the cause of his or her complaint and shall be accompanied with an affidavit on oath or affirmation taken before one of the said judges or the prothonotary or clerk of the court of common pleas or any person in any county of the Commonwealth legally authorized to take acknowledgments that the facts contained in said petition or libel are true to the best of his or her knowledge and belief and that the said complaint is not made out of levity or by collusion between the said husband and wife and for the mere purpose of being freed and separated from each other but in sincerity and truth for the causes mentioned

In cases where the respondent is a hopeless lunatic or non compos mentis the fact of lunacy of the respondent and such circumstances as may be sufficient to satisfy the mind of the court as to the truth of the allegation shall be set forth in the petition or libel and affidavit required by this section shall be taken by the petitioner

In cases where the libellant is a minor the libel shall be presented by a relative or next friend and the affidavit thereto shall be taken by such minor libellant

The court may allow any libel to be amended so as to include additional grounds or causes for divorce including such as arose subsequent to the awarding of the subpoena Notice of any such amendment shall be served on the respondent in such manner as the court may direct in its order allowing the amendment

Section 3 That section twenty-eight of said act is hereby amended to read as follows

Section 28 Awarding Service and Return of Alias Subpoena If upon the return of said subpoena proof shall be made that the said respondent could not be found an alias subpoena [shall] may issue at the instance of the libellant returnable not less than thirty days after the award thereof to the next or any subsequent term or to such next or subsequent monthly or intermediate return day as shall have been or may be established for such court either by statute or rule of the court or both which alias subpoena shall be served personally in the manner provided for the service of the subpoena and if so served the same proceedings shall be had as are directed after the personal service of a subpoena

Section 4 That section twenty-nine of said act is hereby amended to read as follows

Section 29 Service by Publication If on the return of [the] either the subpoena or any alias [subpoena] or [any] pluries subpoena proof shall be made that the respondent could not be found the sheriff of the county upon the filing of a praesipe in the office of the prothonotary shall cause notice to be published in one or more newspapers printed within or nearest to the said county and in the legal journal if any designated by the rules of court for the publication of legal notices once a week for three successive weeks requiring the said party to appear and to answer said complaint which publication shall be returnable not less than thirty days after the filing date of the praecipe to the next or subsequent term or to such next or subsequent monthly or intermediate return days as shall have or may be established for such court either by statute or rule of court or both after which the same proceedings shall be had as directed after the personal service of a subpoena

Section 5 That section thirty-eight of said act is hereby amended to read as follows

Section 38 Notice to Corespondent In any case for divorce on the ground of adultery the libellant shall cause to be served personally or by registered mail addressed to the last known post office address a notice on any corespondent named and identified in the libel and where such corespondent is named and identified first in the testimony then such notice shall be given before the testimony is closed and an opportunity afforded such corespondent to be heard A notice sent by registered mail addressed to the last known post office address of the corespondent shall be equivalent to personal service of the notice Such notice shall set forth that such person was named in the proceedings as corespondent and designate the time and place of hearing and shall be served at least ten days previous to the hearing Proof of the personal service of such notice or the mailing of such notice to the last known post office address of the corespondent shall be filed in the office of the prothonotary

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1509, as follows:

An Act creating borough and township poor districts in the counties of Union Snyder and Juniata to be administered by overseers of the poor and abolishing the county poor district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That each borough and township in the counties of Union Snyder and Juniata is hereby created a separate poor district to be administered by overseers of the poor At the municipal election in the year one thousand nine hundred and thirty-one and quadrennially thereafter two overseers shall be elected in each such borough and township for terms of four years each from the first Monday of January following their election In case of a vacancy in the office of overseer the same shall be filled by appointment by the court of common pleas of the county for the unexpired term The overseers of the poor shall serve without compensation but shall be allowed all expenses necessarily incurred in the discharge of their duties

Section 2 The overseers shall have power to levy taxes for the support of the poor within their respective districts on property and occupations taxable for county purposes The rate of such tax shall not exceed ten mills on the dollar of the assessed valuation Such taxes shall be collected by the borough or township tax collector in the same manner at the same time and with like powers duties and liabilities as in the case of county taxes The tax collector shall receive the same commissions as for the collection of county taxes Delinquent poor taxes may be collected by return to the county commissioners and county treasurers' sale thereon or by lien filed in the office of the prothonotary in the same manner as county taxes The accounts of overseers shall be audited by the borough and township auditors annually in the same manner as borough and township accounts

Section 3 The overseers of the several boroughs and townships shall administer and enforce the general laws of the Commonwealth relating to settlement and for the relief and support of the poor and destitute persons within their respective districts Provided That the counties of Union Snyder and Juniata shall remain liable for the support of the poor until funds become available in the hands of overseers from taxation during the year one thousand nine hundred and thirty-two at which time the liability of the county shall cease and the county poor district as now existing shall be abolished

Section 4 This act shall be in force and effect immediately upon its passage and approval by the Governor

Section 5 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1527, as follows:

An Act making it lawful to employ minors over the age of twelve years as golf caddies.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person copartnership association or corporation owning or operating a private or public golf course or any agent or employe thereof to hire or employ minors over the age of twelve years as caddies during any time when the public schools in their respective districts shall not be in session

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1531, as follows:

An Act to amend section twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth" as amended changing the closed season for brook trout

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" which was last amended by section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty-one) entitled "An act to amend sections twenty thirty forty one hundred and sixty one hundred and sixty-three one hundred and seventy one hundred and seventy-five one hundred and eighty-five two hundred and fifty-eight and to correct the printing of section two hundred and three of an act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters the the boundary lakes and boundary rivers of the Commonwealth'" is hereby further amended to read as follows

Section 20 Closed Seasons The following seasons are hereby established for

(a) Charr commonly called brook trout or any species of trout except lake or salmon trout from the [first day of August] tenth day of July to the fourteenth day of April next following both dates inclusive

(b) Lake trout or salmon trout from the thirtieth day of September to the thirtieth day of June next following both dates inclusive

(c) Small mouth and large mouth bass rock-bass white bass crappie strawberry or calico bass pike-perch otherwise called call-eyed pike or Susquehanna salman pickerel muscallonge western and northern pike from the first day of December to the thirtieth day of June next following both dates inclusive

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1279 (Senate Bill No .103), entitled:

An Act regulating the bringing of suits between citizens of this Commonwealth

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any citizen of this Commonwealth shall have any cause of action not involving possession of or title to real estate against another citizen of this Commonwealth and the cause of action arose in this Commonwealth and lawful service of process can be had upon the defendant in this Commonwealth the action shall be instituted in one of the Courts of this Commonwealth and not otherwise

The second section was read as follows:

Section 2 Any Court of Common Pleas of this Commonwealth sitting in Equity shall have power upon application of the defendant in any such action to restrain any citizen within its jurisdiction from instituting and or prosecuting any such action in a foreign state contrary to the provisions of this Act

On the question,

Will the House agree to the section?

Mr. JOHN A. RHODES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 2, line 9, by striking out after the word "shall" the words "have power".

Also amend on line 10 of said section 2, by striking out after the word "action" the word "to".

Amend by inserting the following as Section 3.

"Section 3. The word citizen in this act shall be construed to mean any person, firm, partnership, co-partnership, association or corporation within the Commonwealth."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the section?

Mr. JOHN A. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 3, line 14, by striking out after the word "section" the numeral "3" and insert in lieu thereof the numeral "4".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act regulating the bringing of suits between citizens of this Commonwealth

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1442 (Senate Bill No. 413), entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the

same That from and after the passage of this act it shall be the duty of each receiver or collector of any county city borough town township school district or poor district taxes to make a return to the county commissioners of such taxes which are assessed and levied on seated lands and which are unpaid and for which no liens have been filed not later than the first Monday of May in the year succeeding the year in which the respective taxes were assessed and levied filing therewith a description of said real estate by adjoiners or otherwise sufficient to identify said land with name of the owner or reputed owner against whom such taxes were assessed and levied and the amounts of taxes unpaid and the year during which the said taxes were assessed or levied In addition to penalties under existing laws interest at the rate of six per centum per annum shall be added beginning the first day of May of the year following the levy and assessment of such tax until such taxes are paid or the seated lands responsible therefor are sold as hereinafter provided

Section 2 Upon receipt of such returns the county commissioners shall enter upon a docket to be styled Tax Return Docket the returns so made with a description of the said lands which return and entry shall constitute a lien on such lands Such returns shall be alphabetically listed with name of owner and locality and year during which the return was filed

The third section was read as follows:

Section 3 After the receipt of such returns and recording thereof upon the said docket the county commissioners shall certify said returns together with all prevous returns for delinquent taxes filed in the office of the said commissioners which may have been filed under law heretofore authorizing the same to the county treasurer who is authorized and empowered to receive and collect the same and who shall sell the seated lands upon which such taxes were assessed and levied to secure the payments of such taxes as are unpaid and the accruing costs and interest as hereinafter provided The treasurer shall keep a record of all taxes received or collected by him and pay over and distribute the same less the costs and charges to which he may be entitled to the proper parties entitled to receive the same for the uses and purposes for which such taxes were assessed or levied and shall certify to the county commissioners within five days following the payment thereof a list of the taxes thus by him collected for entry and satisfaction upon the said Tax Return Docket of Seated Lands to be kept by the county commissioners

On the question,

Will the House agree to the section?

Mr. **HOLMES**. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER**. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 3, page 3, line 12, by striking out the word "five" and insert in lieu thereof "fifteen".

On the question,

Will the House agree to the section as amended?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth and sixth section were separately read and agreed to as follows:

Section 4 All taxes unpaid and so returned and docketed as aforesaid shall be a first lien subject as hereinafter stated on said real estate liable for the payment thereof together with all charges interest expenses and fees added thereto for failure to pay promptly and such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said property before any mortgage obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and liens in favor of the Commonwealth of Pennsylvania which shall have priority to such tax liens

Section 5 Such tax so returned and filed and entered upon said docket shall remain a lien upon said property until fully paid and satisfied or until the property shall be sold in accordance with provisions hereof

Section 6 After such return of taxes shall have been made in accordance with the provisions hereof responsibility of the tax collector or receiver of taxes for the collection of the taxes so returned shall cease On making such return the tax collector or receiver of taxes shall be entitled to exoneration from the taxes so returned on the settlement of his accounts On any unpaid taxes returned to the county commissioners the tax collector or receiver of taxes shall be entitled to receive a commission of two per centum (2%) from the taxing district for which such tax is returned when the tax is paid by the county treasurer to the proper taxing district provided that where the tax collector is paid on a salary basis he shall not be entitled to receive this commission of two per centum (2%)

The seventh section was read as follows:

Section 7 The county treasurer shall advertise the fact of holding such sale once a week for the three successive weeks prior to the holding of such sale in at least two newspapers of general circulation in the county in which such seated land is located if there be two newspapers so published if there be only one then in such newspaper so published in the county

Such advertisement shall set forth
(a) The purpose of such sale
(b) The time of such sale
(c) The place of such sale
(d) The terms of such sale
(e) A list of the seated lands affected and [illegible]on and the owner or reputed owner of each
(f) Amount of taxes and interest

On the question,

Will the House agree to the section?

Mr. **HOLMES**. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER**. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 5, by inserting after line 8, the following: "the county treasurer shall, if required by the county commissioners, mail to each owner whose property has been advertised for sale, a copy of such notice of sale at the cost of the county".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

Sections eight to twenty-two inclusive and title were separately read and agreed to as follows:

Section 8 Such sale shall be made on the first Monday of August in the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned except in the case of taxes levied for any year prior to the year one thousand nine hundred and thirty in which case and for such taxes the sale shall be held in the year one thousand nine hundred and thirty-one or on any day to which such sale is adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjourned or readjourned sale unless such adjournment or readjournment be for a longer period than thirty days

For each tract of land so disposed of the county treasurer shall be entitled to the following fees which shall be taxes as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printers charge......	$2.00
Selling each tract or part thereof........................	.50
Writing and signing each deed..............................	1.50
Acknowledging every deed	.50
Writing and filing every bond to acknowledge the purchase money	.25

For receiving and paying over the purchase money or taxes collected by him the county treasurer shall be entitled to a commission of two per centum (2%) thereof such commission to be deducted from the amount to be paid to the taxing district upon any settlement with the taxing district and upon presentation to the taxing district of a transcript of the information required to be compiled by the county treasurer by section eleven hereof

Section 9 No sale shall be valid where the taxes and interest have been paid prior to said advertisement or where the taxes interest and costs have been paid after advertisement and before sale or when such taxes are not legally due and collectible No such sale shall discharge the lien of any mortgage which is or shall be prior to all other liens except other mortgages ground rents municipal claims and/or other taxes and no such sale shall discharge the lien of any ground rent municipal claim or tax remaining unpaid Any real estate sold under this act may be redeemed by the owner his heirs or legal representatives or by any lien creditor or his heirs assigns or legal representatives or by anyone interested in said real estate for the benefit of the owner thereof at any time within two years after such sale by the payment to the county treasurer of the full amount which the purchaser paid to said treasurer for taxes interest and costs and twenty-five per centum of the amount of tax in addition thereto In case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect No sale of seated lands for taxes under the provisions of this act shall be prejudiced or defeated by proof that there was personal property to be found on the premises sufficient to pay the taxes assessed thereon nor shall such sale be prejudiced by reason of the fact that such lands so assessed as seated lands were at the time unseated

When any real estate is so sold no lien whatsoever against such real estate shall be deemed to be discharged during the period for redemption but if such real estate is not redeemed then all liens against the same except such liens as are hereinbefore specifically saved shall be deemed to be discharged from the date that the right of redemption expired

When any real estate is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the county treasurer shall issue to the person redeeming such real estate a certificate stating the fact of such redemption a brief description of the real estate redeemed and the amount of the redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the real estate for the amount stated therein The lien of any judgment shall have priority over all other liens against such real estate except such liens as would not have been discharged had no redemption been made

Section 10 It shall be the duty of the purchaser or purchasers at this treasurer's sale as soon as the property is struck down to pay the amount of the purchase money or such part thereof as may be necessary to pay all taxes interest and costs and also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer and acknowledgment of the treasurer's deed as hereinafter mentioned and in case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property immediately put up again by the said treasurer

Any such property for which an amount sufficient to pay taxes interest and the costs is not bid shall be purchased by the county commissioners in which event the requirements of the preceding paragraph of this section shall not apply

Section 11 The county treasurer shall keep in his office a book in which he shall enter all collections of taxes made by him and the sales made by him giving a description of each property sold the name of the owner thereof as the same appears upon the duplicates or has been returned to him the time of sale and the price at which sold together with the amount of the taxes interest and costs

Section 12 It shall be the duty of the county treasurer at the first term of a court of common pleas of the proper county succeeding any such sale to make a report and return wherein he shall set forth a brief description of the land or property sold the name of the person (where known) in which the same is assessed the amount of tax and the year for which the same is assessed the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement the time of sale and the name of the purchaser and the price for which each respective property was sold Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the sale so made shall be confirmed nisi

The county treasurer shall at the expense of the county publish a general notice once in a newspaper of general circulation throughout the county stating that the report of the county treasurer with respect to sales for delinquent taxes has been presented to the court giving the date thereof and that exceptions thereto may be filed within sixty days after the date of return otherwise the report will be confirmed absolutely

In case no objections or exceptions are filed to any such sale within sixty days after the date of return a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for nonpayment of which the real estate was sold or the return thereof or the validity of the sale for the reason that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objections or exceptions are filed they shall be disposed of according to the practice of the court When the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and its return for nonpayment and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his or her or their heirs or his her or their grantees or assigns subsequent to the date of the assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 13 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes interest and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes interest and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the pronthonotary of the proper county at the number and terms where said report and return is filed and the surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession it may come and the owners of said lands at the time of sale their heirs or assigns or other legal representatives may in not less than two or more than five years after confirmation of such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives (as the case may be) and in case the moneys mentioned in said bonds with legal interest thereon be not paid within thirty days after judgment thereon execution may issue against the property therein before sold and said property be sold upon writ of fieri facias without condemnation or inquisition or the benefit of any exemption laws

Section 14 When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this act and has given the surplus bond as above required it shall be the duty of the county treasurer to make the said purchaser or purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to be duly acknowledged in the court of common pleas and such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book and for such service and the entry of the report of said treasurer said prothonotary shall receive the sum of one dollar and fifty cents which after being entered and recorded with the prothonotary shall be returned to the treasurer

Section 15 If any owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested shall within two years after the day such sale was made redeem such real estate for the benefit of the owner by payment of the taxes and interests for which the lands were sold and the costs with an additional sum of twenty-five per centum and any taxes which may have been levied against any such property since the treasurer's sale and which remain unpaid by the owner or redeemer to the county treasurer he shall receive and receipt for the same and pay said taxes interests costs and additional percentage over to the purchaser upon demand and the accrued taxes to the district entitled thereto and the county treasurer shall forthwith acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office as aforesaid and if said deed has been recorded in the office for recording of deeds cause an entry to be made on the margin of the record of the deed in the office of the recorder of deeds by marking thereon the word "redeemed" which shall be signed by the county treasurer and attested by the recorder of deeds and thereafter said deed shall be void and of no effect If such deed be not recorded then such owner or person interested as aforesaid shall be entitled to have the treasurer's deed delivered to such owner creditor heir assign legal representative or persons interested for cancellation The county treasurer shall certify all such redemptions to the boards of county commissioners who shall enter the same on the Tax Return Docket and who shall certify such redemptions to the county assessors so that the property may thereafter be assessed in the name of the owner

Section 16 When the county commissioners shall purchase any real property at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose land the same was sold (b) a brief description of the property together with any lot and block number (c) the amount of taxes interest and costs for which it was sold Such property shall not so long as it remains the property of the county be charged in the duplicate For the next two years following such sale if the land remains unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county city borough town township school and poor taxes as would have been chargeable against the land had the same not been purchased by the county commissioners The right of redemption shall remain in the real owner of such lands or other persons interested for two years after sale of the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes interest and costs due thereon at the time of sale and interest thereon and also the taxes and interest which have been annually levied and charged thereon after the sale and interest thereon beginning on the first day of January in the year succeeding the year when the respective taxes were levied All redemptions of property purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such property were purchased by other than county commissioners

Section 17 If the owner of any real property his heirs or legal representatives or lien creditor his heirs assigns or legal representatives or other person interested in property so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period sell any such lands at public sale and make deed therefor After any such sale or in the case of any redemption the property shall be charged by the assessor in the name of the last purchaser or redeemer and such lands shall again be liable for taxes as other lands

The county commissioners before making sale of real property purchased by them at tax sales shall give at least thirty days' notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in said county if there be only one then in such newspaper published in the county Such advertisement shall set forth

(a) The purpose of such sale
(b) The time of such sale
(c) The place of such sale
(d) The terms of such sale
(e) A list of seated lands affected and their location and the owner or reputed owner of each

After such sale the county commissioners shall make and deliver a deed being acknowledged before an officer authorized to acknowledge deeds such deed shall pass such title as the county commissioners have a right to convey

Section 18 Nothing contained in this act shall be construed to repeal the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the method for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the proceedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 19 The provisions of this act in so far as they are the same as those of any act repealed by this act or of any existing act shall be construed as a continuation of such laws and not as new enactments

The repeal by this act of any provisions of existing laws shall not affect the validity or lien of any taxes heretofore returned by any tax collector or receiver of taxes to the county commissioners or affect abate or prevent any suit or prosecution pending to enforce collection of the same or affect the sale of any lands pursuant to such existing laws and as to taxes heretofore returned to the county commissioners pursuant to existing laws this act shall be so construed only as to affect the remedy for enforcing collection of such taxes so returned on which proceedings for collection have not been heretofore instituted

Section 20 The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted by the General Assembly had such unconstitutional provisions not been included therein

Section 21 No tax collector shall make any return of taxes as provided in this act if the taxing authorities shall notify such tax collector in writing that returns shall not be made but that delinquent taxes are to be collected by the filing of liens in the office of the prothonotary

Section 22 The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby repealed Except as herein provided all acts and parts of acts inconsistent herewith are hereby repealed

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further amendment.

Mr. HEFFRAN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act authorizing and directing the Department of Property and Supplies to procure erect and dedicate a monument or memorial in honor of the soldiers sailors and marines who served in the Spanish-American War the China expedition and the Philippine Insurrection and making an appropriation

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies is hereby authorized and directed to cause to be procured and to erect in accordance with the provisions of the Administrative Code of 1929 a suitable monument or memorial on the grounds connected with the State capitol at Harrisburg in honor of the soldiers sailors and marines who served in the Spanish-American War the China expedition and the Philippine Insurrection from one thousand eight hundred and ninety-eight to one thousand nine hundred and two and to dedicate the same with appropriate ceremonies

On the question,

Will the House agree to the section?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, line 9, by striking out the word "and".

Amend section 1, page 1, line 9, by inserting after the word "marines" the following: "and nurses".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies to pay for the cost of procuring erecting and dedicating said monument or memorial and generally for carrying into effect the provisions of this act

The title was read as follows:

An Act authorizing and directing the Department of Property and Supplies to procure, erect and dedicate a monument or memorial in honor of the soldiers, sailors and marines who served in the Spanish-American War, the China Expedition, and the Philippine Insurrection; and making an appropriation.

On the question,

Will the House agree to the title?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "and".
Amend title, page 1, line 4, by inserting after the word "marines" the following: "and nurses".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 827, as follows:

An Act to amend sections one and two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred twenty-eight) entitled "An act authorizing the Secretary of Highways with the approval of the Governor to establish construct and maintain roads parallel to existing State highways in order to relieve traffic congestion providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth" by including borough streets within the provisions thereof and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand five hundred twenty-eight) entitled "An act authorizing the Secretary of Highways with the apapproval of the Governor is authorized to take over existing roads parallel to existing State highways in order to relieve traffic congestion providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Genereal Assembly met and it is hereby enacted by the authority of the same That the Secretary of Highways with the approval of the Governor is authorized to ttake over existing public roads and streets in boroughs and townships parallel to State highways between any or all of the points named in the line or route of such State highway and construct and maintain the same according to the standards of the department for the construction and maintenance of State highways

Section 2 That section two of said act is hereby amended to read as follows

Section 2 The Secretary of Highways with the approval of the Governor and in boroughs with the approval of the councils thereof is hereby authorized in the establishment of such parallel highway as provided in section one hereof to relocate or change the lines and widths thereof or construct and improve such parallel route wholely or in part on a new alignment where such relocation and construction would eliminate grades or turns or decrease the cost of construction or maintenance

Section 3 Whenever the Department of Highways shall adopt any existing street parallel to any State highway in any borough as a State highway and such parallel street has been improved and constructed by the borough according to the standards of the Department for the construction of streets forming parts of State highways and under plans prepared by the Department the Department of Highways shall reimburse the borough for the amount expended by such borough for the improvement and construction of such street to be determined by the councils of such borough and the Department of Highways and any moneys appropriated to the Department of Highways for the construction and/or maintenance of State highways shall be available therefor and for such purpose so much thereof as may be necessary is hereby specifically appropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 865, as follows:

An Act making an appropriation to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five hundred seventy-six dollars and sixty-two cents ($576.62) is hereby specifically appropriated to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury during the year one thousand nine hundred and twenty-nine Payment from said appropriation shall be made after proof of said erroneous or over payment in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1115, as follows:

An Act making an appropriation to the Department of Public Instruction for the payment of sewage and sewage treatment facilities at Edinboro State Teachers College

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars $(12.000) is hereby specifically appropriated to the Department of Public Instruction for payment to the Borough of Edinboro for sewage and sewage treatment facilities provided by said borough for the use of the Edinboro State Teachers College

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1314, as follows:

An Act making an appropriation to the Department of Property and Supplies to provide and erect a bronze replica of a statue of George Washington

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nineteen thousand dollars ($19,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of providing and erecting a bronze replica with pedestals of the statue of George Washington now in front of Independence Hall Philadelphia Said bronze replica to be erected in the State Capitol park on a site to be selected by the State Art Commission Payments from said appropriation shall be made on requisition of the Department of Property and Supplies in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1502, as follows:

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "An act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended' is hereby further amended to read as follows

Section 501 Open Season The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

Kind of Game	Open Season
Blackbirds	From [Aug 1st] Oct 1st to Nov 30th
Rail	From Sept 1st to Nov 30th
Woodcock and Wilson or jacksnipe	From Oct 1st to Nov 30th
All birds known as wild waterfowl coots or mudhens and gallinules	From Oct 1st to Jan 15th
Raccoon	From Nov 1st to Jan 15th
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From Nov 1st to Nov 30th
Red squirrel	From Nov 1st to Aug 15th next following
Wild rabbit and hare	From Nov 1st to Dec 15th
Bear over one year old	From Nov 10th to Dec 15th
Male deer with two or more points to one antler	From Dec 1st to Dec 15th
Male elk with four or more points to one antler	From Dec 1st to Dec 15th

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1405 (Senate Bill No. 460), entitled:

An Act to amend section five of the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties, fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," as amended; by defining the powers of the director with respect to the employes of the Bureau, and their salaries.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispended with,

The House proceeded to the second reading and consideration of House Bill No. 1036, entitled:

An Act to amend sections one and two of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws eleven) entitled "An act to enable railroads canal and slack-water navigation companies to straighten widen deepen and otherwise improve their lines of railroad canals and slack-water navigation and the bridges aqueducts piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one and two of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws eleven) entitled "An act to enable railroad canal and slack-water navigation companies to straighten widen deepen and otherwise improve their lines of railroads canals and slack-water navigation and the bridges aqueducts piers and structures thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall and may be lawful for any railroad canal and slack-water navigation company now or hereafter incorporated by or under any law of this Commonwealth to straighten widen deepen enlarge and otherwise improve the whole or portions of their lines of railroads canals and slack-water navigation and the bridges crossings sidings aqueducts piers and structures thereof and make new feeders whenever in the opinion of the board of directors of any such company the same may be necessary for the better securing the safety of persons and property and increasing the facilities and capacity for the transportation of traffic thereon and for such purposes to purchase hold and use or enter upon take and appropriate land and material including rights in and to lands or the use of lands for the flow of water diverted by any railroad structure or embankment now in use or hereafter rendered necessary for the purpose of protecting its right of way or for the purpose of preventing any such structure or embankment from injuring the property of any person who might be rendered liable to injury thereby and any land or property required for any such purpose or purposes under any order made by the Water and Power Resources Board or any other public authority under the laws of this state Provided That before any such company shall enter upon or take possession of any such lands and material rights and property they shall make ample compensation to the owner or owners thereof or parties interested therein or tender adequate security therefor

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 1, by striking out the word "eleven" and inserting in lieu thereof "twelve".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 That where any such company cannot agree with the owner or owners or parties interested in such land and materials rights and property for the compensation proper for the damage done or likely to be done or where by reason of the absence or legal incapacity of any such owner or owners or parties interested therein no such compensation can be agreed upon the same shall be ascertained and paid in the manner provided in the eleventh section of the act regulating railroad companies approved February nineteenth Anno Domini one thousand eight hundred and forty-nine

The title was read as follows:

An Act to amend sections one and two of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (Pamphlet Laws, eleven), entitled "An act to enable railroads, canal and slack-water navigation companies to straighten, widen, deepen and otherwise improve their lines of railroads, canals and slack-water navigation and the bridges, aqueducts, piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth.

On the question,

Will the House agree to the title?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "eleven" and insert in lieu thereof "twelve".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1095, entitled:

An Act to amend sections two hundred and two and one thousand three hundred and ten and add section four hundred and fourteeen A to the act approved the ninth day of

April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments Boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by providing for a State Board of Naturopathic Education Examination and Licensure as a departmental board in the Department of Public Instruction

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Offices The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

In the Department of State
  State Employes' Retirement Board
In the Department of Justice
  Board of Pardons
  Board of Commissioners on Uniform State
In the Treasury Department
  Board of Finance and Revenue
In the Department of Internal Affairs
  Board of Property
  State Aeronautics Commission
In the Department of Public Instruction
  State Council of Education
  Pennsylvania State Board of Censors
  Public School Employes' Retirement Board
  Pennsylvania Historical Commission
  Board of Trustees of Thaddeus Stevens Industrial School
  Board of Trustees of Pennsylvania State Oral School for the Deaf
  Board of Trustees of Home for Training in Speech of Deaf Children Before They Are of School Age which shall hereafter be known as Board of Trustees of Home for Training in Speech of Deaf Children Board of Trustees of Pennsylvania Soldiers' Orphans School
  Board of Trustees of Millersville State Teachers College
  Board of Trustees of Kutztown State Teachers College
  Board of Trustees of East Stroudsburg State Teachers College
  Board of Trustees of Mansfield State Teachers College
  Board of Trustees of Bloomsburg State Teachers College
  Board of Trustees of Shippensburg State Teachers College
  Board of Trustees of Lock Haven State Teachers College
  Board of Trustees of Indiana State Teachers College
  Board of Trustees of California State Normal School
  Board of Trustees of Slippery Rock State Teachers College
  Board of Trustees of Edinboro State Teachers College
  Board of Trustees of Clarion State Normal School
  Board of Trustees of Cheyney Training School for Teachers
  State Board of Medical Education and Licensure
  State Board of Pharmacy
  State Dental Council and Examining Board
  State Board of Naturopathic Education Examination and Licensure
  State Board of Optometrical Examiners
  State Board of Osteopathic Examiners
  Osteopathic Surgeons' Examining Board
  State Board of Examiners for the Registration of Nurses
  State Board of Undertakers
  State Board of Veterinary Medical Examiners
  State Board for the Examination of Public Accountants
  State Board of Examiners of Architects
  Anthracite Mine Inspectors' Examining Board
    Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania
    State Registration Board for Professional Engineers
In the Department of Military Affairs
  Armory Board of the State of Pennsylvania
  Board of Trustees of Pennsylvania Soldiers' and Sailors' Home
  State Athletic Commission
In the Department of Banking
  Board to License Private Bankers
  Pennsylvania Securities Commission
In the Department of Agriculture
  State Farm Products Show Commission
In the Department of Forests and Water
  Water and Power Resources Board
  Geographic Board
  Lake Erie and Ohio River Canal Board
  Pennsylvania State Park and Harbor Commission of Erie
  Washington Crossing Park Commission
  Valley Forge Park Commission
  Fort Washington Park Commission
In the Department of Mines
  Anthracite Mine Inspectors
  Bituminous Mine Inspectors
In the Department of Health
  Sanitary Water Board
  Anatomical Board
In the Department of Labor and Industry
  Workmen's Compensation Board
  Workmen's Compensation Referees
  State Workmen's Insurance Board
In the Department of Welfare
  State Council for the Blind
  Pennsylvania Alcohol Permit Board
  Board of Trustees of Eastern State Penitentiary
  Board of Trustees of Western State Penitentiary
  Board of Trustees of Pennsylvania Industrial Reformatory
  Board of Trustees of State Industrial Home for Women
  Board of Trustees of Pennsylvania Training School
  Board of Trustees of Allentown State Hospital
  Board of Trustees of Danville State Hospital
  Board of Trustees of Farview State Hospital
  Board of Trustees of Harrisburg State Hospital
  Board of Trustees of Norristown State Hospital
  Board of Trustees of Warren State Hospital
  Board of Trustees of Wernersville State Hospital
  Board of Trustees of Torrance State Hospital
  Board of Trustees of Ashland State Hospital
  Board of Trustees of Blossburg State Hospital
  Board of Trustees of Coaldale State Hospital
  Board of Trustees of Connellsville State Hospital

Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trustees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Cumberland Valley State Institution for Mental Defectives
Board of Trustees of Selinsgrove State Colony for Epileptics
In the Department of Property and Supplies
Board of Commissioners of Public Grounds and Buildings
State Art Commission

All the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. HAWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. TAHL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1096, entitled:

An Act relating to and regulating the practice of naturopathy and the licensing and registration of practitioners defining the powers and duties of the State Board of Naturopathic Education Examination and Licensure and providing penalties

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of this act the practice of naturopathy is defined as follows Naturopathy is a philosophy of healing embodying within itself a complete system of therapeutics basing its treatment of all physiological dysfunctions and abnormal conditions of the body on the Natural Laws governing the body and maintaining life This system includes the correlation of part with part anatomically physiologically psychologically and chemically It is the treatment of the sick by any movements adjustments or manipulations performed by the hands or by any instruments or appliances and the use of any physical forces such as air light water heat electricity or any of their derivatives or any other system or systems of therapeutics correlated with the above therapeutic measures and/or the use of non-toxic herbs and plants and their derivations administered applied or prescribed and minor surgery and obstetrics as a first aid and emergency measure

On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. HAWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. TAHL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1305, as follows:

An Act to amend subsection (a) clause three of section five hundred and five of the act aproved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" empowering the Board of Finance and Revenue to fix interest rates payable on State deposits

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subsection (a) clause three of section five hundred and five of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person assoociation and corporation required to pay assess or collect tatxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and very debtor or creditor of the Commonwealth" is hereby amended to read as follows

3 Shall [if] whether an active or inactive depository agree to pay interest upon all State deposits at the rate [of not less than two per centum per annum and if an inactive depository at the rate of not less than three per centum per annum except as in this act otherwise provided and that] to be fixed every six months by the Board of Finance and Revenue having due regard to the then prevailing money market The said Board may fix different rates of interest for active and inactive depositories The Board shall fix the specific day on which any change in interest rate shall become effective and shall notify in writing every depository of such change and the effective date thereof The Board

shall fix its first interest rate within thirty days after this act takes effect and pending action by the Board the interest rates heretofore fixed shall remain in force All collections shall be made for the Commonwealth without cost of compensation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1411, entitled:

An Act to amend section twenty-one of the act approved seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" as amended providing that certified copies of death certificates shall not be prima facie evidence of the cause of death

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-one of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" which was amended by the act approved the twenty-eighth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred ninety-eight) entitled "An act to amend section twenty-one of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled 'An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled "An act creating the Department of Health and defining its powers and duties" approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act' exempting soldiers sailors marines war nurses and their dependents from the payment of fees for certified copies of birth death and marriage certificates" is hereby further amended to read as follows

Section 21 That the State Registrar shall upon request furnish any applicant a certified copy of the record of any birth death or marriage registered under provisions of this act for the making and certification of which he shall be entitled to a fee of fifty cents to be paid by the applicant and any such copy of the record of a birth or death of marriage when property certified by the State Registrar to be a true copy thereof shall be prima facie evidence in all courts and places of the fact of death only and not of the cause of any death Provided That certified copies of the record of any birth death or marriage shall be furnished to honorably discharged soldiers sailors marines war nurses and their dependents without the payment of any fee For any such search of the files and records when no certified copy is made the Staate Registrar shall be entitled to a fee of fifty cents for each hour or fractional hour of time of search to be paid by the applicant And the State Registrar shall keep a true and correct account of all fees by him received under these provisions and turn the same over to the State Treasurer

On the question,

Will the House agree to the section?

Mr. TAHL. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 4, line 3, by underscoring the word "fact".

Amend section 1, page 4, line 3, by inserting after the word "fact" the following: "facts therein stated".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section twenty-one of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," as amended; providing that certified copies of death certificates shall not be prima facie evidence of the cause of death.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1427, as follows:

An Act giving relatives the right to walk across lands to reach private burial grounds and providing a penalty for preventing the same

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in this Commonwealth there exists private burial grounds which cannot be reached from a public or private road the relatives of persons whose remains are buried therein shall have the right to walk over lands between the public highways and such burial grounds for the purpose of making repairs and looking after the graves of those whose remains are there interred No persons so walking over lands for the purpose aforesaid shall be held liable in any proceeding under any existing law for the payment of any fine or penalty for trespass whether or not such lands are posted against trespassing Any person so walking over such lands shall unless the right to pass over such lands exists by virtue of any reservation in any grant or conveyance be liable civily for any actual damages done to growing crops in the manner now provided by law

Section 2 It shall be unlawful for the owner or lessee of any lands to prevent any relative from passing over such lands to reach a private burial ground as hereinbefore provided and any person violating this section shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of ten dollars ($10.00) and costs

Section 3 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1456, as follows:

An Act to amend section three of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissioners and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" by increasing the salary of registration commissioners

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registrars in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse witness fees prescribing a method for challenging persons applying persons applying for registration and the procedure for the correction of registers and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" is hereby amended to read as follows

Section 3 The Governor of the Commonwealth shall within ten days after the passage hereof and in every fourth year thereafter appoint a registration commission for each city to which this act applies consisting of five duly qualified electors thereof not more than three of whom shall belong to the same political party As soon as the commissioners so appointed for any city shall qualify the terms of office of all existing registration commissioners in such city and of all their appointees shall be ended and they shall immediately surrender transfer and deliver all public property records funds and accounts then in their charge to the custody and use of the commissioners so appointed hereunder

All commissioners hereafter appointed shall hold office for a term of four years or until their successors qualify unless sooner removed or otherwise disqualified Any vacancy in any commission shall be filled by the Governor within ten days after the vacancy occurs by appointing a competent person to hold office during the remainder of the term of the commissioner whose place becomes vacant The Governor may at any time without stating any cause remove any commissioner and appoint his successor for the remainder of his term

Each commissioner in any city aforesaid shall receive a compensation at the rate of [four] five thousand dollars per annum payable monthly by the treasurer of such city upon the presentation of proper warrants signed by the chairman or chief clerk of the commission

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1495, as follows:

An Act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (Pamphlet Laws seventy-five) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" prescribing procedure when judgments decrees of record or other matter of like character are entered against such persons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (Pamphlet Laws seventy-five) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" is hereby amended to read as follows

Section 3 At the hearing of said petition any person having lawful objection to the change of name may appear and be heard If the court be satisfied after said hearing that there is no lawful objection to the granting of the prayer of said petition a decree may be entered by said court changing the name as prayed for Providing That at said hearing the petitioner or petitioners shall present to the court proof of publication of said notice as required by the order together with official searches of the proper offices of the county wherein petitioner or petitioners reside or of any other county wherein petitioner or petitioners may have resided within five years of the filing of his or her petition for change of name or a certificate in lieu thereof given by a corporation authorized by law to make such searches showing [that there are no] what if any judgments or decrees of record or any other matter of like character are entered against said petitioner or petitioners

If such official searches or certificate shall show that there are judgments or decrees of record or any other matter of a like character entered against said petitioner or petitioners and the court is satisfied that no other lawful objection exists to the granting of the prayer of said petition a conditional decree may be entered by said court changing the name as prayed for

In which event the prothonotary of said court shall issue a certificate showing the action of said court in the matter Upon receipt of said certificate the official or officials in charge of the records upon which such judgments or decrees of record or any other matter of like character appear shall amend such records so that the new name shall appear in like manner as the old and the force and effect of the judgments or decrees of record or any other matter of like character shall in no wise be effected by such change of names Upon the presentation to said court of a certificate or certificates from the proper official or officials showing that all the records have been so amended the court may make the decree absolute All such officials shall be entitled to the usual and customary fees for such services which shall be paid by the petitioner or petitioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1191 (Senate Bill No. 267), as follows:

An Act to amend Section one of the supplement approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws twenty-eight) entitled "A supplement to an act to authorize the formation and regulation of railroad corporations approved April four Anno Domini one thousand eight hundred and sixty-eight" by authorizing narrow gauge railroads to change their gauge to standard gauge

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section one of the Supplement approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws twenty-eight) entitled "A supplement to an act to authorize the formation and regulation of railroad corporations approved April four Anno Domini one thousand eight hundred and sixty-eight" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever under the provisions of the act approved the fourth day of April Anno Domini one thousand eight hundred and sixty-eight entitled "An Act to authorize the formation and regulation of railroad companies" and Acts supplementory thereto and amendatory thereof any number of citizens of Pennsylvania not less than nine may be desirous of forming a company for the purpose of constructing maintaining and operating a railroad having a gauge not exceeding three feet for public use in the conveyance of persons and property they may state in the articles of association which they are required to make and sign the capital stock of the company at six thousand dollars or any greater amount for every mile of road proposed to be constructed and that said articles of association may be filed and recorded in the office of the Secretary of the Commonwealth when three thousand dollars of stock for every mile of railroad proposed to be made is subscribed and ten per centum paid thereon in good faith and in cash to the directors named in said articles of association provided however that any corporation so formed may change the gauge of its railroad or any portion thereof constructed or to be constructed to the present standard gauge of four feet nine inches with variations therefrom of not more than one-half inch upon filing in the office of the Secretary of the Commonwealth a certificate signed by the President or a Vice President and attested by the Secretary or an Assistant Secretary that the paid-in capital stock of the corporation is sufficient or that sufficient additional capital stock has been subscribed and ten per centum paid thereon in good faith and in cash to the said corporation to meet the requirement of Section two of the said Act approved the fourth day of April one thousand eight hundred and sixty-eight for each mile of road to be so standard-gauged

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and considera- of House Bill No. 1278 (Senate Bill No. 43), entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and considera- of House Bill No. 1539 (Senate Bill No. 273), entitled:

An Act to amend section one of the act approved the eighteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-one) entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries within this Commonwealth" extending the provisions of said act to include mausoleums vaults and crypts for the interment of human bodies

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-one) entitled "An act to better provide for perpetual care and preservation of burial grounds or cemeteries within this Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That on and after the passage of this act no charter or proposed charter of any burial or cemetery company either of first or second class of corporations or of any company incorporated for the purpose of the erection construction or building of a mausoleum vault or crypt for the interment of human bodies shall be granted or obtained in this Commonwealth and it shall be the duty of any court of this Commonwealth or any judge thereof or the Governor of this Commonwealth to refuse to approve of such charter or proposed charter unless the said charter or proposed charter shall set forth a provision clearly and fully that a sum equal to at least one-tenth of the gross amount of the funds arising from the sale of lots in said burial ground or cemetery or from the sale of space or rooms in said mausoleum vault or crypt shall be set apart for the perpetual care and preservation of the grounds and the repair and renewal of the buildings and property of said burial or cemetery company or for the care preservation repair and renewal of such mausoleum vault or crypt which fund so set apart by the directors or managers of said [burial or cemetery] company shall be invested by them in trust for the uses and purposes of said trust and the income arising therefrom to be applied by them to the purposes aforesaid The directors or managers shall in one year after the incorporation of any such company [cemetery or burial ground] and annually thereafter file with the clerk of courts of the county in which said cemetery [or] burial ground mausoleum vault or crypt is situate a bond with sufficient sureties to be approved by the court of quarter sessions for the faithful performance of the trust herein imposed [for perpetual care and preservation of grounds and property] such bond to be in the full amount of the trust investments at the time said bond is approved as aforeprovided

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ROOT. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. GREEN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1543 (Senate Bill No. 540), entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1389, as follows:

An Act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth and repealing inconsistent laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any optometrist duly licensed by the State Board of Optometrical Examiners to practice optometry is hereby authorized to issue certificates of ocular conditions and visual efficiency as may be required by any law

Section 2 Whenever a certificate of ocular conditions or visual efficiency is required by any law of the Commonwealth a certificate of an optometrist duly licensed to practice by the State Board of Optometrical Examiners of the State of Pennsylvania shall be accepted by all persons having to do with ocular fitness or requirements provided for by any law of the Commonwealth

Section 3 All acts general special or local or parts thereof inconsistent with this act be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1186 (Senate Bill No. 344), entitled:

An Act to amend section eight of, and to add section sixteen to, the act approved the fifth day of July, one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children, under the jurisdiction of the courts of quarter sessions of the peace, or other courts, sitting as juvenile courts, and to acquire land therefor by purchase or by condemnation; defining the scope and character of such schools; regulating the proceedings for the establishment, maintenance and management thereof; authorizing the county commissioners to make appropriation, levy taxes, and to incur indebtedness therefor; and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act; removing the persons in charge thereof; and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act;" providing for the admission to such schools of non-residents; regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith, and for the maintenance of non-resident children.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1408 (Senate Bill No. 533), entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1446 (Senate Bill No. 555), entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Mr. WADE. Mr. Speaker, I desire to call up at this time House Bill No. 1357, Printer's No. 498, on page 6 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Wade,

The House resumed the consideration on final passage of House Bill No. 1357, entitled:

An Act relating to insurance; making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

On the question recurring,

Shall the bill pass finally?

Mr. TAHL. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. Speaker.

Mr. TAHL. Mr. Speaker, I would like to ask the sponsor to explain the purpose of this bill.

Mr. WADE. Mr. Speaker and members of the House, this bill provides that premiums on a fire insurance policy be paid, in casualty insurance companies, within forty-five days of the time it is issued or the policy will become void.

Mr. TAHL. Will that make it possible for an insured to get further credit than forty-five days on any insurance?

Mr. WADE. No, it would not make it absolutely necessary for him to make payment, settlement by note I think would be sufficient.

Mr. TAHL. Could not the insurance company at this time refuse to deliver a policy if they didn't think the insured is good and financially responsible? In other words, would not these insurance companies collect insurance?

Mr. WADE. No, I would not say that. I would say this is a measure that was sponsored by the Agent's Association and possibly does not attract the interest at all of the company.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—127

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Cordier,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Green,
Greenstein,
Griffin,
Griffith, J. W.
Hartsock,
Haws,
Hefferon,
Heffner,
Henderson,
Himes,
Hoffman,
Holmes,
Jaffe,
Jones, B.,
Kleckner,
Labar,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
O'Neill,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Price,
Raub,
Reed, F. M.,
Rhodes, J. A.,
Rice,
Richards,
Riddle,
Ronemus,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Snyder,
Staudenmeier,
Steedle,
Stewart,
Storb,
Stott,
Strickler,
Surface,
Talbot,
Tucker,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Ziesenheim,
Goodnough,
Speaker.

NAYS—21

Baker,
Brown, T. J.,
Conner,
Cooke,
DeFrehn,
Duffy,
Goehring,
Heffran,
Hutton,
Kirkbride,
Lockhart,
McCallister,
Miller,
Patterson,
Reed, G. L.,
Rhodes, C. H.,
Spangler,
Stone,
Tahl,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. WADE. Mr. Speaker, I desire to call up at this time House Bill No. 1362, Printer's No. 499, on page 6 of today's calendar, bills of final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Wade,

The House resumed the consideration on final passage of House Bill No. 1362, entitled:

An Act relating to insurance; making all fire insurance policies or contracts of insurance, with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies, null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

On the question recurring,

Shall the bill pass finally?

Mr. STADTLANDER. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. Speaker.

Mr. STADTLANDER. Mr. Speaker, I would like to ask the gentleman if there is any provision in this act for notice to the mortgagee?

Mr. WADE. No, there is not.

Mr. STADTLANDER. Mr. Speaker and members of the House, it has been a law for some considerable time that in all insurance policies, the mortgagee shall in all instances receive notice of cancellation of policies within a certain time designated in the notice. If there is no such provision in this act, I consider the act as bad.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—49

Bechtel,
Blumberg,
Bowers,
Burns,
Carmany,
Cauffiel,
Conner,
Denman,
Dietrich,
Emhardt,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Fuller,
Gicking,
Gillette,
Graham,
Griffin,
Griffith, J. W.,
Hartsock,
Haws,
Heffner,
Himes,
Kleckner,
Lewis,
Lose,
Mathay,
McArran,
McGregor,
Mumford,
Musser,
Rhodes, J. A.,
Richards,
Ronemus,
Schreck,
Schrock,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Stewart,
Surface,
Wade,
Wall,
Watson,
Way,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,

NAYS—92

Adams,
Argentieri,
Baker.
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Brown, E. P.,
Brown, T. J.,
Cordier,
Dunn,
Dwyer,
Ederer,
Eveland,
Fleisher,
Fox,
Frederick,
Gangloff,
Goehring,
Greeby.
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Lockhart,
Lynch,
Male,
Marcks,
McAlee,
McCallister,
McElwee,
Memolo,
Meredith,
Miller,
Myers, F. H. Jr.,
Myers, P. M.,
Patterson,
Peelor,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rieder,
Sautter,
Scott,
Shettel,
Shutt,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stone,
Storb,
Storer,
Stott,
Tahl,
Turner,
Weaver,
Weidemann,
Wettach,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 188.

An Act authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital

HOUSE BILL No. 996.

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 128.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 128, Printer's No. 283, entitled, "An Act constituting a commission to procure and present to Ralph Modjeski a medal and scroll in recognition of his distinguished services to the Commonwealth and making an appropriation."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 534.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 534, Printer's No. 125, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

COMMUNICATION AND BILL LAID ON TABLE

Mr. SIMON. Mr. Speaker, I move that the communication together with the bill be laid upon the table.

Mr. SINWELL. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL NO. 598.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith without my approval, House Bill No. 598, Printer's No. 220, entitled, "An act to amend section ten of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled 'An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties,' as amended extending the length of professional bouts to fifteen rounds."

This bill would amend the so-called "Boxing Law" by legalizing fifteen-round championship bouts in Pennsylvania.

In my judgement ten rounds are sufficient to establish superiority in any boxing match Tunney won the championship of the world from Dempsey in Philadelphia in a ten-round bout. A number of championships in the lighter classes have been decided under our existing law. Moreover, boxing matches prolonged to fifteen rounds may, and often do, result in beating men up to the point of brutality.

There is no good reason why championship matches should extend to fifteen rounds. The proposed change in our present law is unnecessary.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. JAFFE. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. EDWIN P. BROWN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1016, as follows:

An Act to amend section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" providing for the payment to the holder of chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act and giving to such mortgages or conditional seller the same rights as are given by said act to the holder of a bailment lease

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor laws" is hereby amended to read as follows

Section 11 (A) No property rights shall exist in any intoxicating liquor or property designed for the manufacture or sale of intoxicating liquor intended for use in violating any of the provisions of this act or which has been so used but upon possession or use of any such intoxicating liquor or property in violation of this act the same shall be deemed contraband and shall be forfeited to the Commonwealth

Upon the transportation of intoxicating liquor in violation of this act the wagon buggy team motor vehicle water or air craft or other vehicle or receptacle in which it is so transported shall be forfeited to the Commonwealth subject to the provisions herein set forth

No such intoxicating liquor or property or vehicle team conveyance craft receptacle or other property when in the custody of the law or of any officer shall be seized or taken therefrom on any writ of replevin or other like process

(B) If upon hearing before the Court of Quarter Sessions or a Judge thereof it appears that any such intoxicating liquor or property so in the custody of the law or of any officer was so possessed or intended for use in violating any of the provisions of this act or has been so used such intoxicating liquor and property shall be adjudged forfeited and condemned and shall be disposed of as hereinafter provided or if upon such hearing it appears that any vehicle team conveyance craft receptacle or other property seized under the provisions of this act had been used for the unlawful transportation of intoxicating liquor such vehicle team conveyance craft receptacle and other property shall be adjudged forfeited and condemned and shall be disposed of as hereinafter provided unless the Court shall otherwise order

(I) Upon conviction of any person of a violation of this act the Court shall order and direct the sheriff of the county to destroy all such condemned intoxicating liquor and property seized or obtained from such defendant or defendants except that the court may order the same or any part thereof to be delivered to a hospital for its use and make return to the Court of compliance with said order Except that any vehicle team conveyance or craft seized under the provisions of this act shall be disposed of as hereinafter provided

(II) In any case in which (a) the defendant is acquitted of a violation of this act and denies the ownership or possession thereof or (b) no claimant appears for same or (c) appearing is unable to sustain his claim therefor the Court shall order all such condemned intoxicating liquor and property (except vehicles teams conveyances and crafts) publicly destroyed by the sheriff of the county Provided the Court may order the same or any part thereof to be delivered to a hospital for its use Return of compliance with said order shall be made by the sheriff to the Court

(III) In the case of any vehicle team conveyance or craft seized under the provisions of this act and condemned as aforesaid the Court shall order a public sale thereof by the sheriff of the county notice of which sale shall be given in the same manner as notice is required to be given of the sale of personal property under a writ of fieri facias the proceeds of such sale to be paid to the county treasurer for the use of the county In the event that any such vehicle team conveyance or craft is when so seized held and possessed under a bailment lease or contract and the legal title thereto is in another person [who] or in the event that any such vehicle team conveyance or craft is when so seized subject to the lien of a chattel mortgage or to a contract of conditional sale and if the person holding the legal title thereto or holding such chattel mortgage or contract of conditional sale thereon shall prove that the unlawful use for which the same was seized was without his knowledge or consent then the claim of the bailor for money due under said bailment lease or contract or the claim of the mortgagee or conditional seller for money due under said chattel mortgage or contract of conditional sale shall attach to and be paid out of the funds derived from said sale after payment of costs and the balance distributed as above provided In case it appears at said hearing that the owner of any such vehicle team conveyance or craft has not been found within the jurisdiction of the Court the sheriff shall give ten (10) days' notice of said sale by registered letter to the person if any whose name appears thereon as the manufacturer thereof together with the manufacturer's number if any appearing thereon

(C) In addition to the provisions aforesaid the Court shall in its order of condemnation and in every conviction under this act where it shall appear that intoxicating liquor was unlawfully transported in a motor vehicle declare that the license issued by the State Highway Department for any motor vehicle so forfeited and condemned or issued to any defendtdant convicted of transporting intoxicating liquor in any motor vehicle shall be forfeited and revoked and it shall be the duty of the clerk of the court in which such conviction is had or order of condemnation made to certify such conviction to the Secretary of Revenue who shall suspend or revoke the license issued for such motor vehicle or to such person and no other license shall be issued to such person or for such motor vehicle for a period of one (1) year following such suspension or revocation Provided that a license may be issued for such motor vehicle after the public sale thereof as above provided

(D) (I) The proceedings for the forfeiture or condemnation of all property the destruction or sale of which is provided for in subsections (II) and (III) of Clause (B) of this section shall be in rem in which the Commonwealth shall be the plaintiff and the property the defendant A petition shall be filed in the Court of Quarter Sessions of the Peace verified by oath or affirmation of any officer or citizen containing the following (a) a description of the property so seized (b) a statement of the time and place where seized (c) the owner if known (d) the person or persons in possession if known (e) an allegation that same had been possessed or used or was intended for use in violation of this act (f) and a prayer for an order of forfeiture that the same be adjudged forfeited to the Commonwealth and condemned and be ordered sold or destroyed (as the case may be) according to law unless cause be shown to the contrary

(II) A copy of said petition shall be served personally on said owner if he can be found within the jurisdiction of the court or upon the person or persons in possession at the time of the seizure thereof Said copy shall have endorsed thereon a notice as follows

"To the Claimant of Within Described Property

"You are required to file an answer to this petition setting forth your title in and right to possession of said property within fifteen (15) days from the service hereof and you are also notified that if you fail to file said answer a decree of forfeiture and condemnation will be entered against said property"

Said notice shall be signed by petitioner or his attorney or the district attorney

(III) If the owner of said property is unknown or outside the jurisdiction of the Court and there was no person in possession of said property when seized or such person so in possession can not be found within the jurisdiction of the Court notice of said petition shall be given by the sheriff by an advertisement in a newspaper of general circulation published in the county where such property shall have been seized once a week for three (3) successive weeks Said notice shall contain a statement of the seizure of said property with a description thereof the place and date of seizure and shall direct any claimants therof to file a claim therefor on or before a date given in said notice which date shall not be less than twenty-one (21) days from the date of the first publication

(IV) Upon the filing of any claim for said property setting forth a right of possession therof the case shall be deemed at issue and a time be fixed for the hearing therof

(V) At the time of said hearing if the Commonwealth shall produce evidence that the property in question was unlawfully possessed or used the burden shall be upon the claimant to show (a) that he is the owner of said property or the holder of a chattel mortgage or contract of conditional sale thereon (b) that he lawfully acquired the same (c) that it was [lawfully] not unlawfully used [and] or possessed by him and (d) in the event it shall appear that the property was unlawfully used by a person other than the claimant then such claimant shall show that such unlawful use was without his knowledge or consent

(VI) Any person claiming the ownership of or right of possession to or claiming to be the holder of a chattel mortgage or contract of conditional sale upon any intoxicating liquor vehicle team conveyance craft or other property the disposition of which is provided for in this section may at any time prior to the sale therof present his petition to the Court alleging his lawful ownership thereof or right of possession thereto or his lien thereon or reservation of title thereto and if upon public hearing thereon due notice of which having been given to the district attorney such claimant shall prove by competent evidence to the satisfaction of the Court that said intoxicating liquor vehicle team conveyance craft or property was lawfully acquired possessed and used by him or if it appearing that the property was unlawfully sued by a person other than the claimant he shall prove that such unlawful use was without his knowledge or consent then the Court may order the same returned or delivered to said claimant otherwise it shall be destroyed or sold (as the case may be) as hereinabove provided

(VII) Unless either the Commonwealth or the claimant shall demand a jury trial with in five (5) days after the conclusion of the hearing the right to such jury trial shall be deemed to have been waived

(E) The provisions of this section shall apply to the disposition of any intoxicating liquor or property in the custody of the law or of any officer at the time of the passage of this act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKav.
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1428, entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker and members of the House, it has just come to my attention that there seems to be some misunderstanding in reference to this bill.

This bill is a third-class county bill only.

During this session the members from the third class counties have made an effort to get together upon a bill in reference to assessments in third class counties, and this bill was the agreement of the members from the third class counties.

There is a condition that exists in Luzerne County under the Act of 1905, and this bill would allow Luzerne County to go ahead without being interefered with in any way.

Since that time there has been some question raised by Luzerne County in reference to some provisions that they would like to see inserted. However, as the time is getting late, we would like to see this bill pass in the House. We are endeavoring to get together with the different members of the third class counties to iron out the difficulties. I see no reason why, under the circumstances, this bill should in any way be delayed in the House.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—140

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Dietrich,
Ederer,
Evans, J. T.,
Eveland,
Fitzgerald,
Flinchbaugh,
Frederick,
Fuller,
Gillette,
Goehring,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Lockhart,
Lose,
Loucks,
Male,
Marcks,
McAlee,
McArran,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Richards,
Riddle,
Ronemus,
Rooney,
Root,
Royle,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Stadtlander,
Sterling,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Weidemann,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Wise,
Wood,
Wright,
Ziesenheim,
Goodnough, Speaker.

NAYS—19

Garard,
Gicking,
Greeby,
Heffner,
Hermansen,
Jones, B.,
Lewis,
Mason,
Munley,
Myers, P. M.,
Perry,
Rhys,
Roan,
Sarig,
Sautter,
Shortz,
Stewart,
Storb,
Wall,
Williams, J. J.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 278, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways;" by providing for the taking over of all State-aid Highways by the State when constructed or improved.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn.
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor.
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott.
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon.
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1252, entitled:

An Act to amend section four of the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred five), entitled "An act authorizing the payment of benefits by certain beneficials societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner for violations of the act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I.B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Adams,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 920, as follows:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty million five hundred thousand dollars ($30,500,000) is hereby specifically appropriated to the Department of Highways and counties of the first class out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the following purposes

The sum of eighteen million dollars ($18,000,000) of the aforesaid total amount is hereby specifically appropriated for expenditure during the two fiscal years beginning June first one thousand nine hundred and thirty-one to be allocated among the several counties for the construction and improvement of State highways and bridges on State highways in accordance with the terms of and to carry into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-two) entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness and requiring certain moneys of the Motor License Fund to be expended as herein provided" Provided however That the allocation of such moneys shall be based on the mileage of State highways as existing prior to the year one thousand nine hundred and thirty-one and Provided further That if the amount allocated from said appropriation in accordance with the provisions of said act shall be in excess of an amount which can be expended for the construction and improvement of unimproved State highways and bridges on State highways in a county then such excess shall nevertheless be expended in such county either for the widening and relocation of improved State highways or for the construction of improvement of any township roads taken over for construction and maintenance at the legislative session of one thousand nine hundred and thirty-one choices of such highways bridges or roads to be widened or constructed and improved to be made as provided by section three of said act of May first one thousand nine hundred and twenty-nine

The sum of six million five hundred thousand dollars ($6,500,000) of the aforesaid total amount is hereby specifically appropriated for expenditure by the Department of Highways during the two fiscal years beginning June first one thousand nine hundred and thirty-one for the construction and improvement of township roads taken over for maintenance construction and improvement by the Commonwealth at the legislative session of one thousand nine hundred and thirty-one as State highways the said amount to be allocated by the department for expenditure in the several counties in a ratio that the mileage of township roads so taken over in a county bears to the total mileage of all township roads so taken over in the Commonwealth in the legislative session of one thousand nine hundred and thirty-one

The sum of two million dollars ($2,000,000) of the aforesaid total amount is hereby specifically appropriated for expenditure in cities for the purposes of carrying into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" and its amendments said appropriation to be allocated by the Department of Highways for expenditure in the several cities to which said act applies upon the ratio that the mileage of streets in any city which are continuations of State highways entering such city and which are continuations of State highways running through such city and which furnish the shortest and most convenient route for State highways through such city bears to the total mileage of such streets in the cities to which said act applies

The sum of one million five hundred thousand dollars ($1,500,000) of the aforesaid total amount is hereby specifically appropriated of the two fiscal years beginning June first one thousand nine hundred and thirty-one for payment to counties of the first class for the purposes of constructing reconstructing maintaining and repairing the roads and highways of such counties and of cities coextensive with such counties

The sum of two million five hundred thousand dollars ($2,500,000) of the aforesaid total sum is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one for apportionment by the Secretary of Highways for the payment of township reward in the manner prescribed by law for the distribution of township reward

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WHEELER. Mr. Speaker and members of the House, this bill and the companion bill No. 923, which follows it, is designed to continue the legislative good roads program of 1929, to advance the new rural road program of 1931 and to assure each county in the state a definite share in the benefits of highway construction. There is nothing new or strange about this bill. It simply continues on a somewhat reduced scale the good work begun at the session of 1929.

One of the features of the highway program of the last session was the bill which I sponsored with the collaboration of my colleague, the gentleman from Elk.

This bill appropriates for the same purpose, namely, to assist in the completion of the improvement of the state highway system, eighteen million dollars. The appropriation for that purpose at the session of 1929 was twenty-three million five hundred thousand dollars. Owing to the fact that there are fewer maximum counties to be taken care of at this session, the general effect of the appropriation of eighteen million dollars toward the completion of the state highway is more advantageous to the lagrer and wealthier counties than was the case at the session of 1929. A tabulation of the figures has been prepared and placed in the post office box of each member here, so that I shall not presume upon your patience to go into the details of allocation, except to say that it has been a mathematical calculation and, so far, as possible, is equitably apportioned.

The next feature of the bill is the appropriation of six and one-half million for new construction on the twenty thousand mile system, which we approved on a recent occasion. This money is apportioned on the basis of mileage actually taken over.

The next feature is the appropriation to the county of the first class, namely Philadelphia, of one million five hundred thousand dollars for city streets on highway routes. At the last session this appropriation was seven hundred and fifty thousand dollars. The increase is believed to be adequate to maintain properly the more than one hundred miles of city streets on through state highway routes in the county of Philadelphia. It must be remembered that many of those streets are forty feet in width, and are subject to much heavier traffic than is the case in other smaller cities of the Commonwealth.

The next feature is the appropriation of two million dollars to the state highway department for the maintenance and construction of streets in cities of the second class, second class A and third class.

The final feature of the bill is the appropriation of two and one-half million for purposes of township reward. This amount is believed to be necessary to take care of bridges over ten feet in length on the new system, which will not be assumed by the state.

Gentlemen, this bill represents the desires and demands of many members of this House and of the overwhelming majority of the Committee on Highways. It represents bills which have been introduced by other members and which have been incorporated in committee in the bill which I introduced on March 3rd.

It is well to remember that no allocation bill can be so perfect as to please every county in the state to the extent which that county would desire to be pleased. However, any allocation bill of this sort that is carried out on equitable basis and apportioned mathmetically to all sections of the state must be better than no program at all.

Most important of all, in conclusion, I wish to say it is my belief and it is the belief of many members here that it is essential for this House to adopt at this session some program of highway construction before we, as members of the legislature, go back home. It is important most of all for this reason: Any equitably distributed program, such as this must constitute, is a very vital factor in a long range for assisting in the elimination of unemployment. No money is better expended in combatting unemployment than money expended for highway construction. The money is turned over many times. It goes into transportation, into materials, into board bills, into fuel bills and, best of all, into the pay rolls, and it is a pay roll that includes unskilled labor as well as some small proportion of skilled labor. The enactment of this legislation will, we confidently believe, turn into productive channels a considerable sum of money and constitute a notable step toward meeting the problem of unemployment which is now upon us.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Goehring,
Graham,
Green,
Greenstein,
Greeby,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,

Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 923, as follows:

An Act adopting a program to advance the improvement of the township roads taken over by the Commonwealth and authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness in aid thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That out of the moneys in the Motor License Fund of the Commonwealth available in any fiscal biennium for the construction and improvement of township roads taken over by the Commonwealth as State highways at the Session of the Legislature in the year one thousand nine hundred and thirty-one such sum as shall be specifically set aside and appropriated by the General Assembly shall hereafter be apportioned by the Department of Highways for expenditures in the several counties of this Commonwealth in the ratio that the mileage of township roads so taken over in a county bears to the total mileage of township roads so taken over in the Commonwealth

The moneys thus available for expenditure in any county shall be expended by the Department of Highways for the construction and improvement of such township roads so taken over as State highways in boroughs towns and townships without any assistance whatsoever from the county or any borough town or township

Section 2 Any county borough town or township shall have power to enter into contracts with the Department of Highways and therein to agree to contribute moneys to the department for the construction and improvement of mileage on the township road system so taken over additional to that which can be improved in such county from Commonwealth moneys and for such purpose any county borough town or township may incur or increase its indebtedness within the limits permitted by the Constitution of the Commonwealth

Section 3 Before letting contracts for the construction and improvement of township roads so taken over as State highways in any county the Department of Highways shall consult the county commissioners and ascertain their preference as to the roads or sections which are to be constructed and improved by the use of the moneys allocated for expenditure in such county as in this act provided and the county commissioners shall indicate prior to June first of each year their first second and third choices and the Department of Highways may select the State highways or sections of State highways to be improved in such county from such choices or in its discretion may select other highways or sections in such county for improvement

Section 4 No portion of the moneys specifically required in any fiscal biennium to be used for the construction and improvement of township roads taken over as State highways under the provisions of this act shall be used for reconstruction resurfacing widening or maintenance of such State highways heretofore or hereafter improved as a macadam road or oil bound stone or slag road or concrete or brick road but shall be devoted entirely to new construction and new improvements

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Steedle,
Stadtlander,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1259, entitled:

An Act to amend sections one and two of the act, approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 794), "An act providing that estates in buildings.

ground, books, curios, pictures, statuary and other works of art, passing by will to any municipality, corporation, or unincorporated body, for free exhibition within Pennsylvania, shall not be subject to collateral inheritance tax, and, in certain instances, the date when such tax shall become due," by extending the exemption to include manuscripts and specimens of natural history or other scientific collections.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—192

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Graham,
Green,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier.
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1390, entitled:

An act to amend sections three hundred one, three hundred two and three hundred three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs;" providing for the change of corporate names of boroughs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1430, entitled:

An Act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in boroughs; and for the assessment of benefits against owners of real estate abutting on the line of improvement; and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WHEELER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. KLECKNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1487, as follows:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by imposing a tax on the gross receipts derived from the business of producing natural gas

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fifth day of April Anno Domini one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred sixty-two) entitled "An act to amend section twenty-three of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled 'A further supplement to an act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' as amended by extending the provisions of the act to include traction companies and electric power companies and to include persons and partnerships engaged in the transportation of freight baggage oil or passengers except by taxicab motor bus or motor omnibus or engaged in telephone telegraph express electric light water-power hydro-electric palace car and sleeping car business and modifying the procedure for the settlement and the payment of the tax" be and the same is hereby amended to read as follows

Section 23 That every railroad company pipe line company conduit company steamboat company canal company slack water navigation company transportation company street passenger railway company traction company and every other company association joint-stock association or limited partnership now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every copartnership person or persons owning operating or leasing to or from another corporation company association joint-stock association limited partnership copartnership person or persons any railroad pipe line conduit steamboat canal slack water navigation street passenger railway traction system or other device for the transportation of freight passengers baggage or oil except taxicabs motor buses and motor omnibuses and every limited partnership association joint-stock association corporation or company engaged in or hereafter engaged in the transportation of freight or oil within this State and every telephone company telegraph company express company electric light company water-power company hydro-electric company natural gas company palace car company and sleeping car company now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every limited partnership association joint-stock association copartnership person or persons engaged in telephone telegraph express electric light and power water-power hydro-electric natural gas palace car or sleeping car business in this Commonwealth shall pay to the State Treasurer through the Department of Revenue a tax of eight mills upon the dollar upon the gross receipts of said corporation company or association limited partnership joint-stock association copartnership person or persons received from passengers baggage and freight transported wholly within this State from telegraph or telephone messages transmitted wholly within the State from express palace car or sleeping car business done wholly within this State or from electric light and power water-power [and] hydro-electric and natural gas business and from the transportation of oil done wholly within the State The said tax shall be paid within the time prescribed by law for the payment of taxes settled by the Department of Revenue and for the purpose of ascertaining the amount of the same it shall be the duty of the treasurer or other proper officer of the said company copartnership limited partnership association joint-stock association or corporation or person or persons to transmit to the Department of Revenue on or before the first days of February and August of each year a statement under oath or affirmation of the amount of gross receipts of the said companies copartnerships corporations associations joint-stock associations limited partnerships person or persons derived from all sources and of gross receipts from businses done wholly within the State during the period of six months immediately preceding the first days of January and July of each year The time for filing reports may be extended estimated settlements may be made by the Department of Revenue if reports are not filed and the penalties for failing to file reports and pay the tax shall be as prescribed by the laws defining the powers and duties of the Department of Revenue Provided That in any case where the works of any corporation company copartnership association joint-stock association limited partnership person or persons are operated by another corporation company copartnership association joint-stock association limited partnership person or persons the taxes imposed by this section shall be apportioned between the said corporations companies copartnerships associations joint-stock associations limited partnerships person or persons in accordance with the terms of their respective leases or agreements but for the payment of the said taxes the Commonwealth shall first look to the corporation company copartnership association joint-stock association limited partnership person or persons operating the works and upon payment by the said company corporation copartnership association joint-stock association limited partnership person or persons of a tax upon the receipts as herein provided derived from the operation thereof no other corporation company copartnership association joint-stock association limited partnership person or persons shall be held liable under this section for any tax upon the proportion of said receipts received by said corporation company copartnership association joint-stock association limited partnership person or persons for the use of said works

Nothing contained in this act shall be construed to impose any tax upon any municipality nor upon the gross receipts derived from any municipally owned and operated public utility or from any public utility service furnished by any municipality

No tax shall be collected under the provisions of this act from any municipality upon the gross receipts derived from the ownership and operation of any public utility or from the furnishing by any municipality of any public utility service prior to the passage of this amendment

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. MATHAY. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

Mr. E. P. BROWN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1488, entitled:

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertently paid by wholesale drug dealers, and importers as a license fee as wholesale dealers in vinous spiritous malt or brewed liquors or any mixture thereof and making an appropriation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1540 (Senate Bill No. 358), as follows:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section eighteen of article three is hereby amended to read as follows

Section 18 No appropriations shall be made for charitable educational or benevolent purposes to any person or community nor to any denominational or sectarian institution corporation or association Provided That appropriations may be made for pensions or gratuities for military services And Provided further That appropriations may be made by general law for assistance to mothers having dependent children and to aged persons without adequate means of support by reason of indigency disease infirmity or other disability

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

UNITED STATES SENATOR JAMES J. DAVIS INTRODUCED

The SPEAKER. The House of Representatives of Pennsylvania is honored this night by the presence of a very distinguished guest, no less a personage than United States Senator Davis, and I have great pleasure and honor in inviting the Senator to the desk and tendering to him the gavel and hearing what he has to say.

ADDRESS OF UNITED STATES SENATOR JAMES J. DAVIS

Mr. SPEAKER. It is very nice of you to present me to the members of the House this evening. I am just on my way from Washington to Reading, Pa., to attend a convention of Steel Workers, and then I go to Wilkes-Barre for the purpose of dedicating the Kirby Health Center there.

I know you are very busy and I, therefore, want to return the gavel to you, because I am sure they would rather have a regular presiding officer than to trust one who comes from the Senate of the United States.

The SPEAKER. On behalf of the House, Senator Davis, I extend to you our felicitations for your kindly remarks this evening.

RESOLUTION

RECALLING HOUSE BILL No. 397 FROM THE GOVERNOR.

Mr. HAGMAIER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 397, entitled "An act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by authorizing adjoining boroughs to construct and maintain overhead or underground passageways" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 101 FROM THE GOVERNOR.

Mr. SHUTT asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 101, entitled "An act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled 'An act to permit the use of voting machines for recording and computing the vote of all elections including primaries in any county city borough or townships of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act' by extending provisions of said act to incorporated towns" be recalled from the Governor for the purpose of further amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL NO. 558 FROM THE GOVERNOR

Mr. WALL asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 20, 1931.

Resolved, (if the Senate concur) That House Bill No. 558, entitled "An act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof' and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

DIRECTING LEGISLATIVE REFERENCE BUREAU TO COMPILE PENAL LAWS

Mr. STAUDENMEIER offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That the Legislative Reference Bureau is hereby directed to prepare and have printed by the Department of Property and Supplies, a compilation of the laws of the Commonwealth general, local and special, affecting penal affairs, including the management and organization of penal institutions, and to make the same available for departments and agencies interested in penal affairs for preliminary study for the drafting of a code of laws on penal affairs.

BILL ON THIRD READING

Mr. HAGMAIER. Mr. Speaker, I desire to call up at this time, House Bill No. 1226, Printer's No. 422, on page 8 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Hagmaier.

The House resumed the consideration on third reading of House Bill No. 1226, entitled:

An Act to amend section one thousand three hundred and eight of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" reducing time for allowance of tax reductions and changing penalties for non-payment.

On the question recurring,

Will the House agree to the bill on third reading?

BILL DROPPED FROM CALENDAR

Mr. HAGMAIER. Mr. Speaker, I move that this bill be dropped from the calendar.

Mr. NEELY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. C. C. A. BALDI, Jr., Mr. Speaker, I desire to call up at this time House Bill No. 813, Printer's No. 492, on page 8 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. C. C. A. Baldi, Jr.,

The House resumed the consideration on third reading of House Bill No. 813, entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. C. C. A. BALDI, Jr. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of amendment.

Mr. J. F. M. BALDI. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Mr. HAGMAIER asked and obtained unanimous consent to call up out of order House Bill No. 1327, Printer's No. 454 on page 9 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill no. 1327, entitled:

An Act to amend sections seven hundred and twenty-three and one thousand one hundred and three of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for its disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by authorizing boroughs to impose tax and regulate vehicles transporting passengers or freight for pay

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and twenty-three of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

Section 723 No Other Taxes or Fees to be Imposed Exception The fees herein set forth shall be in lieu of any other fees or taxes to be imposed by this Commonwealth or subdivision thereof and no city borough incorporated town township or county shall require or collect any registration or license fee or tax for any motor vehicle trailer or semi-trailer or license from any operator thereof except motor buses and motor omnibuses transporting passengers for pay or hire within the limits of any city or borough or from points within such city or borough to points outside of the city or borough limits

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be recommitted to the Committee on Boroughs for the purpose of further consideration.

Mr. NEELY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Mr. HAGMAIER asked and obtained unanimous consent to call up out of order House Bill No. 1330, Printer's No. 453, on page 9 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1330, entitled:

An Act to amend and reenact section two thousand nine hundred and fifteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by providing for the regulation of the transportation by vehicles of passengers or property for pay

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand nine hundred and fifteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended and reenacted to read as follows:

Section 2915 Boroughs may enact ordinances establishing reasonable rates of license fees on all vehicles used in carrying persons or property for pay [and may regulate the operation and compensation of such vehicles] within the limits of such boroughs or between points within any such borough [or other] and points beyond the limits of such boroughs and may make regulations for the operation of such vehicles and may designate certain streets upon which such vehicles may only be operated.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be recommitted to the Committee on Boroughs for the purpose of further consideration.

Mr. NEELY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL TAKEN FROM TABLE

Mr. STERLING. Mr. Speaker, I move that House Bill No. 427, Printer's No. 141, entitled:

An Act authorizing cities of the first class to negotiate emergency loans during the present calendar year,

which was recalled from Governor on March 28, and laid on the Speaker's table March 31, be taken from the table.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. STERLING. Mr. Speaker, I move you that the vote by which this bill passed finally be reconsidered.

Mr. CONNER. Mr. Speaker, I second the motion.

It was agreed to.

Mr. STERLING. Mr. Speaker, I now move you that the vote by which this bill passed third reading be reconsidered.

Mr. CONNER. Mr. Speaker, I second the motion.

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

QUESTION OF PERSONAL PRIVILEGE

Mr. STERLING. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Philadelphia, Mr. Sterling, will state his question of personal privilege.

Mr. STERLING. Mr. Speaker and members of the House, this legislation that we have been voting on is known as the Philadelphia Emergency Loan Legislation. On March 9, the Senate concurred in the House amendments, the bill went to the Governor, and subsequently was recalled from the Governor, because he was not prepared at that time to grant all of the borrowing authority for which the bill then provided.

You will recall that I pointed out to you when I last discussed this measure that by its provisions the Emergency Borrowing Power of the city of Philadelphia would be increased from two million dollars to eight million dollars, an increase of six million dollars. Of that increase, three million dollars, or a sum not in excess of three million dollars, was intended to be appropriated by ordinance of council to what is commonly known as the Committee on unemployment relief.

The Governor, on April 3rd, 1931, in response to a personal inquiry made of him wrote me a letter, wherein in part he says the following:

"In view of the foregoing, I suggest that you introduce without delay one bill for an increase of three million dollars in the borrowing capacity of Philadelphia for the present year, the money to be used for Unemployment Relief through the Lloyd Committee; and that you introduce another bill providing for the other three million dollars for the uses of the City. This suggestion is based on the evident desirability of insuring the Lloyd Committee loan. It should not be endangered by tying it up with the second three millions, because of the possibility that I may be obliged to refuse to approve the latter.

"The procedure I recommend will also give me time in which to make further investigation of the reasons for and against the latter loan."

The latter loan is not the loan that is provided for by the amendments which I will soon introduce. The latter loan applies only to that portion of the increase which City Councils can use by appropriation for municipal purposes. The Governor refers to the Lloyd Committee Emergency Loan Fund, and in strict compliance with the Governor's suggestion and particularly to bring early relief to an urgent emergency that exists in Philadelphia, because of the unemployment situation, I shall now present to this House amendments strictly in accordance with the Governor's suggestions, and, since to amend this bill at this time requires the unanimous consent of the House I humbly bespeak your unanimous co-operation.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. STERLING. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1 by inserting before the word "during" in the last line of the title the words "for unemployment relief".

Amend page 1, line 9, by striking out after the word "aggregate" the word "[six]" and inserting in lieu thereof the word "three".

Amend page 2, line 1, by striking out after the word "dollars" the figures "[($6,000,000)]" and inserting in lieu thereof the figures "($3,000,000)".

Amend page 3 by inserting between lines 13 and 14 the following: "Section 2. The proceeds of any loan or loans created under the provisions of this act shall be used only for unemployment relief."

Amend page 3, line 14, by striking out after the word "Section" the figure "[2]" and inserting in lieu thereof the figure "3".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 463.

An Act providing for the creation and incorporation, as municipal corporations, and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property, water-works, rights and franchises of public and private corporations, copartnerships, associations and individuals furnishing and supplying water to the public in said districts; prescribing the powers and duties of such districts and the officers thereof; conferring jurisdiction on courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

Mr. MUMFORD. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate.

Mr. WILSON. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appeared to have it,

Whereupon, a division was called for, and 117 members of a majority having voted in the affirmative the question was determined in the affirmative and the motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

ANNOUNCEMENT BY THE SPEAKER

GRADUATION EXERCISES STATE POLICE TRAINING SCHOOL.

The SPEAKER. The Chair is asked to announce that the members will find cards in their mail boxes which the State Police Department would like you to fill out as soon as possible with the information as to whether you will be able to attend the graduating exercises of the State Police Training School tomorrow, Tuesday, two o'clock P. M. Kindly send these cards as soon as possible to the Chief Clerk's office or have them put in his mail box in the Post Office.

ADJOURNMENT

Mr. TURNER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to, and at 11.30 o'clock P. M., the House adjourned until tomorrow morning at 11.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 — 129th of the General Assembly

Vol. 12 — HARRISBURG, PA., TUESDAY, APRIL 21, 1931 — No. 38

SENATE

The Senate met at 11.30 o'clock, A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

The PRESIDENT. The Senate will be opened with prayer by the Reverend Charles Schall, Wayne, Pennsylvania, my friend and comrade, Lieutenant-Colonel, Chaplain of the 28th Division.

PRAYER

The Acting Chaplain, Rev. Charles Schall, offered the following prayer:

Almighty God, most Heavenly Father, we acknowledge Thy sovereignty over us, and we beseech Thee that Thou wilt give us Thy power so that we may perform the things that are pleasing in Thy sight. May we have a sympathetic understanding of the problems which confront us, and may we be guided by Thy divine wisdom in the transaction of the business before us.

We ask that Thou wilt be with us in both our public and private life; and bless this great Commonwealth and promote peace and prosperity among us. Enable us at all times, in the mystery of burdens which we are compelled to carry, to be led to the Great Burden Bearer; and may He enable us to so walk and to so live that we shall honor Thy great and Holy Name.

All these petitions we make in the name of our Redeemer. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 20, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 27, at 9:00 o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, April 27, at 9:00 o'clock.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 478

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 20, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 478, entitled:

An act to amend article three of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing that in the annulment of the charter of a borough the territory formerly included in the borough may be created a township

be recalled from the Governor for the purpose of amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 558

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 558, entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorizing to be issued in pursuance of such proceedings and elections.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 101

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 101, entitled:

An Act to amend sections two, three, four, five, eight, nine, twenty-four, twenty-seven, and twenty-nine, of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by extending provisions of said act to incorporated towns

be recalled from the Governor for the purpose of further amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 397

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 397, entitled:

An Act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by authorizing adjoining boroughs to construct and maintain overhead or underground passageways

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 358 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 358, entitled:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. HARRIS. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. HARVEY. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 1, line 9, by striking out the word "education" and inserting in lieu thereof the word "educational;" also line 14 by striking out the word "widowed;" also by inserting after the word "mothers" the words "having dependent children."

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS TO SENATE BILL No. 463.

He also presented communication from the House of Representatives, informing the Senate that the House insists upon its amendments non-concurrred in by the Senate to Senate Bill No. 463, entitled:

An Act providing for the creation and incorporation, as municipal corporations, and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property, water-works, rights and franchises of public and private corporations, copartnerships, associations and individuals furnishing and supplying water to the public in said districts; prescribing the powers and duties of such districts and the officers thereof; conferring jurisdiction on courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

MOTION TO APPOINT COMMITTEE OF CONFERENCE.

Mr. BUCKMAN. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments to the foregoing bill and that a Committee of Conference be appointed to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

Mr. HARVEY. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILLS FOR CONCURRENCE.

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 278 (Senate Bill No. 892), entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways;" by providing for the taking over of all State-aid Highways by the State when constructed or improved.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 920, (Senate Bill No. 893), entitled:

An Act making an appropriation from the Motor License Fund to the Department of Highways to advance and continue the rural road and highway programs of the Commonwealth and to assist counties of the first class and cities in constructing and maintaining roads and streets.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 923 (Senate Bill No. 894), entitled:

An Act adopting a program to advance the improvement of the rural roads taken over by the Commonwealth; and authorizing counties, boroughs, towns and townships to expend moneys and to incur indebtedness in aid thereof.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 1016 (Senate Bill No. 895), entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act, and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

Which was committed to the Committee on Law and Order.

House Bill No. 1252 (Senate Bill No. 896), entitled:

An Act to amend section four of the act approved the twenty-sixth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, eight hundred five), entitled "An act authorizing the payment of benefits by certain beneficials societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws," by providing for the imposition of penalties by the Insurance Commissioner for violations of the act.

Which was committed to the Committee on Insurance.

House Bill No. 1259 (Senate Bill No. 897), entitled:

An Act to amend sections one and two of the act, approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 794), "An act providing that estates in buildings, ground, books, curios, pictures, statuary and other works of art, passing by will to any municipality, corporation, or unincorporated body, for free exhibition within Pennsylvania, shall not be subject to collateral inheritance tax, and, in certain instances, the date when such tax shall become due," by extending the exemption to include manuscripts and specimens of natural history or other scientific collections.

Which was referred to the Committee on Finance.

House Bill No. 1357 (Senate Bill No. 898), entitled:

An Act relating to insurance; making all casualty or surety policies or contracts of insurance null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

Which was committed to the Committee on Insurance.

House Bill No. 1390 (Senate Bill No. 899), entitled:

An act to amend sections three hundred one, three hundred two and three hundred three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs;" providing for the change of corporate names of boroughs.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 1428 (Senate Bill No. 900), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1488 (Senate Bill No. 901), entitled:

An Act providing for the refund of moneys and fees heretofore erroneously and inadvertently paid by wholesale drug dealers, and importers as a license fee as wholesale dealers in vinous spirituous malt or brewed liquors or any mixture thereof and making an appropriation.

Which was referred to the Committee on Finance.

BILLS SIGNED

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 323, entitled:

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

Senate Bill No. 398, entitled:

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

Senate Bill No. 436, entitled:

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

Senate Bill No. 437 entitled:

An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital;

providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

Senate Bill No. 566, entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Luzerne County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

Senate Bill No. 358, entitled:

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 21, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Harry Easton, Pittsburgh.
J. M. Hoffmann, Pittsburgh.
Mrs. Mary E. Mangham, Pittsburgh.
William H. Thomas, Etna.

BERKS COUNTY

Sherman H. Hoverter, Reading.
Harper G. Seabourne, Reading.

CHESTER COUNTY

Miss Kathryn E. Hanley, Paoli.

LUZERNE COUNTY

Mrs. Emma H. Wilhelm, Hazleton.

PHILADELPHIA COUNTY

Fred Berger, Philadelphia.
Miss M. Theresa Magee, Philadelphia.

WESTMORELAND COUNTY

R. R. Whenry, Jeannette.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 21, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name:

ALLEGHENY COUNTY

N. A. Spielmeyer, Pittsburgh, April 23, 1931.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN.

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. EINSTEIN. Mr. President, I move that the Executive Session do now rise.

Mr. BRANDT. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. WOODWARD, from the Committee on Judiciary General, reported as committed, Senate Bill No. 401, entitled:

An Act to amend section fifteen of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1311), entitled: "An Act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," as amended, making certain changes relative to the commitment to, and imprisonment in such institution of women of more than twenty-four years of age.

Mr. BELL, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 378 (House Bill No. 134), entitled:

An Act to repeal sections one, two, three, four, five, six, eleven, twelve, thirteen, fifteen, seventeen, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one and thirty-two of the act approved the third day of April, one thousand eight hundred and sixty-seven (P. L. 708), entitled "A supplement to the charter of the City of Chester."

Mr. WILLIAMSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 820 (House Bill No. 1298), entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district

Mr. APPLE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 811, entitled:

An Act making it the duty of counties of the first class, cities, incorporated towns and poor districts, herein defined as municipalities, to require persons, co-partnerships, associations and corporations entering into contracts with such municipalities for the construction, erection, installation, completion, alteration, repair of or addition to any public work or improvement to give in addition to any other bond which may now or hereafter be required by law, an additional bond conditioned for the payment of material, labor and services furnished, supplied or performed in the prosecution of or in aid of or auxiliary prosecution of such work or improvement and providing for suits and recovery on such bonds.

Also from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 704, entitled:

An Act to amend sections one and three of the act approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud, to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn"; extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

Also, from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 665, entitled:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money.

Mr. PAINTER, from the Committee on Military Affairs, rereported as committed, Senate Bill No. 520 (House Bill No. 1026), entitled:

A Supplement to an act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 869) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarships to sons of officers of the Pennsylvania National Guard

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 750 (House Bill No. 1164), entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing that the court may appoint a guardian without petition in certain cases.

Mr. EINSTEIN, from the Committee on Judiciary General, reported as amended Senate Bill No. 578 (House Bill No. 880), entitled:

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (P. L. 126) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing of salaries by judges

Mr. BUCKMAN, from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 891, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine (Pamphlet Laws, one hundred seventy-one), entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

Also, from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 888, entitled:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents."

Mr. McCLURE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 727, entitled:

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain.

Mr. MANSFIELD, from the Committee on Judiciary General, reported as amended, Senate Bill No. 749 (House Bill No. 1163), entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June, one thousand nine hundred and seventeenth (Pamphlet Laws, three hundred thirty-seven), entitled "An act relating to the jurisdiction, powers, and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate for the purpose of distribution; and the fees, costs, and expenses therein," which section was amended in section two of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, six hundred forty-six), entitled "An act to amend section three, and paragraph (a) of section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, three hundred thirty-seven), entitled 'An act relating to the jurisdiction, powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate, and for the sale of real estate, and for the purpose of distribution; and the fees, costs, and expenses therein, by providing that in no such proceedings shall it be necessary to join the spouse of any interested party,'" by requiring executors, administrators, or trustees ordered to make sale of real estate to file bonds with sureties as required in section 25 of the Orphans' Court Partition Act of 1917.

Mr. EALY, from the Committee on Judiciary General, reported as committed, Senate Bill No. 848 (House Bill No. 1317), entitled:

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

Mr. TRAINER, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 759 (House Bill No. 1243), entitled:

An act to supplement section four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the Orphans' Courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

Mr. GELDER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 785, entitled:

An Act to amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

Mr. SALUS, from the Committee on Municipal Affairs, reported as committed. Senate Bill No. 757 (House Bill No. 1203), entitled:

An Act to amend section seventeen of an act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 488), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes;" by authorizing such cities to provide by ordinance for the leasing of wharves, docks, piers, bulkheads, slips, basins, ferries, harbors and harbor structures in such cities for such period in excess of ten years, and on such terms and conditions as may be deemed desirable.

Also, from the Committee on Appropriations, reported as committed, House Resolution No. 29, which was laid upon the table.

Mr. ROBERTS, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 696 (House Bill No. 842), entitled:

An Act to amend sections one and two of the act approved the seventh day of June, one thousand nine hundred and eleven, (P. L. 680), entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations, and requirements for the construction of plumbing house drainage, and cesspools in cities of the first class, and imposing fines, penalties and forfeitures for violation thereof;' requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing; increasing the fees for examination and re-registration of master plumbers; and by increasing the pay of plumbers acting on the board of examiners

Also, from the Committee on Insurance reported as committed, Senate Bill No. 609, entitled:

An Act to amend section six hundred and sixty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing limitation on the amount of hazard that can be assumed on any one risk and prescribing penalties.

Mr. HOMSHER, from the Committee on Judiciary General reported as committed, Senate Bill No. 647, entitled:

An Act to amend section three of the act approved the twenty-eighth day of June, one thousand nine hundred seventeen (P. L. 645), entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style, or designation, unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners, at the expense of the county to provide books for the entry of such certificates; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties;" changing the penalty to a summary proceeding, and providing for the enforcement of this act by the Secretary of the Commonwealth.

BILLS INTRODUCED

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 902, entitled:

An Act making an appropriation to the Department of Property and Supplies for a State Industrial Prison Farm.

Which was committed to the Committee on Appropriations.

Mr. SPROUT read in his place and presented to the Chair Senate Bill No. 903, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five, (P. L. 762), entitled "An act concerning poor relief, and the creation and government of poor districts, and the administration of the same in all counties of the Commonwealth except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto;" removing the exemption of the county of Lycoming, which retained the existing poor districts, and the existing number of directors, overseers and authorities in charge of said districts, the manner of their election or appointment, and the administrative system of giving poor relief thereby; creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Which was committed to the Committee on New Counties and County Seats.

Mr. HARVEY read in his place and presented to the Chair Senate Bill No. 904, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by making additional exemption from taxation thereunder.

Which was committed to the Committee on Finance.

Mr. BRANDT read in his place and presented to the Chair Senate Bill No. 905, entitled:

An Act making an appropriation to the Zoar Home for Mothers, Babies and Convalescents of Allison Park, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

RECONSIDERATION OF SENATE BILL No. 96 RECALLED FROM THE GOVERNOR.

Mr. BELL. Mr. President, I move to reconsider the vote by which Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. BELL. Mr. President, I voted "aye."

Mr. CHAPMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Sentor vote?

Mr. CHAPMAN. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

Mr. BELL. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. BELL. Mr. President, I voted "aye."

Mr. CHAPMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. CHAPMAN. Mr. President, I voted "aye."

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. BELL. Mr. President, I ask unanimous consent to amend section 1, page 2, line 1, by striking out the word "Agreement" and insert in lieu thereof the follownig "Agreements."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senator agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 324, as follows:

An Act defining and regulating the practice of chiropody establishing a State Board of Chiropody Examiners in the Department of Public Instruction prescribing its powers and duties and fixing the compensation of the members thereof and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That "chiropody" or "podiatry" as defined by the act is the diagnosing medical surgical and mechanical treatment of all ailments of the human foot except the correction of deformaties requiring the use of the knife amputation of the foot or toes or the use of any anesthetic other than local "Chiropody" or "podiatry" shall not be construed to include the fitting recommending or sale of corrective shoe arch supports or similar mechanical appliances by retail shoe dealers.

Section 2 All persons now legally practicing chiropody or podiatry or who shall hereafter begin to legally practice chiropody or podiatry" in the State of Pennsylvania shall possess the qualifications required by this act It shall be unlawful for any person to designate himself or his occupation by the use of any works or letters or trade diplomas calculated to lead others to believe that he is a chiropodist or poriatrist or foot specialist unless he is duly licensed as provided for in this act All persons licensed under this act shall designate themselevs as chiropodists or podiatrists and use no other appended titles

Section 3 There shall be established a State Board of Chiropody Examiners which shall be a departmental administrative board in the Department of Public Instruction and shall be subject to the same supervision regulation and restriction as other professional examining boards within such department This Board shall consist of the Superintendent of Public Instruction ex-officio and five members who shall be appointed by the Governor four of said members to be selected from among regularly licensed chiropodists who have been practicing chiropody for five years and who are not members of the faculty of any undergraduate school or college teaching chiropody and one from among the members of the State Board of Medical Education and Licensure Each appointee shall immediately after his appointment be furnished with a certificate thereof by the Secretary of the Commonwealth The term of office of the five members first appointed shall be one for one year one for two years one for three years and two for four years The first appointments made by the

Governor shall designate the term of office for which each appointee is appointed Upon the expiration of the term of each of said members as appointed the term of the successors shall be for four years the outgoing members to be eligible for reappointment The term of office of each member shall commence on the fifteenth day of the month next following his appointment Three members of the board shall constitute a quorum The board shall select from their number a chairman and a secretary who need not be a member of the board The secretary shall receive such reasonable compensation as shall be determined by the board with the approval of the Superintendent of Public Instruction

The members of the board other than the Superintendent of Public Instruction shall receive fifteen dollars per diem for each day actually devoted to the work of the board and mileage

Section 4 The State Board of Chiropody Examiners for the purpose of examining applicants under this act for a license to practice chiropody in this State shall hold two meetings each year at such times and places as the Board may determine The Board shall give thirty days notice of the time and place of such examinations by filing such notice with the Secretary of the Commonwealth and shall inform each applicant for information relative thereto of the time and place of such meetings The Board shall make and adopt rules and regulations in connection with the conduct of the said examination as may in the judgment of said Board be necessary to carry out the purpose of this act It shall provide such books blanks and forms as may be necessary in order to conduct such examination and shall keep and preserve a complete record of all its transactions No license to practice chiropody shall be granted by the Board unless at least three members of the Board shall vote in favor of granting such a license All examinations shall be conducted by the Board in writing but the Board may in its discretion supplement such written examination by oral examination The examinations shall be in the following subjects Anatomy Physiology Pathology Bacteriology Chemistry Dermatology Diagnosis and Treatment Theapeutics Clinical Chiropody and Asepsis After such examination the Board shall without unneccessary delay act upon same and shall have issued by the Superintendent of Public Instruction a certificate in duplicate to all candidates receiving a minimum standing of seventy-five per centum in each subject Any applicant failing to pass said examination shall within six months be entitled to a re-examination upon the payment of a fee to be fixed by the Department of Public Instruction but in no event shall be be entitled to more than one re-examination Should he fail to pass his second examination he shall be compelled to file a new application before he will again be entitled to another examination

The Board shall report annually to the State Board of Medical Education and Licensure in detail all their transactions

Section 5 Every person receiving such certificates shall file one copy thereof at once with the prothonotary of the court of common pleas of the county in which he or she may be resident at the time of taking such examination and the other copy shall be prominently posted in his office Before he shall practice in any other county of the State he shall file a certified copy of said certificate in the office of the prothonotary of said county It shall be the duty of any such prothonotary to record the filing of said certificate in a docket kept for said purpose as a part of the records of his office and the number of the book and page therein containing said recorded copy shall be kept in an index to be provided for the purpose In all legal proceedings said records shall be prima facia evidence of all matters therein contained The fees for filing said certificates shall be fifty cents to be paid by the person whose certificate is registered

Section 6 All persons now legally qualified and engaged in the practice of chiropody or who shall hereafter be licensed by the State Board of Chiropody Examiners as herein provided shall register with the said Board on or before the first day of January one thousand nine hundred and thirty-two and shall thereafter register in like manner on or before the first day of January of each succeeding year Each person so registering with the Board shall pay for each annual registration and certificate herein provided for a fee to be fixed by the Department of Public Instruction

Section 7 Every person who was legally engaged in the practice of chiropody in this State previous to the approval of this act shall file with the State Board of Chiropody Examiners on or before the first day of January one thousand nine hundred and thirty-two written application for certificate to practice chiropody together with proof satisfactory to the Board that the applicant is not less than twenty-one years of age and was legally engaged in the practice of chiropody in this State at the time of the approval of this act and upon the payment by the applicant of a fee to be fixed by the Department of Public Instruction the said Board of Chiropody Examiners shall issue to the said applicant a certificate authorizing him to practice chiropody in this State which certificate shall be recorded as hereinbefore required and when so recorded shall confer upon said applicant all the rights and privileges conferred by certificates issued after examination

Section 8 From and after January first one thousand nine hundred and thirty-two any person not heretofore authorized to practice chiropody in this State and desiring to enter upon said practice shall file with the said Board a written application for examination which application must be accompanied by a fee of twenty-five dollars and also accompanied by satisfactory proof that the applicant is not less than twenty-one years of age is of good moral character and has obtained preliminary instruction which is equivalent to four years high school The fact that such instruction has been received by the applicant shall be evidenced by a certificate satisfactory to the said Board Such applicant before presenting himself or herself for the examination must be a graduate of a reputable incorporated school of chiropody and he or she has received a diploma of graduation from a recognized school of chiropody having a minimum requirement of two scholastic years embracing at least nine months of instruction each year a minimum total of twenty-six hundred hours Thereupon the said applicant shall be subjected to an examination

Section 9 Any person who shall practice or attempt to practice chiropody in this State without having complied with or in violation of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars nor more than two hundred dollars and in default of payment thereof shall be imprisoned for not less than thirty nor more than ninety days Nothing in this act contained shall be construed to interfere with or affect duly registered physicians in the discharge of their professional duties

Section 10 The State Board of Chiropody Examiners may as hereinafter provided revoke by unanimous vote any certificate which has been issued and in such case shall cause the name of the holder to be stricken from the book of registration by sending a certificate of revocation to the prothonotary of the county in which the name of such person is registered Such certificate shall be in the form of a certified copy of a resolution of the said Board and upon receiveing such certificate the prothonotary shall revoke such registration For the revoking of any license any or all of the following shall be sufficient cause

(a) If any person who in any adffiavit or examination required of an applicant for examination certificate or registration under the laws regulating the practice of chiropody shall wilfully make a false statement in material regard

(b) Any person who shall allow or permit others than himself or herself to practice under a certificate or license issued to him

(c) Any person convicted of a crime involving moral turpitude

(d) Any person habitually indulging in the use of ardent spirits narcotics stimulants or any other substance which impairs intellect and judgement to such an extent as in the opinion of the Board of Chirpody Examiners to incapacitate such person from the performance of his professional duties

Any person against whom any of the above charges have been made shall be notified of the fact and a copy of the charges shall be sent him or her by the Board and such person shall be given a fair and impartial trial by the said Board whose decision shall be made by a majority of the members thereof Any person aggrieved by the decision of the said Board may appeal from such decision to the court of common pleas of the county in which the name of said applicant is registered which appeal shall be by petition to the said court

Section 11 All fees received by the Board under the provisions of this act shall on the last day of each month be paid into the General Fund of the State Treasury

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Apple, Clippinger, Homsher, Pethick,
Armstrong, Coyne, Howell, Prince,
Aron, Ealy, Hunsicker, Rial,
Baumer, Earnest, Kitts, Roberts,
Bell, Einstein, Krause, Salus,
Bowers, Frazier, Lanius, Snyder,
Boyd, Freeman, Mansfield, Sprout,
Brandt, Gelder, McClure, Trainer,
Buckman, Harris, Norton, Weingartner,
Chapman, Harvey, Painter, Williamson,
Clark, Heaton, Parkinson, Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 777, as follows:

An Act to amend section one of an act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws seven hundred eighty-one) entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township Bucks County known as 'Pennsbury' to be known thereafter as 'Pennsbury Memorial' providing for the control management supervision restoration improvement and maintenance thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof" by providing that in certain contingencies the land so acquired may revert to the donor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred eighty-one) entitled "An act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township Bucks County known as 'Pennsbury' to be known thereafter as 'Pennsbury Memorial' providing for the control management supervision restoration improvement and maintenance thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof" is hereby amended to read as follows:

Section 1 That the Pennsylvania Historical Commission be and it hereby is authorized to acquire by gift in the name of the Commonwealth of Pennsylvania from the owners thereof "Pennsbury" in Falls Township Bucks County where William Penn proprietary of the Province of Pennsylvania had his home Provided That if at any time in the future the Commonwealth of Pennsylvania shall cease to designate and maintain said "Pennsbury" as an historical site the land so acquired shall revert to the owners thereof its successors or assigns and upon its acquisition to preserve and maintain the same as an historical place to be known as the "Pennsbury Memorial"

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Apple, Clippinger, Homsher, Pethick,
Armstrong, Coyne, Howell, Prince,
Aron, Ealy, Hunsicker, Rial,
Baumer, Earnest, Kitts, Roberts,
Bell, Einstein, Krause, Salus,
Bowers, Frazier, Lanius, Snyder,
Boyd, Freeman, Mansfield, Sprout,
Brandt, Gelder, McClure, Trainer,
Buckman, Harris, Norton, Weingartner,
Chapman, Harvey, Painter, Williamson,
Clark, Heaton, Parkinson, Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 538, entitled:

An Act to amend sections one and two of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (P. L. 805) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws;" increasing the amounts of disability and death benefits which such corporations may contract to pay.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Apple, Clippinger, Homsher, Pethick,
Armstrong, Coyne, Howell, Prince,
Aron, Ealy, Hunsicker, Rial,
Baumer, Earnest, Kitts, Roberts,
Bell, Einstein, Krause, Salus,
Bowers, Frazier, Lanius, Snyder,
Boyd, Freeman, Mansfield, Sprout,
Brandt, Gelder, McClure, Trainer,
Buckman, Harris, Norton, Weingartner,
Chapman, Harvey, Painter, Williamson,
Clark, Heaton, Parkinson, Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 626 (House Bill No. 1103), entitled:

An Act to amend an act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" and known as the "General County Law," by inserting therein Section 428, providing for erection of headstones, to be placed at the graves of deceased service men.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

BILL POSTPONED

Mr. CHAPMAN. Mr. President, I move that the question together with the further consideration of the bill, be postponed for the present.

Mr. SPROUT. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. SORDONI. Mr. President, I ask that Senate Bill No. 640, on third reading, entitled:

An Act to amend article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding thereto sections two thousand four hundred and ninety two thousand four hundred and ninety-two and two thousand four hundred and ninety-three authorizing boroughs to provide improve and operate or lease airports.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 641, entitled:

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of airmen and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmens' licenses.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SORDONI. Mr. President, I ask unanimous consent to amend page 6, line 23, by striking out after the word "and" the word "[airmen's]" and inserting in lieu thereof the word "airmen's"; amend page 7, line 17, by inserting after the word "purposes" the word "in"; amend page 12, line 18, by striking out after the word "to" the word "compilance" and inserting in lieu thereof the word "compliance".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 642, entitled:

An Act authorizing and empowering counties of the third fourth fifth sixth seventh and eighth classes to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering said counties to acquire by lease purchase or condemnation proceedings any land within or without the limits of said counties for aviation purposes providing for the procedure in cases of condemnation to the extent of title acquired authorizing the lease by said counties of said lands or parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent empowering said counties to acquire said lands and operate and maintain the same for aviation purposes jointly with any other county city borough township or other political subdivision of this Commonwealth authorizing and empowering said counties to incur indebtedness and issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for aviation purposes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SORDONI. Mr. President, I ask unanimous consent to amend section 3, page 2, line 24, by striking out after the word "airport" the words "air drome" and inserting in lieu thereof the word "airdrome."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILL OVER IN ORDER

Mr. SORDONI. Mr. President, I ask that Senate Bill No. 643 on third reading, entitled:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townshps to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

go over in order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 644, entitled:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine, approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws 177), by authorizing and empowering the State Aeronautics Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields and to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SORDONI. Mr. President, I ask unanimous consent to amend section 1, page 2, line 5, by inserting after the word "seven" a bracket.

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILL OVER IN ORDER

Mr. SORDONI. Mr. President, I ask that Senate Bill No. 645 on third reading, entitled:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

go over in order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 677, entitled:

A Joint Resolution authorizing the appointment of a commission to study, investigate and report upon the taxation of forest and mineral lands, and the distribution and application of such tax, and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 730, entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain euipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. EALY. Mr. President, I ask that Senate Bill No. 747, (House Bill No. 1158), on third reading, entitled:

An Act to amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation thereof" as amended by fixing the weight of bituminous coal by bushel.

go over in order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 814, entitled:

An Act placing upon the Commonwealth the responsibility for the construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING POSTPONED FOR THE PRESENT

Mr. ARON. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 588 (House Bill No. 1013), on third reading postponed for the present, entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill?

Mr. ARON. Mr. President, I ask unanimous consent to Amend No. 1, page 1, lines 6 and 7, by striking out the following: "or any other court of competent jurisdiction."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered. That the bill as amended be printed for the use of the Senate.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 487 (House Bill No. 679), entitled:

An Act concerning townships of the second class and amending revising consolidating and changing the law relating thereto

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the laws relating to townships of the second class are hereby amended consolidated revised and changed as follows

ARTICLE I

PRELIMINARY PROVISIONS

Section 101 SHORT TITLE This act shall be known and may be cited as "The Second Class Township Law" This act shall take effect on the first day of July one thousand nine hundred and thirty-one

Section 102 DEFINITIONS The word "township" or "townships" as used in this act shall mean a township of the second class unless the context indicates otherwise

Section 103 EXCLUDED PROVISIONS This act does not include any provisions and shall not be construed to repeal any acts relating to

(a) The procedure for the collection of municipal and tax claims by liens

(b) The method of incurring or increasing bonded indebtedness

(c) Election officers and conduct of elections

(d) Poor districts

(e) Boards of health

(f) Public schools and school districts

(g) Constables

(h) Justices of the peace

(i) State roads State-aid roads and private roads

(j) Township reward

(k) Validations of elections bonds ordinances and acts of corporate officers

(l) Free non-sectarian libaries

Section 104 SAVING CLAUSES The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded nor affect the existence or class of any township heretofore created The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws All resolutions regulations and rules made pursuant to any Act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed Any person holding office under an Act of Assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Section 105 CONSTITUTIONAL CONSTRUCTION The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decisions shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 106 CONSTRUCTION OF REFERENCES Whenever in this act reference is made to any act by title such reference shall also apply to and include any codification wherein the provisions of the act referred to are substantially reenacted

Section 107 HOW ACT APPLIES This act shall apply to all townships of the second class within the Commonwealth as now existing or hereafter created established or reestablished

Section 108 SAVING CLAUSES WHERE CLASS OF TOWNSHIP CHANGED Whenever any township of the second class is designated a township of the first class or whenever any township of the first class is reestablished as a townhip of the second class or whenever any township is divided all liabilities incurred rights accrued or vested obligations issued or contracted and all suits and prosecutions pending or to be instituted to enforce any right or penalty accrued or punish any offense comitted prior to such change of class or division and all resolutions rules and regulations shall continue with the same force and effect as if no such change or division had been made

Section 109 EXCEPTION AS TO TAXATION This act does not provide a complete system for the assessment and collection of township taxes but the taxation provisions herein contained shall be construed as supplementary to the general local taxation laws All acts and parts of acts relating to taxation in townships of the second class not inconsistent with this act in force prior to the passage of this act which are not reenacted or specifically repealed by this act shall remain in force as to such townships in the same manner as prior to the passage of this act

Section 110 LEGAL ADVERTISING Whenever under the provisions of this act notice is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act approved May sixteenth one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) printed in the township if there is such a newspaper and if not then in a newspaper circulating generally in such township If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the township When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice shall also in counties of the second third fourth and fifth classes be published in the legal newspaper if any designated by the rules of court of the proper county for the publication of legal notices and advertisements unless such publication be dispensed with by special order of court Provided however That ordinances auditors' statements summaries of auditors' statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid

ARTICLE II

CLASSIFICATION AND CREATION OF TOWNSHIPS OF THE SECOND CLASS

(a) Classification of Townships

Section 201 The townships now in existence and those to be hereafter created are divided into two classes Townships of the first class shall be those having a population of at least three hundred inhabitants to the square mile which have heretofore fully organized and elected their officers and are now functioning as townships of the first class or which may hereafter be created townships of the first class in the manner provided by the laws relating to townships of the first class All townships not townships of the first class shall be townships of the second class A change from one class to the other shall hereafter be made only as provided by this act or the laws relating to townships of the first class

(b) Creation of Townships

Section 205 MANNER IN WHICH TOWNSHIPS MAY BE CREATED The courts of quarter sessions may upon the presentation of petitions as hereinafter provided create new townships

(a) Out of parts of two or more townships of the second class located in the same county

(b) By the division of a township of the second class into two townships

(c) By the consolidation of two or more townships of the second class located in the same county

Section 206 PETITIONS Petitions for the creation of townships in the manner hereinbefore provided shall be signed either (a) by the owners of real property representing at least twenty-five per centum of the assessed valuation of the township or each of the township affected by such creation division or consolidation as the case may be or (b) by registered voters equal in number to at least twenty-five per centum of the highest total vote cast for candidates for any office in the township or townships affected as the case may be at the last preceding municipal election Such petition shall be sworn to and subscribed by at least three of the signers (c) Petitions for the consolidation of townships may also be presented when signed by a majority of the supervisors of each of the townships proposed to be consolidated and sworn to and subscribed by at least one supervisor from each such township Such petitions shall set forth the name of any proposed new township and shall specify the reasons for such creation division or consolidation Each such petition shall be accompanied by an accurate map or plot prepared by an engineer showing the lines of any new township proposed to be erected out of parts of two or more townships and the lines of the existing townships as affected by such creation or the lines of any township and the division line in case where a township is divided or the lines of the new township where two or more townships are to be consolidated and the present division lines between such townships Where natural marks are on such lines they shall also be shown

Section 207 CONFIRMATION NISI OF PETITION NOTICE OF FILING Upon the presentation of any such petition the same shall be confirmed nisi and the court shall by its order require such notice to be given by the petitioners to the residents and supervisors of the townships affected as it deems proper

Section 208 EXCEPTIONS CONFIRMATION ABSOLUTE OF PETITION Within thirty days after the filing of such petition any taxpayer of the township or townships affected as the case may be may file exceptions to such petition questioning the sufficiency of the number of signers or the legality of any signatures or the accuracy or sufficiency of the map or plot attached thereto The court upon the filing of any exceptions shall fix a day for hearing of which such notice shall be given as the court may direct At such hearing the court shall hear all parties interested and their witnesses If the exceptions in the opinion of the court are sustained and the court deems the petition not amendable it shall dismiss the petition otherwise it shall confirm the same absolutely after any amendments permitted by the court have been made

Section 209 ELECTIONS When any petition is confirmed absolutely the court shall order an election held on the question of the creation division or consolidation of such township or townships which shall be held on the day of the next general or municipal election occurring at least sixty days after such order of court Such election shall be held at the regular polling places in the township or townships affected as the case may be At any such election all of the qualified electors of the township or townships affected by such creation division or consolidation shall have the right to vote The ballots at any such election shall be furnished by the county commissioners and the question to be placed thereon shall be framed and printed on the ballots as provided by the election laws of the Commonwealth

Section 210 NOTICE OF ELECTION The constable of the township or townships affected as the case may be or if there be no constable then one of the supervisors designated by the court shall give at least fifteen days' notice of the time and place of holding such election by posting not less than six written or printed handbills in public places in each of such townships The notice of election shall contain the reasons for the creation division or consolidation of such township or townships as set forth in the petition presented to the court

Section 211 RETURN OF ELECTION DECREE The election officers after the polls have been closed shall count the ballots and certify the number of votes cast for and against such creation division or consolidation to the clerk of the court of quarter sessions who shall tabulate and compute the same and lay the result before the court If it shall appear that a majority of the votes cast in such township or in each of the townships affected are in favor of the creation of a new township or the division of a township or the consolidation of two or more townships as the case may be the court shall order and decree the new township agreeably to the name and lines set forth in the petition and the government of the new township shall be organized and become effective on the first Monday of January succeeding such election If a majority of the votes cast in any such township or in any of the townships affected are against the creation division or consolidation of such township or townships no further action shall be had upon said proceedings No new proceedings shall be considered for a period of two years

Section 212 BOUNDARY MONUMENTS The court shall when considered necessary cause the lines of any such new township to be marked with stone monuments placed at intervals not exceeding fifteen hundred feet the cost thereof to be paid by the new township

Section 213 CLASSIFICATION OF OLD AND NEW TOWNSHIPS The parts of a township remaining after the division of a township or the parts remaining of townships out of which parts have been taken for the creation of a new township shall remain townships of the second class The new township created shall also be a township of the second class unless and until by subsequent proceedings in accordance with laws relating to townships of the first class and having the required population it shall be created a township of the first class

Section 214 COSTS When a new township is created as hereinbefore provided the cost of the proceedings shall be paid by the new township and where any petition is dismissed or a majority of the electors of any one or more townships shall vote against the creation division or consolidation of any such township the cost of the proceedings shall be paid by the petitioners

Section 215 PROPERTY RIGHTS AND LIABILITIES WHERE TOWNSHIPS CONSOLIDATED After the consolidation of two or more townships the rights privileges and franchises of each of the townships and all property real personal and mixed and all debts due on whatever account and other things in action belonging to each of such townships shall be vested in the new township The title to real estate vested in either of such townships shall not revert or be in any way impaired by reason of such consolidation All rights of creditors or liens shall be preserved and all debts and liabilities of either of such townships shall attach to such new township and be in force against it

Section 216 ADJUSTMENT OF INDEBTEDNESS WHEN TOWNSHIP CREATED OR DIVIDED (a) Where any township is created out of parts of two or more townships or where a township is divided the supervisors of the new township and of the existing township or townships affected shall make a just and proper adjustment and apportionment of all property both real and personal including funds and taxes as well as indebtedness if any to and between the new township and the old township or townships In making such adjustment and apportionment of the property and indebtedness the new and the old township or townships shall be entitled respectively to share in a division of the property indebtedness funds and taxes in proportion that the assessed valuation of the land or lands remaining in the township or townships bears to the assessed valuation of the land in the new township taken from such township or townships The adjustment and apportionment if made shall be reduced to writing and duly executed and acknowledged by the supervisors of the townships affected and shall be filed in the office of the clerk of the court of quarter sessions of the county

(b) In case the supervisors of such townships cannot make such amicable apportionment and adjustment of real property and indebtedness within six months after the election for the creation of such townships then any one or more supervisors of any of the townships affected may present a petition to the court of quarter sessions of the county setting forth the facts Whereupon the court shall appoint three disinterested commissioners taxables of the county but not residing in any of the townships affected who shall give due notice to the supervisors of all of the townships affected and shall hold hearings and make a report to the court making an apportionment and adjustment of all the property funds and taxes as well as indebtedness to and between the new township and the existing township stating the amount of indebtedness that shall be assumed by the new township and the existing township or townships

(c) The commissioners shall give at least five days' notice of the filing of their report to the supervisors of the townships interested Unless exceptions are filed thereto within thirty days by any township the same shall be confirmed by the court absolutely

(d) Any sum awarded by the reports to a township shall be a legal and valid claim in its favor against the other townships charged therewith Any property real or personal given and adjudged to any township shall be the property of the township to which it is given and adjudged

(e) The commissioners shall be allowed ten dollars for each day actually spent by them in the performance of their duties together with their actual necessary expenses All costs and expenses of such petitioning shall be apportioned by the court to and between the townships affected as it shall deem proper

(f) In case exceptions are filed to the report of such commissioners the court shall dispose of the same taking testimony if deemed advisable and the decision of the court thereon shall be final and binding on the townships unless an appeal is taken within thirty days to the Superior or Supreme Court as in other cases

(c) Re-establishment of Townships of the Second Class

Section 225 BY SPECIAL ENUMERATION OF POPULATION At any time not less than two years before the time fixed for taking a decennial census of the United States whenever twenty or more freeholders residing in any township of the first class shall present their petition to the court of quarter sessions averring that the township no longer has a population of three hundred to the square mile and shall give such security as the court may prescribe for the payment of all costs and expenses which may be incurred in any proceedings had upon said petition the court shall appoint a commissioner to make an enrollment of the inhabitants of the township The commissioner shall make an enrollment of the inhabitants of such township and make report thereof to the court at the next ensuing term Upon the filing of the report the same shall be confirmed nisi This confirmation shall become absolute unless excepted to within twenty days thereafter during which time notice of the said filing and confirmation shall be advertised once a week for three weeks in a newspaper published within the county in general circulation in the district to be affected If exceptions are filed to the report within said twenty days the court upon consideration thereof shall confirm the report or modify the finding After final confirmation the clerk of the court shall certify to the county commissioners and to the township commissioners the finding as shown by the proceedings The costs and expenses of the proceedings including a reasonable fee for the commissioner shall be paid by the petitioners or by the township or partly by each as the court shall direct

If such report as finally confirmed shows that the township of the first class has less than three hundred inhabitants to the square mile it shall become a township of the second class on the first Monday of January following such ascertainment at which time the terms of office of the existing officers shall cease and terminate and the officers appointed by the court as hereinafter provided shall take office

Section 226 BY COUNTY COMMISSIONERS' PROCLAMATION FOLLOWING CENSUS The county commissioners in every county of the Commonwealth shall by proclamation issued prior to the first day of January of each year designate the townships if any which since the last preceding proclamation have been ascertained to have less than three hundred inhabitants to the square mile and to be townships of the second class in accordance with the last preceding section or from the last decennial census of the United States The governments of such townships of the second class shall be organized on the first Monday of January succeeding such ascertainment at which time the terms of office of the existing officers shall cease and terminate and the officers appointed by the court as hereinafter provided shall take office

Section 227 BY VOTE OF QUALIFIED ELECTORS A township of the first class may irrespective of population be reestablished a township of the second class in the manner hereinafter provided

The board of commissioners of such township on its own initiative may or within fifteen days after the receipt of a petition signed by at least twenty-five per centum of the qualified electors of such township shall pass a resolution and record it on its minutes submitting the question of whether such township of the first class shall be reestablished a township of the second class to the qualified electors of such township

At the general or municipal election occurring at least ninety days after the passage of such resolution the question whether such township of the first class shall be reestablished a township of the second class shall be submitted to the voters of the township and the county commissioners shall cause to be printed on separate ballots to be used in such township at such election a proper question framed in accordance with the election laws of the Commonwealth

The election officers shall compute the votes cast at the election and make return thereof to the clerk of the court of quarter sessions of the county wherein such township is situate who shall compute the same and certify the result thereof to the county commissioners and the board of township commissioners and the board of township commissioners of such township If a majority of the votes cast at any such election shall be in favor of the reestablishment of such township as a township of the second class the government of the township of the second class shall be organized and become effective on the first Monday of January next succeeding such election at which time the terms of the officers of the township of the first class shall cease and terminate and the officers appointed by the court for such township as hereinafter provided shall take office If a majority of the votes cast at any such election shall be in favor of remaining a township of the first class no further proceeding shall be had for a period of two years after which proceedings de novo may be had

(d) Officers for New Townships

Section 235 Whenever a new township is created out of parts of two or more townships or by the division of a township or by the consolidation of townships or when a township is re-established the court of quarter sessions shall appoint the elective officers for the new township and fix the polling place or places in such new township The officers so appointed shall hold their offices until the first Monday of January following the next municipal election occurring at least ninety days after such appointments At such municipal election an assessor and a tax collector shall be elected for regular four-year terms if such election occurs in the year when such officers are elected for regular terms and if not then such officers shall be elected for terms of two years each and their successors shall be elected for four-year terms At said first municipal election one supervisor and one auditor shall be elected for terms of six years each one supervisor and one auditor for terms of four years each and one supervisor and one auditor for terms of two years each All such officers shall take office on the first Monday of January next following their election

(e) Certificate of Creation of Townships to be Furnished to State Departments

Section 236 When a township of the second class is created or reestablished the clerk of the court of quarter sessions shall certify such creation or reestablishment to the Secretary of Internal Affairs of the Commonwealth The clerk shall be allowed a fee of one dollar for his services to be paid as part of the costs of the proceedings

The clerk of the court of quarter sessions shall also certify to the State Department of Highways the creation of reestablishment of all such townships within thirty days certificate furnished the clerk shall receive a fee of one dollar to be paid by the State Treasurer upon warrant of the Auditor General The failure or neglect of any clerk to furnish such certification to the Department of Highways shall be deemed a misdemeanor and upon conviction such clerk shall be sentenced to pay a fine of not more than fifty dollars

ARTICLE III

TOWNSHIP LINES AND BOUNDARIES

Section 301 CENTER LINE OF NAVIGABLE STREAM AS BOUNDARY Whenever any township is bounded by the nearest margin of any navigable stream and the opposite township borough or city as the case may be is also bounded by the nearest margin of the same stream the middle of such stream shall be the boundary between such townships or township and any other borough or city Nothing contained in this section shall be construed to repeal any local or special law providing to the contrary

Section 302 PETITION TO ALTER OR ASCERTAIN TOWNSHIP LINES AND BOUNDARIES The courts of quarter sessions may upon the presentation of a petition (a) alter the lines of two or more adjoining townships so as to suit the convenience of the inhabitants thereof (b) cause the lines or boundaries of townships to be ascertained and established and (c) ascertain and establish disputed lines and boundaries between two or more townships or between townships and cities or boroughs When any such petition is presented the court may require the petitioners to file a bond in a sufficient sum to secure the payment of all costs of the proceeding

Section 303 APPOINTMENT AND REPORT OF COMMISSIONERS Upon application by petition to the court for any of the purposes set forth in the last preceding section the court shall appoint three impartial citizens one of whom shall be a civil engineer to inquire into the prayer of the petition After having notice to parties interested as directed by the court the commissioners shall hold a hearing and view the said lines or boundaries and they or any two of them shall make a plot or draft of the lines and boundaries proposed to be altered or ascertained and established if the same cannot be fully designated by natural lines or boundaries The commissioners or any two of them shall make report to the court together with their opinion of the same Upon the filing of any such report the same shall be confirmed nisi

Section 304 EXCEPTIONS AND PROCEDURE Exceptions to any such report may be filed by any person interested within thirty days after the filing of the report and the court may thereupon fix a day for the hearing of such exceptions of which hearing such notice shall be given as the court shall direct After hearing the court shall have power to sustain such exceptions or to dismiss them and confirm the report or refer the report back to the same or new commissioners with like authority to make another report on which like legal proceedings may be had Where no exceptions are filed within thirty days after the filing of the report the court shall confirm the same absolutely When any report is confirmed absolutely the court shall enter a decree altering or ascertaining and esablishing the lines and boundaries as shown in said report

Section 305 MONUMENTS Whenever any such township line or boundary is altered or ascertained and established the court shall cause the same to be marked with stone monuments placed at intervals not exceeding fifteen hundred feet

Section 306 PAY OF COMMISSIONERS CIVIL ENGINEER AND CHAIN-CARRIERS COSTS The pay of commissioners appointed to alter or ascertain and establish township lines shall be ten dollars the pay of the civil engineer shall be twenty dollars and the pay of the chain-carriers shall be five dollars for each day necessarily employed and five cents per mile for each mile necessarily traveled in the discharge of their duties The court shall by its order provide how the costs and expenses of any such proceeding including the furnishing and placing of monuments shall be paid and may assess them against any township and/or municipalities interested

Section 307 ADJUSTMENT OF INDEBTEDNESS Whenever the boundaries of any township have been altered or ascertained and established upon application of the supervisors commissioners or the authorities of any school district or poor district the court of common pleas sitting in equity may adjust the taxes debts and expenses for township municipal poor and school purposes between the townships municipalities poor and school districts affected

ARTICLE IV

ELECTION OF OFFICERS VACANCIES IN OFFICE

(a) General Provisions

Section 401 TOWNSHIP OFFICERS TO BE ELECTORS No person shall be eligible to any township office unless he is an elector of the township for which he is chosen

Section 402 OFFICERS TO BE ELECTED The electors of each township shall elect (a) three township supervisors (b) one township assessor (c) three township auditors and (d) one tax collector

(b) Election of Officers

Section 410 SUPERVISORS At each municipal election the qualified electors of each township shall elect one township supervisor to serve for a term of six years from the first Monday of January next following his election

Section 411 AUDITORS At each municipal election the qualified electors of each township shall elect one township auditor to serve for a term of six years from the first Monday of January next following his election

No auditor shall at the same time hold any other elective or appointive township office

Section 412 ASSESSOR At the municipal election in the year one thousand nine hundred and thirty-three and at the municipal election every four years thereafter the qualified electors of each township shall elect one township assessor to serve for a term of four years from the first Monday of January next following his election

Section 413 ELECTION ASSESSORS SAVED The provision of the preceding section relating to the election of assessors shall not repeal nor affect the provisions of any act providing for the election of assistant or registry assessors for the performance of duties relating to elections

Section 414 TAX COLLECTOR At the municipal election in the year one thousand nine hundred and thirty-three and at the municipal election every four years thereafter the qualified electors of each township shall elect one tax collector to serve for a term of four years from the first Monday of January next succeeding such election

Section 415 TEMPORARY ELECTION SCHEDULE Notwithstanding the provisions of preceding sections relating to the terms of township officers and the dates when such terms shall commence it is hereby provided that all tax collectors and assessors elected in the year one thousand nine hundred and thirty-three shall commence their respective terms of office on the first Monday of December one thousand nine hundred and thirty-three and continue in office until the first Monday of January one thousand nine hundred and thirty-eight The supervisor and auditor elected in the year one thousand nine hundred and thirty-one shall commence their respective terms of office on the first Monday of December one thousand nine hundred and thirty-one and continue in office until the first Monday of January one thousand nine hundred and thirty-eight The supervisor and auditor elected in the year one thousand nine hundred and thirty-three shall commence their respective terms of office on the first Monday of December one thousand nine hundred and thirty-three and continue in office until the first Monday of January one thousand nine hundred and forty The supervisor and auditor elected in the year one thousand nine hundred and thirty-five shall commence their respective terms of office on the first Monday of December one thousand nine hundred and thirty-five and continue in office until the first Monday of January one thousand nine hundred and forty-two

The purpose of the schedule in this section and its interpretation shall be to temporarily modify the preceding sections relating generally to the terms of office and dates when such terms shall commence in townships such terms under laws in force prior to the passage of this act commencing and ending on the first Monday of December

(c) Vacancies in Office

Section 420 SUPERVISORS If the electors of any township shall fail to choose a township supervisor or if any person elected to such office shall neglect or refuse to serve therein or if a vacancy shall occur in the office by death resignation or otherwise the two remaining supervisors may appoint a successor to fill the office for the unexpired term When a vacancy is so filled the supervisors shall within fifteen days thereafter certify such appointment to the clerk of the court of quarter sessions

If the two remaining supervisors in the event of a vacancy as aforesaid shall be unable to agree on such appointment for a period of thirty days after such vacancy occurs the court of quarter sessions shall upon the presentation of a petition signed by a supervisor and not less than ten voters who are owners of real estate in the township appoint a person to fill the vacancy for the unexpired term

Section 421 AUDITORS When a vacancy occurs in the office of township auditor in any township by reason of death resignation removal from the township or otherwise the court of quarter sessions shall upon petition of electors appoint a suitable person to fill such vacancy for the unexpired term of the person whose place he is appointed to fill

Section 422 ASSESSOR Vacancies in the office of assessor in townships shall be filled in the manner provided by law

Section 423 TAX COLLECTOR If the electors of any township of the second class shall fail to choose a tax collector or if any person elected to such office shall fail to qualify or if a vacancy shall occur in the office by death resignation or otherwise the court of quarter sessions shall upon presentation of a petition of any citizen who is a resident of the township setting forth the facts appoint a person to fill the vacancy for the unexpired term of the person whose place he is appointed to fill

In cases when the person elected to the office shall fail to qualify the court before making the appointment shall declare the office vacant

Whenever a vacancy exists in the office of tax collector and no person resident within the township can be found within thirty days to accept the appointment to fill such vacancy the authorities authorized to levy and assess taxes in the township may petition the court of quarter sessions for the appointment of a tax collector whereupon the court may appoint any citizen of the county to collect such taxes

ARTICLE V

TOWNSHIP OFFICERS

(a) General Provisions

Section 501 OATH OF OFFICE Every person elected or appointed to any township office in any township shall before entering upon the duties of his office take and subscribe an oath or affirmation before some person having authority to administer oaths to support the Constitution of the United States and of this Commonwealth and to perform the duties of his office with fidelity A copy of such oath or affirmation shall within ten days thereafter be filed with the township secretary

Section 502 BONDS When any officer or employe of any township is required to give bond for the faithful performance of his duties and such bond is required to be executed by a surety company the township may pay the premium on such bond

Section 503 PENALTY FOR FAILURE TO PERFORM DUTIES If any township officer refuses or neglects to perform his duties the court of quarter sessions upon complaint in writing by twenty-five citizens owners of real estate residing in the township or district may issue a rule upon such officer to show cause why his office should not be declared vacant and another appointed in his stead Such rule shall be made returnable not less than two weeks from its date of issue Upon hearing and proof that the facts alleged in the complaint are true the court may declare the office vacant and appoint another in his stead to hold office during the term of the officer deposed

Section 504 ROAD COMPLAINTS If such complaint shall allege that the public roads and highways of any township are not maintained in accordance with law the court may appoint three persons who shall examine said highways and report to the court their findings In all such cases the complaints shall first enter security in such sum as the court may fix to pay all costs

(b) Township Supervisors Township Superintendent and Roadmasters

Section 510 SUPERVISION OF ROAD AFFAIRS The general supervision of road affairs in every township shall be in the hands of three qualified electors of the township who shall be styled township supervisors

Section 511 ORGANIZATION MEETING APPOINTMENT OF SECRETARY AND TREASURER The supervisors of each township shall meet at a convenient time and place on the first Monday in January of each year The township supervisors shall organize as a board by electing one of their number as chairman The board shall appoint a treasurer and a secretary who shall be the same person and who may or may not be a member of the board except where the board selects a trust company or a banking institution to act as treasurer in which case it may elect an individual as secretary

Section 512 MONTHLY MEETINGS QUORUM RENT AND EXPENSES The township supervisors shall meet for the transaction of business at least once and not more than twice each month at a time and place to be fixed by the board Two members shall constitute a quorum Necessary expenses incurred in such meetings including office rent stationery light and fuel shall be paid out of the township road funds

Section 513 MINUTES AND RECORDS The board of township supervisors shall keep minutes of its proceedings and such other books as they may find necessary in the performance of their duties All such books shall be open for the inspection of any taxpayer or any representative of the Department of Highways at all reasonable times and shall be submitted to the township auditors when they meet to audit the accounts of the treasurer and other township officers The township supervisors shall deliver such books papers and accounts to their successors

Section 514 ROAD DISTRICTS SUPERINTENDENTS AND ROADMASTERS The board of township supervisors immediately after their organization shall divide the township into one or more road districts They shall employ a superintendent for the entire township or a roadmaster for each district Township supervisors may require such superintendents or roadmasters to give bond with approval security for the faithful performance of their duties. The superintendent or roadmasters shall be subject to removal by the board of supervisors The supervisors shall fix the wages to be paid per hour to the superintendent or roadmasters and laborers for work on the roads and bridges

This section shall not prohibit the township supervisors from being employed as superintendents or roadmasters In such case they shall not be required to employ a superintendent or roadmasters

Two or more townships may join and appoint the same person as superintendent

Section 515 COMPENSATION OF SUPERVISORS Supervisors shall receive from the township road funds as compensation not less than two dollars and fifty cents nor more than four dollars for each meeting which they attend The amount of the compensation for attending meetings shall be determined by the township auditors The township auditors shall also allow to the supervisors reasonable compensation for making a semi-annual inspection of the roads and bridges The compensation of supervisors when overseeing or working on roads shall be fixed by the township auditors and shall be not less than three nor more than six dollars per day but no supervisor shall receive compensation as a superintendent or roadmaster for any day he receives compensation for attending a meeting of supervisors unless such meeting is held during the night-time

Section 516 POWERS AND DUTIES OF SUPERVISORS TOWNSHIP SUPERINTENDENTS AND ROADMASTERS The township supervisors or in cases where duties are not specifically required of supervisors then the township superintendent or the roadmasters under the direction of the board of supervisors or the supervisors acting as superintendent or roadmasters shall

(a) Have the general care and superintendence of the improvement of the highways and bridges in the township except as otherwise specially provided

(b) Cause such highways and bridges to be kept in repair and reasonably free from all obstructions and give the necessary directions therefor

(c) Inspect all highways and bridges during the months of April and October of each year or at such other times as the board of supervisors or the superintendent may direct

(d) Divide the township into as many sections as may be necessary for the maintenance and repair of the highways and the opening of highways obstructed by snow

(e) Employ or hire such persons teams and implements as may be necessary for the maintenance and repair of highways and bridges and the removal of obstructions caused by snow and provide for the organization and supervision of the persons so employed and work on the roads themselves when directed to do so by the board of supervisors Records shall be kept and reports made and filed giving the names of all persons employed including supervisors superintendent or roadmasters dates on which work was done with compensation paid to each person and the capacity in which he is employed

(f) Construct and keep in repair all sluices and culverts and keep the waterways bridges and culverts open

(g) Cause loose stones lying in the beaten track of every highway to be removed Stones so removed shall be conveyed to some place from which they will not work back or be brought back into the track by other implements used in repairing or maintaining such highways

(h) Report monthly to the board of supervisors which report shall contain the matter in the form to be prescribed by the Department of Highways

(i) Attend road meetings and conventions when directed to do so by the board of supervisors

(j) Perform such other duties and have such other powers as may be imposed or conferred by law or the rules and regulations of the Department of Highways

Section 517 ROAD CONTRACTS The board of township supervisors may make a contract for the improvement and keeping in repair of not more than ten miles of road No such contract shall extend over a period of more than four years nor shall it be given unless approved of and signed by at least two members of the board of township supervisors Every contractor for road work shall give bond for the amount of such contract and sign specifications furnished by the township supervisors for the building and care of such contract roads

Section 518 ANNUAL REPORTS TO STATE DEPARTMENT OF HIGHWAYS The board of township supervisors shall annually on or before the first day of February in each year make a sworn statement to the State Department of Highways on blanks furnished to them by the Department of the whole amount of tax levied during the preceding year for road purposes and the total amount of road taxes collected during the year They shall specify in such report the amount expended for maintenance or repairs of roads for opening and building new roads and for macadamizing or otherwise permanently improving roads the number of miles of roads thus made and the total number of miles of township roads in the township Such reports shall also contain the names and addresses of the chairman members and secretary and treasurer of the board and such other matters and things as the State Department of Highways may require

Section 519 APPLICATIONS FOR COUNTY ROAD AID Whenever the owners of the majority of the assessed valuation of real property within any township desire any principal road or highway within the township to be improved and maintained at the joint expense of the county and township they may petition the supervisors of the township for said improvement and require them to make application to the county commissioners for such improvement and maintenance in accordance with the provisions of existing law

In all cases where the township supervisors refuse to act upon or unduly delay action on any petition for the improvement and maintenance of any road or highway as herein provided any citizen taxpayer of the township or county may by petition present the facts of the matter to the court of quarter sessions requesting the court to order such action thereon as the case may require If after due hearing had before said court it shall appear that the truth of the matters alleged in the petition are sustained the court shall make an order directing the township supervisors to forthwith act upon said application or applications and that the said application of petition for the improvement be forthwith forwarded to the county commissioners

Section 520 PENALTY INTEREST IN CONTRACTS AND PURCHASES It is unlawful for any township supervisor superintendent or roadmaster to be interested directly or indirectly in any purchase made or contract relating to roads and bridges except as provided for in this act or to furnish any materials therefor Any such person knowingly violating the provisions of this section shall be guilty of a misdemeanor Upon conviction thereof any such person shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or to be imprisoned for a term not exceeding six months or both and shall forfeit his office

Section 521 PENALTY VIOLATION OF ACT GENERALLY Any township supervisor township superintendent roadmaster or contractor employed to work on the roads bridges and highways of any township who shall violate any of the provisions of this act other than those for the violation of which specific penalties are provided or who shall fail neglect or refuse to carry out the provisions of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of not more than fifty dollars All such fines shall be paid to the township treasurer for the use of the road fund

(c) Township Treasurer

Section 530 BOND The treasurer appointed by the board of township supervisors if an individual shall give bond with at least two sufficient sureties or a surety company to be approved by the auditors of the township conditioned that the treasurer shall well and truly account for and pay over all moneys collected or received for the township and all moneys paid by the State and received by him only upon a written order signed by two members of the board of supervisors for the delivery to his successor in office of all books papers and documents for the payment to him of any balance of money belonging to the township that may remain in his hands and for the faithful performance of the duties of his office

Section 531 COMPENSATION The township treasurer shall receive as compensation for his services a certain percentage on all moneys received and paid by him which rate shall be settled by the supervisors of the townships with the approbation of the township auditors

In no case shall the combined amount paid to the secretary and treasurer exceed two per centum of the money paid out by the treasurer except when the amount would be less than ten dollars ($10.00) and the calculation of such maximum compensation shall not include any percentage upon money paid out by the treasurer for the repayment of loans notes certificates or other evidences of indebtedness or other borrowed moneys

Section 532 DUTIES The township treasurer shall receive all moneys due the township and deposit the same promptly upon receipt thereof in a bank banking institution or trust company in the name of the township He shall keep distinct accounts of all sums received from taxes and other sources which accounts shall at all times be open to the inspection of the supervisors of the township He shall pay out all moneys received by him only on orders drawn by the supervisors of the township All orders shall be on blanks prepared and furnished by the State Department of Highways He shall annually state his accounts and lay the same together with the vouchers before the township auditors for settlement

Section 533 USE OF SPECIAL FUNDS PENALTY Whenever any moneys are collected in or received by any township for any special purpose and are paid into the hands of the treasurer of such township it shall be unlawful for such treasurer to apply such moneys or any part thereof to any purpose other than for which such moneys were collected Every such misapplication shall be a misdemeanor Upon conviction of such offense the treasurer shall be punished by a fine of not less than the amount so misapplied or by imprisonment for not less that three months and not more than one year

Section 534 PENALTY FOR FAILURE TO PERFORM DUTIES If any township treasurer shall neglect or refuse to perform any of the duties of his office upon conviction in a summary proceeding he shall be fined in a sum not exceeding one hundred dollars and shall be disqualified from holding the office

Section 535 DEPOSITORIES OF TOWNSHIP FUNDS The township supervisors may on the first Monday of January of each year or as soon thereafter as is practicable designate by resolution a depository or depositories for township funds Such designation shall be valid for a period of one year or until such time as another depository or other depositories shall be designated by similar action of the township supervisors

Such depository or depositories shall be banks banking institutions or trust companies located in the Commonwealth

Depositories so designated shall upon receipt of notice of their selection as a depository of township funds furnish a bond to secure payment of deposits and any interest to the township with a proper warrant to confess judgment in favor of the township secured by a surety company or individual sureties to be approved by the township supervisors

Such bonds shall be in a sum at least equal to the probable greatest amount of such deposit at any one time

The township treasurer shall upon the designation and qualification of such depository or depositories immediately transfer thereto the township funds and shall thereafter keep such deposits solely in such depository or depositories in the name of the township

No township treasurer complying with the provisions of this section nor his surety or sureties shall be chargeable with losses of township funds caused by the failure or negligence of such depository or depositories

(d) Township Secretary

Section 540 DUTIES AND COMPENSATION The secretary in each township shall be clerk to the board of supervisors He shall keep a record of the proceedings of said officer and shall receive such compensation therefor as shall be fixed by the township auditors The combined amount paid to the secretary and treasurer shall not exceed two per centum of the money paid out by the treasurer except where the same would amount to less than ten dollars ($10.00) and the calculation of such maximum compensation shall not include any percentage upon moneys paid out by the treasurer for the repayment of loans notes certificates or other evidences of indebtedness or other borrowed moneys.

Section 541 BOOKS FURNISHED BY DEPARMENT OF HIGHWAYS The secretary shall provide a suitable book or books for the purpose of entering therein all matters of which he is required to keep a record Such books shall be furnished by the State Department of Highways.

Section 542 BOOKS OPEN TO INSPECTION The minute book and other records and documents of every township shall be open to the inspection of any taxpayer thereof his her or its agent upon request therefor

(e) Township Auditors

Section 545 MEETING DUTIES QUORUM SURCHARGES COMPENSATION The auditors of townships shall meet annually on the day following the day which is fixed by this act for organization of the township supervisors and shall audit settle and adjust the accounts of the supervisors superintendents roadmasters treasurer and tax collector of the township Two auditors shall constitute a quorum

Any officer whose act or neglect has contributed to the financial loss of any township shall be surcharged by the auditors with the amount of such loss

Each auditor shall receive five dollars per diem for each day necessarily employed in the duties of his office to be paid out of the funds of the township

Section 546 SUBPOENAS OATHS PERJURY The auditors of each township may issue subpoenas to obtain the attendance of the officers whose accounts they are required to adjust their executors and administrators and of any persons whom it may be necessary to examine as witnesses and to compel their attendance by attachment in like manner as any court of common pleas may in cases pending before them and may also compel the production of all books vouchers and papers relative to such accounts Such subpoena and attachment shall be issued by a justice of the peace and be served by a constable or auditor of the township

The auditors of each township may administer oaths and affirmations to all persons brought or appearing before them whether accountants witnesses or otherwise All persons guilty of swearing or affirming falsely on such examination shall be guilty of perjury

Section 547 COMPLETION PUBLICATION AND FILING OF AUDITORS' STATEMENT The auditors shall complete their audit settlement and adjustment within as short a time as possible They shall within ten days thereafter publish by advertisement in at least one newspaper of general circulation printed in the township or county or by posting at least five copies in public places in the township a concise itemized statement of the receipts and expenditures of the several officers for the preceding fiscal year They shall also within ten days thereafter file a copy of such statement with the secretary and another copy of such statement with the clerk of the court of quarter sessions When any two offices are exercised by the same person only one statement shall be required

Section 548 CANCELLING ORDERS The auditors shall cancel all orders and vouchers presented to them which they find have been paid by writing the word "audited" on the face thereof

Section 549 PENALTY FOR FAILURE TO PERFORM DUTY Any auditor neglecting or refusing to comply with the preceding provisions of this article shall pay a penalty of one hundred dollars to be recovered by summary proceeding upon the complaint of any taxpayer Any penalty recovered shall be paid into the treasury of the township

Section 550 EMPLOYMENT AND COMPENSATION OF ATTORNEY The auditors in case of a disagreement with any official or board of officials whose accounts they are required to audit may employ an attorney Such attorney shall not be employed until reasonable effort to reach an agreement has been made and only after notice of their intention so to do has been given to said official or board of officials The compensation for such attorney shall be fixed by the auditors and shall not exceed the sum of ten dollars per day nor total in any case more than thirty dollars unless when an appeal is taken to the court in which case the court shall fix the additional compensation for the attorney The compensation for said attorney shall be paid out of the township treasury by a warrant drawn by the auditors upon the treasurer of the township

Section 551 BALANCES DUE TO BE ENTERED AS JUDGMENTS Any balance in any report of the auditors against any officer of the township shall constitute a surcharge against such officer as fully as if expressly stated in said report to be a surcharge and the amount of any balance and of any express surcharge if unappealed from within thirty days shall be entered by the prothonotary as a judgment against such officer and in favor of the township The auditors shall direct the clerk of the court of quarter sessions to certify the amount of every balance or surcharge contained in any such report from which no appeal has been taken to the court of common pleas for entry thereof by the prothonotary as a judgment

Section 552 COLLECTION OF SURCHARGES AND CHARGES BY TAXPAYERS BOND Any auditor or taxpayer of the township may enforce the collection thereof for the benefit of the township by action or execution upon filing in the court of common pleas a bond (in the case of a taxpayer) with one or more sureties conditioned to indemnify the township from all costs which may accrue in the proceedings undertaken by such taxpayer subject however to all rights of appeal from the report of auditors hereinafter granted

Section 553 APPEALS FROM REPORT The township or any taxpayer thereof on its behalf or any officer whose account is settled or audited by the township auditors may appeal from any settlement or audit of the township auditors to the court of common pleas within thirty days after the settlement has been filed in the court of quarter sessions

Section 554 TAXPAYERS APPEAL BOND No appeal by a taxpayer or officer shall be allowed unless the appellant shall enter into recognizance to prosecute the same with effect and to pay all costs accruing thereon in case if the appellant be a taxpayer he shall fail to obtain a final decision more favorable to the township than that awarded by the auditors or in case the appellant be an officer he shall fail to obtain a final decision more favorable to the officer than that awarded by the auditors

Section 555 INTERVENTION BY TAXPAYERS BOND Whenever an appeal has been taken from the report of the auditors by the township or by any person charged or surcharged in such report with any sum of money any taxpayer of the township may intervene in such appeal and either prosecute the same on its behalf or defend it against the appeal of the person so charged No taxpayer shall intervene unless he shall file in the court of common pleas a bond with one or more sufficient sureties conditioned to indemnify the township against all costs accruing by reason of such intervention

Section 556 CONSOLIDATION OF APPEALS When more than one appeal from the report of the auditors is taken whether by the township an officer or officers thereof or by a taxpayer or taxpayers the court shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 557 TESTIMONY AND ARGUMENT Any person interested may order the appeal upon the argument list and evidence may be taken before any person authorized to administer oaths upon rule for that purpose served upon the opposite party

Section 558 FRAMED ISSUES Whenever any matter of fact is in dispute the court of common pleas is authorized to frame an issue for the trial thereof

Section 559 REPORT PRIMA FACIE EVIDENCE BURDEN OF PROOF The accounts of the officer or officers in question may be investigated de novo The figures and facts found and stated by the auditors in their report of audit shall be taken as prima facie correct as against any such officer and the burden shall be upon each officer whose accounts are in question to establish the validity of the credits which he claims

Section 560 FINDINGS JUDGMENT After hearing the court shall file its finding of fact and law and enter judgment in accordance therewith and the judgment so entered may be enforced by any appropriate proceedings by the party prevailing

Section 561 COSTS In all cases of appeal from the report or audit of township auditors to the court of common pleas the costs shall abide the event of the suit as in other cases

Section 562 APPEALS FROM LOWER COURTS Any person interested may except to the rulings of the court and may appeal therefrom to the Superior or Supreme Court as in other cases

Section 563 COUNSEL FEES When an appeal is taken from the township auditors' report or settlement of the account of any township officer and such appeal results favorably to the appellants in such a manner that money is recovered for any township the court hearing such appeal shall make an order to pay a counsel fee which it deems just and reasonable to the counsel representing such appeal out of the funds so recovered

(f) Tax Collector

Section 570 POWERS DUTIES AND LIABILITIES The tax collector of townships shall collect all county township school poor and other taxes levied within townships by authorities empowered to levy taxes He shall in addition to the powers duties and responsibilities enumerated in this act to have all the powers perform all the duties be subject to all the obligations and responsibilities as are now vested in conferred upon or imposed upon collectors of the several classes of taxes hereinbefore mentioned

Section 571 OATH AND BOND The collector of taxes of townships shall before he enters upon the duties of his office take and subscribe an oath of office and file the same in the office of the court of quarter sessions and shall annually enter into a bond to the Commonwealth in not more than the amount of taxes charged and assessed in the duplicates with at least two sufficient sureties or one bonding company The bond shall be approved by the court of quarter sessions and shall be filed in the office of the clerk of said court The condition of the bond shall be that the collector shall well and truly pay over or account for the whole amount of taxes charged and assessed in the duplicates which shall be delivered to him This bond does not cover the collection and payment over of school taxes

(g) Assessor

Section 575 The assessors of townships shall have all the powers perform all the duties be subject to all the obligations and responsibilities and receive the compensation as is provided for by existing laws relating to taxation

(h) Township Solicitor

Section 580 ELECTION The board of supervisors on the first Monday of January in any year or as soon thereafter as practicable may elect by a vote of a majority of the members and fix the compensation of one person learned in the law who shall be styled the township solicitor and who shall serve for the term of one year

Section 581 SOLICITOR TO HAVE CONTROL OF LAW MATTERS The law matters of the township shall be under superintendence discretion and control of the township solicitor and no official body of the township except as herein otherwise provided shall employ an additional counsel without the assent or ratification of the board of supervisors

Section 582 DUTIES OF SOLICITOR The township solicitor shall prepare such bonds obligations contracts leases conveyances and assurances to which the township may be a party as may be directed by resolution he shall commence and prosecute all actions brought by the township for or on account of any of the estates rights trusts privileges claims or demands as well as defend all actions or suits against the township or any officer thereof wherein or whereby any of the estates rights privileges trust ordinances or accounts of the township may be brought in question before any court in the Commonwealth and shall do every professional act incident to the office which he may be authorized or required to do by the board of supervisors or by any resolution He shall whenever required furnish the board of supervisors or any of them with his opinion in writing upon any question of law which may be submitted by any of them in their official capacities

(i) Township Engineer

Section 585 ELECTION OF TOWNSHIP ENGINEER The township supervisors may at any time appoint by a vote of a majority of them a township engineer who shall be a registered civil engineer and fix his compensation

Section 586 DUTIES PREPARATION OF PLANS The township engineer shall perform such duties as the township supervisors shall prescribe as to the construction reconstruction maintenance and repair of all streets roads pavements sewers bridge culverts and other engineering work He shall prepare plans specifications and estimates of all such work undertaken by such township and shall whenever required furnish the township supervisors with reports information or estimates on any township engineering work or on questions submitted by any of them in their official capacity

Section 587 CERTIFICATE OF COMMENCEMENT AND OF COMPLETION OF MUNICIPAL IMPROVEMENTS Where a township engineer is employed he shall immediately after the completion of any municipal improvement the cost of which in whole or in part is to be paid by the owners of the abutting property make certificate in which he shall state the day or time on which the particular improvement was completed and shall file the same with the township secretary who shall enter the said day or time of completion in a book to be kept by him for said purposes and the said day or time mentioned in said certificate shall be conclusive on all parties as to the time the said work was completed The time of completion of the work referred to in this section and in other parts of this act shall be taken to mean the time of the completion of the whole contract for the improvement He shall also furnish to the township secretary a certificate showing the time at which any such particular improvement was commenced and such certificates shall be conclusive evidence of the time when the said improvement was begun and an entry of such date shall be made by said secretary in the book aforesaid

(j) Township Police

Section 590 PETITION FOR APPOINTMENT OF POLICE Upon the petition of not less than twenty-five taxpayers of any township or of two or more adjacent townships to the court of quarter sessions representing that the safety of the citizens and the security of property makes it necessary for the appointment of one or more electors to act as policemen the court shall consider said petition and if satisfied of the reasonableness and propriety of said application shall direct the supervisors of said township to appoint one or more qualified electors to act as policemen and to serve at the will of said supervisors

The court shall fix the number of policemen necessary the compensation of such policemen and shall limit the term of service of said policemen as it may deem proper Where such policemen are appointed for two or more townships the court shall fix the amount of compensation which shall be paid by each of such townships Such compensation shall be paid from township funds

Section 591 POWERS Each policeman so appointed shall possess and exercise all the powers of policemen of cities of this Commonwealth

The keepers or persons in charge of jails lockups or station houses shall receive all persons arrested by such policemen for the commission of any offense against the laws of this Commonwealth within said township

Section 592 SHIELD Each policeman when on duty shall wear a shield or badge with the words "township police" and the name of the township or townships for which he was appointed inscribed thereon

Section 593 EQUIPMENT The township supervisors may with the approval of the court provide such policeman with a uniform and equipment and for means of transporation and the maintenance of the same the cost thereof to be paid out of the funds of the township or townships

Section 594 CERTAIN COMPENSATION PROHIBITED It shall not be lawful for any township policeman to charge or accept any fee or other compensation in addition to the salary paid to hi mas a policeman for any service rendered or performed by him pertaining to his office or duties except public rewards and the legal mileage allowed to constables for traveling expenses

ARTICLE VI

STATE AND COUNTY ASSOCIATIONS OF TOWNSHIP OFFICERS

(a) County Associations

Section 601 COUNTY ASSOCIATIONS OF SUPERVISORS County associations of township supervisors auditors and other persons officially charged with the construction and maintenance of the public roads or streets may be formed Such associations when formed shall hold annual or semiannual conventions at the county seats of the respective counties or some other suitable place within the county for the purpose of considering and discussing questions and subjects pertaining to the best methods for the construction improvement and maintenance of the public highways and bridges

Section 602 WHO TO ATTEND COMPENSATION AND MILEAGE The supervisors of townships auditors and the secretary of the board of township supervisors when not a member of the board shall attend such conventions whenever possible Each township supervisor auditor and secretary attending such convention shall receive a certificate signed by the presiding officer and acting secretary of the convention attesting his presence at the convention Such certificate shall entitle him to collect from the township treasurer the sum of three dollars per day for each day's attendance and mileage at the rate of four cents per mile traveled to be computed by the route usually traveled from his place of residence to the place where the convention is held No township supervisor auditor or secretary shall be paid for more than two days' attendance in any one year

Section 603 OFFICERS OF COUNTY ASSOCIATION The officers of the association shall consist of a president two vice-presidents a secretary and a treasurer none of whom shall be interested directly or indirectly in the promotion or sale of road material and equipment and all of whom except the secretary shall be members of the association and shall hold office for one year or until their successors are chosen If desirable the secretary may be a person not a regular member of the association and may be paid for his service such compensation not exceeding ten dollars per annum as the other officers may determine Every township supervisor and auditor attending such convention may vote in the election of officers

Section 604 COUNTY TO PAY EXPENSES The county treasurer shall on warrants of the county commissioners pay to the treasurer of such association from the county funds the necessary expenses incurred for the holding of such annual or semi-annual convention includig the necessary expense of the secretary The total sum thus paid by any county shall not exceed one hundred and twenty-five dollars a year

Within thirty days after every such convention the treasurer of such association shall file with the county commissioners an itemized statement under oath showing when and where such convention was held the number of township supervisors auditors and township secretaries present and all the expenses connected with such convention together with proper vouchers for all such expenses and no payment shall be made to the treasurer of such association until he has presented to the county commissioners an itemized and verified statement of expenses

(b) State Association

Section 610 STATE ASSOCIATION AUTHORIZED The formation of a State association of township supervisors is hereby authorized The association shall hold annual meetings at such time and place within the Commonwealth as it may designate for the purpose of discussing various questions and subjects pertaining to the duties of township supervisors and for the purpose of devising uniform economical and efficient methods of administering the affairs of townships all the officers of said State association shall be township supervisors none of whom shall be interested directly or indirectly in the promotion and sale of road material and equipment

Section 611 DELEGATES Each county association of township supervisors shall elect one township supervisor for each ten townships or fraction thereof within said county as a delegate to each annual meeting of said State association

Section 612 EXPENSES AND MILEAGE The expenses of the delegates attending the annual meeting shall not exceed six dollars per day for each delegate for not more than three days together with the actual mileage at the prevailing rate of railroad fare and shall be paid by the respective county associations

Section 613 LIMIT ON MEETING EXPENSES The expenses of the annual meeting including expenses of committees printing and stenographers shall be paid pro-rata by the respective county association and shall not exceed fifteen dollars for each county association

Section 614 ITEMIZED STATEMENT FILED WITH COUNTY TREASURER Within thirty days after each annual meeting of the State association the treasurer of the respective county association file with the county commissioners an itemized statement under oath setting forth where and when the annual meeting of the State association was held the number of delegates from the respective association in attendance and the expenditures due from the county association for such annual meeting and the county commissioners shall draw their warrant on the county treasurer and pay to the treasurer of the respective county association out of the county funds the amount expended by the county association under the provisions of this subdivision Provided however that in all counties having controllers said accounts shall be audited by the controller

ARTICLE VII

GENERAL POWERS

Section 701 SUITS PROPERTY Townships of the second class may

I Sue and be sued by the name of the townships of..........

II Purchase hold lease let and convey such real and personal estate as the purposes of the township shall require Such real and personal estate shall be taken and held only for the benefit of the inhabitants of the township and for such objects and purposes as township rates and levies are authorized by law to be laid for

Section 702 SUPERVISORS TO EXERCISE POWERS The corporate powers of townships of the second class shall be exercised by the township supervisors They shall have power

I LIGHTING To light and illuminate the streets highways and other public places of the township with electric light gas or other illuminating medium and to provide for defraying the cost charges and expenses thereof and for such purposes to enter into contracts or agreements with any person copartnership association or corporation for a period not exceeding five years for the purpose of securing and maintaining a supply of light

II CONTRACTS AND TAX LEVY FOR LIGHTING On the petition of the owners of a majority of the lineal feet frontage along any street highway or portion thereof within the township to enter into contract with electric gas or other lighting companies to light and illuminate said streets and highways and other public places in said villages with electric light gas light or other illuminant

The township supervisors shall levy for the maintenance of said lights an annual tax upon all the property including factories and places of business abutting upon the said streets and highways in the district benefited thereby based upon the assessment for county purposes Such taxes shall be collected in the same manner as other taxes The collector of taxes shall receive the same commission as on the road taex No such tax shall be levied against any farm land but vacant lots between built-up sections whether tilled or untilled shall not be deemed to be farm lands The township treasurer shall receive all such taxes collected for lighting the streets and highways shall keep the same in a separate account and pay out the same only upon orders signed by the chairman of the township supervisors attested by the secretary The treasurer shall make a report to the auditors of the township annually

III CONTRACTS AND TAX LEVY FOR FIRE PURPOSES On the petition of the owners of a majority of the lineal feet frontage along any highway or portion thereof in any village within the township to enter into contract with water companies for the placing of fire hydrants along said highways for the protection of property from fire

The supervisors shall levy for the maintenance of such fire hydrants and for the purchase of hose et cetera an annual tax upon the property abutting upon said highway in the district benefited thereby based upon the assessment for county purposes Such tax shall be collected in the same manner as other taxes The collector shall receive the same commission as on the road tax

The township treasurer shall receive all such taxes collected for fire protection and keep the same in a separate account and pay the same out only upon orders signed by the chairman of the board of supervisors attested by the secretary The treasurer shall make a report to the auditors of the township annually

IV FIRE PROTECTION FROM ADJACENT MUNICIPALITIES To appropriate moneys to adjacent municipalties and townships or fire companies located therein to secure fire protection for the inhabitants of the township

V WATERING TROUGHS To erect watering troughs along the highways at an expense not exceeding twenty dollars and to keep the same in repair

VI MEMORIAL DAY APPROPRIATIONS To appropriate moneys for the expenses of Memorial Day services

VII ROAD BULLETINS To subscribe for not more than three publications the main subject-matter of which pertains to good roads and road building Such publication shall be for the joint use of the supervisors superintendents and roadmasters of the township

VIII GARBAGE REGULATIONS To provide for the care and removal of ashes garbage and other refuse material including the imposition and collection of reasonable fees and charges therefor

IX TRAFFIC LIGHTS AND SIGNALS To provide for and to expend township road moneys for the erection maintenance and operation of traffic lights and traffic signals whenever deemed necessary for the protection of the traveling public

X ROAD SUPPLIES To purchase such timber material equipment machinery road-drags tools and implements as shall be necessary for making and repairing roads and bridges to employ sufficient number of laborers to make and repair the same and to lease or lend such machinery road-drags tools and implements to other townships boroughs or cities and to contract for the construction reconstruction and improvement of roads

XI APPROPRIATIONS FOR FORESTRY To appropriate moneys from their respective treasuries to any forest protection association cooperating in forest work with the State Department of Forests and Waters or to be expended in direct cooperation with said Department of Forests and Waters in forest work and to purchase or take by gift any forest lands for recreational purposes

XII NUISANCES To prohibit accumulations of garbage and rubbish on private and public property and the carrying on of any offensive manufacture or business and to remove any nuisance or dangerous structure on public or private grounds after notice to the owner to do so and in his default to collect the cost of such removal together with a penalty of ten dollars from the owner by summary proceedings In the exercise of the powers herein conferred the township may institute proceedings in courts of equity

XIII INSURANCE To expend out of the public funds of the township such amount as may be necessary to secure workmen's compensation insurance for its employes including volunteer firemen killed or injured while going to returning from or attending fires in said township or territory adjacent thereto to make contracts of insurance with any fire insurance company duly authorized by law to transact business in the Commonwealth of Pennsylvania on any building or property owned by such township to make contracts with any insurance company insuring any public liability of the township and to make contracts of group insurance for the benefit of its employes

XIV ARMORIES To appropriate money or convey land either independently or in connection with any county city town borough or township to the Commonwealth of Pennsylvania for the purpose of assisting the Armory Board of the Commonwealth of Pennsylvania in the erection of armories for the use of the National Guard and to furnish water light or fuel free of cost to the Commonwealth for use in any armory of the National Guard and to do all things necessary to accomplish the purposes of this clause

XV NATIONAL GUARD To take by right of eminent domain for the purpose of appropriating to themselves for the use of the National Guard of Pennsylvania such public lands easements and public property as many be in their possession or control and used or held by them for any other purpose Such right however shall not be exercised as to any street or highway or wharf but all other public easements and property may be appropriated and used for the purposes herein provided any limitation of the use thereof by the township either by donation dedication appropriation statute or otherwise to the contrary notwithstanding

XVI ACQUISITION OF LANDS TO ASSIST ARMORY BOARD To acquire by purchase or by gift or by the right of eminent domain any land for the use of the National Guard of Pennsylvania and to convey such lands so acquired to the Commonwealth of Pennsylvania to assist the Armory Board in the erection of armories The proceedings for the condemnation of lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be taken in the same manner as is provided by this act for the condemnation of lands for public purposes in townships The power conferred by this clause shall not be exercised to take any church property graveyard cemetery or any dwelling house or the curtilage of the same in the actual occupancy of the owner

XVII BURIAL PLOTS OF EX-SERVICE MEN To purchase plots of ground in any cemetery or burial ground for the interment of such deceased service men as shall hereafter die within such township or shall die beyond such township and shall have a legal residence within such township at the time of their death and whose bodies are entitled to be buried by the county Such plots of ground shall be paid for out of the treasury of such township

XVIII DISPLAY OF FLAGS To display the flag of the United States the Commonwealth or of any county city borough or township on any public building of the township

XIX CARE OF MEMORIALS To maintain and keep in good order and repair at the expense of the township and it shall be their duty so to do any soldiers monument gun or carriage or other similar memorials when there is not in existence any person body or organization to care for and maintain the same and when such memorials were not erected by the government of the United States the Commonwealth of Pennsylvania and other state or by the commissioners of any county and to receive from persons or organizations funds for such purposes

ARTICLE VIII

CONTRACTS

Section 801 POWER TO MAKE CONTRACTS Each township shall have power to make such contracts as may be necessary for carrying into execution the provisions of this act

Section 802 LETTING CONTRACTS All purchases of materials equipment and/or machinery for the construction reconstruction and improvement of roads and bridges in which the Commonwealth is interested involving an expenditure in excess of two hundred dollars shall be by contract in writing It shall be unlawful for the supervisors to evade the provisions of this section by making two or more contracts for small amounts which should have been in one If the auditors find there has been any such evasion they shall refuse to approve the same

All such contracts and contracts for the construction reconstruction and improvement of roads and bridges in which the Commonwealth is interested shall be valid only when approved by the Department of Highways of the Commonwealth

All other contracts or purchases made by any township involving the expenditure of over five hundred dollars shall be in writing and shall be made only after notice by the secretary published once a week for two weeks in one newspaper of the county circulating in the township All plans and specifications shall be on file at least fifteen days in advance of the opening of bids This section shall not apply in the case of any township repairing its public highways except as to any purchase of materials or equipment for the purpose of such repairs In every instance in which any contract for any public work construction materials supplies or other matters or things for any township shall be awarded upon competitive bids it shall be the duty of the authority authorizing the same to award said contract to the lowest responsible bidder Any published notice for bids shall contain full plans and specifications or refer to the place where copies thereof can be obtained and give the time and place of meeting of the township supervisors at which meeting bids shall be publicly opened and let If through the lack of a quorum or other reason no meeting shall be held at such time and place notice of the same kind shall be repeated once at least six days before the meeting of the subsequent time and place fixed and the foregoing provisions as to bids shall apply The same course shall be pursued with respect to contracts in which the Commonwealth is not interested until a meeting shall actually be held for receiving and opening bids Any contract made in violation of the provisions heretofore shall be void Provided That if prior to the letting of any such contract taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to sixty per centum or over of the total property valuation as assessed for taxable purposes within the township shall sign and file with the secretary of the board of supervisors of the township a written protest against such contemplated contract then such contract shall not be let

A record of all purchases of material equipment and/or machinery for road purposes involving an expenditure of less than three hundred dollars shall be kept by the supervisors and furnished to the Department of Highways in the annual report

Section 803 BONDS FOR PROTECTION OF LABOR AND MATERIAL-MEN It shall be the duty of all townships in the erection construction or repair of any public work or public improvement of any kind or character whatever to require of the contractor or contractors employed in or about said works or improvements an additional bond with sufficient surety or sureties providing for the payment of all labor and material entering into the said works or improvements and all machinery used on such works or improvements

The labor and material-men furnishing labor material and machinery in and for said works or improvements upon the contract of said contractor shall have the right according to law to sue in an action of assumpsit in the name of the obligee for his or their use upon said bond upon proof of said contractor's failure to pay for said labor material and machinery

Section 804 SEPARATE SPECIFICATIONS FOR BRANCHES OF WORK In the preparation of specifications for the erection or alteration of any public building when the entire cost of such work exceeds one thousand dollars the architect engineer or person preparing such specifications shall prepare separate specifications for the plumbing heating ventilating and electrical work and the township shall receive separate bids upon each of such branches of work and award the contract for the same to the lowest responsible bidder

Section 805 WORKMEN'S COMPENSATION INSURANCE All contracts executed by any township which shall involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept in so far as the work covered by any such contract is concerned the provisions of the Workmen's Compensation Act of 1915 and any supplements or amendments thereto and that the said contractor will insure his liability thereunder or file with the township with which the contract is made a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Every officer of a township who shall sign on behalf of the said township any contract requiring in its performance the employment of labor shall require before the said contract shall be signed proof that the said contractor with whom the contract is made shall have accepted the Workmen's Compensation Act of 1915 and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of the said act or that the said contractor has had issued to him a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Any contract executed in violation of the provisions of this section shall be null and void

Section 806 ENGINEERS AND ARCHITECTS NOT TO BE INTERESTED IN CONTRACTS It shall be unlawful for any architect or engineer in the employ of a township and engaged in the preparation of plans specifications or estimates to bid on any public work at any letting of such work in such township

It shall also be unlawful for the officers of a township charged with the duty of letting any public work to award a contract to any such architect or engineer in the employ of the township

It shall not be lawful for any architect or engineer in the employ of a township to be in any wise interested in any contract for public work in such township nor receive any remuneration or gratuity from any person interested in such contract

Any person or persons violating these provisions or any one of them shall forfeit his office and shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment of not less than six months or both in the discretion of the court

ARTICLE IX
TAXATION FINANCE ROAD FUND

Section 901 FISCAL The fiscal year in townships shall commence on the first Monday of January in each year All receipts disbursements contracts and purchases shall be chargeable to and entered as of record in the fiscal year in which made

Section 902 ANNUAL BUDGET The board of township supervisors of townships of the second class shall annually before their organization meeting in January or as soon thereafter as practicable make a written estimate of the amount of money required for the ensuing year beginning on the first Monday of January which shall be filed with the treasurer Such estimates for the purpose of aiding the board in determining how much road tax to levy shall specify

(a) The amount of money necessary for the maintenance repair and improvement of highways including sluices

(b) The amount of money necessary for the repair and construction of culverts and bridges

(c) The amount of money necessary for the purchase hire repair and custody of tools implements and machinery

(d) The amount of money necessary for the payment of debts or other miscellaneous purposes

The supervisors may by resolution transfer moneys from one fund to another except from the fund allocated for the payment of debts

Section 903 TEMPORARY INDEBTEDNESS Whenever the township highway funds have been exhausted the board of supervisors may borrow on the credit of the township money in anticipation of taxes to be collected for the current fiscal year or township reward to be received as shown by agreements issued and issue a certificate of indebtedness payable on a certain date not exceeding one year from the date of issue to the end that work may be performed in proper season and in accordance with rules and regulations prescribed

Section 904 SALE OF BONDS AND SECURITIES ADVERTISEMENTS When any township shall borrow money and issue bonds or other securities therefor except in the case of the giving of notes for temporary loans as may be authorized by law the authorities thereof shall sell the same to the highest responsible bidder after public notice by advertisement once a week for three weeks in at least one newspaper of general circulation published in the county in which such township shall be situated No bid for such bonds or securities at less than their par value shall be accepted but where bonds and securities shall have been heretofore or shall hereafter be advertised for sale as provided in this section and no bids have been received then it shall be lawful for such township to sell the same at private sale for not less than par and accrued interest

Section 905 GENERAL AND SPECIAL TAX LEVIES The board of township supervisors may by resolution levy taxes upon all property and upon all occupations within the township made taxable for township purposes as ascertained by the last adjusted valuation for county purposes for the purposes and at the rate hereinafter specified to wit

One An annual road tax not later than the fourth Monday of March of each year not exceeding ten mills unless the board of supervisors by a majority action shall upon due cause shown petition the court of quarter sessions in which case the court may after public notice as the court may direct and hearing order a greater rate than ten mills but not exceeding ten additional mills to be levied Such annual road tax shall include all levies for road purposes and for the payment of bonds and certificates of indebtedness issued and all other debts incurred for road purposes Not less than ten per centum of the annual road tax shall be set aside by the respective townships and used for the payment of existing indebtedness incurred for road purposes for the payment of which indebtedness no provision has been made All road taxes shall be collected in cash

Two A tax for the purpose of building and maintaining a lockup after obtaining the assent of the electors of the township in the manner provided in this act

Three Upon the receipt of a petition of a majority of the owners of real estate of the township requesting it an annual tax not exceeding five mills for the purpose of lighting the streets and highways in the manner provided by the general powers of this act and of defraying the cost charges and expenses thereof

Four An annual tax so long as necessary not exceeding fifty per centum of the rate of assessment for road purposes for the purpose of procuring a lot and erecting a building thereon for a townhouse and for the payment of indebtedness incurred in connection therewith Provided The indebtedness for the payment of which any such tax shall be levied shall not exceed one-half of one per centum of the assessed value of real estate in the township

Five A tax not exceeding two mills and not exceeding the amounts hereinafter limited for the purpose of purchasing and maintaining fire apparatus and to provide with the assent of the electors of the townships as hereinafter provided a suitable place for the housing of the same and to make appropriations to fire companies for the purchase and maintenance of fire apparatus but the total expenditure for the purchase of fire apparatus by the township together with the amount of appropriation to one or more fire companies from such taxes shall not for the first fiscal year exceed in all the sum of seven thousand five hundred dollars nor shall any new fire apparatus be thereafter purchased by the township or by any fire company from appropriations made by the township without the consent of the electors as hereinafter provided nor shall the total expenditure by the township in any fiscal year for the purpose of maintenance and operation together with the appropriations to any one or more fire companies exceed forty-five hundred dollars

Whenever the assent of the electors is required as hereinbefore provided the same shall be expressed at an election to beheld at the place time and under the same regulations as provided by law for the holding of municipal elections At such election the election officers shall receive ballots from the electors which shall be prepared in the manner prescribed by the general election law In receiving and counting and in making return of the votes cast the election officers shall be governed by the laws regulating municipal elections and the returns shall be computed by the court as now provided by law for municipal elections

The taxes authorized to be levied by this section shall be levied upon the last adjusted valuation for county purposes which valuation shall be furnished to the township supervisors by the county commissioners If any further adjustment of valuation is made by the county commissioners after any tax is so levied and before said tax is payable such adjusted valuation shall be certified to the township supervisors and to the township collector of taxes by the commissioners and the tax shall be collected on the basis of such adjusted valuation

This article does not include the levy of any taxes upon particular districts or parts of any township for particular purposes

Section 906 TAX RATE TO BE EXPRESSED IN DOLLARS AND CENTS Whenever the supervisors of any township shall by resolution fix the rate of taxation for any year at a mill rate such resolution shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property

Section 907 SPECIAL LEVIES ORDERED BY COURT TO PAY DEBTS In addition to the levies hereinbefore provided for when it is shown to the court of quarter sessions that the debts due by any township exceed the amount which the supervisors may collect in any year by taxation the court after ascertaining the amount of indebtedness of any such township may by a writ of mandamus direct the township supervisors by special taxation to collect an amount sufficient to pay the same If the amount of such indebtedness is so large as to render it inadvisable to collect the same in any one year taking into consideration other necessary taxation the court may direct the same to be levied and collected by annual instalments and may order such special taxes to be levied and collected such successive years as may be required for payment of the same

Section 908 DUPLICATES ABATEMENTS AND PENALTIES The township supervisors shall make or cause a duplicate to be made designating the amount of road tax levied against each taxpayer of the township and also duplicates for all other taxes levied and assessed under the provisions of this act and shall deliver the same on or before the first day of May of each year to the township collector together with a warrant for the collection of the same which taxes shall be collected as follows Namely To all taxpayers who pay their taxes to the collectors before June first of each year an abatement of five per centum shall be made All road taxes paid to the collector between June first and October first of each year shall be paid in full and to all road taxes remaining unpaid on the first of October in each year the collector shall add five per centum as penalty for such delinquency and shall collect said penalty in addition to the tax levied

Section 909 PUBLIC NOTICE OF ISSUING DUPLICATE Where any duplicate of taxes assessed is issued and delivered to the collector of taxes he shall give public notice as soon thereafter as conveniently can be done by at least ten written or printed notices to be posted in as many public places in different parts of the township Such notice shall state that the duplicate has been issued and delivered to him

Section 910 TAX NOTICES Each tax collector of the several townships within thirty days after receiving the tax duplicate shall notify every taxable whose name shall appear on such duplicate Such notice shall contain the rate of taxation the valuation of the property of such taxable the occupation valuation of such taxable and the full amount of taxes for which said taxable shall be liable for the current year Such notice shall further state that such taxes are payable shall designate a place and time when they shall be paid and shall further state the time within which an abatement of tax will be allowed when full amount of tax will be collected and when an additional percentage will be added as a penalty Such notice shall be mailed to the last known post-office address of each of said taxables

Section 911 COMPENSATION OF TAX COLLECTOR The compensation of the tax collector shall be two per centum on all road and other taxes collected during the period a discount is allowed and five per centum on all such taxes collected thereafter

Section 912 ACCOUNTS STATEMENTS AND SETTLEMENTS OF TAX COLLECTOR The tax collector shall keep correct accounts of all moneys collected marking "paid" on his duplicate at the name of each taxable with the amount of tax and the date on which paid The collector shall on the first day of each month make a true statement in writing to the secretary of the board of supervisors of all taxes collected during the previous month giving names of taxables and amount collected from each and the total amount received The collector shall pay over on the first day of each month to the treasurer all moneys collected during the previous month and take his receipt for same A complete settlement of all taxes for each year shall be made by the collector of taxes with the treasurer not later than the first day of July of the year succeeding the one in which the taxes are levied In the settlement of such taxes the tax collector shall be allowed a credit for all unpaid taxes which have been returned or for which liens have been filed as provided by law Unless such settlement is made the tax collector shall not be entitled to the duplicate for any succeeding year during his term and the supervisors shall appoint a tax collector in his stead to collect such taxes Any tax collector who neglects or refuses to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than one hundred dollars or be imprisoned for a term not exceeding one year or both

Section 913 COMPENSATION OF TAX COLLECTOR PAID BY ORDER EXPENSES The compensation due a tax collector for taxes collected and paid over to the treasurer shall be paid on order drawn by the board of supervisors and said collector shall be paid in the same manner such actual printing and postage expenses as shall be incurred by him in performing his duties The amount of such expenses shall be adjusted by the boards of supervisors

Section 914 EXONERATIONS The supervisors at all times make abatements or exonerations for uncollectible occupation taxes mistakes indigent persons unseated lands et cetera as to them shall appear just and reasonable The township secretary shall enter in a book or books to be kept for that purpose the names of all persons abated or exonerated together with the reason why the amount of tax and date when made and give to the collector a certificate directed to the treasurer stating the nature of the tax and the amount exonerated in order to make settlement accordingly

Section 915 AUDITORS TO SETTLE TAX ACCOUNTS The accounts of the collector of taxes shall be settled by the township auditors The tax collector shall state a separate account for each different tax collected by him

ARTICLE X

EMINENT DOMAIN ASSESSMENT OF DAMAGES AND BENEFITS

(a) General Provisions Relating to Eminent Domain

Section 1001 SCOPE OF ARTICLE Whenever under the provisions of this act the right of eminent domain and/or the ascertainment and assessment of damages and benefits in viewer proceedings is provided for and vested in a township the proceeding shall be as set forth in this article

Section 1002 RESTRICTIONS AS TO CERTAIN PROPERTY In addition to the restrictions made by other provisions of this act in particular cases no township shall exercise right of eminent domain as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of Assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania of the Congress of the United States or as against the land occupied by any fort redoubt or blockhouse erected during the Colonial or Revolutionary period or any building used as headquarters by the Commander-in-Chief of the Continental Army or as against the site of any building fort redoubt blockhouse or headquarters which are preserved for their historic associations and not for private profit The Colonial and Revolutionary period shall be taken as ended on the third day of September one thousand seven hundred and eighty-three

Section 1003 POSSESSION OF PROPERTY UPON TENDER OF BOND Whenever in any condemnation proceedings any township has tendered a bond to secure the payment of damages and the same has been accepted or if the acceptance has been refused and the bond has been filed in and approved by the court the township shall have the right to immediate possession of the property

Section 1004 NOTICE TO QUIT POSSESSION PROCEDURE If the owner lessee or occupier shall refuse to remove his personal property or give up possession the township may serve written notice upon such owner lessee or his agent or the occupier to remove his personal property and give up possession of such property within sixty days from the date of the service of such notice

If the owner lessee or occupier shall refuse to remove his personal property and give possession upon proof of the service of the notice a writ of habere facias possessionem shall forthwith issue directing the sheriff to give to the township possession

Section 1005 BOND OF TOWNSHIP WITHOUT SURETY SUFFICIENT Whenever any court shall order any township to enter security for the payment of damages for the taking injury or destruction of land property or materials by right of eminent domain the bond of the township shall be taken without sureties

Section 1006 VALUE OF LAND NOT TO BE ASSESSED AS BENEFITS EXCEPTION In all cases of the appropriation of land for public use other than for roads or streets it shall not be lawful to assess any portion of the damage done to or value of the land so appropriated against the other property adjoining or in the vicinity of the land so appropriated

Section 1007 VIEWERS' REPORT Viewers or juries of view appointed by any court to assess damages and benefits due to the taking injury or destruction of private property in and by the construction or enlargement of any public work highway or improvement shall make their reports within a time which the court shall fix when appointing them but if any of the viewers or juries of view shall for any reason appearing sufficient to the court be unable to file its report within the period so fixed the court may either before or after the expiration of the time fixed extend the time for the filing of such report

Section 1008 PLANS OF PROPERTIES CONDEMNED TO BE FURNISHED TO VIEWERS In all proceedings to assess damages for the taking injury or destruction of private property for public use the township taking injuring or destroying property for said purpose shall furnish the board of viewers with a correct plan of all properties affected showing all buildings or other structures thereon their width length elevation and cubical contents names of all owners tenants or occupiers thereof the topography of the land and the grades and widths of all highways running through or abutting on said properties and all other data necessary for a proper determination of the amount of damages caused by the taking injury or destruction of said private property

Said plans shall be prepared and ready for the use of the viewers at their first meeting and copies thereof shall be furnished to all owners tenants and occupiers of the property and all parties affected thereby without charge

Section 1009 CONDEMNATION PETITION TO SPECIFY LIENS EXCEPTION In all proceedings instituted for the condemnation and appropriation of land and property by the exercise of the right of eminent domain excepting proceedings to ascertain damages and benefits by reason of township street or sewer improvements the petition for the appointment of viewers therein shall contain allegations specifying any judgments mortgages or other claims (hereinafter designated "liens") which are liens upon the land and property sought to be appropriated or condemned as aforesaid

Section 1010 FINDINGS OF FACTS AS TO LIENS Testimony shall be taken in said proceedings to ascertain the amounts of said liens and the dates of the entry of the same and the amounts of said liens and the dates of entry thereof shall be found as facts by the viewers in said proceedings Certified lists of liens from the courts of the Commonwealth and the United States shall be prima facie evidence of the existence dates amounts dates of entry and places of record of said liens and unless modified or overcome by oral or documentary evidence shall be conclusive upon the parties thereto as to items just specified

Section 1011 REPORTS OF VIEWERS AS TO LIENS APPEALS DISTRIBUTION TO LIEN CREDITORS DISCHARGE OF LIENS Where it appears that liens exist as aforesaid which are liens upon property sought to be condemned and appropriated as aforesaid a report of the facts found as aforesaid shall be made to the court having jurisdiction of the proceeding which report shall be subject to exceptions in manner to be regulated by the Supreme Court by general rule prescribed amended and published from time to time and upon the findings in relation to said liens being finally found by said court having jurisdiction of said proceedings said court shall make an order directing the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto first to the owners of said liens then to the owners of the property appropriated as aforesaid Provided however That the parties interested shall have the right of appeal from said order of distribution to the Superior of Supreme Courts of the Commonwealth as shall be determined by the amount distributed to said parties respectively in manner now provided by law Payment in accordance with said order of distribution shall absolutely discharge the party making said payment from all claims of whatsoever nature by any person firm corporation or claimant as against said property when the payment shall be evidence by a receipt of record in said proceedings and in said receipt and on the record thereof any claimant may reserve the right to pursue the owner of said property for any balance due upon his lien against any other property or assets of the said owner

Section 1012 VESTING TITLE Upon payment of the compensation for land or property appropriated as aforesaid in accordance with said order of distribution title to the land or property appropriated shall vest in the taker thereof in accordance with provisions of the law under which such appropriation is made and all claims for compensation shall be deemed paid and satisfied as herein provided

Section 1013 COMPETENCY OF EVIDENCE AS TO MARKET VALUE OF PROPERTY In all proceedings arising from the exercise of the right of eminent domain it shall be competent for all witnesses called when duly qualified to state their opinion as to the market value of the property before the exercise of the right of eminent domain and as unaffected by it and its market value immediately after the exercise of the right of eminent domain and as affected thereby

(a) To state in detail and costs all the elements of benefit or damage which they have taken into consideration in arriving at their opinion

(b) In arriving at their opinion as to the market value immediately after the exercise of the right of eminent domain to add to their opinion of the market value before such exercise the cost or value of all the elements of benefit or advantage and to deduct therefrom all disadvantage or damage in order to arrive at the market value after such exercise of the right of eminent domain and as affected thereby

(c) In all proceedings to assess damages or benefits for the opening of any street alley or other highway to take into consideration as one of the elements of advantage or disadvantage the cost of street improvement

In all claims for damages against a township arising from the exercise of the right of eminent domain it shall be competent for the party or parties claiming damages to offer in evidence as a declaration against interest the value of the property affected as assessed for the purpose of taxation

Section 1014 PROCEEDINGS WHERE ASSESSMENTS BY VIEWERS WAIVED In any proceeding to ascertain the damage caused to any owner of lands by reason of the appropriation of a right of way or easement by any township where the owner and township cannot agree upon the amount of damage done the parties may by agreement waive the right to have such damages assessed and the owner may file his claim in the court of common pleas of the county and rule the defendant to plead thereto within fifteen days from the service of such rule upon the township and the suit shall be proceeded with as if an award of viewers had been filed and an appeal had been taken therefrom

Either party to such an action may on motion have the jury visit and view the premises over or through which the proposed right of way or easement may extend

Section 1015 APPEALS IN EMINENT DOMAIN PROCEEDINGS PAYMENT OF MONEY INTO COURT In all cases of damages assessed against any township for property taken injured or destroyed by the construction or enlargement of its works highways or improvements whether such assessment shall have been made by viewers or otherwise than upon trial in court and an appeal is not provided for an appeal may be taken by either party to the court of common pleas of the County within thirty days from the filing of the report

Any such appeal taken shall be signed by the party taking the same or by his agent or attorney and shall be accompanied by an affidavit of the party appellant or of the agent or attorney that the same is not for the purpose of delay but because the affiant firmly believes that injustice has been done

When no such appeal is taken and judgment is entered and the party to whom damages have been awarded refuses to accept payment of such award or judgment then it shall be lawful for such township upon petition to the court after notice as ordered by court to pay the amount of the award and costs into the court The court upon such payment shall order the satisfaction of the award or judgment

(b) Procedure for the Exercise of Eminent Domain and for the Assessment of Damages and Benefits

Section 1020 PETITION FOR VIEWERS TIME OF MEETING Except as is in this act otherwise provided in case the compensation for damages or benefits accruing from the exercise of the right of eminent domain and/or from the erection and construction of public improvements have not been agreed upon the court of common pleas or any law judge thereof in vacation on application thereto by petition by the township or any person interested shall appoint three viewers from the board of viewers of the county and appoint a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the line of the improvement and view the same and the premises affected thereby

Section 1021 WHEN VIEWERS MAY BE APPOINTED The viewers provided for in the preceding section may be appointed before or after the entry appropriation or injury of any property or materials for constructing such improvements

Section 1022 NOTICE OF MEETING OF VIEWERS Except when otherwise in this act provided the viewers shall give at least ten days' notice of the time of their first meeting by publication in one or more newspapers of the county and by handbills posted upon the premises or otherwise as the court shall direct

Section 1023 SWEARING VIEWERS HEARINGS SCHEDULES OF DAMAGES AND BENEFITS The viewers having been sworn or affirmed faithfully justly and impartially to decide and a true report to make concerning all matters to be submitted to them and in relation to which they are authorized to inquire and having viewed the premises and examined the property shall hear all parties interested and their witnesses and shall determine the damages for property taken injured or destroyed if any and to whom the same is payable and having determined the damages together with the benefits they shall prepare a schedule thereof

Section 1024 ASSESSMENT OF DAMAGES AND BENEFITS The damages may be paid in whole or in part by the township or may be assessed in whole or in part upon the property benefited In the latter case the viewers having first determined the damages apart from the benefits shall assess the total cost of the improvement or so much thereof as may be just and reasonable upon the properties peculiarly benefited including in the assessment all parties for which damages have been allowed and shall report the same to the court The total assessments for benefits shall not exceed the total damages awarded or agreed upon

Section 1025 ASSESSMENTS AWARDS In proceedings to assess damages and benfits if the property is both benefited and damaged by such improvements the excess of damages over benefits or the excess of benefits over damages or nothing in case the benefits and damages are equal shall be awarded to or assessed against the several owners of property affected thereby

Section 1026 SEPARATE REPORTS OF DAMAGES AND BENEFITS The preceding section shall not prevent the viewers from making a separate report of the damages and benefits respectively In such event if the damages to the property of any person be greater than the benefits or if the benefits be greater than the damages or if the damages and benefits be equal in either case the viewers shall strike a balance and carry the difference forward to another column so that the assessment shall show what amount is to be received or paid by the property owner and the difference only shall be collectible of or paid to such property owner Appeals taken from the report of the board of viewers shall be from such net amount only

Section 1027 NOTICE WHEN SCHEDULES WILL BE EXHIBITED The viewers shall give notice to all parties to whom damages are allowed or upon whom assessments for benefits are made of a time not less than ten days thereafter and of place where the viewers will meet and exhibit their schedule and hear all exceptions thereto

Section 1028 SERVICE OF NOTICES Such notice shall be given in the manner provided by law for the service of a summons in a personal action if the parties can be found in the township or upon an adult person residing upon the property affected by the assessment in case the owner or reputed owner cannot be found and to all others by publication in the newspaper or newspapers in which the first notices of the view were published and by posting conspicuously on the premises The board of supervisors may by resolution provide by whom the notice shall be served and posted and fix the compensation for such service

Section 1029 REPORT OF VIEWERS PLAN OF IMPROVEMENTS After making whatever changes are necessary the viewers or a majority thereof shall report to the court showing the damages and/or benefits allowed and assessed in each case and file therewith a plan to be prepared or secured by the viewers showing the improvement the properties taken injured or destroyed and properties benefited

Section 1030 NOTICE OF FILING OF REPORT When the report is filed notice thereof shall immediately be given by publication once in the newspapers publishing the notice provided for in this article Such notice shall state the date of filing of the report contain a schedule of the damages allowed and benefits assessed and shall state that unless exceptions be filed thereto or an appeal to the court of common pleas is taken therefrom within thitry days from the date of filing the report will be confirmed absolutely

Section 1031 TOWNSHIP TO PAY COSTS OF PROCEEDINGS The cost of the proceedings including court costs except the compensation of the viewers shall be paid by the township

Section 1032 BOND OF TOWNSHIP Except when in this act otherwise provided in all cases where the parties have not agreed upon the damages claimed or where by reason of the absence or legal incapacity of the owner no such agreement can be made the township may tender sufficient security to the party entitled to damages or to the attorney or agent of any person absent or to the agent or officer of a corporation or to the guardian or committee of any one under legal incapacity

Section 1033 CONDITION OF BOND NOTICE OF FILING IN COURT The condition of the security shall be that the township shall pay or cause to be paid such amount of damages as the party shall be entitled to receive after the same shall have been agreed upon by the parties or assessed in the manner provided for by this article In case the party claiming damages refuses to accept the security tendered the township shall give the party or his agent attorney guardian or committee a written notice of the time when the same will be presented in court

Section 1034 FILING BOND RECOVERY THEREON If approved by the court the security shall be filed for the benefit of those interested and recovery may be had thereon for the amount of damages assessed If the damages be not paid they may be collected by execution on the judgment in the issue framed to try the question Upon the approval of the security the township may proceed with the improvement

Section 1035 EXCEPTIONS TO REPORT OF VIEWERS Within thirty days after the filing of any report any party interested may file exceptions to the same and the court shall confirm modify or change the same or change the assessments made therein or refer it back to the same or new viewers

Section 1036 CONFIRMATION OF REPORT OF VIEWERS When the report is filed the prothonotary shall mark it confirmed nisi In case no exceptions are filed thereto he shall enter a decree that the report is confirmed absolutely

Section 1037 EFFECT OF EXCEPTIONS ON CONFIRMATION OF REPORT When exceptions are filed which affect the entire report the same shall not be confirmed absolutely as to any part thereof until the exceptions have been finally disposed of when the exceptions do not affect the entire report the court shall confirm the assessments to which exceptions have not been taken

Section 1038 APPEALS FROM CONFIRMATIONS AFTER EXCEPTIONS Within three months after the confirmation of any report following the filing of exceptions thereto any party interested may appeal from the decree of the court below to the Superior or Supreme Court as the case may be

Section 1039 EFFECT OF APPEALS When any appeal is taken from the action of the court confirming any viewers' report or part thereof if the appeal affects the entire report it shall have the effect of suspending the absolute confirmation thereof until the appeal is finally disposed of but where the appeal is to matters which do not affect the entire report or any other assessment such appeal shall affect only the particular assessment for which the appeal is taken

Section 1040 FILING ASSIGNMENTS OF ERROR ET CETERA In order to determine whether any appeal affects the entire report or any particular assessment the appellant shall file in the court below before or at the time of filing his writ of certiorari a copy of his specifications or assignments of error or grounds of appeal Upon failure so to do the township or any party interested may by notice or rule upon the appellant cause such specifications assignments of error or grounds of appeal to be filed

Section 1041 CERTIFICATE OF JUDGE OF THE COURT BELOW Upon the request of the township or any party interested the court below or any judge thereof in vacation shall certify whether the appeal affects the entire report and said certificate shall be conclusive Where the court or judge certifies that the appeal will affect the entire report no further proceedings shall be taken in the court below until after the final action of the appellate court but where the court or judge certifies that the appeal will affect only a particular assessment then the confirmation of all other assessments shall be final

Section 1042 EFFECT OF AFFIRMATION OF DECREE OF COURT BELOW If on any appeal the action of the court below is affirmed the date of the decree or judgment of the appellate court shall be taken as the day on which the report was finally confirmed

Section 1043 CONSOLIDATION OF APPEALS Where any appeal is taken to the Supreme Court and an appeal is also taken to the Superior Court and the appeals in both cases are substantially the same the Superior Court may certify such appeal to the Supreme Court to be heard with the other appeals from the same report

The Supreme Court shall consolidate all such appeals and hear them as one case Where several appeals are taken from the confirmation of the same report either to the Superior or Supreme Court and the grounds of the appeal are similar the appellate court may consolidate the appeals

Section 1044 APPELLANTS MAY UNITE IN APPEALS EFFECT THEREOF Several parties may unite in a single appeal either to the Superior or Supreme Court where the grounds of appeal are similar but the uniting of the appellants shall not unite the amounts or change the jurisdiction When the appeal if taken by each appellant singly would be to the Superior Court then the appeal shall be to that court but if the appeal of any one appellant would be to the Supreme Court then the joint appeal shall be to that court If an appeal has been taken to the Supreme Court any other party without regard to the amount involved if the grounds of appeal are similar may appeal to the same court and join in such appeal

Section 1045 APPEALS FROM REPORTS OF VIEWERS FOR JURY TRIAL Within thirty days after any report of viewers is filed in court any party whose property is taken injured or destroyed or who is assessed benefits may appeal to the court of common pleas and demand a trial by jury Where an appeal is so taken as to a portion of the report the portion not appealed from shall be confirmed absolutely at the expiration of thirty days after the report is filed in court

Section 1046 REASONS FOR APPEALS TO BE STATED The appeal as provided in the last preceding section shall state the grounds upon which it is taken and shall be signed by the appellant or by his agent or attorney and shall be accompanied by an affidavit that it is not taken for the purpose of delay but because the appellant believes that injustice has been done

Section 1047 COSTS Upon the trial of any such appeal in case the party appellant does not obtain a verdict more favorable than was the report of the viewers as finally confirmed the appellant shall not recover any costs

Section 1048 NOTICES APPEALS FROM THE COURT BELOW The court of common pleas shall order what notices shall be given in connection with such proceedings and may by rule or otherwise prescribe the form of pleadings After verdict and final judgment either party may within three months appeal to the Superior or Supreme Court

Section 1049 APPEALS TO THE WRONG COURT Should any appeal under this article be made to the wrong court such court shall certify the appeal to the court to which it should have been taken

Section 1050 APPEALS NOT TO PREVENT FILING LIENS No appeal taken under this article shall prevent the filing of liens by any township for any assessment made by any such report but upon the final termination of the issue the court shall make such order as to the lien filed as shall appear right and proper

Section 1051 DISCONTINUANCE OF PROCEEDINGS If any township shall repeal any resolution or discontinue any proceeding providing for any improvements prior to the entry upon taking or injury to any property or materials the township shall not be liable to pay any damages which have been assessed but all costs upon any such proceeding shall be paid by the township together with any actual damage sustained by reason of such proceeding

Section 1052 ASSESSMENTS TO BEAR INTEREST All assessments for benefits costs and expenses shall bear interest at the expiration of thirty days after they shall have been finally ascertained shall be payable to the treasurer of the township

Section 1053 DAMAGES TO BEAR INTEREST The amount of damages allowed in a report of viewers for the taking injury or destruction of property by the exercise of the right of eminent domain shall as finally confirmed bear interest at the rate of six per centum per annum from the date of the confirmation nisi of the report

ARTICLE XI

ROADS STREETS AND HIGHWAYS

(a) Laying Out Roads Under the General Road Law

Section 1101 Except as otherwise in this act provided or except as otherwise provided by local or special legislation all roads wholly within or partly within townships shall be laid out widened changed or vacated by the courts of quarter sessions as heretofore in the manner provided by the general road law and the amendments additions and supplements thereto All damages and benefits occasioned by such laying out and the subsequent opening thereof or by any such widening changing or vacation shall be assessed collected and paid in the manner provided by the general road law and the amendments additions and supplements thereto

(b) Certain Roads Declared to be Public Roads

Section 1105 Every road not of record which has been used for public travel and maintained and kept in repair by the expenditure of township funds for a period of twenty-one years and upwards shall be deemed to be a public road of the width of at least thirty-three feet notwithstanding the fact that there is no public record of the laying out of such road or a dedication thereof for public use In all such cases the lawful laying out and opening or dedication of such roads of the width hereinbefore specified shall be conclusively presumed

(c) Opening and Repairing Roads Detours Etc.

Section 1110 OPENING REPAIRING AND CLOSING ROADS Public roads or highways in townships shall as soon as may be practicable be effectually opened and constantly kept in repair All public roads or highways shall at all seasons be kept reasonably clear of all impediments to easy and convenient traveling at the expense of the township

The supervisors of any township may temporarily close any township road when in their opinion excessive or unusual conditions have rendered such road unfit or unsafe for travel and immediate repair because of the time of year or other conditions is impracticable The road or portion of road so closed shall be properly marked at its extremities and a means of passage for the customary users of such road shall whenever possible be provided

Any one using such road or portion thereof after the same has been properly closed and marked without a permit from the supervisors shall be subject to a penalty of not more than one hundred dollars to be recovered in a summary proceeding and penalties so recovered shall be payable to the treasurer of the township wherein the offense was committed to be expended in the repair of the roads of the township

Section 1111 TIME WITHIN WHICH ROADS TO BE OPENED Whenever proceedings have been heretofore or may hereafter be begun in any court of quarter sessions for the opening and laying out of any public road in any township such public road shall be physically opened upon the ground for use by the public within the period of five years next after the entry of the final decree confirming said road and not thereafter

In the event that the proceedings for the opening and laying out of a public road referred to in this section shall have been completed and a final decree confirming said road shall have been made and such proposed road shall not have been physically opened upon the ground and shall have remained unopened to public use for a continuous period of five years next after the entry of the final decree confirming said road then such proceedings shall be deemed to be void and of no effect and the land proposed to be taken shall revert to the owners of the land as in the case of the vacation of a public road fee of any easement or right of the public to use the same

Section 1112 DETOURS Except in the case of emergencies wherein the safety of the public would be endangered no public road or highway in any township shall be closed to vehicular traffic except upon order of the authorities having charge of the maintenance of such highways nor for a longer period than is necessary for the purpose for which such order is issued Provided however That no public road or highway shall be closed to vehicular traffic when the same has been designated as a detour by the State Department of Highways unless the written consent of the State Department of Highways has first been obtained or unless the authorities having jurisdiction over said road or highway shall by resolution duly recorded on their minutes declare such closing necessary for the protection of the public safety

When any public road or highway shall be closed as hereinbefore provided it shall be the duty of the supervisors authorizing the closing to immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each public road intersection throughout its entire length indicating the direction of the main highway During the period when such detour is in use it shall be the duty of the authorities closing the main highway to maintain such detour in safe and passable condition It shall also be the duty of the authorities closing the main highway and maintaining the detour to immediately remove all detour signs when the highway orginally closed is opened for traffic Said supervisors shall as soon as possible repair the road designated as a detour and place same in a condition at least equal to its condition when designated as a detour Whenever necessary in the creation of a detour as aforesaid the authorities responsible for laying out the detour may enter into agreement with the owners of private lands covering the acquisition of right-of-way privileges over private property for the period when the main highway shall be closed to traffic In the exercise of the rights conferred by this section the authorities responsible are hereby empowered to pay for the necessary maintenance subsequent repair and land rental out of such funds as are available for the construction and/or maintenance of the highways in their charge

Any person who shall wilfully remove deface destroy or disregard any barricade light danger sign detour sign or warning of any other character whatsoever erected or placed under authority of this section or who shall drive on over or across any highway which has been closed by proper authority shall upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and the costs of prosecution and in default of the payment thereof shall be imprisoned one day for each dollar of fine and costs unpaid Provided however That persons who have no outlet due to the closing of a highway may drive on over or across such highway with the consent in writing of and subject to such conditions as may be prescribed by the authorities responsible for the closing or their agents or contractors without being subject to the penalties imposed by this section

In addition to the penalties herein provided the authorities responsbile for the maintenance of a highway which has been closed to vehicular traffic or their agents or contractors may in an action at law recover damages from any persons who have damaged a highway by driving on over or across same when it is closed to vehicular traffic in accordance with the provisions of this act

All fines collected under the provisions of this section shall be paid by the officer receiving the same to the treasurer of the township in which the offense was committed

(d) Changing Vacating or Altering Roads by Agreement With Property Owners

Section 1115 Whenever the supervisors of any township deem it advisable to construct change or alter any part of any public road under their supervision within this Commonwealth or to vacate any abandoned portion of a State Highway not vacated by the Department of Highways and can agree with the property owners affected by such change alteration or vacation they may change alter or vacate such part of such public road as contemplated in such agreement without the formality of a view

No such change or alteration of any part of any public road shall be made the costs and expenses of which including damages to such township shall exceed five hundred dollars A petition setting forth the facts regarding such change alteration or vacation accompanied by a map or draft of the same shall be presented to the court of quarter sessions for approval before such actual change alteration or vacation is made whereupon the new location approved by the court shall be taken to be the public road and the old location shall be vacated or the abandoned State highway shall be vacated as the case may be

(e) Elimination of Curves

Section 1120 Any township may acquire by purchase or by the right of eminent domain any such property and lands situate along or adjacent to any township highway as in the opinion of the supervisors of such township may be necessary to eliminate dangerous curves and widen narrow roads or highways for the better protection and safety to the traveling public

Upon any such purchase or condemnation the supervisors may from time to time abate or remove or cause to be abated or removed any such dangerous curve or curves or widen such narrow highway to the extent of the property and land so acquired

The proceedings for the condemnation of such property and lands under the provisions of this section and for the assessment of damages for property taken injured or destroyed shall be taken in the manner provided by this act for the condemnation of land by townships

This section shall not be construed to repeal any acts or parts of acts providing a method of procedure for the widening of township roads

(f) Acquisition of Unobstructed Views at Curves and Intersections

Section 1125 Any township may acquire by purchase or by the right of eminent domain a free and unobstructed view down and across such lands located at or near the intersection of any two highways or a highway and a railroad or railway or at any curve in any highway as may be necessary to assure a free and unobstructed view in all directions at such crossings and to so prevent the use of such lands for any purpose or in any manner which may interfere with or obstruct the vision of any person or persons traveling upon any such highway

Upon any such condemnation the township having had such view condemned may from time to time abate or remove or cause to be abated or removed any obstruction to such view over and across such lands

The proceedings for the condemnation of such view over and across such lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be taken in the manner provided in this act

Upon the condemnation of a view over and across any such lands the owner of such lands may make every such use thereof as will not interfere with a free and unobstructed view at such dangerous crossing or curve and unless specially provided for in such condemnation proceedings such condemnation shall not be construed to prevent the owner thereof from using such land for pasture or the growing of grass oats wheat or other crops which will not obstruct the vision more than wheat

(g) Relocation Alteration and Vacation of Roads in or Near State Parks

Section 1130 AGREEMENTS TO RELOCATE ALTER AND VACATE ROADS Whenever a public road or highway within a park or public grounds title to which park or public grounds is vested in the State of Pennsylvania is laid out located relocated altered or vacated in such manner that a public road or highway approaching leading into or contiguous to such park or public grounds shall become either useless inconvenient or burdensome such public road or highway approaching leading into or contiguous to such park or public grounds may be altered relocated or vacated by the township supervisors charged with the duty of maintaining such roads or highways in whole or in part for the purpose of making it convenient and suitable as an approach to the roads and highways within said park or public grounds upon the consent and agreement of (a) the commissioners or officials charged with the care and management of said park or public grounds (b) the township supervisors charged with the duty of maintaining said roads or highways approaching leading into or contiguous to said park or public grounds and (c) the property owners owning the majority of the frontage of land abutting upon the relocated portion of the roads or highways approaching leading into or contiguous to said park or public grounds

Section 1131 AGREEMENT TO BE FILED IN COURT EFFECT OF FILING The filing of the consent and agreement of commissioners or officials charged with the care and management of such park or public grounds the township supervisors and of the property owners in the court of quarter sessions of the county or counties in which the altered relocated or vacated road or highway is situate shall have the same force and effect as the filing and the approval and absolute confirmation by the court of quarter sessions of a report of viewers appointed in accordance with the general road law and shall have the same force and effect as though said viewers had laid out located relocated altered or vacated such road or highway in accordance with the agreement filed as aforesaid and the report of said viewers had been filed approved and absolutely confirmed by the court

The filing of said agreement in the court of quarter sessions shall be conclusive as to the question of the necessity for the laying out location relocation alteration or vacation of said roads or highways as contained in the said agreement and that the portion or portions of said road or highway abandoned or vacated were useless inconvenient and burdensome

Section 1132 ALTERED AND RELOCATED ROADS DECLARED TOWNSHIP ROADS Such road or highway when altered or relocated shall be maintained and repaired in the same manner as other township roads are maintained and repaired

Section 1133 ASSESSMENT OF DAMAGES The owners of any land through which any public road or highway may be so relocated may apply by petition to the court of quarter sessions of the proper county setting forth the injury which he or she may have sustained by reason of the relocation of the said public road or highway and the proceedings relative to the assessment and payment of damages of said landowner shall be in accordance with the provisions of this act for eminent domain proceedings

(h) Grading Paving or Macadamizing Streets or Highways Upon Petition of Property Owners

Section 1135 PETITION OF PROPERTY OWNERS Any township may grade pave or macadamize with brick stone or other suitable materials any public street or highway or part thereof (not less than one thousand feet) laid out and opened in the township No street or highway or any part thereof shall be graded paved or macadamized under the provisions of this section except upon the petitions of owners of property representing a majority in number of feet front of the properties abutting on the street or highway or part thereof proposed to be paved nor unless there shall be at least ten separate improved dwellings or places of business in each one thousand feet of highway to be so improved

Section 1136 ASSESSMENT OF COST BY FOOT FRONT RULE The cost and expense of any such improvement may be collected from the owners of the real estate abutting on such street or highway or part thereof by an equal assessment on the feet front Such assessment shall be estimated by the person in charge of the work or by other competent authority designated by the township supervisors

Section 1137 COLLECTION OF ASSESSMENTS All such assessments for grading paving or macadamizing shall be filed with the secretary of the board of supervisors The secretary shall give thirty days' written or printed notice that the assessments are due and payable to each party assessed either by service on the owner or agent or left on the assessed premises If the assessments or any of them remain unpaid at the expiration of said thirty days they shall be placed in the hands of the township solicitor for collection The solicitor shall collect the same together with five per centum additional as attorney's commission and interest from the completion of the improvement by a municipal claim filed against the delinquent owner in like manner as municipal claims are now collected When an owner has two or more lots against which there is an assessment for the same improvements all such lots shall be embraced in one claim

Section 1138 OWNER DEFINED The term "owner" as used in sub-division (h) of this act means all individuals corporations public or private copartnerships and associations having any title or interest in the property assessed If the owner to whom notice is required to be given is a non-resident of the township and his her or their place of residence is unknown or if the ownership of the property cannot be ascertained the notice shall be posted on the premises and a copy left with the occupant if there be one

(i) Dedicated Roads Streets and Drainage Facilities

Section 1140 PLANS OF DEDICATED ROADS AND STREETS No person shall construct open or dedicate any road street lane or alley or any drainage facilities in connection therewith for public use or travel in any township without first submitting plans thereof to the township supervisors for their approval Such plans shall be prepared in duplicate in accordance with such rules and regulations as may be prescribed by the supervisors and shall show the profiles of such roads streets lanes or alleys the course structure and capacity of any drainage facilities and the method of drainage of the adjacent or contiguous territory and also any other or further details that may be required under the rules or regulations adopted by the township supervisors Before acting upon any such plans the supervisors may in their discretion arrange for a public hearing after giving such notice as they may deem desirable in each case The township supervisors are authorized to alter such plans and to specify any changes or modifications of any kind which they in their discretion may deem necessary with respect thereto and may make their approval of such plans subject to any such alterations changes or modifications Any plans when so approved shall be signed in duplicate on behalf of the township by such officer as the supervisors may designate and an approved duplicate copy shall be filed in the township office where the same shall be available to public inspection No road street lane or alley or any drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans so approved by the supervisors or with further plans subsequently approved by them in the same manner and/or until such plan and the approval thereof has been recorded as hereinafter provided

Section 1141 APPEALS WHERE SUPERVISORS REFUSE APPROVAL In any case where the township supervisors shall refuse to approve any plans submitted to them in accordance with this sub-division any person aggrieved by the action of the supervisors may within thirty days after such action appeal therefrom by petition to the court of quarter sessions of the county which court shall hear the matter de novo and after hearing may enter a decree affirming reversing or modifying the action of the supervisors as may appear just in the premises The court shall designate the manner in which notices of the hearing of any such appeal shall be given to all parties interested The decision of the court shall be final

The action of the township supervisors or the court on appeal in approving any such plans and an approved duplicate copy of such plans shall be recorded by the person applying for such approval in the office of the recorder of deeds of the county

Section 1142 NO RESPONSIBILITY ON TOWNSHIP WHERE PLANS NOT APPROVED If any road street lane or alley or any drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans approved as herein provided neither the township supervisors nor any public authorities shall place construct or operate any sewer drain water pipe or other facilities or do any work of any kind in or upon such road street lane or alley and neither the township supervisors nor any other public authorities shall have any responsibility of any kind with respect to any such road street lane alley or drainage facilities notwithstanding any use of the same by the public Provided however That nothing herein contained shall prevent the laying of trunk sewers drains water or gas mains if required by engineering necessity for the accommodation of other territory

Section 1143 ENTRY ON LANDS BY SUPERVISORS The township supervisors and their representatives and workmen may enter upon any land and property and maintain marks and monuments so far as the supervisors deem necessary in carrying out their powers and duties hereunder

Section 1144 PENALTY Any person copartnership or corporation who or which shall construct open or dedicate any road street lane or alley or any drainage facilities in connection therewith for public use or travel in any township without having first complied with the provisions of this subdivision of this act and of any resolutions of the township authorities adopted pursuant hereto shall be guilty of a misdemeanor and upon conviction thereof such person or the members of such copartnership or the officers of such corporation responsible for such violation shall be sentenced to suffer imprisonment not exceeding two years or pay a fine not exceeding one thousand dollars or both in the discretion of the court

Section 1145 EFFECT OF APPROVAL OF PLANS No approval of plans by a township shall obligate or require any such township to construct reconstruct maintain repair or grade such roads until and unless authorized and ordered so to do by the proper court pursuant to the provisions of existing law in that regard

Section 1146 POWERS OF STATE AND COUNTIES PRESERVED Nothing contained in this sub-division shall be held to restrict or limit the State Department of Highways or any county in the exercise of any of its duties powers and functions under the provisions of any act of Assembly now in force or hereafter to be enacted

(j) Entry On Private Property to Secure Road Material and to Open Ditches and Drains

Section 1150 POWER TO ENTER ON LANDS When road material cannot be conveniently obtained by contract at reasonable prices the supervisors of townships may enter upon any land or enclosure within their township lying near the road and dig gather and carry upon the road any stones sand gravel or other road material which they think necessary to make maintain or repair the road In exercising such right they shall do no unnecessary damage to the owners of the land and shall repair any breaches of fences which they make

Section 1151 VIEWERS TO FIX DAMAGES Whenever the supervisors and the owners of any such materials cannot agree upon the price to be paid therefor the value of such materials shall be assessed by viewers to be appointed and to make report as provided in this act in the case of eminent domain proceedings

Section 1152 POWER TO OPEN DRAINS AND DITCHES The township supervisor may enter upon any lands or enclosures and cut open maintain and repair such drains or ditches through the same as in their judgment are necessary to carry the water from the roads streets lanes or alleys

If any person shall stop fill up or injure any such drain or ditch or shall divert or change the course thereof without the authority of the supervisors such person shall for every such offense pay a penalty of not more than twenty-five dollars together with the cost of restoring such drain or ditch to be recovered in a summary proceeding The penalty and moneys so recovered shall be paid to the township treasurer

(k) Highways Crossing Railroads Special Uses of Highways

Section 1155 RAILROAD CROSSINGS Every township constructing a highway across a railroad shall construct the same above or below the grade thereof unless permitted by the Public Service Commission to construct the same at grade

Any such crossing of a railroad by a highway or any vacation of any highway crossing a railroad shall be constructed only in the manner prescribed by and under the jurisdiction of the Public Service Commission The compensation for damages to the owners of adjacent property taken injured or destroyed shall be ascertained fixed and paid in the manner prescribed in the Public Service Company Law

Section 1156 HIGHWAY PERMITS No railroad or street railway shall hereafter be constructed upon any township highway nor shall any railroad or street railway crossings nor any gas pipe water pipe electric conduits or other piping be laid upon or in nor shall any telephone telegraph or electric light or power poles or any coal tipples or any other obstructions be erected upon or in any portion of a township highway except under such conditions restrictions and regulations and subject to the payment of such fees for permits as may be prescribed and required by the State Highway Department not exceeding the reasonable cost of issuing the permit and expense of inspecting the work authorized by such permit upon completion thereof All fees so collected for permits shall be paid into the State Treasury and shall be credited to the special fund in the State Treasury into which motor vehicle registration and license fees are now paid and all such permit fees in said fund from time to time are hereby specifically appropriated to the State Highway Department for expenditure for the same purpose and in like manner as that for which the moneys now in said fund may be expended

(l) Guideposts and Index Boards

Section 1160 DUTY OF SUPERVISORS TO ERECT The supervisors of townships shall erect posts at the intersection of all public roads and at one of the angles where any public road crosses another public road and shall firmly fix thereon boards or metal signs with index hands pointing to the direction of such roads providing that if a building tree trolley pole telephone pole or telegraph pole is so erected that it can be used in place of a post and permission has been secured from the owner thereof such building tree or pole may be used in place of a post On such boards and signs shall be inscribed in large and legible characters the name of the town village or place to which such roads lead and the distance thereto computed in miles Provided Where any public highway intersects or crosses a State highway application for a permit shall be made by the supervisors to the State Department of Highways for the erecting of such signs

Section 1161 PENALTY FOR DESTROYING ET CETERA It shall be unlawful for any person to wilfully destroy remove injure or deface any guidepost or sign or index board erected upon or near any public street road or bridge by the authorities of any township or erected with the consent of the authorities having jurisdiction over such street road or bridge by any club association or other organized body for the direction guidance or safety of travelers Any person violating this section shall upon conviction in a summary proceeding be sentenced to pay a fine of not less than ten dollars and not more than twenty-five dollars with all costs of prosecution together with the value of such sign so destroyed removed or defaced All fines and moneys imposed and collected shall be paid to the township treasurer In default of payment of said fine costs and expenses he shall undergo an imprisonment in the county jail for not less than five nor more than sixty days

(m) Protection of Highways From Snowdrifts

Section 1165 Any township which is responsible for the maintenance of any public road or highway shall have authority to enter upon private property adjacent to such public road or highway and place thereon a snow fence at any point as may be deemed necessary to within a limit of one hundred (100) feet from the right-of-way line of such public road or highway in order to eliminate snow drifting on the traveled portion of the public road or highway

No such snow fence shall be placed prior to November first nor shall the same remain in place after April first of the succeeding year unless the written consent of the owner is obtained agreeing to an extension of time for the removal of said snow fence

If the supervisors shall not be able to enter into an agreement with the owner of adjacent property occupied by such snow fence as to the amount of damages sustained as a result of said fence being placed and removed the owner may petition the court of common pleas of the county for the appointment of viewers to ascertain the amount of damage incurred in such case in the manner provided in this act for eminent domain proceedings Such damages if any when ascertained shall be paid by the township Any funds available to the respective authorities for the construction and maintenance of public roads or highways under their supervision shall be available for the payment of such damages

Whenever any highways in townships are so located as to render them liable on account of high wind during the winter season to be so filled with snow as to make them impassable and in the judgment of the supervisors such drifts of snow can be avoided by the removal of any fence erected along either side of such highway and replacing the same by a fence constructed of posts wire and boards or rail combined such supervisors may agree with the owners of such fences upon a plan for the erection of a fence constructed of posts wire and board or rail combined The township may pay the owners of such fences a sum not to exceed the first cost of the wire used in the construction of such fences The wires used in the construction of such fences shall be without barbs This section shall not apply to any stone wall hedge or ornamental fence

(n) Grades of Highways

Section 1170 In the construction or repair of any highway in any township it shall be unlawful to raise such highway above the ordinary grade thereof when a drain or culvert shall be constructed under such highway or when such highway shall be constructed or repaired over such drain or culvert This section shall not be construed in any manner to interfere with the work of the State Department of Highways in the reconstruction or improvement of any State highway or State-aid highway or when a township improves road under the direction plans and specifications of the State Department of Highways

(o) Trees and Shrubbery Within Limits of Highway

Section 1175 SAVING TREES AND SHRUBBERY Where any highway in any township passes through or along forested lands wild lands or uncultivated lands no trees growing within the limits of such highway at a distance beyond fifteen feet on either side of the centre line thereof and which measure four inches or over in the diameter at a point two feet from the surface of the ground shall be cut down or destroyed by the supervisors or roadmaster employed by them or any other person without first obtaining the consent of the abutting owners

Whenever any highway running through improved or cultivated lands has been opened and there are growing along the roadsides and within the road limits shrubs or trees not interfering with public travel no supervisors or roadmasters or other persons in their employ shall remove cut injure or destroy or in any other manner interfere with such shrubs or trees If such removal or cutting is absolutely necessary for the purpose of maintaining the highway at its highest efficiency the supervisors or roadmasters or other persons in their employ may so cut or remove such shrubs or trees after notifying the abutting property owners and entering into an agreement with them relating to the removal cutting or interference with said shrubs or trees

Section 1176 COURT ORDERS FOR REMOVALS In either of the cases set forth in the preceding section if the consent or agreement of the abutting property owners cannot be obtained the board of supervisors may appeal to a judge of the court of common pleas The judge shall inquire into the facts of the case and after hearing all parties in interest shall make such order as seems just having due regard for the demand for road improvement as well as for the preservation of the trees or shrubs From such order there shall be no appeal

Section 1177 LOGS AND CORDWOOD PROPERTY OF OWNER All logs cordwood branch wood or other forms of wood which shall be derived from the destruction or removal of any trees growing along the highways shall be surrendered to and remain the property of the abutting owners

Section 1178 BRUSH AND REFUSE The supervisors may clear out brush and other refuse from along the sides of the road to the legal width thereof All such clearing and removal of brush and refuse shall be confined to growth that is within the limits hereinabove described and to the removal of branches that in any way interfere with public travel No other injury by fire cutting abrasion or otherwise shall be done to the standing timber

Section 1179 PENALTY If any supervisors roadmaster or person in their employ or any other person shall cut down kill or injure any living tree growing at a distance beyond fifteen feet on either side of the center line thereof and of a size four inches in diameter or greater at a point two feet from the surface of the ground or shall violate any other provision of the preceding sections of this subdivision he shall in a summary proceeding be subject to a penalty of not more than five dollars for every tree so cut injured or destoryed with costs of suit Such fines shall be paid to the township treasurer If any defendant upon conviction for any offense fails or refuses to pay the fine and costs imposed or does not give bond with approved surety to pay the same within ten days he shall be committed to the county jail for not more than thirty days or until he has paid the fine and costs in full

Section 1180 REMOVAL OF OBSTRUCTION Nothing in this subdivision of this act shall be so construed as to prevent the supervisors or roadmasters or other persons in their employ from removing such roadside trees which may be thrown down by the wind or lodged in such position as to be a menace to public travel or which by reason of any other cause may become a source of danger to the public Every such act or removal shall be made with due regard to the circumstances of the case so as to preserve the true intent and purpose of this subdivision

(p) Obstructions and Nuisances

Section 1185 If any person shall stop or obstruct any public road or highway in any township or shall commit any nuisance thereon by felling trees making fences turning the road or in any other way and shall not on notice given by the township supervisors forthwith remove the obstruction or nuisance and repair the damages done to such road such person upon conviction in a summary proceeding shall for every such offense pay a penalty of not more than twenty-five dollars Nothing in this section shall debar an indictment for any such nuisance as in case of misdemeanor at common law

(q) Opening Making Amending and Repairing Highways and Bridges by Contracts with Taxpayers

Section 1190 TAXPAYERS' RIGHTS Any one or more taxpayers of any township may acquire the right to furnish all the materials and labor necessary for opening making amending and repairing the public highways and bridges of such township in manner and under the conditions set forth in this subdivision of this act

Section 1191 PETITION TO COURT To acquire such right such taxpayers shall before the beginning of the township fiscal year present to the court of quarter sessions a petition setting forth that he she or it or they are the owners of property assessed and taxed for road purposes in such township the approximate number of miles of public road in such township and the ability of the petitioner or petitioners to lay out open make amend and repair the public highways and bridges of such township wholly at his her its or their own expense for the ensuing township fiscal year and to pay the other expenses of such township as hereinafter provided without any right against or claim upon such township for or by reason of the materials labor or money so furnished

Section 1192 BOND OF PETITIONERS The petitioners shall with the petition present a bond to the township in a sum equal to five hundred dollars for each mile of public road in the township with one or more sufficient sureties to be approved by the court conditioned for the faithful performance of said petitioner or petitioners of his her its or their duty and to save the township harmless from any loss or claim by reason of failure so to perform said duty

Section 1193 NOTICE TO SUPERVISORS AND AUDITORS Notice of the intention of presenting the petition and bond and of the time when said petition and bond will be presented to the court shall be given to the supervisors and auditors of the township at least ten days before the same are presented

Section 1194 CONTRACTS STIPULATIONS When the petition bond and proof of the notice required in the preceding section are presented to the court the same shall be ordered filed and the court being satisfied of the good faith of the petitioners and the sufficiency of the petition bond and notice shall order and direct the supervisors on behalf of the township to enter into a contract with the petitioner or petitioners In such contract the petitioner or petitioners shall bind him her or itself or themselves

First To open make amend and repair the public highways and bridges of the township fo rthe ensuing fiscal year in a lawful and workmanlike manner wholly at the expense of the petitioner or petitioners and without creating thereby any claim upon or right against the township for or by reason of the materials labor or money for persons employed

Second To indemnify and save harmless the township from all claim damage cost or expense of whatever kind for or by reason of any act or omission of said petitioner or petitioners whereby any claim suit or other demand may be set up or recovered against the township

Third To pay within sixty days from the beginning of the fiscal year to the following officers of such township the following sums to be received by said officers in full for all demands against such townships for their respective services as such officers of the township for the fiscal years for which the said contract is made which shall be in lieu of the compensation otherwise in this act provided for such officers namely to each township secretary the sum of fifty dollars to each of the auditors of such township the sum of twenty-five dollars to an attorney to be elected by such supervisors as counsel for the township the sum of fifty dollars to each supervisor the sum of two hundred and fifty dollars

Section 1195 NO ROAD TAX TO BE LEVIED In consideration of the obligations set out in the preceding section to be assumed and performed by the petitioner or petitioners the supervisors on behalf of such township shall stipulate that the township will not assess levy or collect any tax for road purposes during the fiscal year for which such contract is made

Section 1196 INSPECTIONS BY SUPERVISORS The supervisors shall view and inspect the making and repairing of the roads in such townships at least once during every month and satisfy themselves that the petitioners have fully complied with their contract before final settlement and expiration of contract If at any time the supervisors shall see that any portions of the roads need repair they shall notify the petitioners to repair the same In case said petitioners fail to repair said road within five days after notice the supervisors are empowered to purchase such materials and employ such men as may be necessary to repair such road and charge the same to the petitioners

ARTICLE XII

BOUNDARY ROADS AND HIGHWAYS

(a) Opening Repairing and Improving on Division Line of Township

Section 1201 ROADS BETWEEN TWO TOWNSHIPS Roads or highways laid out on a line which divides two townships shall be opened made kept clear and in repair at the joint and equal charge of such townships Any township necessarily incurring more than its due proportion of such charge may recover the excess so incurred from the other township

When any public road is laid on the line of two townships if the commissioners or supervisors of an adjoining township neglect or refuse to join with the supervisors of the township in opening or repairing such road the supervisors of the township shall open amend and repair the road and are authorized to collect a just proportion of the cost of the opening and repairing of such road from the township so neglecting or refusing to join in such opening amending or repairing The commissioners or supervisors so neglecting or refusing shall be liable to a penalty of not less than four dollars and not exceeding fifty to be recovered in a summary proceeding All such penalties when recovered shall be paid into the township road fund

(b) Maintenance of Roads Between Townships and Cities or Boroughs

Section 1205 Whenever any road or street is on the boundary line between any township and a city or borough such road or street shall be maintained jointly by the township and the city or borough For the purpose of maintaining any such road or street the authorities of any such township are hereby directed to enter into agreements with such city or borough providing the manner in which the same shall be maintained and providing for the division of the cost of maintenance between the city or borough and township If any such city or borough and township shall fail or refuse to enter into any such contract or if the city or borough and township cannot agree any taxpayer or the corporate authorities of the township may present a petition to the court of quarter sessions of the county setting forth the facts and the court after hearing of which such notice shall be given to all parties interested as the court may direct shall make an order directing the manner of such maintenance and the division of the cost of maintenance between the city or borough and the township The action of the court shall be final

(c) Highway the Centre Line of Which Is the Dividing Line Between Townships and Boroughs or Cities in the Same County

Section 1210 Whenever the centre line of any highway constitutes the dividing line between a township and any city or borough located in the same county the supervisors of the township may jointly with the county enter into a contract with the city or borough providing for the grading curbing and macadamizing or paving of such highway

Such alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city or borough in compliance with the laws governing the construction of such alterations or improvements in such city or borough and with plans and specifications to be agreed upon in writing between the supervisors of the township and the city or borough and the commissioners of the county

The cost of any alteration or improvement shall be borne one-half by the city or borough and one-half by the county and township in equal portions

The cost of repairs shall be borne one-half by the city or borough and one-half by the township or by the county and township in equal portions or such other portions as are agreed upon in the joint contract of the township with the county

(d) Highway the Centre of Which is the Dividing Line Between Townships and Cities in an Adjacent County

Section 1215 Whenever the centre line of any highway constitutes a dividing line betwen a township and a city located in an adjacent county it shall be lawful for the township supervisors to enter into a contract with the county in which it is located and the city providing for the grading curbing macadamizing or paving of the roadway of said highway the cost thereof to be borne one-half by the city and one-half by the township and the county in which such township shall be situated in equal portions

The said alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the said city in compliance with existing laws governing such construction or improvement in such city and in further compliance with plans and specifications to be agreed upon in writing between such city and the commissioners of the county and the township supervisors of the said township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportions as may be agreed upon by the county and township

In all cases in which it shall be found impossible to enter into such contract or agreement as is provided for in this section or where either the city or the township or the county in which such township is situated shall refuse to enter into such contract or agreement it shall be lawful for the township to present its petition to the court of common pleas of either county setting forth the facts and circumstances including the condition of the highway from which the necessity of desirability for the grading curbing macadamizng or pavng of the roadway appears and the estimated cost thereof and that the terms of the said contract as provided for in this section cannot be agreed upon by the said city and the county or township or either or any of them or that either such city or the county or township or any or either of them refuses to enter into such contract Such petition may pray that such court may after hearing all the parties concerned make its order or decree defining the nature and character of the improvement reasonably necessary or desirable to be made to the roadway and requiring the parties hereinabove specified to enter into a contract or contracts for the making and constructing of the same as herein provided for A copy of the said petition duly certified shall be served upon the city or the county and township concerned other than the petitioner with notice of such day as may be fixed by the court for the hearing Thereupon either or both of the parties served with such notice shall be entitled on or before such date to file in the said court its answer to the said petition setting forth its version of the fact or such other matters in relation thereto as may be deemed necessary or proper by it The said court upon the date so fixed or at such other times as it may appoint shall hear the evidence of the parties or it may refer the matter to a master who shall hear the testimony of the parties and report his findings in the same manner and under the same procedure as provided by the rules in equity in similar cases to the said court which may reject confirm or modify the same and may make its decree or order directing the making of such alterations or improvements to the roadway as may be deemed reasonably necessary or desirable and providing for the sharing of the cost of such improvements one-half by the city and one-half by the county and township in equal portions The said order or decree may further provide that the repairs to such alterations and improvements subsequently required shall be borne one-half by the city and one-half by the county or township in equal portions or such other proportions as between the county and the township as such court may find to be legal and proper and thereupon the said grading curbing macadamizing or paving of the roadway of such highway shall proceed in accordance with the decree or order of the said court in the same manner as if the contract or agreement in this section had been entered into and duly executed

(e) Improvement of Streets Where More Than One-Half of Width is in Township Assessment of Property Outside Limits

Section 1220 Whenever any street alley or highway more than one-half the width of which is within the limits of any township shall divide the said township from any other municipality or township located within the same county such street alley or highway may be improved by the township within which the greater width is located in the same manner as if the said street alley or highway were entirely located within the limits of said township

The property abutting on the side of said street alley or highway which is located outside the limits of the township making such improvement shall for a depth of one hundred and fifty feet plus one-half the width of said street alley or highway from its center line be assessed for any and all municipal improvements to or on the said street alley or highway in the same manner as such property would be assessed under the laws of the Commonwealth if it were entirely located within the limits of such city borough or township

(f) Assessment of Property Outside Limits for Street Improvement Where Street Entirely Within Township

Section 1225 Whenever any street or alley entirely within the limits of any township shall divide such township from any other municipality or township located in the same county the property on the side of the street or alley opposite the line of such township shall for a depth of one hundred and fifty feet be assessed for municipal improvements on such streets or alleys on which property shall abut Such assessment shall be made in the same manner and in the same proceeding as is used for the assessment of property within such township for such improvement

ARTICLE XIII

BRIDGES AND VIADUCTS

(a) Over Creeks Rivulets Gullies Canals and Railroads

Section 1301 POWER TO MAKE AND MAINTAIN BRIDGES The supervisors of townships in making and repairing the roads shall make and maintain within their township sufficient bridges over all small creeks rivulets deep gullies canals and railroads where the same is necessary for the ease and safety of travelers

Such bridges over canals or railroads shall not obstruct the railroad or canal over which it is built Nothing in this section shall release railroad or other companies or the Commonwealth from the requirements of existing laws

Section 1302 DAMAGES In the construction and maintenance of such bridges all damages shall be awarded and benefits assessed as part of the proceeding to lay out open make or repair the road of which the bridge is a part

(b) Over Streams Railroads and Canals on Township Boundaries

Section 1305 BRIDGES ON DIVISION LINE OF TOWNSHIPS Where a small creek or a railroad or canal over which a bridge is necessary is on the boundary line of two townships the bridge shall be built and maintained at the joint and equal expense of the townships by their respective commissioners or supervisors in the manner directed by this act in the case of public roads which may be the division line of townships

Section 1306 BRIDGES BETWEEN TOWNSHIPS AND MUNICIPALITIES Whenever a creek railroad or canal over which a bridge is necessary is on the division line of a township and a municipality the township shall unite with such municipality in the construction and maintenance of such bridge and pay an equal share of the expense incident thereto

Section 1307 WHERE BRIDGE OVER RAILROAD OR CANAL If a bridge is built over a railroad or canal such bridge shall not obstruct the railroad or canal over which it is built Nothing in said sections shall release railroad or other companies or the Commonwealth from the requirements of existing laws

(c) Maintenance Repair and Rebuilding of Bridges Built by County

Section 1310 Whenever a bridge or part thereof has been built by the county or the whole or part of the money necessary to build it has been furnished by the county and the bridge has not been entered on record as a county bridge such bridge shall be maintained kept in repair and rebuilt when necessary by the township or townships in which or on the boundary line of which it is located without rendering the county liable for the same

(d) Effect of Approval of Department of Highways

Section 1315 Whenever authority has been given by the State Department of Highways to township supervisors under existing laws or laws that may hereafter be enacted for the construction repair alteration or maintenance of any township bridge it shall not be necessary for such township supervisors to procure permits from any other department consenting to the construction repair alteration or maintenance of such bridge This section shall not repeal or modify any of the provisions of the Act of the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) known as The Public Service Company Law

ARTICLE XIV

SIDEWALKS

Section 1401 POWER OF SUPERVISORS TO ESTABLISH WIDTH AND LOCATION OF SIDEWALKS CONSENTS IN CERTAIN CASES The supervisors of any township upon the request of any landowner whose land fronts upon a public highway within such township may establish the width grade and location for a sidewalk along one or both sides of said highway along the lands of such owner The width of the walk on each side of said highway shall not be less than six feet for roads fifty feet in width or less and for roads over fifty feet in width shall be ten feet in width When said sidewalks are so established such landowner shall pay for and keep the same in repair

In case the street or highway is a State Highway or a county road the written consent of the Department of Highways or the county commissioners as the case may be shall first be obtained

Section 1402 CONSTRUCTION OF SIDEWALKS UPON PETITION OF PROPERTY OWNERS The township supervisors may construct sidewalks of board plank or cement or other suitable material along the highways through towns and villages in such townships upon the petition of owners of property representing a majority in number of feet front of the properties abutting on the highways where such sidewalks are to be constructed Whenever any such petition is filed with the supervisors the owner of the property shall be given notice by the supervisors to construct such sidewalk and in case of the failure of the owner to complete such sidewalk within a period of thirty days after the receipt of such notice the supervisors may construct such sidewalks as herein provided Whenever any sidewalks are constructed by the supervisors the expense of the construction of such sidewalks shall be paid by the abutting property owners in proportion to their frontage If such owners fail to so pay the expenses of the construction of such sidewalks the township supervisors may recover the amount by action of assumpsit or may file municipal liens therefor against the abutting properties in the manner provided by law for the filing and collection of municipal liens

Section 1403 POWER TO ESTABLISH GRADES AND WIDTHS OF SIDEWALKS Supervisors of townships may regulate by resolution the grade and width of sidewalks constructed along the highways in such townships and shall have general supervision over the same and may establish a grade or grades for footways or sidewalks which grade or grades may be separate and apart from the grade or grades established for the cartway or roadway.

ARTICLE XV

SEWERS AND DRAINS

(a) Establishing and Constructing Sewer and Drainage Systems Sewer Connections and Rates Disposal of Sewage Assessment of Cost of Construction

Section 1501 POWER TO ESTABLISH AND CONSTRUCT SEWERS AND DRAINS SEWER RENTALS Townships may establish and construct a system of sewers and drainage locating the same as far as practicable along and within the lines of the public roads of the township as seems advisable to the board of supervisors The supervisors may permit and where necessary for the public health require adjoining and adjacent property owners to connect with and use the same All persons so connecting shall pay in addition to the cost of making such connection a monthly or annual rate prescribed by a resolution of the board of supervisors Such monthly or annual rate shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

Section 1502 NOTICE OF CONTEMPLATED CONSTRUCTION PROTESTS BY PROPERTY OWNERS No sewer system of sewers or drains shall be constructed under the provisions of this subdivision unless a resolution of the board of supervisors authorizing the same shall be published in a newspaper of general circulation published in the county in which the township is situated once a week for three successive weeks If within twenty days after the last publication or at any time during the period of publication taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township shall sign and file in the office of the prothonotary of the court of common pleas of the county in which the township is located a written protest against the construction of such sewer sewer system or drain then the construction authorized by such resolution shall not be undertaken or proceeded with

Section 1503 LOCATION OF SEWERS ON PRIVATE PROPERTY Where it is reasonably impracticable in the judgment of the supervisors in any part of such system to carry such sewers or drains along the lines of public roads they may locate and construct so much of the same as is necessary through private lands

Section 1504 TREATMENT WORKS AND FACILITIES THEREFOR EMINENT DOMAIN The supervisors shall make the necessary provision for the disposition of the sewage and drainage within or for carrying the same beyond the limits of the township and to this end they are hereby authorized to enter into contracts with other municipalities and other corporations or persons to purchase acquire enter upon take appropriate occupy and use such lands rights and interests therein within the corporate limits of other townships or boroughs as shall be necessary for the proper location construction maintenance use and operation of sewer mains drains or treatment works including such lands rights and interests therein as shall be necessary for future additions to and enlargements of such sewerage facilities and as may be necessary to carry out the plans and specifications upon which a permit has been issued by the Secretary of Health in accordance with the provisions of the Act of April twenty-second one thousand nine hundred and five (Pamphlet Laws two hundred sixty) entitled "An act to preserve the purity of the waters of the State for the protection of public health" and of "The Administrative Code"

Section 1505 ENTRY ON LANDS TO MARK SEWER ROUTES DAMAGES In the event of inability to agree with the owners either for the land necessary for so much of the line of sewers and drains as are not located upon public roads or for so much land as is required for the disposition of the sewage the supervisors may enter upon said land and mark thereon the route and width necessary for the construction of the line of sewers or drains or the boundaries of so much land as is necessary for disposition of such sewage and occupy the said land for such purposes For all damage done or suffered or which accrues to the owner or owners of such land by reason of the taking of the same the funds of the township raised by taxation shall be pledged and deemed as security such damages shall be determined by viewers in the manner provided in this act for eminent domain proceedings

Section 1506 ENFORCEMENT OF JUDGMENT FOR DAMAGES The damages as awarded when the report is finally confirmed shall be entered as a judgment and if the same is not paid within thirty days after the entry thereof execution to enforce the collection thereof may be issued as in other cases of judgment against townships

Section 1507 COST OF CONSTRUCTION HOW PAID The cost of construction of any such system of sewers or drains constructed by the authority of this subdivision of this act shall be charged upon the properties accommodated or benefited thereby to the extent of such benefits in the manner hereinafter provided

Section 1508 SEWER DISTRICTS TOWNSHIP TO PAY NON-ASSESSABLE PORTION OF COST Whenever a sewer system is constructed by a township for the accommodation of a certain portion only of the township the supervisors of such township may constitute the territory accommodated into a sewer district or divide it into several sewer districts In every such case of division into several districts the supervisors shall make an estimate of the proportion of the cost of the sewer system which should equitably be charged on each of said districts and declare and establish such apportionment by resolutions No district shall be charged with more than its due portion of the cost of the main sewers pumping stations et cetera used jointly by more than one district the aggregate amount charged on property in any such district shall not exceed the amount of such estimate Where the whole of the township is accommodated by the system it may also be treated as a single district or divided into districts and be subject to the foregoing provisions

Any amount not legally chargeable upon properties benefited shall be paid out of the general township fund

Section 1509 MANNER OF ASSESSMENT The charge for any such sewer construction in any township shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to a resolution of the board of supervisors of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the resolution may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than the whole amount of the benefit accruing to it and legally assessable or

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits The amount of the charge on each property shall be ascertained as hereinafter provided

When a township is divided into sewer districts the assessment in each district may be by different methods

Section 1510 PROCEDURE FOR ASSESSMENT OF BENEFITS In all cases where the board of supervisors shall select the method provided by subdivision (b) of the foregoing section they shall petition the court of common pleas for appointment of viewers to assess benefits In all cases where they shall neglect for a period of three months after the completion of the sewer system to either ordain assessments by frontage or present petition for appointment of viewers taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township may present a petition to the court of common pleas of the proper county for the appointment of viewers to assess benefits and in all cases where such taxpayers shall within three months of the adoption of a resolution levying an assessment under the method provided by subsection (a) of said foregoing section by petition state to said court that such assessment insufficiently represents the benefits accruing to abutting properties they may include in such petition a prayer for the appointment of viewers to assess benefits In either case the court shall thereupon appoint three disinterested persons from the board of county viewers neither of whom shall be a resident of that portion of the township which is accommodated by the sewer in question and the viewers so appointed shall proceed as provided in this act for proceeding for the assessment of damages and benefits by viewers The aggregate of the assessments in any sewer district shall not exceed the amount charged to such district for its share of the cost of the sewer construction unless the same shall by petition of taxpayers whose property valuation as aforesaid shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township presented within three months after the adoption of a resolution providing for an assessment by frontage be stated to insufficiently represent the amount of benefits to such properties in which case the proceedings by taxpayers authorized above shall be applicable Upon the filing of such a petition by taxpayers as aforesaid for appointment of viewers any assessment made by the supervisors and any proceedings thereunder shall be null and void

Section 1511 LIENS FOR ASSESSMENTS COSTS OF PROCEEDINGS After the amount of the assessment charged upon the several properties has been established either by resolution making assessments according to frontage or by confirmation of any report of viewers in whole or in part it shall be the duty of the township supervisors to file municipal liens for the assessments covered by such resolution or confirmation within the time and in the manner provided by law the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens The amounts of all assessments shall be payable to the township treasurer for the use of the township The supervisors shall also make out bills for the amounts charged against each property which shall be forthwith sent to all property owners residing in the township and mailed to all such owners residing elsewhere whose address is known

The costs of publication of notices in proceedings before viewers shall be paid by the township upon presentation of bills approved by the court

(b) Contracts With Individuals or Corporations for Construction and Maintenance of Sewer and Drainage Systems

Section 1515 In any case where under the authority of section one thousand five hundred and one of this act a system of sewage and drainage covering any township in whole or in part shall have been approved and authorized by resolution the supervisors may enter into a contract with any responsible individual or individuals or corporation for the construction of such system of sewage or drainage at the expense of such individual or individuals or corporation He they or it shall be entitled under such contract to exercise all the powers of the township in the construction maintenance and operation of such system of sewage or drainage with the right to collect such charges in connection therewith as the supervisors prescribe in as full manner as the same might have been collected by the township or the supervisors In such contract the supervisors shall reserve to the township the right at any time or after a prescribed time to itself take possession of such system of sewage and drainage and its appurtenances at a price and upon terms to be fixed in the contract

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

(c) Sewers and Drains in Streets or Alleys or Over Private Property Assessment of Cost of Construction According to Benefits

Section 1520 Subject to the provisions of section one thousand five hundred and two townships may construct sewers and drains in any street or alley or through or on or over private property The costs damages and expenses of the construction of any such sewers or drains shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to a resolution of the township board of supervisors of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the resolution may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than its proportion aforesaid of the entire cost and expense of such construction

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits the amount of the charge on which property shall be ascertained and the rights of taxpayers conferred in connection therewith as provided in section one thousand five hundred and ten of this act

(d) Sewers Under State and County Highways

Section 1525 CONSENTS NECESSARY Townships may construct sewers and drains in and under any county or State highway or State-aid highway within the township boundaries In case of the construction of sewers upon county highways the consent of the county commissioners of the county shall first be obtained and in case of the construction of sewers upon any State highway or State-aid highway the consent of the Secretary of Highways shall first be obtained

Section 1526 ASSESSMENT OF COST Whenever sewers have been or shall be laid or constructed by any township in and under such highways such township may ascertain levy and collect the costs and expenses of the construction thereof from the abutting property holders by viewers in accordance with the provisions of this act relating to the assessment of damages and benefits by viewers

(e) Connecting with Sewer of Adjoining Municipality

Section 1530 AGREEMENTS FOR CONNECTIONS APPOINTMENTS OF VIEWERS Any township may by agreement connect with an existing sewer owned by any adjacent municipality for sewage purposes in the following manner

An application shall be made by the board of supervisors to the court of quarter sessions setting forth that fact If the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall assess the proportionate part of the expense of building the original sewer upon such township and shall fix the proportion of the expense for repairs which the municipality and the township shall thereafter bear and determine all other questions liable to arise in connection therewith

Section 1531 REPORT OF VIEWERS The viewers shall report to the court the result of their investigation which report shall be confirmed within thirty days unless exceptions thereto are filed After confirmation of such report or the disposal of any exceptions any party interested may appeal from the decision of the court of quarter sessions to the Superior Court

Section 1532 NOTICE OF CONTEMPLATED CONSTRUCTION PROTESTS BY PROPERTY OWNERS No sewer system of sewers or drain shall be constructed under the provisions of this subdivision unless a resolution of the board of supervisors authorizing the same shall be published in a newspaper of general circulation published in the county in which the township is situated once a week for three successive weeks If within twenty days after the last publication or at any time during the period of publication taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township shall sign and file in the office of the prothonotary of the court of common pleas of the county in which the township is located a written protest against the construction of such sewer or drain then the construction authorized by such resolution shall not be undertaken or proceeded with

(f) Acquisition of Sewer System

Section 1535 Any township in which any person firm or corporation is maintaining sewers and culverts with the necessary inlet and appliances for surface and under-surface and sewage drainage may become the owner of such sewers culverts inlet and appliances by paying therefor the actual value of the same at the time of the taking by the township

In case the supervisors of the township cannot agree with the owners of such sewers as to the price to be paid therefor the supervisors may enter upon and take possession of such sewers culverts inlets and appliances For all damage done or suffered or which accrues to the owner or owners of such sewer by reason of the taking of the same the funds of the township raised by taxation shall be pledged and deemed as security such damages to be determined by viewers in the manner provided by this act for eminent domain proceedings If any sewer or sewer system is acquired by purchase under the provisions of this section the cost of such acquisition may be distributed or assessed in the same manner as if such sewer or sewer system had been constructed by such township under the provisions of this act

(g) Joint Sewers and Drains

Section 1540 AGREEMENTS FOR JOINT SEWERS Townships may enter into agreements with municipalities or other townships for the purpose of building sewers including trunkline sewers or drains and sewage-disposal plants Such agreement shall provide for the joint maintenance of the same

Section 1541 STATE PERMIT No such sewer or plant shall be constructed until plans and specifications have been submitted to the State Department of Health and approved in accordance with provisions of the Act of April twenty-second one thousand nine hundred and five (page two hundred and sixty) entitled "An act to preserve the purity of the waters of the State for the protection of the public health"

ARTICLE XVI

WATER SUPPLY AND WATERWORKS

Section 1601 CONTRACTS WITH WATER COMPANIES AND MUNICIPALITIES The supervisors of any township may by contract with any private corporation or any adjacent municipality owning a waterworks system provide for a supply of water for public and private uses to be delivered into the lines of the township at or near the boundary thereof or to be delivered through lines owned by such company or municipality within such township or any part thereof

Section 1602 WATER LINES AND CONNECTIONS Township supervisors shall have full power by contract to lay water lines and to regulate the making of connections therewith or to contract or enter into agreements with any private water company or municipality for the laying of water lines within the limits of such township or any part thereof

Section 1603 EXPENDITURE OF TOWNSHIP MONEYS WATER RENTS The township supervisors are authorized to expend moneys of the township for the purpose of providing such water lines and connections and for the purpose of providing a supply of water for private and public use They may provide for the collection of water rents from users of such water or may enter into contracts or agreements with private corporations and municipalities supplying such water for the collection by such private corporations and municipalities of water rents from such users

Section 1604 STATE PERMIT The supervisors of any township may by resolution provide regulate and protect any system of distribution of water for private and public use after a certified copy of the plans and surveys for such system with a description of the sources from which it is proposed to derive the supply are filed with the Department of Health and a written permit for the construction of such system obtained from the Secretary of Health in accordance with existing law

Section 1605 OCCUPATION OF HIGHWAYS In providing for regulating protecting and extending its system of distribution of water the township may occupy public highways but no highway under the jurisdiction of the State Department of Highways shall be occupied until a permit therefor has been obtained from the Department of Highways of the Commonwealth nor any highway under the jurisdiction of the county until a permit therefor has been obtained from the county commissioners

Section 1606 JOINT MAINTENANCE OF WORKS WITH A BOROUGH Any township may unite with a borough in the construction or acquisition and maintenance of works for the supply of water The construction of such waterworks shall be commenced only after plans for such waterworks have been filed with the State Secretary of Health and a permit issued in accordance with the Act of Assembly of April twenty-second one thousand nine hundred and five (page two hundred sixty) entitled "An act to preserve the purity of the waters of the State for the protection of the public health"

Section 1607 COMMISSION OF WATERWORKS Whenever any township unites with a borough in the construction or acquisition and maintenance of waterworks the supervisors of such township after the passage of a resolution to that effect may join with the councils of such boroughs now authorized by the General Borough Law so to join and apply to the court of common pleas for the appointment of a commission of waterworks Such commission shall be composed of citizens of each of the boroughs and townships so uniting

Section 1608 PUBLIC SERVICE COMPANY LAW SAVED Nothing contained in this article shall be construed to repeal or to supersede any of the provisions of the Public Service Company Law

Section 1609 WATER DISTRICTS APPLICATION OF TAXPAYERS Whenever the taxpayers of any section of a township whose property valuation as assessed for taxable purposes within such section shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within such section shall by petition so request the supervisors of such township shall constitute such section into a water district or divide it into several water districts In every such case of division into several districts the supervisors shall make an estimate of the proportion of the cost of the water system which should equitably be charged on each of said districts and declare and establish such apportionment by resolution No district shall be charged with more than its due proportion of the cost of the main pipe lines pumping stations et cetera used jointly by more than one district the aggregate amount charged on property in any such district shall not exceed the amount of such estimate

Any amount not legally chargeable upon properties benefited shall be paid out of the general township fund

Section 1610 MANNER OF ASSESSMENT The charge for any such water system construction in any township shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to a resolution of the board of supervisors of each lot or piece of land in proportion to its frontage abutting on the mains allowing such reduction in the case of properties abutting on more than one main as the resolution may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than the whole amount of the benefit accruing to it and legally assessable or

(b) By an assessment upon the several properties abutting on the mains in proportion to benefits The amount of the charge on each property shall be ascertained as hereinafter provided

When there is more than one district the assessment in each district may be by different methods

Section 1611 PROCEDURE FOR ASSESSMENT OF BENEFITS In all cases where the board of supervisors shall select the method provided by subdivision (b) of the foregoing section they shall petition the court of common pleas for appointment of viewers to assess benefits In all cases where they shall neglect for a period of three months after the completion of the water system to either ordain assessments by frontage or present petition for appointment of viewers taxpayers of the district or districts affected whose property valuation as assessed for taxable purposes within the district shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township may present a petition to the court of common pleas of the proper county for the appointment of viewers to assess benefits and in all cases where such taxpayers shall within three months of the adoption of a resolution levying an assessment under the method provided by subsection (a) of said foregoing section by petition state to said court that such assessment insufficiently represents the benefits accruing to abutting properties they may include in such petition a prayer for the appointment of viewers to assess benefits In either case the court shall thereupon appoint three disinterested persons from the board of county viewers neither of whom shall be a resident of that portion of the township which is accommodated by the water system in question and the viewers so appointed shall proceed as provided in this act for proceedings for the assessment of damages and benefits by viewers The aggregate of the assessments in any water district shall not exceed the amount charged to such district for its share of the cost of the water sysem construction unless the same shall by petition of taxpayers whose property valuation as aforesaid shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the districts affected presented within three months after the adoption of a resolution providing for an assessment by frontage be stated to insufficiently represent the amount of benefits to such properties in which case the proceedings by taxpayers authorized above shall be applicable Upon the filing of such petition by taxpayers as aforesaid for appointment of viewers any assessment made by the supervisors and any proceedings thereunder shall be null and void

Section 1612 LIENS FOR ASSESSMENTS COSTS OF PROCEEDINGS After the amount of the assessment charged upon the several properties has been established either by resolution making assessments according to frontage or by confirmation of any report of viewers in whole or in part it shall be the duty of the township supervisors to file municipal liens for the assessments covered by such resolution or confirmation within the time and in the manner provided by law the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens The amounts of all assessments shall be payable to the township treasurer for the use of the township The supervisors shall also make out bills for the amount charged against each property which shall be forthwith sent to all property owners effected residing in the township and mailed to all such owners residing elsewhere whose address is known

The costs of publication of notices in proceedings before viewers shall be paid by the township upon presentation of bills approved by the court

ARTICLE XVII

PUBLIC BUILDINGS

Section 1701 LOCKUP The board of supervisors of townships may after obtaining the assent of the electors of the township expressed by vote at an election to be held at the place time and under the same regulations as provided for the holding of municipal elections build and maintain a suitable place for the purpose of incarcerating criminals disorderly suspicious and intoxicated persons until they can be dealt with according to law The ballots to be deposited by the electors shall be prepared in conformity with the general election law In receiving and counting and in making returns of the votes cast the inspectors judges and clerks of said election shall be governed by the laws regulating municipal elections and the vote shall be counted by the court as provided by the general law governing municipal elections The board of supervisors shall direct the constable of the township to issue a proclamation ten days prior to the date of the municipal election that the qualified electors will vote "For or against building a lockup" Such building when erected shall be under the care of the board of supervisors

Section 1702 TOWN HALL The supervisors of townships may procure a suitable lot of ground and erect a suitable building thereon for a townhouse in which to hold elections store road machinery hold meetings of township officers and community activities and for other township uses For the purpose of procuring a lot of ground and erecting a town hall the supervisors may borrow money at a rate of interest not exceeding six per centum and issue bonds therefor

Section 1703 UNLOADERS AND WAREHOUSES Townships may purchase or lease land adjacent to the tracks or right of way of any railroad or street railway within or without the limits of such township and erect thereon suitable unloaders warehouses or other buildings as may be necessary for unloading handling and storing road materials and supplies

Section 1704 APPROPRIATION OF PROPERTY Townships may enter upon and appropriate private property and also land heretofore granted or dedicated to public or other use within the limits of such township and which is no longer used for the purpose for which the same was granted or dedicated for the erection thereon of a town hall hose house lockup and such other public buildings as are necessary for public purposes No land or property used for any cemetery burying ground public or parochial school educational or charitable institution seminary or place of public worship shall be taken or appropriated by virtue of any power contained in this section

Section 1705 RESOLUTION OF SUPERVISORS Whenever the supervisors desire to acquire enter upon take use and appropriate private property or lands for public buildings they shall declare such intention by a resolution duly enacted

Section 1706 HOW DAMAGES ARE ASSESSED The compensation and damages arising from such taking using and appropriating of private property for such purposes shall be considered ascertained determined awarded and paid in the manner provided in this act for eminent domain proceedings

Section 1707 USE OF PUBLIC LAND ACQUIRED FOR OTHER PURPOSES Whenever the supervisors desire to take any lands heretofore granted or dedicated to a use or purpose for which they are no longer used they shall pass a resolution declaring such intention and shall thereupon petition the court of common pleas for leave to file the bond of such township for the purpose of securing any person or persons who may be injured by the taking of such lands The court shall thereupon direct notice to be given by publication in at least two newspapers of the county If no exceptions are filed to the bond on or before the day fixed in the notice the court shall approve the same The court may increase the amount of the bond and hear and determine all exceptions that are filed against the approval thereof Upon the approval of such bond the supervisors may enter upon and take such lands for the purposes of erecting public buildings The bond which shall be in the name of the Commonwealth for the use of any person or persons who are entitled to damage by reason of the taking of the lands shall remain on file for their use and benefit

In case the compensation for damages acruing from any such appropriations has not been agreed upon by the parties in interest the same may be assessed by viewers in accordance with provisions of this act for the assessment of damages in eminent domain proceedings.

ARTICLE XVIII

LICENSES AND LICENSE FEES

(a) Transient Retail Merchants

Section 1801 TRANSIENT RETAIL MERCHANTS TO BE LICENSED Every person whether principal or agent entering into business or desiring to begin a transient retail business in any township for the sale of goods wares or merchandise whatsoever and who hires leases occupies or uses any room apartment store shop building railway car or other place or structure for the exhibition and sale of such goods wares or merchandise shall take out a license for the same from the supervisors of the said township Provided however That nothing herein contained shall apply to farmers selling their own produce or any sale of goods wares or merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose.

Section 1802 AMOUNT AND PAYMENT OF LICENSE FEE PENALTY The amount of such license in any township shall be the sum of twenty-five dollars ($25) per month or fractioinal part thereof to be paid to the township treasurer Said license shall be nenewed monthly during the continuance of said sale and upon failure of said person or persons so to secure such license he or she or they shall in a summary proceeding be fined in a sum not less than one hundred dollars ($100) nor more than two hundred dollars ($200) and in default of payment of said fines shall be imprisoned in the jail of the county for a period not exceeding thirty (30) days

Section 1803 MERCANTILE LICENSE LAW SAVED Nothing herein contained shall be construed to relieve any person partnership or corporation from the duty of taking out a license or from the payment of any license tax imposed or authorized by any other statute of this Commonwealth

(b) Restrictions

Section 1811 AGENTS FOR LICENSED DEALERS NOT TO BE LICENSED It shall be unlawful for any township to levy any license fee or mercantile tax upon any persons taking orders for merchandise by sample from dealers or merchants for individuals or companies who pay a license or mercantile tax at their chief places of business Nothing in this section shall authorize any person to sell by retail to others than dealers or merchants

Section 1812 INSURANCE AGENTS AND BROKERS NOT TO BE LICENSED It shall be unlawful for any township to impose or collect any license fee upon insurance companies or their agents or insurance brokers authorized to transact business under the Insurance Laws of the Commonwealth

Section 1813 LICENSE FEES ON RESIDENTS NOT TO EXCEED THOSE ON NONRESIDENTS It shall be unlawful for any township to impose by resolution or exact or collect under the provisions of any resolution heretofore or hereafter enacted any license tax or fee upon or from any manufacturer or the agent representative or employe of any manufacturer who is a resident of the Commonwealth for soliciting orders for or for selling any goods merchandise or wares manufactured within this Commonwealth that is not or cannot legally be imposed upon or exacted or collected from any manufacturer or dealer or the agent representative or employe of any manufacturer who is a nonresident of the Commonwealth for soliciting orders for or for selling any goods for or for selling any goods merchandise without the Commonwealth

ARTICLE XIX

Parks Playgrounds Gymnasiums Public Baths Swimming Pools Indoor Recreation Centers and Forests

Section 1901 DESIGNATION AND ACQUISITION OF LANDS The township supervisors of any township may designate and set apart for use as parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers any lands or buildings owned by such township and not dedicated or devoted to other public use Such township may in such manner as may be authorized or provided by law for the acquisition of lands or buildings for public purposes in such township acquire lands or buildings therein for use as parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers or if there be no law authorizing such acquisition the township supervisors may acquire lands or buildings for such purposes by gift or purchase or may lease lands or buildings in such township for temporary use for such purposes

Section 1902 PARK AND RECREATION BOARDS The authority to supervise and maintain parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers may be vested in any existing body or board or in a park board or recreation board as the township supervisors may determine The local authorities of any township may equip operate and maintain the parks playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers as authorized by this act Such local authorities may for the purpose of carrying out the provisions of this act employ play leaders recreation supervisors superintendents or any other officers or employes as they may deem proper

Section 1903 APPOINTMENT OF PARK AND RECREATION BOARDS If the township supervisors shall determine that the power to equip operate and maintain parks playgrounds playfields gymnasiums public baths swimming pools or recreation centers shall be exercised by a park board or recreation board they may establish in said township such park board or recreation board which shall possess all the powers and be subject to all the responsibilities of the respective local authorities under this act Either such boards when established shall consist of five persons The members of such boards shall be appointed by the supervisors and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 1904 OFFICERS OF BOARD The members of a park board or recreation board established pursuant to this act shall elect their own chairman and secretary and select all other necessary officers to serve for a period of one year and may employ such persons as may be needed as authorized by this act Such boards shall have power to adopt rules and regulations for the conduct of all business within their jurisdiction

Section 1905 JOINT MUNICIPAL ACQUISITIONS Any township may jointly with any one or more townships boroughs and cities acquire property for and operate and maintain any parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers

Section 1906 BOND ISSUES The township supervisors may issue bonds for the purpose of acquiring lands or buildings for parks playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers and for the equipment thereof

Section 1907 COST OF MAINTENANCE ANNUAL TAX LEVIES All expenses incurred in the operation of such parks playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers established as herein provided shall be payable from the treasury of such township The local authorities of such township having power to appropriate money therein may annually appropriate and cause to be raised by taxation such tax not to exceed two mills on the dollar of the assessed valuation of taxable property in such township for the purpose of maintaining and operating parks playgrounds playfields gymnasiums public baths swimming pools and recreation centers

Section 1908 RIGHT OF ACQUISITION OF FOREST LANDS Townships may acquire by purchase gift or lease and hold tracts of land covered with forest or tree growth or suitable for the growth of trees and administer the same under the direction of the Secretary of Forests and Waters in accordance with the practices and principles of scientific forestry for the benefit of the township Such tracts may be of any size suitable for the purpose and may be located within or without the township limits

Section 1909 APPROVAL OF SECRETARY OF FORESTS AND WATERS Before the passage of any resolution for the acquisition of land to be used as township forests the township supervisors shall submit to the Secretary of Forests and Water and secure his approval of the area and location of such land

Section 1910 RESOLUTION AND NOTICE Whenever the township supervisors deem it expedient to acquire any lands for forests they shall so declare by a resolution wherein shall be set forth all facts and conditions relating to the proposed action which proposed resolution shall be advertised once a week for three weeks prior to its passage

Section 1911 APPROPRIATION FOR ACQUISITION All money necessary for the purchase of such tracts shall be appropriated in the same manner as appropriations for township purposes and such funds may be provided from the current revenue or by the proceeds of a sale of bonds in accordance with existing law

Section 1912 CONTROL OF FORESTS BY SECRETARY OF FORESTS AND WATERS Upon the acquisition of any forests or lands suitable for forests the township supervisors shall notify the Secretary of Forests and Waters who shall make such rules for the government and proper administration of the same as may be necessary and the secretary shall publish such rules declare the use of the forest in accordance with the intent of this article and make such provisions for its administration maintenance protection and development as shall be necessary or expedient The rules governing the administration of such forests shall have for their main purpose the producing of a continuing township revenue by the sale of forest products

Section 1913 APPROPRIATION FOR MAINTENANCE All moneys necessary to be expended for the administration maintenance protection and development of such forests shall be appropriated and applied as is now done for township purpose All revenue and emoluments arising from such forests shall be paid into the township treasury to be used for general township purposes

Section 1914 USE OF TOWNSHIP FORESTS AS OUTING GROUNDS Township forests may be used by the public as general outing or recreation grounds subject to the rules governing their administration

Section 1915 DISPOSITION OF TOWNSHIP FORESTS PROCEDURE ORDINANCE SUBMISSION OF QUESTION Whenever the township supervisors deem it expedient to alienate any forest or part thereof they shall so declare by a resolution wherein shall be set forth all the facts and conditions relating to the proposed action which proposed resolution shall be advertised once a week for three weeks prior to its passage No resolution shall be effective in legalizing such alienation until it has been approved by a majority vote of the people at the next ensuing election

Section 1916 APPROPRIATION OF MONEYS TO FORESTRY ORGANIZATIONS The supervisors of any township may appropriate moneys from their respective treasuries to any forest protection association cooperating in forest work with the State Depatrment of Forests and Waters or to be expended in direct cooperation with said Department of Forests and Waters in forest work

ARTICLE XX

ACTION BY AND AGAINST TOWNSHIPS

Section 2001 SUPERVISORS TO BRING AND DEFEND SUITS All suits by a township shall be brought and conducted by the township supervisors In all suits against a township process shall be served upon and defense made by the township supervisors

Section 2002 RIGHT OF TAXPAYERS TO INQUIRE INTO JUDGEMENTS Any taxpayer of any township may inquire into the validity of any judgment or defend the township in any suit or judgment upon filing a petition with the court of common pleas of the county in which suit is pending or judgment exists accompanied by an affidavit that the taxpayer believes that injustice will be done to the township in such suit or judgment Whenever it is deemed necessary the court may order such taxpayer to file a bond with one or more sureties to be approved by court to save harmless the township from all costs that may accrue in such proceeding subsequent to the filing of such petition

Section 2003 APPEALS BY TAXPAYERS Whenever a judgment is rendered by any justice of the peace or alderman against any township and a right of appeal is given to such township and for ten days immediately after the rendition of such judgment the township officials neglect to perfect an appeal any taxpayer of such township may take an appeal in behalf of the township from such judgment to the court of common pleas of the county within the time prescribed for the taking of such appeal

Section 2004 AFFIDAVIT AND BAIL BY TAXPAYERS In taking the appeal the taxpayers shall make an affidavit that the same is not taken for the purpose of delay but because he verily believes that injustice has been done The taxpayer shall pay the costs of the appeal and enter sufficient bail for the payment of all costs before the justice of the peace or alderman and all costs in the court of common pleas

Section 2005 TAXPAYERS PARTIES TO SUITS Upon the filing of such appeal in the court of common pleas of the county the taxpayer shall be made a party to the suit and shall have the right to defend such township therein

Section 2006 RECOVERY OF MUNICIPAL CLAIMS In addition to the remedies provided by law for the filing of liens for the collection of municipal claims all townships may proceed for the recovery and collection of municipal claims by action of assumpsit against the person or persons who were the owner or owners of the property at the time of the completion of the improvement notwithstanding the fact that there was a failure on the part of any such township or its agents to enter any such municipal claim as a lien against the property assessed for the improvement and for the recovery of which the action of assumpsit was brought Any such action in assumpsit shall be commenced within three years after the completion of the improvement from which said claim arises

This section shall extend to all municipal claims where the improvement was heretofore made where the action of assumpsit has been instituted under the provisions of prior acts of Assembly and where the claim is not barred by the statute of limitations affecting actions of debt or assumpsit

ARTICLE XXI
REPEALS

Section 2101 The following acts and parts of acts are hereby repealed as respectively indicated

(1) Sections one and three of the act approved the fourteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred sixty-six) entitled "An act to regulate the remuneration of policemen and constables employed as policemen throughout the Commonwealth of Pennsylvania and prohibiting them from charging or accepting any fee or other compensation in addition to their salary except as public rewards and mileage for traveling expenses" so far as the same relates to townships of the second class

(2) The act approved the nineteenth day of April one thousand nine hundred and one (Pamphlet Laws eighty-two) entitled "An act making it lawful for any municipality in which a corporation created and existing under and by virtue of the laws of this Commonwealth have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage to become the owners of such sewers culverts conduits and pipes with the necessary inlets and appliances aforesaid providing the amount to be paid for the same and the manner of ascertaining such amount in case of disagreement between the municipality and the corporation owning the same" so far as it relates to townships of the second class

(3) The act approved the fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred nineteen) entitled "An act to authorize the display of the State county city borough or other municipal flags on public building in the Commonwealth" so far as it relates to townships of the second class

(4) The act approved the fifth day of April one thousand nine hundred and seventeen (Pamphlet Laws forty-seven) entitled "An act authorizing supervisors of townships of the second class by authority of the court to appoint policemen defining their powers and duties providing for their compensation and requiring the keepers or persons in charge of jails lockups and station-houses to receive persons arrested by such policemen" absolutely

(5) The act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings" so far as it relates to townships of the second class

(6) The act approved the twenty-eighth day of June one thousand nine hundred and seventen (Pamphlet Laws six hundred fifty) entitled "An act to amend an act approved the eleventh day of June one thousand nine hundred fifteen entitled 'An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled "An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain"' excepting proceedings to ascertain damages benefits by reason of municipal street or sewer improvements" so far as it relates to townships of the second class

(7) The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice" so far as it relates to townships of the second class

(8) The act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred seventy-seven) entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to roads highways and bridges" approved the thirteenth day of June Anno Domini eighteen hundred and thirty-six' approved the fifth day of May one thousand nine hundred eleven so as to provide for the construction change or alteration of parts of public roads in counties boroughs or townships without the formality of a view where the costs and expenses to such county borough or township including damages shall not exceed three hundred dollars" so far as it relates to townships of the second class

(9) The act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" and the amendments thereto so far as relates to townships of the second class excepting sections four hundred thirty-two four hundred thirty-three four hundred thirty-four four hundred thirty-five four hundred thirty-six four hundred thirty-seven and four hundred thirty-eight and the amendments to said sections which shall not be repealed hereby

(10) The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand seventy-three) entitled "An act relating to bridges in townships of the second class" absolutely

(11) The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand eighty-three) entitled "An act requiring all persons contracting with the Commonwealth or any department or officer thereof or any municipal corporation division or subdivision of the Commonwealth to accept the provisions of the State Workmen's Compensation Act and to insure the said contractor's liability thereunder or secure an exemption from insurance in accordance with the terms of the said act in respect to such contract" so far as it relates to townships of the second class

(12) The act approved the first day of May one thousand nine hundred and nineteen (Pamphlet Laws ninety-three) entitled "An act providing for the relocation alteration and vacation of public road and highways approaching leading into or contiguous to parks and public grounds title to which parks and public grounds is vested in the State of Pennsylvania and providing remedies therefor" so far as it relates to townships of the second class

(13) The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred thirty) entitled "An act requiring prothonotaries and clerks of courts to furnish to the Secretary of Internal Affairs copies of orders of court relative to the creation consolidation division and partition of cities boroughs and townships and fixing the fee of such officers for such services" so far as it relates to townships of the second class

(14) The act approved the twentieth day of June one thousand nine hundred and nineteen (Pamplhet Laws five hundred thirteen) entitled "An act providing a method whereby highways the center line of which constitutes a dividing line between a city and a township in an adjacent county may be altered or improved and the cost thereof apportioned between the city county and township and providing the pro-

cedure to be followed where such city and the township or the county in which such township is situated do not or cannot agree with respect to the method of such alterations or improvements or the apportionment of the cost thereof" so far as it relates to townships of the second class

(15) The act approved the seventh day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-two) entitled "An act authorizing boroughs and townships to establish separate grades for sidewalks and cartways or roadways" so far as it relates to townhips of the second class

(16) The act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred eighty-one) entitled "An act authorizing the several boroughs and townships to appropriate moneys for the support of county associations of boroughs and townships" so far as it relates to townships of the second class

(17) The act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-seven) entitled "An act authorizing a State association of township supervisors and township commissioners and providing for the payment of the expenses thereof by the respective counties" so far as it relates to townships of the second class

(18) The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-eight) entitled "An act fixing the confirmation of the reports of viewers or portions thereof in proceedings to assess damages or benefits incident to public improvements where no exceptions are filed or appeals taken" so far as it relates to townships of the second class except road views in such townships

(19) The act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred eighty-four) entitled "An act to amend sections one two three five six and seven of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' by extending the provisions thereof so as to include townships" so far as it relates to townships of the second class

(20) The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred forty-four) entitled "An act authorizing counties cities boroughs towns and townships to acquire lands by purchase gift or condemnation and to convey such lands to the Commonwealth for use of the National Guard" so far as it relates to townships of the second class

(21) The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws ninety) entitled "An act authorizing counties cities boroughs and townships to appropriate moneys for forest work" so far as it relates to townships of the second class

(22) The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred five) entitled "An act to amend section one of the act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and twenty-five) entitled 'An act providing for the payment of the premiums on bonds of county city borough school-district and township employes' extending to provisions thereof to officers" so far as it relates to townships of the second class

(23) The act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-six) entitled "An act authorizing cities boroughs towns and townships to purchase burial plots for certain deceased service men" so far as it relates to townships of the second class

(24) The act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifteen) entitled "An act requiring supervisors and commissioners of townships to apply for county aid in the construction and maintenance of roads upon application therefor by property owners" so far as it relates to townships of the second class

(25) The act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-two) entitled "An act to provide for the licensing of transient retail merchants in cities boroughs and townships and providing a penalty for the failure to obtain such license" so far as it relates to townships of the second class

(26) The act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred one) entitled "An act authorizing the State Highway Department the Public Service Commission counties cities boroughs and townships to purchase or condemn by the right of eminent domain free and unobstructed view over and across lands at certain highway railroad and railway intersections and curves so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways and providing for the use of such lands in such manner as not to interere with a free and unobstructed view" so far as it relates to townships of the second class

(27) The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty-four) entitled "An act to amend section two of an act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-seven) entitled 'An act authorizing a State association of township supervisors and township commissioners and providing for the payment of the expenses thereof by the respective counties'" so far as it relates to townships of the second class

(28) The act approved the seventeenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws thirty-eight) entitled "An act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways" so far as it relates to townships of the second class

(29) The act approved the first day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred) entitled "An act relating to township roads prescribing the time within which approved township roads must be physically opened envalidating proceedings for opening of roads unopened within the prescribed time and providing for the revision of any land proposed to be taken therefor" so far as it relates to townships of the second class

(30) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred five) entitled "An act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies duly authorized to transact business in the Commonwealth of Pennsylvania" so far as it relates to townships of the second class

(31) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred ten) entitled "An act to provide for the preparation of plans for the use of viewers owners tenants and occupiers of property and all other parties affected in proceedings for the assessment of damages for the taking injury or destruction of private property for public use and the furnishing of copies thereof to parties affected thereby" so far as it relates to townships of the second class

(32) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-nine) entitled "An act providing for the clerk of the court of quarter sessions of the several counties of this Commonwealth to certify to the Department of Highways the establishment of all new townships and boroughs within said county fixing fee for such certification and providing penalty" so far as it relates to townships of the second class

(33) The act approved the thirtieth day of April one thousand nine hundred and twenty-five (Pamphlet Law three hundred seventy-one) entitled "An act providing for the care and maintenance by cities boroughs incorporated towns and townships of any soldiers' monument gun or carriage or other similar memorial where there is no person body or organization in existence to care for and maintain the said memorials" so far as it relates to townships of the second class

(34) The act approved the first day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred

twenty-eight) entitled "An act providing for the improvement of certain streets alleys and highways on the boundary lines of cities boroughs and townships and the assessment of properties abutting thereon but lying outside the limits of such cities boroughs or townships" so far as it relates to townships of the second class

(35) The act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred ninety-four) entitled "An act authorizing municipalities to expend money for the purpose of insuring volunteer firemen against death or injuries while going to or returning from or attending fires" so far as it relates to townships of the second class

(36) The act approved the sixth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred forty-six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled 'An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings' " so far as it relates to townships of the second class

(37) The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred forty-five) entitled "An act to prevent unfair discrimination against Pennsylvania manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against nonresident manufacturers" so far as it relates to townships of the second class

(38) The act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws fifty-six) entitled "An act to amend sections one two and three as amended section four and sections five six and seven as amended of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' as extended to townships by further extending the provisions of this act so as to include the acquiring maintaining and operation of parks" so far as it relates to townships of the second class

(39) The act approved the twentieth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty) entitled "An act making it unlawful for any architect or engineer in the employ of the Commonwealth or any county municipality borough township or other subdivision of the Commonwealth and engaged in the preparation of plans specifications or estimates to bid on any public work or to be interested in contracts for public work making it unlawful for the officers of the Commonwealth or any county municipality borough township or other subdivision of the Commonwealth to award the contract to any such architect or engineer in the employ of the Commonwealth and fixing penalties" so far as it relates to townships of the second class and engineers and architects employed by such townships

(40) The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-five) entitled "An act to amend section four of an act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-seven) entitled 'An act authorizing a State association of township supervisors and township commissioners and providing for the payment of the expenses thereof by the respective counties' increasing the amount townships may contribute for the expense of the annual meeting" so far as it relates to townships of the second class

(41) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred ten) entitled "An act permitting townships of the first and second classes to connect for sewage purposes with existing sewers owned by adjacent municipalities and prescribing the procedure for so doing" so far as it relates to townships of the second class

(42) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty) entitled "An act authorizing municipalities to acquire by gift or bequest and to operate and maintain motor ambulances" so far as it relates to townships of the second class

(43) The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred thirty-eight) entitled "An act requiring counties cities boroughs towns townships school districts and poor districts when fixing rates of taxation in mills to express such rates also in dollars and cents" so far as it relates to townships of the second class

(44) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act prohibiting cities boroughs towns and townships to increase or diminish the salary compensation or emoluments of elected officers after their election" so far as it relates to townships of the second class

(45) The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled 'An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings' as amended extending the provisions of said act to roads and bridges and machinery" so far as it relates to townships of the second class

(46) The act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the maintenance of roads and streets on the boundary line between cities or boroughs and townships and the procedure in such cases" so far as it relates to townships of the second class

(47) The act approved the eleventh day of April one thouand nine hundred and twenty-nine (Pamphlet Laws five hundred eighteen) entitled "An act to amend the act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled 'An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice' providing for private sales where no bids are received" so far as it relates to townships of the second class

(48) The act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred thirty) entitled "An act providing for the payment of counsel fees out of moneys recovered for counties boroughs school districts or poor districts upon appeals from the county auditors' settlements of the accounts of public officers" so far as it relates to townships of the second class

(49) The act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act fixing the time when interest shall begin to run on the amounts fixed in reports of viewers for the taking injury and destruction of property by the right of eminent domain" so far as it relates to townships of the second class except road views in such townships

All other acts and parts of acts inconsistent with this act are repealed This act shall not repeal or modify any of the provisions of the Public Service Company Law nor the act entitled "An act to preserve the purity of the waters of the State for the protection of the public health" approved the twenty-second day of April one thousand nine hundred and five nor shall this act repeal or modify any of the provisions of any act of Assembly amendatory of law in force at the time of the passage of this act or otherwise adopted at the Session of the General Assembly of one thousand nine hundred and thirty-one whether such acts were adopted prior to the passage of this act or shall be adopted subsequent to the passage of this act nor shall this act repeal any such act or part thereof in force at the time of the passage of this act which is amended by any act of Assembly adopted at the Session of the General Assembly of one thousand nine hundred and thirty-one

On the question,

Will the Senate agree to the section?

Mr. McCLURE. Mr. President, I move to amend

Section 1, page 54, line 13, by striking out the words "all the officers of said State Association shall be township supervisors none of whom shall be interested directly or indirectly in the promotion and sale of road material and equipment."

Mr. TRAINER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to:

An Act concerning townships of the second class and amending revising consolidating and changing the law relating thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 744 (House Bill No. 1114), entitled:

An Act to repeal an act approved the eighth day of March, one thousand eight hundred and seventy-two (P. L. 275), entitled "An act relating to the election of school directors in Conyngham Township, Columbia County."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 805 (House Bill No. 1116), entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Darby Creek and the Delaware River.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. McCLURE. Mr. President, I move that Senate Bill No. 805 (House Bill No. 1116), the bill just read, be recommitted to the Committee on Appropriations.

Mr. TRAINER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 810 (House Bill No. 1351), entitled:

An Act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. GELDER. Mr. President, I move that Senate Bill No. 810 (House Bill No. 1351), the bill just read, be recommitted to the Committee on Public Roads and Highways.

Mr. PARKINSON. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 817 (House Bill No. 780), entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SCOTT. Mr. President, I move that Senate Bill No. 817 (House Bill No. 780), the bill just read, be recommitted to the Committee on Appropriations.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 818 (House Bill No. 1247), entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SCOTT. Mr. President, I move that Senate Bill No. 818 (House Bill No. 1247), the bill just read, be recommitted to the Committee on Appropriations.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. WILLIAMSON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON read in his place and presented to the Chair Senate Bill No. 906, entitled:

An Act making an appropriation to the Department of Property and Supplies for the erection and construction of a county bridge in the Borough of Huntingdon, to replace a county bridge destroyed by fire.

Which was committed to the Committee on Appropriations.

Mr. HARRIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 907, entitled:

An Act to amend section five of an act approved January thirtieth, one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one), entitled "A further supplement to the act regulating elections in this Commonwealth," so as to change the time of closing the polls.

Which was committed to the Committee on Elections.

RECESS

Mr. WILLIAMSON. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. QUIGLEY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. QUIGLEY, from the Committee on Education, reported as amended, Senate Bill No. 700 (House Bill No. 1154), entitled:

An Act to amend the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" by adding thereto section one thousand seven hundred and eleven A to provide for the reimbursement by the Commonwealth of school districts for high school tuition in certain cases

Mr. RIAL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RIAL from the Committee on Forestry reported as committed, Senate Bill No. 797 (House Bill No. 858), entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

Mr. BOWERS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOWERS from the Committee on Forestry reported as committed, amended, Senate Bill No. 825 (House Bill No. 1395), entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN from the Committee on Public Health and Sanitation reported as committed, Senate Bill No. 766, entitled:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

Mr. CLIPPINGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLIPPINGER from the Committee on Forestry reported as committed, Senate Bill No. 464, entitled:

An Act creating a state forestry school under the supervision and control of the Department of Forests and Waters; conferring powers and imposing duties on said department; providing for the erection of buildings for, and maintenance and equipment of, such school; setting forth the qualifications for admission to said school, and providing for the maintenance of, and the payment of wages, to the students; and making an appropriation.

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER from the Committee on ―――――――― reported as committed, Senate Bill No. 880, entitled:

An Act to authorize any corporation of this Commonwealth, created by virtue of any special Act of Assembly and possessing under such Act or supplements thereto franchises for various purposes, including the right to construct and operate railroads for public use, to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized road corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith, not parallel or competing.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN from the Committee on Agriculture, reported as committed, Senate Bill No. 881, entitled:

An Act to further amend section four of the act, approved the third day of May, one thousand nine hundred and nine, (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock-and-poultry-food, and patented, proprietary or trade mark stock-and-poultry-food, possessing nutritive value combined with medical properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground corn-stalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws, one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat-, rye-, corn-, and buckwheat-bran and middlings, or any admixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess until 8 o'clock this evening.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

RESOLUTION RELATIVE TO CODIFICATION OF THE COUNTY TAX ASSESSMENT LAWS.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Finance:

In the House of Representatives, April 15, 1931.

Resolved (if the Senate concur), That the Legislative Reference Bureau is hereby directed to compile a codification of the County Tax Assessment Laws of the Commonwealth excluding therefrom (a) the laws relating to the assessment of intangible personal property for county purposes (b) the laws relating to the creation and administration of county boards for the assessment and revision of taxes and (c) the election of taxation assessors and to make report thereon in printed form to the Session of the General Assembly in the year one thousand nine hundred and thirty-three

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL BILL No. 328.
RECALLLED FROM THE GOVERNOR.

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 328, entitled:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO 393, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 393, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain lands in the Borough of Kutztown to the Borough of Kutztown

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 328, entitled:

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

Senate Bill No. 393, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor, to convey certain land in the Borough of Kutztown to the Borough of Kutztown.

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), in the presence of the Senate signed the same.

AMENDMENT TO HOUSE BILL NO. 427, RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 427, entitled:

An Act to amend section five article seventeen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth"

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Mr. SCOTT. Mr. President, I move that the bill be laid upon the table.

Mr. APPLE. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Insurance, reported as committed, Senate Bill No. 313 (House Bill No. 141), entitled:

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school districts and poor districts or the employes thereof, to make contracts of life, health and accident policies for the benefit of employes thereof, and contracts for pensions for such employes, and providing for the payment of the cost thereof.

Also, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 887, entitled:

An Act to further amend section two hundred eighty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth."

Mr. PETHICK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PETHICK, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 819 (House Bill No. 1248), entitled:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

REPORT FROM COMMITTEE

Mr. PARKINSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON, from the Committee on Law and Order, reported as committed, Senate Bill No. 828, entitled:

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties;" as amended, exempting from the provisions of said act boxing, sparring, and wrestling exhibitions conducted or sponsored by high schools, colleges and universities.

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Congressional Apportionment, reported as committed, Senate Bill No. 872, entitled:

An Act to apportion the State into congressional districts.

Mr. HARVEY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARVEY, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 859 (House Bill No. 1469), entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three(P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Combmittee on Finance, reported as committed, Senate Bill No. 507, entitled:

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county taxes on intangible personal property.

Mr. CLIPPINGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLIPPINGER, from the Committee on Insurance, reported as amended, Senate Bill No. 754 (House Bill No. 1173), entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act ,approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for issuing of insurance covering loss occasioned by smoke, smudge and perils arising out of ownership of aircraft and motor vehicles.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 829, entitled:

An Act to amend section three of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two), entitled "An act regulating the closing of public highways and providing for the locating, marking and maintenance of detours necessitated by such closing, requiring boroughs, cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours; providing penalties for removing, destroying, defacing signs erected for warning or detour purposes, and for driving on, over or across highways which are closed by the proper persons or authorities, except in cases; further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors, shall have the right to recover the amount of such damages from the person or persons responsible, in addition to the penalties herein provided; and repealing certain acts."

Mr. PARKINSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON from the Committee on Insurance reported as committed Senate Bill No. 605 (House Bill No. 1024), entitled:

An Act relating to life insurance trusts extending the interpretation of the term "life or lives in being" in relation thereto

Also from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 835, entitled:

An Act authorizing municipal subdivisions of the Commonwealth to convey or transfer to the Commonwealth any material, equipment, or supplies appropriate for use in the construction or maintenance of certain highways.

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Game and Fisheries, reported as amended, Senate Bill No. 661 (House Bill No. 648), entitled:

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of non-resident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year.

Mr. BOYD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOYD, from the Committee on Elections, re-reported as committed, Senate Bill No. 343, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

Also, from the Committee on Elections, reported as committed, Senate Bill No. 853 (House Bill No. 1373), entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

Also, from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 834, entitled:

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervison of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner; providing for the approval of said changes by the Department of Forests and Waters; and providing for the ascertainment and payment of damages occasioned thereby.

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Elections reported as committed Senate Bill No. 884, entitled:

An Act to amend sections one and two of the act, approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 276), entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector, by any person other than the elector against whom such tax is assessed, except upon the written and signed order of such assessed elector and prescribing penalties," by providing certain exemptions.

Mr. ARON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committee on Insurance, reported as amended, Senate Bill No. 531, entitled:

An Act to amend section five hundred and forty-one of, and to add sections five hundred and fifty-five, five hundred and fifty-six, five hundred and fifty-seven, five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one fire rating bureau to be organized and organized by all stock fire insurance companies, to which all such stock companies shall belong.

Also, from the Committee on Insurance, reported as amended, Senate Bill No. 590, entitled:

An Act to add sections six hundred and seventy-five, six hundred and seventy-six, six hundred and seventy-seven, six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies, to which all such stock companies shall belong.

Mr. HARRIS. Mr. President, I ask upnanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS, from the Committee on Elections, reported as as committed, Senate Bill No. 452 (House Bill No. 663), entitled:

An Act to amend section four of the act, approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violations of its provisions," as amended, limiting the time allowed electors to petition the county commissioners to have their names placed on the registers.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the committee on Judiciary General, reported as amended, Senate Bill No. 456, entitled:

A Joint Resolution proposing an amendment to article fifteen, section four of the Constitution of the Commonwealth of Pennsylvania.

BILLS INTRODUCED

Mr. MANSFIELD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 908, entitled:

An Act making an appropriation to the Carnegie Institute of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Also read in his place and presented to the Chair Senate Bill No. 909, entitled:

An Act permitting cities of the first, second and second A class to charge an annual rental for the use of any sewer, sewer system or sewage disposal plant constructed or acquired by such city, limiting the amount thereof and providing for its assessment and collection.

Which was committed to the Committee on Municipal Affairs.

RECONSIDERATION OF SENATE BILL No. 644.

Mr. SORDONI. Mr. President, I move to reconsider the vote by which Senate Bill No. 644, entitled:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) by authorizing and empowering the State Aeronautic Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission

passed third reading.

Mr. KITTS. Mr. President, I second the motion .

The motion was agreed to,

Mr. SORDONI. Mr. President, I move that the amendments to the bill inserted today be stricken out.

Mr. SCOTT. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. SORDONI. Mr. President, I ask that the bill go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT. Mr. PRESIDENT, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 817 (House Bill No. 780), entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine," providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first, one thousand nine hundred and thirty-one.

Also, from the Committee on Appropriations, reported Senate Bill No. 851 (House Bill No. 1350), entitled:

A Supplement to the Act approved the fourth day of March, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred sixty-one), entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefore; imposing duties in connection therewith upon the Governor, the Board of Trustees of Eastern State Penitentiary, and the Department of Welfare; and making an appropriation," its amendments and supplements, making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities, and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford, and the development of the grounds thereof.

Also, from the Committee on Appropriations, re-reported as committed Senate Bill No. 818 (House Bill No. 1247), entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. WOODWARD. Mr. President, I second the motion.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 313 (House Bill No. 141), entitled:

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 378 (House Bill No. 134), entitled:

An Act to repeal sections one two three four five six eleven twelve thirteen fifteen seventeen twenty-one twenty-two twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-two of the act approved the third day of April one thousand eight hundred and sixty-seven (Pamphlet Laws seven hundred eight) entitled "A supplement to the charter of the City of Chester"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 471, entitled:

An Act to amend section fifteen of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," as amended, making certain changes relative to the commitment to, and imprisonment in such institution of women of more than twenty-four years of age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 452 (House Bill No. 663), entitled:

An Act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisinos" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 456. entitled:

A Joint Resolution proposing an amendment to article fifteen, section four of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 464, entitled:

An Act creating a state forestry school under the supervision and control of the Department of Forests and Waters; conferring powers and imposing duties on said department; providing for the erection of buildings for, and maintenance and equipment of, such school; setting forth the qualifications for admission to said school, and providing for the maintenance of, and the payment of wages, to the students; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 507, entitled:

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county tax on intangible personal property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 531, entitled:

An Act to amend section five hundred and forty-one of, and to add sections five hundred and fifty-five, five hundred and fifty-six, five hundred and fifty-seven, five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one fire rating bureau to be organized and maintained by all stock fire insurance companies, to which all such stock companies shall belong.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 578 (House Bill No. 880), entitled:

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred twenty-six), entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing of salaries by judges

And said bill having been read at length the first time,
Ordered. To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 590, entitled:

An Act to add sections six hundred and seventy-five, six hundred and seventy-six, six hundred and seventy-seven, six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance companies, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies, to which all such stock companies shall belong.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 605 (House Bill No. 724), entitled:

An Act relating to life insurance trusts extending the interpretation of the term "Life or Lives in being in relation thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 609. entitled:

An Act to amend section six hundred and sixty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing limitation on the amount of hazard that can be assumed on any one risk and prescribing penalties.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 647, entitled:

An Act to amend section three of the act approved the twenty-eighth day of June, one thousand nine hundred seventeen (P. L. 645), entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style, or designation, unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary; requiring county commissioners, at the expense of the county, to provide books for the entry of such certificates; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties"; changing the penalty to a summary proceeding, and providing for the enforcement of this act by the Secretary of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably ot order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 661 (House Bill No. 648), entitled:

An Act to amend sections three hundred and three and three hundred and four as amended, and three hundred and five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses; enumerating the regulations subject to which hunters' licenses are issued; and changing the hunters' license year.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 665, entitled:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 696 (House Bill No. 842), entitled:

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 700 (House Bill No. 1154), entitled:

An Act to amend the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent herewith," by adding thereto section one thousand seven hundred and eleven A to provide for the reimbursement by the Commonwealth of school districts for high school tuition in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 704, entitled:

An Act to amend sections one and three of the act, approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud; to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn;" extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

And said bill having been read at length the first time,
Ordered. To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 727, entitled:

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain.

And said bill having been read at length the first time,
Ordered. To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 749 (House Bill No. 1163), entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred forty-six) entitled "An act to amend section three paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by the spouse of any interested party' " by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 750 (House Bill No. 1164), entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabliities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents' by providing that the court may appoint a guardian without petition in certain cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 754 (House Bill No. 1173), entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 757, entitled:

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 759 (House Bill No. 1243), entitled:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 766, entitled:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order.

The Senate proceeded to the first reading and consideration of Senate Bill No. 785, entitled:

An Act to amend the act approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 797 (House Bill No. 858), entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 811, entitled:

An Act making it the duty of counties of the first class, cities, incorporated towns and poor districts, herein defined as municipalities, to require persons, co-partnerships, associations and corporations entering into contracts with such municipalities for the construction, erection, installation, completion, alteration, repair of or addition to any public work or improvement to give (in addition to any other bond which may now or hereafter be required by law), an additional bond conditioned for the payment of material, labor and services furnished, supplied or performed in the prosecution of or in aid of or auxiliary to prosecution of such work or improvement and providing for suits and recovery on such bonds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 819 (House Bill No. 1248), entitled:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 820 (House Bill No. 1298), entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 825 (House Bill No. 1395), entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 828, entitled:

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; exempting from the provisions of said act boxing, sparring, and wrestling exhibition conducted or sponsored by high schools, colleges and universities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 824, entitled:

An Act to amend section three of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two), entitled "An act regulating the closing of public highways and providing for the locating, marking and maintenance of detours necessitated by such closing; requiring boroughs, cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours; providing penalties for removing, destroying, defacing signs erected for warning or detour purposes, and for driving on, over or across highways which are closed by the proper persons or authorities except in certain cases; further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors, shall have the right to recover the amount of such damages from the persons responsible, in addition to the penalties herein provided; and repealing certain acts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 834, entitled:

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervision of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner; providing for the approval of said changes by the Department of Forests and Waters; and providing for the ascertainment and payment of damages occasioned thereby.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 835, entitled:

An Act authorizing municipal subdivisions of the Commonwealth to convey or transfer to the Commonwealth any material, equipment, or supplies appropriate for use in the construction or maintenance of certain highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 848 (House Bill No. 1317), entitled:

An Act to amend section seven of the act approved the fifth day of March, one thousand seven hundred ninety-one (three Smith's Law's six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned" prescribing the form of notary seal.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 851 (House Bill No. 1350), entitled:

A Supplement to the act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of grounds thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 853 (House Bill No. 1373), entitled:

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 859 (House Bill No. 1469), entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 880, entitled:

An Act to authorize any corporation of this Commonwealth, created by virtue of any special Act of Assembly and possessing under such Act or supplements thereto franchises for various purposes, including the right to construct and operate railroads for public use, to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith, not parallel or competing.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 881, entitled:

An Act to further amend section four of the act approved the third day of May, one thousand nine hundred and nine (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock- and poultry-food, and patented, proprietary or trade mark stock- and poultry-food, possessing nutritive value combined with medicinal properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground cornstalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation, and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat-, rye-, corn-, and buckwheat-bran and middlings, or any admixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 884, entitled:

An Act to amend sections one and two of the act approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 276), entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector, by any person other than the elector against whom such tax is assessed, except upon the written and signed order of such assessed elector, and prescribing penalties," by providing certain exemptions.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 872, entitled:

An Act to apportion the State into congressional districts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 887, entitled:

An Act to further amend section two hundred eighty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 888, entitled:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three, (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, un-incorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 891, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine, (Pamphlet Laws, one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 487 (House Bill No. 679), on second reading, entitled:

An Act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto.

be recommitted to the Committee on Public Roads and Highways.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE

The PRESIDENT: The Chair announces, after conferences with the President Pro Tempore of the Senate, the appointment of the following Committee of Conference on the part of the Senate on Senate Bill No. 463: Messrs. Harvey, McClure and Freeman,

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

CONSIDERATION OF AMENDMENT TO HOUSE BILL No. 427, RECALLED FROM THE GOVERNOR

Mr. ARON. Mr. President, I move that the Senate do now proceed to the consideration of House Bill No. 427, entitled:

An Act to amend section five article seventeen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one), entitled "An act for the better government of cities of the first class of this Commonwealth"

recalled from the Governor for the purpose of amendment.

Mr. SCOTT. Mr. President, I second the motion.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 1, line 9, by striking out the word "six" and inserting in lieu thereof the word "three"; also page 2, line 1, by striking out $6,000,000, and inserting in lieu thereof "$3,000,000" also page 3, by inserting after section 1 the following: "Section 2 The proceeds of any loan or loans created under the provisions of this act shall be used only for unemployment relief" also line 14, by striking out after the word "Section" the numeral "2" and inserting in lieu thereof the numeral "3."

Mr. ARON. Mr. President, I move that the Senate non-concur in the amendments.

Mr. SCOTT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

Apple,
Armstrong,
Aron,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Kitts,
Krause,
Mansfield,
McClure,
Painter,
Parkinson,
Pethick,
Rial,
Roberts,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS INTRODUCED

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 910, entitled:

An Act to amend paragraph (b) of section two, and sections three, four and six of the act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand forty-six), entitled "An act appropriating the moneys in the Motor License Fund."

Which was committed to the Committee on Public Roads and Highways.

Mr. APPLE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. APPLE read in his place and presented to the Chair Senate Bill No. 911, entitled:

An Act authorizing the Department of Property and Supplies to acquire the site of Fort Augusta at Sunbury, to be turned over to the Pennsylvania Historical Commission for management; and making an appropriation.

Which was committed to the Committee on Appropriations.

ERRATUM.

Page 1911, Column 2, line 3, strike out "Lanius" and insert in lieu thereof "Prince."

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn until tommorrow morning at 11.00 o'clock.

Mr. GELDER. Mr. President, I second the motion.

The motion agreed to.

The Senate adjourned at 9.26 P. M. until Wednesday, April 22, 1931, at 11.00 A. M.

HOUSE OF REPRESENTATIVES

TUESDAY, April 21, 1931

The House met at 11.00 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Our Father God, we pause to worship Thee in prayer, e'er we put our hands to the tasks of the new day. Thy mercies are new with each swiftly passing day. We would not be ungrateful for all Thy favors nor forgetful of Thy Providential care. Our forefathers lifted up their hands to Thee in supplication and were not ashamed. Teach us, dear Lord, that we may supplicate Thy throne aright.

As we read the pages of history, and mark the rise and the fall of nations, we catch the meaning of Thy Word. "The nations that forget God shall be turned into hell." We bless Thee that 'Faith in God' was and is—the chief cornerstone of this great Republic. We would not this day, by thought, word or deed, part company with Thee. We crave Thy council. We covet Thy benediction to rest upon all that we do or say.

Give strength and wisdom to our Speaker, the members of this house, and to all in authority in this Commonwealth. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. John J. Williams, seconded by Mr. Lewis, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. J. F. M. BALDI. HOUSE BILL No. 1720.

An Act providing that the Commonwealth shall assume the loss occasioned by fire of any building or structure in the course of erection for the Commonwealth where the contractor or contractors relied upon provisions in the specifications accompanying any contract that the maintaining of fire insurance was not required, and making an appropriation for such purposes.

Referred to the Committee on State Government.

By Mr. COOKE. HOUSE BILL No. 1721.

An Act to further amend section two of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (Pamphlet Laws, four hundred eight), entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two percentum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," by extending the benefits of the act to certain relief fund associations.

Referred to the Committee on Ways and Means.

By Mr. SPANGLER. HOUSE BILL No. 1722.

An Act to amend section four hundred and forty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by empowering county commissioners to make appropriations to support children's homes.

Referred to the Committee on Counties.

By Mr. LOSE. HOUSE BILL No. 1723.

An Act to amend section fifteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," as amended, regulating disability retirement.

Referred to the Committee on Education.

By Mr. D. GLENN MOORE. HOUSE BILL No. 1724.

An Act to amend section five hundred and fifty-four of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," by providing for the payment of compensation to school tax collectors when no other provisions for their payment has been made by law.

Referred to the Committee on Education.

By Mr. D. GLENN MOORE. HOUSE BILL No. 1725.

An Act to amend sections one thousand three hundred and nine and one thousand three hundred and ten of the act approved the fourth day of March, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further defining the duties and fixing the compensation of the tax collector for the collection of borough and school taxes, and providing for the expenses of such collector.

Referred to the Committee on Boroughs.

By Mr. HEFFERON. HOUSE BILL No. 1726.

An Act to provide revenue by taxation by an assessment of two per centum tax on premiums of insurance companies doing what is commonly known as automobile, fire, theft, property and accident insurance, and to further provide for the distribution of the said tax by the State Treasurer to the treasurers of the several cities and boroughs within this Commonwealth.

Referred to the Committee on Ways and Means.

By Mr. CAUFFIEL. (By Request). HOUSE BILL No. 1727.

An Act relating to the trial of cases in the courts of this Commonwealth, and providing that no judge whose action in the first trial or determination of said case has been reversed finally by an appellate court and a procendo awarded shall serve in the capacity of trial judge in the retrial of said case.

Referred to the Committee on Judiciary General.

By Mr. STONE. HOUSE BILL No. 1728.

An Act providing a method for preventing any elector from depositing in the ballot box at primary, municipal, general or other elections any ballot other than that received from the election officers, and imposing penalties.

Referred to the Committee on Elections.

By Mr. WATSON. HOUSE BILL No. 1729.

An Act making a deficiency appropriation to the Board of Trustees of Locust Mountain State Hospital, Shenandoah, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McGREGOR. HOUSE BILL No. 1730.

An Act to further amend sections fourteen and twenty-two of an act approved the tenth day of June, eighteen hundred ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections" so as to provide that the names of candidates for Presidential electors shall no longer be printed on the ballot.

Referred to the Committee on Elections.

By Mr. SHUTT. HOUSE BILL No. 1731.

An Act to amend section three of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words "Drug" and "Poison," and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength and purity," by reducing the minimum number of times said board shall meet each year.

Referred to the Committee on Education.

By Mr. WEAVER. HOUSE BILL No. 1732.

An Act requiring recorders of deeds to note releases of mortgages on the margin of the record of such mortgages.

Referred to the Committee on Judiciary Special.

By Mr. EDERER. HOUSE BILL No. 1733.

An Act making it unlawful for State banks or trust companies or persons, co-partnerships, associations or corporations conducting a banking business, to pay interest on current or checking accounts, to pay more than two and one-half per centum on time deposits or savings accounts, or to charge more than six per centum on loans and providing penalties.

Referred to the Committee on Banking.

By Mr. GOEHRING. HOUSE BILL No. 1734.

An Act to validate obligations of townships of the second class issued for money borrowed or for work done or materials furnished.

Referred to the Committee on Townships.

By Mr. EDERER. HOUSE BILL No. 1735.

An Act defining and regulating painting contractors by providing for the licensing and supervision of persons, copartnerships, associations and corporations engaged in such business, imposing certain duties upon the Department of Public Instruction and providing penalties.

Referred to the Committee on Education.

By Mr. FISH. HOUSE BILL No. 1736.

An Act to repeal section five hundred and sixty-three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto."

Referred to the Committee on Counties.

By Mr. FISH. HOUSE BILL No. 1737.

An Act to repeal the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 155), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings."

Referred to the Committee on Repeal Bills.

By Mr. FISH. HOUSE BILL No. 1738.

An Act to repeal section two thousand five hundred and eleven of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs."

Referred to the Committee on Boroughs.

By Mr. RICE. HOUSE BILL No. 1739.

An Act to amend sections one, two and three of the act approved the twentieth day of April, one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty), entitled "An act making it unlawful for any architect or engineer, in the employ of the Commonwealth, or of any county, municipality, borough, township, or other subdivision of the Commonwealth, and engaged in the preparation of plans, specifications, or estimates, to bid on any public work, or to be interested in contracts for public work; making it unlawful for the officers of the Commonwealth, or any county, municipality, borough, township, or other subdivision of the Commonwealth, to award the contract to any such architect or engineer in the employ of the Commonwealth; and fixing penalties," removing the restrictions of the act from persons who are not salaried or permanent employes, when bidding on work not based on plans or specifications prepared by such bidder or persons associated with him.

Referred to the Committee on Municipal Corporations.

By Mr. STERLING. (By request.) HOUSE BILL No. 1740.

An Act to further amend section eight of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1060), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," by changing the sixth subdivision thereof so as to eliminate the exemption from the provisions of said act of private bankers based upon the length of time they have conducted the business of private banking and to exempt, by said subdivision six, only those private bankers who engage in none of certain enumerated banking activities.

Referred to the Committee on Banking.

By Mr. STERLING. (By request.) HOUSE BILL No. 1741.

An Act to amend sections one, two, three, four, seven, section eight as amended, and section nine of, and to add section twelve to, the act approved the twentieth day of April, one thousand eight hundred and fifty-eight (P. L. 354), entitled "An act establishing a mode of selecting and drawing jurors in and for the city of Philadelphia," by providing for the examination of prospective jurors; changing the method of filling jury wheels; and providing for four jury wheels.

Referred to the Committee on Cities.

By Mr. STERLING. HOUSE BILL No. 1742.

An Act to amend section five of article seventeen, of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by increasing the temporary borrowing power of cities of the first class for the year one thousand nine hundred and thirty-one.

Referred to the Committee on Cities.

By Mr. DUNN. HOUSE BILL No. 1743.

An Act providing for the preparation of plans and specifications and for the erection of two State institutions for the confinement and treatment of persons suffering from venereal diseases, on lands acquired therefor in the eastern and western parts of the Commonwealth; imposing duties in connection therewith upon the Governor, the Department of Property and Supplies, and the Department of Welfare; and making an appropriation.

Referred to the Committee on Public Health and Sanitation.

By Mr. RHYS. HOUSE BILL No. 1744.

An Act to amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions: establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; further regulating the issuing of permits for amateur boxing exhibitions and wrestling matches.

Referred to the Committee on Law and Order.

By Mr. SIMON. HOUSE BILL No. 1745.

An Act making an appropriation to the Department of Agriculture to advance the interests of tobacco growers.

Referred to the Committee on Appropriations.

By Mr. SPANGLER. HOUSE BILL NO. 1746.

An Act making an appropriation to the Children's Home of the city of York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FISH. HOUSE BILL No. 1747.

A Concurrent Resolution providing for the appointment of a commission to investigate the price of anthracite coal, and the distribution and marketing thereof with a view to a possible reduction in the price thereof; authorizing a commission to appoint a secretary and stenographers and to fix their salaries; empowering the commission to issue subpoenas; authorizing and empowering the said commission to call upon the Attorney-General of this Commonwealth to designate who shall act as its attorney and make a report of its findings and recommendations thereon to the present session of the Legislature of Pennsylvania.

Referred to the Commmittee on Mines and Mining.

By Mr. EDERER. HOUSE BILL No. 1748.

An Act relating to the printing of bills pending before the General Asssembly; providing for the appointment and compensation of expert proof-readers and prescribing their powers duties.

Referred to the Committee on Printing.

By Mr. GICKING. HOUSE BILL No. 1749.

An Act relating to the appointment of persons to the police department in boroughs, providing and regulating examinations, the manner of appointments and the manner and power of removal of employes of said department, and providing a method for fixing compensation.

Referred to the Committee on Boroughs.

By Mr. ROAN. HOUSE BILL No. 1750.

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board, with the approval of the Court, in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof.

Referred to the Committee on Counties.

By Mr. MASON. HOUSE BILL No. 1751.

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions, it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives.

Referred to the Committee on Counties.

By Mr. WAY. HOUSE BILL No. 1752.

An Act to amend section one thousand one hundred and thirty-eight of the act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," authorizing the completing of the terms of office of district and assistant district superintendents in the event of re-classification of the school district.

Referred to the Committee on Education.

By Mr. DUNN. HOUSE BILL No. 1753.

An act to prohibit the placing or confining of mentally defective prisoners in any underground dungeon, cell or room.

Referred to the Committee on Judiciary General.

By Mr. W. H. MOORE. HOUSE BILL No. 1754.

An Act to amend section seven of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three, (P. L. 944), entitled "An act relating to salaries, compensation, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," as amended.

Referred to the Committee on Counties.

By Mr. ROOT. HOUSE BILL No. 1755.

An Act to fix the number of Representatives in the General Assembly of the Commonwealth and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Legislative Apportionment.

By Mr. GREEBY. HOUSE BILL No. 1756.

An Act prohibiting the taking and/or publishing of photographs of persons accused of crime until after conviction or the entering of pleas of guilty, and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. BLUMBERG. HOUSE BILL No. 1757.

An Act making an appropriation to the Department of Military Affairs of the Commonwealth for payment of claim for certain unpaid officer's annual allowance.

Referred to the Committee on Appropriations.

By Mr. FITZGERALD. HOUSE BILL No. 1758.

An Act authorizing Joseph Gates to bring suit against the Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. FITZGERALD. HOUSE BILL No. 1759.

An Act authorizing Homer Swihart and Mabel Swihart, his wife, to bring suit against the Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. FITZGERALD. HOUSE BILL No. 1760.

An Act authorizing Clara Noshay to bring suit against the Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. McARRAN. HOUSE BILL No. 1761.

An Act providing for the creation by referendum of county unit poor districts in counties of the eighth class; providing for their management by the county commissioners; abolishing the present poor districts, and transferring their property.

Referred to the Committee on Counties.

By Mr. CARMANY. HOUSE BILL No. 1762.

An Act to amend sections twenty-six and thirty as amended, of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," by specifying the circumstances and conditions under which voters may have assistance in voting at general, municipal, special, and primary elections; prescribing certain duties to be performed by the Secretary of the Commonwealth, registrars, assessors and assistant or registry assessors, registration commissions, boards of registration commissioners, county commissioners, and election officers; and providing penalties.

Referred to the Committee on Elections.

By Mr. MUMFORD. HOUSE BILL No. 1763.

An Act authorizing the Department of Property and Supplies to furnish periodically, one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania.

Referred to the Committee on Education.

By Mr. LOCKHART. HOUSE BILL No. 1764.

An Act to amend section two of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 767), entitled "An act to define the crime of arson, and attempted arson; prescribing penalties therefor; and to punish the wilful and malicious burning of, or attempt to burn, property of various kinds; and the defrauding of, or attempt to defraud, insurers, thereby; and repealing certain acts and parts of acts relating thereto," by extending provisions of act to include other buildings and structures.

Referred to the Committee on Judiciary General.

By Mr. LOCKHART. HOUSE BILL No. 1765.

An Act to establish as a State highway a certain section of public road in the County of Washington, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. BEYER. HOUSE BILL No. 1766.

An Act supplementing the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing a procedure for the initiative and referendum of ordinances.

Referred to the Committee on Cities.

By Mr. MUSMANNO. HOUSE BILL No. 1767.

An Act to amend section one of an act, approved the twenty-second day of April, one thousand nine hundred and twenty-seven (P. L. 351), entitled "An act exempting ice cream cabinets, ice cream containers, and the appurtenances thereto, leased, hired or conditionally sold, from levy or sale on execution or distress for rent," by extending provisions of act to include coin-operated musical instruments and scales.

Referred to the Committee on Judiciary General.

By Mr. WAY. HOUSE BILL No. 1768.

An Act to amend the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, authorizing alien nonresident licenses and reciprocal license fee; changing the hunting license year; increasing the license fee, requirements and privileges of taxidermists; permitting and regulating the hunting of certain female deer; further defining game birds, game animals and legal and illegal methods and devices for trapping and hunting; restricting the holding of field meets or trials for dogs; authorizing the acquisition of waters for game purposes and hunting rights on private lands, the establishment of State game farms and the sale or leasing away of mineral, oil, gas rights and buildings on State game lands; imposing duties on State departments, commissions and officers; repealing section five hundred and eleven of said act, and extending and clarifying the appropriation of the Game Fund.

Referred to the Committee on Game.

By Mr. CAUFFIEL. HOUSE BILL No. 1769.

An Act to provide for the permanent personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners and appointees of registration commissions, election officers, city officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, public service companies, and boards of school directors, and imposing penalties.

Referred to the Committee on Elections.

By Mr. STADTLANDER. HOUSE BILL No. 1770.

An Act to amend section twenty-nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," further regulating judicial sales of property so liened.

Referred to the Committee on Judiciary General.

By Mr. STADTLANDER. HOUSE BILL No. 1771.

An Act to amend paragraph (c) of section seven of the act, approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended; permitting cross suits in actions of trespass, and regulating the practice in such cases.

Referred to the Committee on Judiciary General.

By Mr. HAGMAIER. HOUSE BILL No. 1772.

An Act to amend sections two hundred sixteen, two hundred seventeen, two hundred eighteen, three hundred one, three hundred two, three hundred three, to add section three hundred four, to amend paragraph four of section one thousand six, sections one thousand twenty-six, one thousand thirty-five, one thousand thirty-seven, one thousand thirty-eight, one thousand thirty-nine, one thousand one hundred five, clause twenty-six of section one thousand two hundred two, sections one thousand three hundred eight, one thousand three hundred ten, one thousand six hundred five, one thousand six hundred ten, one thousand six hundred eleven, one thousand six hundred twelve, one thousand six hundred thirteen, one thousand six hundred fourteen, and one thousand six hundred fifteen, one thousand seven hundred forty-five, to add sections two thousand one hundred seventy-four and two thousand one hundred seventy-five, to amend sections two thousand five hundred one and two thousand nine hundred ten, and to repeal section two thousand nine hundred eleven, of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs and revising, amending, and consolidating the law relating to boroughs," by further regulating the consolidating of boroughs; providing that in annulment proceedings territory formerly included in the borough may be created a new township; providing for the change of corporate names of boroughs; requiring the advertisement only of certain ordinances; fixing the costs to be charged by burgesses; regulating surcharges against borough officers, and reports of auditors and appeals therefrom; further regulating the manner in which payments shall be made out of funds in the treasury; authorizing the fixing of the time of opening and closing certain exhibitions; reducing time for allowance of tax reductions and changing penalties; authorizing tax collectors to retain certain moneys; eliminating the necessity of appointment of viewers in certain proceedings; providing for vacation of highways in certain cases; authorizing adjoining boroughs to construct and maintain passageways; authorizing boroughs to construct sewers and assess the costs thereof; providing for the appropriation of lands for airports; and empowering boroughs to regulate and license transient retail business.

Referred to the Committee on Boroughs.

By Mr. HOLMES. HOUSE BILL No. 1773.

An Act creating the Pennsylvania School of the Air as an independent administrative board, providing for its organization by the Governor, prescribing its powers, and making an appropriation.

Referred to the Committee on State Government.

By Mr. SHORTZ. HOUSE BILL No. 1774.

An Act validating the action of the salary boards in counties of the third class in providing additional assistants to the district attorneys in the respective counties when such appointments became necessary on account of sickness of assistant district attorneys, or on account of increased business or unusual conditions or circumstances, provided the salary of such appointees did not exceed the minimum salary provided for assistant district attorneys in the respective counties.

Referred to the Committee on Counties.

By Mr. GEORGE L. REED. HOUSE BILL No. 1775.

An Act to amend sections six hundred fifty-four and six hundred fifty-five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" giving the Insurance Department supervision over insurance companies insuring persons engaged in agriculture or domestic service, or employers of such persons.

Referred to the Committee on Insurance.

By Mr. GEORGE L. REED. HOUSE BILL No. 1776.

An Act to amend section two of article four of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railways corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertaining by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennslyvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by fixing the terms of members of the Public Service Commission.

Referred to the Committee on Public Utilities.

By Mr. GEORGE L. REED. HOUSE BILL No. 1777.

An Act to amend section one of the act approved the third day of April, one thousand nine hundred and twenty-nine, (P. L. 127), entitled "An act fixing the fees of the recorder of deeds in counties of the third and fourth class," by fixing the fee of the recorder for taking acknowledgments.

Referred to the Committee on Counties.

By Mr. GEORGE L. REED. HOUSE BILL No. 1778.

An Act to amend section seven hundred and two, article seven, of the act, approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling including liens, encumbrances, and legal claims, registration of certain vehicles, and licensing the operators thereof upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation, and providing for refunds," reducing the minimum fee for motor vehicle registrations.

Referred to the Committee on Highways.

By Mr. GEORGE L. REED. HOUSE BILL No. 1779.

An Act to amend section seven hundred thirteen, Article seven, of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject mattor of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeiturees, fees, and miscellaneous receipts; making an appropriation, and providing for refunds;" reducing the fees for operators' licenses.

Referred to the Committee on Highways.

By Mr. GEORGE L. REED. HOUSE BILL No. 1780.

An Act to amend section fifteen of article four of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies, providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of

May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by providing for the removal by the Governor with the consent of the Senate of commissioners and counsel without bringing charges or affording a hearing.

Referred to the Committee on Public Utilities.

By Mr. McELWEE. HOUSE BILL No. 1781.

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and fixing the courts power to enforce its provisions," as amended, permitting a party to an action to require proof by the opposite party of facts alleged in the pleadings by said party, which facts are unkown to him or the means of proof thereof are under the exclusive control of the party making the allegation.

Referred to the Committee on Judiciary General.

By Mr. NOTHNAGLE. HOUSE BILL No. 1782.

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 297), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

Referred to the Committee on Municipal Corporations.

By Mr. GREENSTEIN. HOUSE BILL No. 1783.

An Act for the appointment by the various courts of the Commonwealth of Pennsylvania of psychiatrists or alienists to make a mental and physical examination of persons who plead guilty to or are convicted of crime in the Commonwealth prior to the sentencing of such person; providing for the filing of reports of such examination, and for their preservation in the public records of such court; and providing for the compensation of such psychiatrists payable by counties in which they may be appointed.

Referred to the Committee on Judiciary Special.

By Mr. HAWS. HOUSE BILL No. 1784.

An Act to amend section two of the act approved the seventh day of June, one thousand nine hundred and fifteen, (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended, limiting the interest on loans of less than three hundred dollars, to six per centum per annum.

Referred to the Committee on Banking.

By Mr. STORER. HOUSE BILL No. 1785.

An Act to amend section twelve of the act approved the eleventh day of July, one thousand nine hundred and seventeen, (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses, for certain causes, and by providing for the enforcement of this act, and penalties;" making the violation of this act a felony.

Referred to the Committee on Law and Order

By Mr. McALEE. HOUSE BILL No. 1786.

An Act to repeal the act approved the fifteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1762), entitled "An act for the refund of moneys turned into the game fund for special deer licenses, issued in counties where the killing of doe deer was prohibited all of the time fixed as the open season for doe deer."

Referred to the Committee on Game.

By Mr. HAINES. HOUSE BILL No. 1787.

An Act to further amend section four of the act, approved the third day of May, one thousand nine hundred and nine, (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock and poultry-food, possessing nutritive value combined with medicinal properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground cornstalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation, and repealing act number two hundred and eleven (P. L. 1907, page 273), entitled 'An act regulating the sale of wheat-, rye-, corn-, and buckwheat-bran and middlings, or any admixture thereof, et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

Referred to the Committee on Agriculture.

By Mr. HAINES. HOUSE BILL No. 1788.

An Act to amend section one of the act, approved the eighth day of July, one thousand nine hundred and nineteen, (P. L. 737), entitled "A supplement to an act, entitled 'An act to establish Board of Commissioners of Navigation for the River Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor,' approved the eighth day of June, Anno Domini one thousand nine hundred and seven; authorizing and directing the commissioners to provide and maintain a nautical school for the education and training of pupils from the various counties of the Commonwealth of Pennsylvania in the science and practice of navigation; and making an appropriation for two years from the first day of June, Anno Domini one thousand nine hundred and nineteen, towards its maintenance," providing for instruction in seamanship, steam and electrical engineering; and the payment of fees by non-resident pupils, and the disposition thereof.

Referred to the Committee on Education.

By Mr. HAINES. (By request). HOUSE Bill No. 1789.

An Act to amend sections one thousand one hundred thirty-three, one thousand two hundred fourteen, and one thousand two hundred fifteen of the act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the employment of a non-commissioned superintendent by certain districts, and outlining the powers and duties of such official.

Referred to the Committee on Education.

By Mr. WILSON. HOUSE BILL No. 1790.

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and adminstrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commission; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" repealing certain sections; adding certain new sections; creating new administrative agencies; transferring functions from certain administrative agencies to other administrative agencies; modifying the provisions regulating contracts for public work and purchases; and generally further reorganizing the conduct of the administrative work of the Commonwealth.

Referred to the Committee on State Government.

By Mr. DENNING. HOUSE BILL No. 1791.

An Act providing for the licensure of locksmiths and key-makers in cities of the first class; conferring certain powers and duties on the mayor and council of such cities; and providing penalties.

Referred to the Committee on Cities.

By Mr. DENNING. HOUSE BILL No. 1792.

An Act fixing the annual salaries of constables in cities of the first class to be paid by cities; and providing for the payment over of fees.

Referred to the Committee on Cities.

By Mr. DENNING. HOUSE BILL No. 1793.

An Act to provide for the publication of the Supreme Court Reports from Volume ninety-eight to two hundred and sixty-seven inclusvie.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1794.

An Act to provide for appeals from and for the regulation of rates established by fire insurance companies and fire rating bureaus; providing for the creation of a board of appeals for such purposes, and defining its powers and duties and those of the Insurance Commissioner.

Referred to the Committee on Insurance.

By Mr. DENNING. HOUSE BILL No. 1795.

An Act to provide for the publication of the Superior Court Reports from Volume one to sixty inclusive.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1796.

An Act to provide for the publication of Supreme Court reports from volume one to volume ninety-seven inclusive, together with eighty-one and one half.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1797.

An Act providing for the discharge of corporation taxes due the Commonwealth by a judicial sale of real estate title to which is in name of a corporation under proceedings on a ground rent, mortgage or other lien, where such ground rent mortgage or other lien was created by or entered against a prior individual owner of such real estate.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 1798.

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-five (P. L. 557), entitled "An act to provide for the sale of property against which a common law lien may exist for repairs and material; and the method of procedure thereon,' extending the provisions of the act to statutory liens and further setting forth the status of the liens in replevin proceedings under the act.

Referred to the Committee on Judiciary Special.

By Mr. STERLING. HOUSE BILL No. 1799.

An Act to amend section forty-two of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," as amended; providing for the giving of notice of amendments to corporate charters.

Referred to the Committee on Corporations.

By Mr. STERLING. (By request). HOUSE BILL No. 1800.

An Act relating to the admissibility in evidence of the sale price of property in the vicinity of land taken in eminent domain proceedings under certain conditions, and regulating procedure for ascertaining these conditions.

Referred to the Committee on Judiciary General.

By Mr. STERLING. (By request). HOUSE BILL No. 1801.

An Act providing for the assessment of benefits against land adjacent to any land taken by a municipality for any municipal purpose, including parks or playgrounds, and providing for the making of such assessments by the Board of View and the entry of such assessments as liens.

Referred to the Committee on Municipal Corporations.

By Mr. STERLING (By request). HOUSE BILL No. 1802.

An Act regulating the procedure in the Courts of Common Pleas in cases where there shall be divers claimants in different rights for all or part of a single award of damages or verdict in favor of any one of such claimants in matters arising under the exercise of the right of eminent domain.

Referred to the Committee on Judiciary General.

By Mr. STERLING (By request). HOUSE BILL No. 1803.

An Act providing for the assessment of costs and expenses of owners and tenants of property which it has been proposed to condemn under the right of eminent domain, when the proposed condemnation has been rescinded or abandoned.

Referred to the Committee on Judiciary General.

By Mr. STERLING (By request). HOUSE BILL No. 1804.

An Act regulating the hearing before Boards of View and jury trials and the awards and verdicts in cases arising from the taking, injury, or destruction of private property under the right of enîment domain where both the owner of the fee and any lessee or lessees under such owner shall claim damages.

Referred to the Committee on Judiciary General.

By Mr. STERLING (By request). HOUSE BILL No. 1805.

An act providing for the introduction in evidence of the report of a Board of View upon the trial of any appeal therefrom, which report shall be prima facie evidence of benefits.

Referred to the Committee on Judiciary General.

By Mr. STERLING. (By request). HOUSE BILL No. 1806.

An act authorizing and empowering cities of the first class to purchase or acquire by condemnation proceedings such real estate within the city limits as they may need, upon which to erect or construct municipal buildings, fire engine houses, gas and electric light works and for playgrounds, public parks or other municipal purposes (other than laying out, opening altering or maintaining roads, highways, streets or alleys) and within or without the city limits upon which to erect hospitals, water works and power houses, and for the purpose of a poor farm or farms or penal institutions; providing and regulating the procedure in purchase and condemnations; the right on the part of the city to rescind such condemnations and governing the time and manner of taking possession.

Referred to the Committee on Cities.

By Mr. STERLING. HOUSE BILL No. 1807.

An act to amend routes three hundred and twenty-six, three hundred and sixty-two and three hundred and seventy-three of section one of the act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. STERLING. HOUSE BILL No. 1808.

An Act to amend route number seven hundred and thirty of section one of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," as amended.

Referred to the Committee on Highways.

By Mr. STERLING. HOUSE BILL No. 1809.

An act to amend route four hundred twenty of section one of the act approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. STERLING. HOUSE BILL No. 1810.

An Act to amend routes one hundred thirty, one hundred thirty-three, one hundred forty-two, one hundred forty-five, one hundred fifty, as amended, one hundred fifty-one, one hundred fifty-three, one hundred eighty, one hundred ninety-seven, one hundred ninety-eight, two hundred one, and two hundred eighty-one, as amended, of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintainance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or couties from any further obligation and expense to improve or maintain the same, and relieving said townships or couties of authority over same, requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissionr decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State-aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvment or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by couties, townships, boroughs, and incorporated town with Commonwealth governing same: providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of this act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Highways.

By Mr. STORER. HOUSE BILL No. 1811.

An Act to amend section thirty-six of an act, approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended, removing minimum penalty for violation thereof.

Referred to the Committee on Agriculture.

By Mr. WHEELER. HOUSE BILL No. 1812.

An Act making an appropriation to the Wakefield National Memorial Association, Inc.

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 1813.

An Act to amend sections one and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1052), entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth; authorizing counties, boroughs, towns and townships to expend moneys, and to incur indebtedness; and requiring certain moneys of the Motor License Fund to be expended as herein provided," by providing a different method of allocating moneys appropriated for State highway purposes, and eliminating the date before which county commissioners shall indicate their choice of State highways.

Referred to the Committee on Highways.

By Mr. STAUDENMEIER. HOUSE BILL No. 1814.

An Act creating a Penal Affairs Advisory Commission; defining the powers and duties of said Commission, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. GICKING. HOUSE BILL No. 1815.

An act providing that the Commonwealth through the Department of Military Affairs shall pay a certain sum towards the funeral expenses of certain honorably discharged soldiers, sailors and marines; and making an appropriation.

Referred to the Committee on Military Affairs.

By Mr. HAWS. HOUSE BILL No. 1816.

An act to amend section five of the act approved the eighth day of June, one thousand nine hundred and eleven (P. L. 705), entitled "An act creating the office of fire marshal, to be attached to the Department of Public Safety in cities of the first class; prescribing his duties and powers; and providing penalties for violations of the provisions of the act; and providing for the method of appointment, compensation, and for the maintenance of his office," as amended by extending the provisions of said act to gasoline tanks or tanks for storage or keeping of benzine, naphtha, gas, benzol, or similar petroleum or coal tar products.

Referred to the Committee on Cities.

By Mr. HAWS. HOUSE BILL No. 1817.

An act to amend section one of the act, approved the twenty-fifth day of June, one thousand eight hundred and eighty-five (P. L. 181), entitled "An act to authorize certain corporations to become sole surety for the faithful performance of any trust or duty, and to authorize certain officers to approve the same," as amended, by making the approval of bonds optional.

Referred to the Committee on Insurance.

By Mr. JOHN A. RHODES. HOUSE BILL No. 1818.

An Act to amend section five of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 957), entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location, construction, and use of buildings, the size of courts and open spaces, the density of population, and the use of land," by providing for appeals from decisions of councils or commissioners.

Referred to the Committee on Municipal Corporations.

By Mr. ZIESENHEIM. HOUSE BILL No. 1819.

An Act making an appropriation to the Department of Public Instruction for the reimbursement of certain school districts for the transportation of pupils.

Referred to the Committee on Appropriations.

By Mr. ZIESENHEIM. HOUSE BILL No. 1820.

An Act to further amend section two of an act, approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," by requiring all weights and measures to be inspected at least once in each year; and imposing other duties on inspectors.

Referred to the Committee on Municipal Corporations.

By Mr. ZIESENHEIM. HOUSE BILL No. 1821.

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

Referred to the Committee on Boroughs.

BILLS RE-REFERRED

Mr. CHESTER H. RHODES returned from the Committee on Judiciary General with recommendation that it be re-referred to the Committee on Mines and Mining, House Bill No. 1586, entitled:

An Act limiting the time within which the owner or lessee of the surface of land who has also the right of surface support, may bring action against the owner or lessee of the underlying mineral for failure to furnish sufficient surface support.

The SPEAKER. The bill is now re-referred to the Committee on Mines and Mining.

Mr. HEFFRAN returned from the Committee on Counties with recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 1620, entitled:

An Act providing for the establishment of a corrective penal institution to be known as the "Pennsylvania State School for Moral Defectives," for the acquisition of land and the erection and equipment of buildings therefor; for the commitment thereto of certain persons and discharge therefrom; for the organization, control and management of such institutions; the payment of expenses of inmates therein by counties; and making an appropriation.

The SPEAKER. The bill is now re-referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mrs. PENNOCK, from the Committee on Judiciary Special, reported as committed, House Bill No. 429, entitled:

An Act relating to the issuance of search warrants; imposing duties on aldermen, justices of the peace and magistrates in relation thereto; and prescribing the form thereof.

Mrs. PENNOCK, from the Committee on Judiciary Special, reported as committed, House Bill No. 435, entitled:

An Act relating to the service of search warrants, defining the rights of officers therein, and the time thereof.

Mrs. PENNOCK, from the Committee on Judiciary Special, reported as committed, House Bill No. 441, entitled:

An Act relating to the return of search warrants, imposing duties on officers serving the same, providing for filing of inventory of property seized and for hearings in relation thereto by aldermen, justices of the peace and magistrates, and for the return of property wrongfully seized.

Mr. SOWERS, from the Committee on Judiciary General, reported as committed, House Bill No. 637, entitled:

An Act providing an exemption of one hundred dollars which cannot be waived or lost to the defendant, in all cases of attachment or levy and sale.

Mr. MASON, from the Committee on Judiciary General, reported as committed, House Bill No. 748, entitled:

An Act authorizing the courts of this Commonwealth to order on motion that certain actions pending in such courts shall be marked abandoned and ended.

Mr. BOWERS, from the Committee on Counties, reported as amended, House Bill No. 751, entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (P. L. 334), entitled "A further supplement to the act, entitled 'An act to enable the Governor to appoint notaries public, and for other purposes therein mentioned;' " by fixing the amount of the bond required to be given by notaries public appointed for counties of the first class.

Mr. HAGMAIER, from the Committee on Boroughs, reported as amended, House Bill No. 822, entitled:

An Act to amend section sixty-six of the act approved the thirty-first day of March, one thousand and sixty, (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," by excepting certain sales, purchases and contracts from provisions thereof.

Mr. WHITE, from the Committee on Highways, reported as committed, House Bill No. 853, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways"; providing for the taking over of State-aid highways in boroughs and all State-aid highways and township reward concrete roads hereafter constructed.

Mr. WEIDEMANN, from the Committee on Counties, reported as committed, House Bill No. 891, entitled:

An Act fixing the salary of the coroner in counties of the third and fourth classes, and authorizing the coroner in such counties to appoint a clerk and fixing his salary, payable by the county.

Mr. JOSEPH T. EVANS, from the Committee on Judiciary General, reported as committed, House Bill No. 1120, entitled:

An Act to amend section ten of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"; as amended, by regulating the sentencing of and serving of sentences by persons while on parole.

Mr. JOSEPH T. EVANS, from the Committee on Judiciary General, reported as committed, House Bill No. 1121, entitled:

An Act to amend section fourteen of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended; providing for the arrest of persons violating the terms of his or her parole and the procedure thereon.

Mr. BECHTEL, from the Committee on Judiciary Special, reported as committed, House Bill No. 1223, entitled:

An Act to amend an act approved the tenth day of April, one thousand nine hundred and twenty-nine, (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on."

Mr. McALEE, from the Committee on Judiciary General, reported as committed, House Bill No. 1299, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas, granting a charter where the applicants for incorporation had failed to register its proposed name at the time of filing their applications, and prior to the advertisement as required by law, but did so before the charter was granted; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law, but did so before the charter was granted.

Mr. GEORGE L. REED, from the Committee on Pensions and Gratuities, reported as committed, House Bill No. 1335, entitled:

An Act relating to the use and disposition of moneys and property given, devised or bequeathed for the care and maintenance of graves and lots in cemeteries.

Mr. CHESTER H. RHODES, from the Committee on Judiciary Special, reported as committed, House Bill No. 1419, entitled:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof.

Mr. CHESTER H. RHODES from the Committee on Judiciary Special, reported as committed, House Bill No. 1420, entitled:

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court.

Mr. MATHAY, from the Committee on Judiciary General, reported as committed, House Bill No. 1520, entitled:

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district.

Mr. JOSEPH T. EVANS, from the Committee Judiciary General, reported as committed, House Bill No. 1611, entitled:

An Act making a convict, whose minimum sentence exceeds one-half of the maximum sentence, eligible to apply for release on parole, when said convict has served, or will have served one-half of his maximum sentence.

Mr. BARTON, from the Committee on Counties, reported as committed, House Bill No. 1624, entitled:

An Act to further amend section one thousand and three of chapter ten of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians.

Mr. RICHARDS, from the Committee on Pensions and Gratuities, reported as committed, House Bill No. 1616, entitled:

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright, of the One Hundred and Third Observation Squardon of the Twenty-eighth Division of the Pennsylvania National Guard, who lost his life by an airplane crash near Jarrottsville, Maryland, due to a heavy fog on the thirteenth day of March, one thousand nine hundred and twenty-nine.

Mr. STAUDENMEIER, from the Committee on Judiciary Special, reported as committed, House Bill No. 1630, entitled:

An Act abolishing the Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation.

Mr. STAUDENMEIER, from the Committee on Judiciary Special, reported as committed, House Bill No. 1631, entitled:

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

Mr. STAUDENMEIER, from the Committee on Judiciary Special, reported as committed, House Bill No. 1632, entitled:

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

Mr. STADTLANDER, from the Committee on Judiciary General, reported as committed, House Bill No. 1636, entitled:

An Act to amend section one of the act. approved the nineteenth day of April, one thousand eight hundred and eighty-nine (P. L. 37), entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas," providing for the payment of taxes appealed from into court, and for the disposition thereof.

Mr. D. GLENN MOORE, from the Committee on Judiciary Special, reported as committed, House Bill No. 1642, entitled:

An Act fixing the qualifications of deputy sheriffs in this Commonwealth.

Mr. NEELY, from the Committee on Judiciary General, reported as committed, House Bill No. 1695, entitled:

An Act to amend section nine of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom;" by extending the jurisdiction of the orphans' court to trusts inter vivos and life insurance trusts.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 1413 (Senate Bill No. 234), entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (Pamphlet Laws six hundred one), entitled "An act authorizing appeals from the decision of the various courts of common pleas in assessment of taxes cases to the Supreme or Superior Court of the Commonwealth" by extending the right of appeal to any county city borough town township school district or other public corporation having power to levy taxes on the assessment in question.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 1418 (Senate Bill No. 475), entitled:

An Act permitting the sale of prison made goods in counties of the first class to such counties and to cities and school districts and to political subdivisions of such counties and to certain institutions therein, permitting contracts for such sales and purchases, without advertising or competitive bidding, permitting payment of compensation to inmates and repealing inconsistent laws.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 1541 (Senate Bill No. 476), entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

Mr. FULLER, from the Committee on Judiciary General, rereported as committed, House Bill No. 979, entitled:

An Act to amend the title and section one of the act approved the tenth day of April, one thousand nine hundred and twenty-nine (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on," by permitting joinder of persons alone liable, and defining rights of original defendant as to service of process.

Mr. CONNER, from the Committee on Counties, reported as committed, House Bill No. 1052, entitled:

An Act requiring the board of revision of taxes in each county of the first class, to give taxables notice of increases in valuations and appeal days.

Mr. CONNER, from the Committee on Counties, reported as committed, House Bill No. 1718, entitled:

An act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

RESOLUTION NO. 39

Mr. HEFFRAN. Mr. Speaker, I desire to call up at this time Resolution No. 39, Printer's No. 533.

The Clerk read the resolution as follows:

In the House of Representatives, April 15, 1931.

Resolved (if the Senate concur) That the Legislative Reference Bureau is hereby directed to compile a codification of the County Tax Assessment Laws of the Commonwealth excluding therefrom (a) the laws relating to the assessment of intangible personal property for county purposes (b) the laws relating to the creation and administration of county boards for the assessment and revision of taxes and (c) the election of taxation assessors and to make report thereon in printed form to the Session of the General Assembly in the year one thousand nine hundred and thirty-three

The resolution was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 427, as follows:

An Act authorizing cities of the first class to negotiate emergency loans for unemployment relief during the present calendar year.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That to meet emergencies occasioned by business depression unemployment and other causes it shall be lawful for the council of any city of the first class during the year one thousand nine hundred and thirty-one to authorize the creation of one or more emergency loans not exceeding in the aggregate three million dollars ($3,000,000) in excess of the emergency borrowing power granted to the council of such cities by the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" and said council shall have additional appropriating power to the extent of the proceeds of such emergency loan or loans Any such loan or loans shall be negotiated on behalf of the city by the mayor the city controller the solicitor or any two of them and shall be upon notes for periods not to extend beyond such year and shall be repayable out of the income of the year one thousand nine hundred and thirty-one provided however That unless such loans shall be paid within said year they shall be included by the City Controller in his estimate of liabilities which must be paid out of the receipts of the year one thousand nine hundred and thirty-two before ordinary appropriations may be made therefrom

Section 2 The proceeds of any loan or loans created under the provisions of this act shall be used only for unemployment relief

Section 3 This act shall become effective immediately upon its approval by the Governor.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Boyer,
Bicker,
Bidelspacher,
Black,
Blumberg.
Goehring,
Graham,
Creeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hawkins,
Hart,
Hartsock,
Haws,
Heffernan,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,

Bowers,
Brown, E. P.,
Brown, T. J.,
Burns.
Byrne,
Carmany,
Cauffiel.
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning.
Dietrich,
Duffy,
Dunn.
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder.
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson. T. P.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FIRST READING

The SPEAKER. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1485, entitled:

An Act amending the act of June 9, 1881, P. L. 89, entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section 4 providing a method to ascertain the amount of bonus due in such cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1282 (Senate Bill No. 253), entitled:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of non-resident decedents.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1552 (Senate Bill No. 334), entitled:

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty) entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1273, entitled:

An Act restricting the sale and transportation of goods, wares and merchandise prepared and manufactured within and without this Commonwealth by convicts and prisoners; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1178 (Senate Bill No. 177), entitled:

An Act authorizing building and loan associations to permit borrowers to have the dues on the stock credited on account of the principal of the loan, and providing for the reduction of the stock in certain cases and defining the duties of the secretary of the association in respect thereto; and providing also for the increase of the subsequent dues on the stock in certain cases, and providing further that the stock shall not be subject to losses, except for the profits in certain cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 478, Printer's No. 131, entitled:

An Act to amend article three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" providing that in the annulment of the charter of a borough, the territory formerly included in the borough may be created a township.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, April 27 at 9.00 o'clock and that when the House of Representatives adjourns this week it reconvene on Monday evening, April 27, at 9.00 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON SECOND READING (SPECIAL ORDER)

The SPEAKER. The hour of 11.30 o'clock A. M. having arrived, the Chair lays before the House the Special Order of the day, House Bill No. 817, Printer's No. 333.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 817, entitled:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (3 Sm. L. 177) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

The SPEAKER. Will the House give unanimous consent to dispense with the Committee of the Whole.

Mr. SOWERS. Mr. Speaker, I object to dispensing with the Committee of the Whole.

COMMITTEE OF THE WHOLE HOUSE

The SPEAKER. The House will therefore resolve itself into a Committee of the Whole, and the Chair requests the gentleman from Tioga, Mr. Williams, to act as chairman of the Committee of the Whole House.

MR. GEORGE W. WILLIAMS IN THE CHAIR

After sometime the Committee of the Whole arose and reported back to the House.

SPEAKER GOODNOUGH IN THE CHAIR

Mr. GEORGE W. WILLIAMS. Mr. Speaker as chairman of the Committee of the Whole I return House Bill No. 817, Printer's No. 333, to the House as committed.

On the question,

Will the House agree to the report of the Committee of the Whole?

The report was agreed to.

The clerk read the title as follows:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven), entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

On the question,

Will the House agree to the title?

It was agreed to.

On the question,

Will the House agree to the bill on second reading?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The Clerk read the amendment as follows:

Amend section one, page two, line twenty-four, by adding after the word "day," line twenty-four, the following: "nor to prohibit baseball games on Sunday after 2 o'clock, post meridian."

The SPEAKER. The gentleman is informed that the House has agreed to the title of the bill, it will be necessary, therefore, to reconsider the vote by which the House agreed to the title of the bill.

RECONSIDERATION OF VOTE

Mr. SOWERS. Mr. Speaker, I move that the vote by which the House agreed to the title be reconsidered.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion.

The SPEAKER. The Chair is unable to decide and requests a division.

Whereupon, a division was had, ninety-one members having voted in the affirmative and eighty-seven in the negative the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the bill on second reading?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 24, by adding after the word "day" on line 24, the following: "nor to prohibit playing baseball games on Sunday after 2 o'clock, post meridian."

On the question,

Will the House agree to the amendment?

Mr. SOWERS. Mr. Speaker and members of the House, the amendment now before the House is an amendment permitting the playing of baseball games on Sunday. The difference between this amendment and the other amendment is the elimination of the words "with or without admission". The amendment now offered is to permit baseball on Sunday but with the elimination of the idea of commercialism, and I ask the House to approve this amendment since it carries with it the idea that commercialism shall not be a part of our Sunday diversion.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. Sowers and Mr. Schwartz and were as follows:

YEAS—94

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Bell,
Beyer,
Blumberg,
Burns,
Byrne,
Conner,
Cooke,
Cordier,
Denning,
Dietrich.
Frederick,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Hart,
Haws,
Heffernan,
Hefferon,
Hoffman,
Hoopes,
Jaffe,
Jones, E. F.,
Metzler,
Metzinger,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Price,
Raub,
Sautter,
Schreck,
Schwartz,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Storb,
Tahl,
Talbot,

Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Kirkbride,
Lewis,
Lynch,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
Memolo,
Reed, F. M.,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Tucker,
Watson,
Weaver,
Weidemann,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Ziesenheim.

NAYS—98

Baker,
Barton,
Batchelor,
Bechtel,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Denman,
Evans, J. T.,
Evans, T. C.,
Eveland,
Flinchbaugh,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lockhart,
Lose,
Loucks,
Male,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Meredith,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Musser,
Neely,
Peelor,
Post,
Powell,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Snyder,
Staudenmeier,
Stewart,
Storer,
Stott,
Strickler,
Surface,
Terry,
Wade,
Wall,
Way,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Goodnough,
Speaker.

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,
Will the House agree to the bill on second reading?

BILL POSTPONED

Mr. SOWERS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. SWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 437.

An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 778.

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 777.

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 211.

An Act to amend section nine of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court

HOUSE BILL No. 926.

An Act to amend section one of the act approved the twenty-third day of March one thousand eight hundred and seventy-seven (Pamphlet Laws thirty-two) entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal iron steel lumber or oil or mining manufacturing or transportation companies" extending the provisions of the act to all corporations

HOUSE BILL No. 993.

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force providing for their payment maintenance and displine and for their powers and duties and providing for the appointment of a reserve force

HOUSE BILL No. 194.

An Act for the observance of General Pulaski's Memorial Day

HOUSE BILL No. 823.

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four by providing for an assistant solicitor in counties of the third class

HOUSE BILL No. 432.

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom, and for such purposes to have power to enter upon lands in and adjacent to such streams; and providing for the payment of damages to owners of lands in such cases.

HOUSE BILL No. 1014.

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreationl resources thereof and incident thereto and conferring additional powers on the Water and Power Resources Board

HOUSE BILL No. 1097.

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tutition of any non-resident child temporarily domiciled in said school district

HOUSE BILL No. 977.

An Act making a deficiency appropriation to the State Veterans' Commission

HOUSE BILL No. 1098.

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child

HOUSE BILL No. 1165.

An Act to amend section one thousand four hundred seven and clause (f) of section two thousand four hundred two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor and eliminating the power vested in the Department of Property and Supplies

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 328.

An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendment the concurrence of the House of Representatives is requested.

The **SPEAKER.** The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 3, line 4, by inserting after the word "law" the following: "or where any board of school directors of any school district has heretofore taken any action performed any duty or exercised any power pursuant to the affirmative vote of a majority or greater proportion of all the members of such board and the secretary of the board or the board did not actually record on the minutes of the board the vote showing how each member voted as required by law".

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Sautter,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,

Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 393.

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain land in the Borough of Kutztown to the Borough of Kutztown

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 3, line 2, by striking out the word "followed" and inserting in lieu thereof the word "follows".

Amend section 1, page 5, line 4, by striking out the words "the Commonwealth of Pennsylvania" and inserting in lieu thereof the words "Property and Supplies".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Rooney,
Root,
Royle,
Sarig,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

The Clerk of the Senate being introduced, returned bill from the House of Representatives and entitled as follows:

HOUSE BILL No. 997.

An Act amending paragraph four of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 4, by striking out the following: "Any person who shall a second time violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than three hundred dollars ($300.00) or imprisonment for not less than thirty days nor more than ninety days or either or both at the direction of the court" and inserting in lieu thereof the following: "Any person who shall violate any of the provisions of this act for a second or any subsequent time shall upon summary conviction before any magistrate or justice of the peace be sentenced to pay a fine of not more than one hundred ($100) or upon non payment thereof to undergo imprisonment in the county jail for not more than ten (10) days".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I.B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows, viz:

SENATE BILL No. 358.

A Joint Resolution proposing an amendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 20, 1931.

Resolved, (if the Senate concur) That House Bill No. 558, entitled "An act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of act approved the twentieth day of April one thousand eight hundred seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof' and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 101, entitled "An act to amend sections two three four five eight nine twenty-four twenty-seven and twenty-nine of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled 'An act to permit the use of voting machines for recording and computing the vote of all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act' by extending provisions of said act to incorporated towns" be recalled from the Governor for the purpose of further amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 20, 1931.

Resolved (if the Senate concur), That House Bill No. 397, entitled "An act to amend section one thousand seven hundred and forty-five of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by authorizing adjoining boroughs to construct and maintain overhead or underground passageways" be recalled from the Governor for the purpose of amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 323.

An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency.

SENATE BILL No. 398.

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

SENATE BILL No. 436.

An Act to further amend clauses six and nine of section one to add clause nine to section eight and to further amend clause two of section eleven of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system opening the system further for original members permitting members to change the class for the making of deductions and for retirement purposes and extending the time for returning employes to re-enter the system

SENATE BILL No. 437.

An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital providing for the erection construction and equipment of said hospital when appropriations are made available by the Department of Welfare

SENATE BILL No. 566.

A Further Supplement to an act approved the ninth day of April one thousand eight hundred and sixty-two (P. L. 352) entitled "An act to authorize the erection of a poor house by the borough of Dunmore borough of Scranton and township of Providence in the county of Luzerne" requiring the county commissioners of Lackawanna county upon the requisition of the poor directors of such district to levy and collect poor taxes therefor

SENATE BILL No. 358.

A Joint Resolution proposing an emendment to section eighteen article three of the Constitution of the Commonwealth of Pennsylvania

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 192.

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers, sailors, marines, the Pennsylvania National Guard, and veteran organizations, and providing for the distribution of the same.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 3, by inserting after the word "marines" the words "the Pennsylvania National Guard".

Amend section 1, page 1, line 5, by inserting after the word "marines" the words "the Pennsylvania National Guard".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart.
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McClure,
McGregor.
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Order, that the Clerk inform the Senate accordingly.

RECONSIDERATION OF VOTE

Mr. STADTLANDER. Mr. Speaker, I move that the vote by which House Bill No. 1362, Printer's No. 499, entitled:

An Act relating to insurance; making all fire insurance policies or contracts of insurance, with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies, null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period; and requiring policies and contracts to contain stipulations to that effect.

on page 6 of the calendar of April 20, was defeated on final passage, be reconsidered.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny vote on the final passage of the bill?

Mr. STADTLANDER. I voted in the negative, Mr. Speaker.

The SPEAKER. How did the gentleman from Beaver vote on the final passage of the bill?

Mr. BATCHELOR. Mr. Speaker, I voted in the negative.

On the question,

Will the House agree to the motion?

The Speaker declared the ayes appear to have it.

Whereupon, a division being had, and 103 members having voted in the affirmative and two members voting in the negative the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Shall the bill pass finally.

Mr. WADE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to,

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. WADE. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance for the purpose of further study, and amendment.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. In view of the exercise incident to the graduating of a class of the State Police at Hershey this afternoon, for which conveyances will be at the door of the Capitol for such members as desire to attend; and, for the reason that these exercises will not conclude so that the members may return to the House before perhaps 5.00 or 6.00 o'clock; and, for the further reason that several affairs of a social nature are booked for this evening, if it meets with the approval of the House after the Clerk shall have read the announcements from the desk, the Chair will declare a recess until 8.30 o'clock tonight.

RECESS

The SPEAKER. If there are no objections the Chair will declare a recess until 8.30 o'clock this evening. The Chair hears none and the House will take a recess until 8.30 o'clock this evening.

AFTER RECESS

The House reconvened at 8.30 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

REPORTS FROM COMMITTEES

Mr. TAHL, from the Committee on State Government, reported as committed, House Bill No. 83, entitled:

An Act relating to the employment of persons in the service of the Commonwealth.

Mr. RICE, from the Committee on Insurance, reported as committed, House Bill No. 785, entitled.

An Act to repeal section four hundred and thirty of, and to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by adding thereto section four hundred and twenty A, authorizing minors of the age of eighteen years and upwards to become members of any life insurance company, and giving them full powers, rights and privileges in contracts relative to insurance, with the same force and effect as if they were of age.

Mrs. PITTS, from the Committee on Insurance, reported as committed, House Bill No. 1134, entitled:

An Act providing for liens in favor of the Commonwealth and every charitable association, corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity and furnishing therein care, treatment, and maintenance to persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons, corporations, partnerships, and other unincorporated associations whatsoever, for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands.

Mr. WILSON, from the Committee on Education, reported as committed, House Bill No. 1409, entitled:

An Act to repeal the act approved the twenty-ninth day of April, one thousand eight hundred and ninety-seven, (Pamphlet Laws thirty-four), entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census, and bi-ennially one copy of the School Laws and Decisions, and providing for the same."

Mr. SIMON, from the Committee on Judiciary General, reported as committed, House Bill No. 1596, entitled:

An Act authorizing Frederick J. Osterling, Architect, a citizen of the City of Pittsburgh, Pennsylvania, to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania.

Mr. RICE, from the Committee on Insurance, reported as committed, House Bill No. 1627, entitled:

An Act to amend clause (e) of section three hundred and six, of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 756), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, by providing that hospital bills shall include the charges of attending surgeons.

Mrs. KIRKBRIDE, from the Committee on Education, reported as committed, House Bill No. 1652, entitled:

An Act providing aid by the Commonwealth to free, public, non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation.

Mrs. KIRKBRIDE, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1743, entitled:

An Act providing for the preparation of plans and specifications and for the erection of two State institutions for the confinement and treatment of persons suffering from venereal diseases, on lands acquired therefor in the eastern and western parts of the Commonwealth; imposing duties in connection therewith upon the Governor, the Department of Property and Supplies, and the Department of Welfare: and making an appropriation.

Mr. GRAHAM, from the Committee on Elections, reported as committed, House Bill No. 1730, entitled:

An Act to further amend sections fourteen and twenty-two of an act approved the tenth day of June, eighteen hundred ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," so as to provide that the names of candidates for Presidential electors shall no longer be printed on the ballot.

Mr. FULLER, from the Committee on Education, reported as committed, House Bill No. 1763, entitled:

An Act authorizing the Department of Property and Supplies to furnish periodically, one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania.

Mr. TAHL, from the Committee on State Government, reported as committed, House Bill No. 1149 (Senate Bill No. 87), entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor.

Mr. DUNN, from the Committee on Education, reported as committed, House Bill No. 1446 (Senate Bill No. 555), entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

Mr. THOMAS J. BROWN, from the Committee on Education, reported as committed, House Bill No. 1447 (Senate Bill No. 557), entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law.

Mrs. PITTS, from the Committee on Insurance, reported as committed, House Bill No. 1669 (Senate Bill No. 159), entitled:

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, association, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

Mr. GREEN, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1672 (Senate Bill No. 434), entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and dispositions of the bodies of deceased persons, and providing penalties.

Mr. FREDERICK H. MYERS, from the Committee on State Government, re-reported as committed, House Bill No. 1141, entitled:

An Act requiring specifications for the construction, alteration or repair of public works of the Commonwealth to contain the minimum wage or wages payable by contractors or subcontractors to laborers or mechanics employed thereon and prescribing penalties.

Mr. MILLAR, from the Committee on Judiciary General, reported as committed, House Bill No. 1366, entitled:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto.

Mr. SCHWARTZ, from the Committee on State Government, reported as committed, House Bill No. 1086, entitled:

An Act requiring the departments and agencies of the Commonwealth, institutions maintained in whole or in part thereby, counties, and county institutions to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth.

Mrs. PENNOCK, from the Committee on Education, reported as committed, House Bill No. 1567, entitled:

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State; imposing certain duties upon the Department of Public Instruction and the State Council of Education; defining violations, providing penalties and appeal to the court of common pleas of Dauphin County.

Mr. HEFFERON, from the Committee on Counties, reported as committed, House Bill No. 1750, entitled:

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board, with approval of the Court, in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof.

Mr. HEFFERON, from the Committee on Counties, reported as committed, House Bill No. 1751, entitled:

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions, it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives.

Mr. HEFFERON, from the Committee on Counties, reported as committed, House Bill No. 1774, entitled:

An Act validating the action of the salary boards in counties of the third class in providing additional assistants to the district attorneys in the respective counties when such appointments became necessary on account of sickness of assistant district attorneys, or on account of increased business or unusual conditions or circumstances, provided the salary of such appointees did not exceed in the respective counties.

Mr. MILLAR, from the Committee on Banks and Banking, re-reported as amended, House Bill No. 1175, entitled:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act, approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents," by conferring additional powers on the Secretary of the Department of Banking.

BILLS ON SECOND READING

The SPEAKER. If there is no objection the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1396, as follows:

An Act to amend the definition of "Liquid Fuels" contained in section two of the act approved the day of one thousand nine hundred and thirty-one (Pamphlet Laws Act No) entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by excluding kerosene fuel oil and gas oil not used in internal combustion engines to propel vehicles on the public highways in the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the definition of "Liquid Fuels" contained in section two of the act approved the day of one thousand nine hundred and thirty-one (Pamphlet Laws Act No) entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" is hereby amended to read as follows

"Liquid Fuels" All distillates of and condensates from petroleum natural gas coal coal tar vegetable ferments and other oils including among others gasoline naphtha benzol benzine [kerosene fuel oil gas oil] or alcohols which are ordinarily practically and commercially usable in internal combustion engines for the generation of power except kerosene fuel oil and gas oil Provided That petroleum naphthas which distil by American Society of Testing Materials Method D 86-27 or United States Bureau of Mines Method 100.13 not more than nine (9) per centum at 176° F sold for any purpose other than use in internal combustion engines for the generation of power and which are not ordinarily practically and commercially usable in internal combustion engines are not included in the definition of "liquid fuels" Provided further That kerosene fuel oil and gas oil used in internal combustion engines for the generation of power to propel vehicles of any kind or character which use the public highways in this Commonwealth shall be included within the definition of "liquid fuels"

Section 2 If the last proviso at the end of the definition of "liquid fuels" contained in section two of the act which this act amends should be held by any court of competent jurisdiction to be unconstitutional the invalidity of said proviso shall not affect the other amendment of said definition which is affected by this act The General Assembly hereby declares that it would have passed this act omitting said proviso if it had been advised of the unconstitutionality thereof at the time this act was passed

Section 3 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 913, as follows:

An Act to amend section ten as amended of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" providing that roads and highways in boroughs and incorporated towns which form part of a designated State highway route shall be taken over and maintained by the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing puplic roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by the provisions of this act" as last amended by section one of the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred sixty-six) is hereby further amended to read as follows

Section 10 Anything herein contained or any apportionment of the State into highway districts shall not be construed as including or in any manner interfering with the roads streets and highways in any of the cities boroughs or incorporated towns of the Commonwealth Provided That where any road street highway or bridge over a stream within the limits of any borough or in any incorporated town shall now or hereafter form a part or section of any State highway as herein described [and the same or any part thereof is not already improved or reconstructed according to the standards of the Department of Highways or in a manner equal to said standards by the boroughs or incorporated tomn the Secretary of Highways may improve or reconstruct such unimproved section or sections or bridge over a stream such width as he may deem advisable of such road street highway at the expense of the Commonwealth and such improvement or reconstruction of such roads streets or highways or bridges over streams in said boroughs or incorporated towns shall be made and performed by the Department of Highways at the discretion of the Secretary of Highways

The maintenance of any road street highway or bridge over a stream or of any part or parts thereof improved or reconstructed as a State highway or as a State-aid road in any borough or incorporated town heretofore improved or reconstructed or which shall be improved or reconstructed under this act and which road forms a part of a State highway in any borough or incorporated town shall be done by the Department of Highways at the discretion of the Secretary of Highways and ten per centum of the cost and expense of said maintenance shall be paid by the respective borough or incorporated town in which said work is done Where any such road street highway or bridge over a stream or any part or parts thereof in any borough or incorporated town are not so maintained the same shall be maintained according to the standards of the Department of Highways by the borough or incorporated town wholly at the cost and expense of the borough or incorporated town in which said road street highway or bridge over a stream may lie Provided That if any borough or incorporated town shall neglect or refuse to maintain any such road street highway or bridge over a stream forming a part of a State highway according to the standards aforesaid the Secretary of Highways is hereby authorized and empowered to maintain and repair said road street highway or bridge over a stream at the cost and expense of said borough or incorporated town after giving five days' prior notice to the councils of any such borough or incorporated town of the intention to do said work of maintenance and repair Provided further That upon the neglect or refusal of any borough or incorporated town to pay such cost and expenses within sixty days after the completion of such maintenance or repairs that Secretary of Highways shall take such action as is necessary to collect the same from the said borough or incorporated town refusing to make the required payment And provided further That all improvements reconstruction and maintenance of any road street highway or bridge over a stream in boroughs or incorporated towns shall be of the same character as that done in townships] such street or highway shall be taken over and maintained as part of the highway system of this Commonwealth by the Department of Highways in the same manner as State highways in townships

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1431, entitled:

An Act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania making certain exceptions providing means and methods whereby the right to practice optometry may be obtained providing for the means to carry out the provisions of this act providing for revocation or suspension of licenses providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That optometry is hereby defined as the art of the application of physiological and geometrical optics to the examination of the human eye for the purpose of ascertaining and correcting its abnormalities by the use of lenses prisms optical appliance and optical treatments

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. YEAKEL. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

Mr. BENJAMIN JONES. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 148, as follows:

An Act to amend article six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the appointment of a superintendent of buildings in second third and fourth class districts and prescribing his duties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding thereto sections six hundred thirty-six and six hundred thirty-seven to read as follows

Section 636 A superintendent of buildings may be appointed by the board of school directors of second third and fourth class districts He shall be a practical builder with some executive experience and shall give such security for the faithful performance of the duties of his office as the said board shall prescribe

Section 637 The superintendent of buildings shall be responsible for the condition and care of all school buildings and premises and shall have supervision over janitors who shall discharge their duties under the direction and to the satisfaction of the superintendent of buildings He may appoint such assistants as the board of school directors may authorize and approve said assistants shall receive such compensation as the said board shall determine and shall perform their duties to the satisfaction of the superintendent of buildings All plans for new school construction additions or repairs shall be submitted to the superintendent of schools for criticism before submission to the board of school directors for adoption

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" and an additional appropriation to be expended in the discretion of the department of Highways on city streets

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five hundred thousand dollars ($500,000) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one to the Department of Highways out of the Motor License Fund for the improvement construction reconstruction and/or maintenance of streets in cities of the second class second class A and third class which are continuations of State highways entering such cities and which are continuations of State highways running through such cities and which furnish the shortest and most convenient route for State highways through such cities to be expended in the discretion of the Department of Highways in exceptional and peculiar cases without allocation among the said cities as now required by the laws of the Commonwealth for assistance to cities in the maintenance and improvement of city streets

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 27, by striking out the word "five" and insert in lieu thereof "three".

Amend section 1, page 2, line 28, by striking out the figures "($500,000)" and insert in lieu thereof "($300,000)".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making an appropriation," and an additional appropriation to be expended in the discretion of the Department of Highways on city streets.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 799, as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by fixing a minimum monthly compensation for certain retired teachers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the fifteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred fifty-nine) entitled "An act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws ten hundred forty-three) entitled 'An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' as amended by providing for the payment by the Senate of compensation to certain former teachers who hold themselves in readiness to perform certain duties" is hereby further amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) A teacher's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service prior to the age of sixty-two years and

(c) In addition thereto if a present employe a further State annuity of one-hundred-sixtieth (1/160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section ten of this act

4 Any person sixty-two years of age or older who was a class-room teacher in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen or any person who was a class-room teacher in the public schools of Pennsylvania for at least fifteen years and who separated from school service because of physicial or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State compensation equal to one-eightieth of his or her final salary for each year of school service but not less than twenty-five dollars per month if such former teacher shall agree in writing and hold himself or herself ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teacher when able to examine and report on public school work to visit pupils' homes in the interests of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests The General Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection Provided That any teacher who is entitled to receive State compensation hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 830, as follows:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for examination for teachers on subjects not included in their certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand three hundred and nineteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 1319 The Superintendent of Public Instruction shall provide for special examinations and for temporary or permanent certificates for teachers of kindergartens drawing vocal music manual training physical training and other special branches

The Superintendent of Public Instruction may issue temporary or permanent certificates for the teaching of such special subjects to graduates of approved special schools of such subjects under such conditions as he may make

The Superintendent of Public Instruction shall upon application of any county or district superintendent provide for the examination of any teacher holding any valid certificate in any subject he or she is not permitted to teach under said certificate and upon the successful passage by such teacher of the examination provided the Superintendent of Public Instruction shall issue a new certificate to such teacher including therein the subject upon which such examination was held as being one of the branches which the holder thereof is entitled to teach

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 934, entitled:

An Act relating to the trespassing of live stock on improved lands providing for the taking up impounding and sale thereof imposing duties on and fixing the fees of constables justices of the peace and viewers appointed in connection therewith prescribing the procedure for repossession by the owner thereof providing for the fixing and taxing of costs including attorneys' fees and repealing inconsistent legislation

The first second, third, fourth, fifth, and sixth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the words "live stock" are used in this act they shall include all cattle horses sheep and/or swine of every age and sex and shall include the plural as well as the singular and whenever a singular noun is used in this act it shall include also the plural thereof

Section 2 If any person being either the owner or the tenant of any improved lands within this Commonwealth shall discover upon his her or their improved lands whether inclosed or not inclosed any live stock such person may take up the same and shall forthwith give notice thereof to the constable of the township borough or ward in which such lands lie or to any constable of the county if the constable hereinbefore designated is not available for the purpose at the time and such constable shall impound such live stock in the possession of the person who originally took up the same or in the possession of some other person as such constable may deem best and the reasonable cost of keeping the same shall be part of the costs of the care

Section 3 If the owner of such live stock be known and resides within the county where the trespass has been committed it shall be the duty of said constable to give written notice to such owner of the fact that such live stock has been impounded the place where impounded and the name of the person who has suffered injuries by reason of said trespass said notice to be served within twenty-four (24) hours after such live stock has been impounded by such constable said notice to be served according to any of the methods prescribed by the laws of this Commonwealth for the service of a summons in assumpsit

Section 4 If the owner of such live stock be known and does not reside within the county where the trespass has been committed it shall be the duty of said constable to give written notice to such owner of the fact that such live stock has been impounded the place where impounded and the name of the name of the person who has suffered injury by reason of said trespass said notice to be served by registered mail to be mailed within twenty-four (24) hours after such live stock has been impounded by such constable

Section 5 If the owner of any live stock taken up as aforesaid shall appear and make satisfaction to the party injured for the damages sustained by such trespass and for the costs of keeping such live stock taken up as aforesaid and the fees of the constable for the said services as hereinbefore prescribed within three (3) days after the same were impounded as aforesaid the said live stock so taken up as aforesaid shall be released to the owner thereof

Section 6 If the said owner shall not make satisfaction to the party injured for the damages so sustained the cost of keeping such live stock andthe fees of the constable as hereinbefore stated it shall be the duty of said constable on the fourth day after the same were taken up as aforesaid to complain to any justice of the peace of the county wherein said trespass was committed and said justice of the peace forthwith shall issue his warrant directed to three (3) disinterested and honest freeholders of the vicinity where the damage was done commanding and enjoying them forthwith to view the trespass and value and appraise the same with the expenses and costs of keeping the said live stock and to make report thereof to him the said justice within five (5) days thereafter which valuation and appraisement and return they the said freeholders are hereby required to make accordingly

The seventh section was read as follows:

Section 7 The owner of any live stock impounded under the provisions of this act shall have the right at any time before the same are sold as hereinafter provided but not afterwards either to pay all costs then accrued and the amount of the damages awarded in the appraisement made by the viewers and thereby recover possession of his live stock or to recover possession thereof by an action in replevin in which the constable impounding the live stock shall be defendant and if the judgment in replevin be for the plaintiff it shall be conditioned upon the plaintiff paying the amount of damages sustained by the party injured the cost of keeping the live stock while impounded and the fees of the constable the justice of the peace and the three viewers appointed by the justices of the peace to value and appraise said damages The verdict of the jury shall itemize such costs fees and damages In the event that the verdict returned by the jury in the matter of the damages suffered by the party injured is equal to or greater than the amount claimed by the party so injured if no viewers have been appointed or awarded by the viewers if viewers have been appointed the costs shall be paid by the plaintiff and the court shall tax as part of said costs in the replevin case a reasonable fee for the attorney for the defendant in the replevin case the amount thereof to be fixed by the court In the event that the verdict so rendered is less than the amount claimed by the party injured or awarded by the viewers as the case may be the costs shall be paid by the plaintiff but no fee of any kind for the attorney for the defendant shall be taxed as part of said costs

On the question,

Will the House agree to the section?

Mr. McELWEE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 4, lines 11 and 12, by striking out the words "constable impounding the live stock" and insert in lieu thereof "person who took up the live stock and caused same to be impounded."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth section was read as follows:

Section 8 If the owner shall not redeem said live stock within one (1) day after the return of said viewers shall have been filed with the justice of the peace it shall be the duty of the said constable to cause an advertisement either printed or in writing particularly describing such live stock to be posted at (6) of the most public places in the vicinity of the property where the damage was done setting forth a place and a time where the said live stock will be sold at public sale

At the time and place so fixed the constable shall proceed to sell said live stock to the highest bidder therefor unless the owner thereof appears pays the costs and damages then accrued or brings action of replevin for the recovery of such live stock If the constable shall have sold the said live stock he shall forthwith make a written report thereof to the said justice of the peace and said justice of the peace shall pay all costs and damages then accrued out of the money realized from said sale and not less than three nor more than four months after the sale pay over the surplus if any there be to the county treasurer of the county wherein the trespass was committed In the event that the amount of the sale is less than the amount of the costs and damages then accrued the costs shall first be paid out of the same and the balance applied upon the damages awarded to the party injured in the appraisement made by the viewer and in the event that the amount is not sufficient to pay the costs the same shall be divided pro rata among the persons entitled to said costs The costs shall include the costs of the constable of the justice of the peace of the three viewers and the expenses of keeping such live stock while impounded

On the question,

Will the House agree to the section?

Mr. McELWEE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 8, page 5, line 27, by inserting after the word "committed" the following:"If at any time within two years after the sale of the live stock herein provided for, the owner thereof appears and submits proof of his ownership satisfactory to the officer having said surplus, the said surplus shall be paid to him either by the justice of the peace or by the county treasurer depending upon which of such officers has such surplus in his possession at the time."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The ninth and tenth section and title were separately read and agreed to as follows:

Section 9 The fees of the constable for the services contemplated by this act shall be one ($1.00) dollar for each animal impounded for the impounding thereof two ($2.00) dollars for each animal sold for his services in the sale thereof The fees of the justice of the peace shall be one ($1.00) dollar for each case without regard to the number of animals impounded for all cases where no sale is made and three ($3.00) dollars for all cases where a sale is made The fees of each of the viewers appointed to assess the damages shall be one ($1.00) dollar for the first hour and fifty (50c) cents per hour for each hour necessarily engaged after the first hour

Section 10 The act approved the thirteenth day of April one thousand eight hundred and seven (four Smith Laws four hundred seventy-two) entitled "An act concerning strays" and an act passed in one thousand seven hundred and five (one Smith Laws seventy) being "An act to prevent the running of swine at large' 'is hereby repealed

All acts acts and parts of acts inconsistent herewith are hereby repealed

An Act relating to the trespassing of live stock on improved lands; providing for the taking up, impounding and sale thereof; imposing duties on and fixing the fees of constables, justices of the peace, and viewers appointed in connection therewith, prescribing the procedure for repossession by the owner thereof, providing for the fixing and taxing of costs including attorneys' fees; and repealing inconsistent legislation.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1213, as follows:

An Act to amend section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended authorizing boards of school directors to exempt housewives from the per capita tax

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met an dit is hereby enacted by the authority of the same That section five hundred forty-two of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which was amended by the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred eight) entitled "An act to amend section five hundred and thirty-seven five hundred thirty-nine as amended five hundred forty-one five hundred forty-two as amended five hundred forty-three five hundred fifty-six five hundred fifty-seven and five hundred fifty-eight as amended and to repeal section five hundred forty-four of an act approved the eighteenth day of May one thousand nine hundred ad eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby further amended to read as follows

Section 542 Each resident or inhabitant over twenty-one years of age in every school district of the second third and fourth classes in the Cimmonwealth which shall levy such tax shall annually pay for the use of the school district in which he or she is a resident or inhabitant a per capita tax of not less than one dollar nor more than five dollars as may be assessed by the local school district In levying any such per capita tax any school district of the second class shall have power and authority to exempt from such tax all female residents o fthe district who follow the occupation of a housewife

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. J. T. EVANS. Mr. Speaker, I move that this bill be recommitted to the Committee on Education for the purpose of further study.

Mr. HOLMES. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1475, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the

Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended providing for the continuation in service of school superintendents in certain cases

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" clause three of said section as amended by the act approved the seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred sixty-two) and said section as last amended by the act approved the fifteenht day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred fifty-nine) entitled "An act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws ten hundred forty-three) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' as amended by providing for the payment by the State of compensation to certain former teachers who hold themselves in readiness to perform certain duties" is hereby further amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execuion of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term ,in which said age of seventy years is attained School superintendents reaching the age of seventy years may continue in service to the expiration of their respective commissions

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) An employe's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of service and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section eleven of this act

4 Any person sixty-two years of age or older who was a class-room teacher in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen or any person who was a class-room teacher in the public schools of Pennsylvania for at least fifteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State compensation equal to one-eightieth of his or her final salary for each year of school service if such former teacher shall agree in writing and hold himself or herself ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teacher when able to examine and report on public school work to visit pupils' homes in the interests of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests The Genreal Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection Provided That any teacher who is entitled to receive State compensation hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system

On the question,

Will the House agree to the section?

Mr. FLYNN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 4, line 21, by striking out the word "Pennsylvania" and insert in lieu thereof "Pennsylvania".

On the question,

Will the House agree to the amendment?

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school system employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties, as amended; providing for the continuation in servce of school superintendents in certain cases.

On the question,

Will the House agree to the title?

Mr. FLYNN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 9, by striking out the word "payments" and insert in lieu thereof "payment."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1566, as follows:

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Agriculture hereinafter termed "department' 'is hereby authorized to establish facilities for and thereafter to conduct and maintain during each year a Pennsylvania Official Egg-laying Contest in order to determine and demonstrate improved and better methods for increasing the egg production of poultry and to afford farmers and poultry raisers official accreditation for the egg-laying capacity of their poultry

Section 2 The buildings and facilities for such contests shall be erected or established and the contests shall be conducted upon such land of the Commonwealth now under the control of the Board of Trustees of Harrisburg State Hospital as the Governor shall specify in and by an appropriate document which shall be filed in the Department of Internal Affairs After such land has been specified the department shall have full jurisdiction and control over it for carrying out the purposes of this act

Section 3 Any person desiring to enter poultry in an official contest shall make application to the department and pay such entry fee as the department shall from time to time prescribe by rule and regulation providing that residents of Pennsylvania shall have preference whenever there are more applicants than can be cared for by existing facilities The Commonwealth hereby disclaims any and all liability for the loss or destruction of or injury or damage to any poultry so entered whether by fire or other casualty or any other happening whatsoever

Section 4 The department is hereby authorized to prescribe and adopt rules and regulations for the proper conduct of such contests including the canditions upon which such poultry may be entered the types of poultry which may be entered the entry fees to be paid by the contestants and the accreditation of the contestants The department may sell in the open market at the prevailing wholesale or retail prices such eggs as may accumulate during any contest but shall sell to the Board of Trustees of Harrisburg State Hospital at wholesale prices as many eggs as may be repired for said hospital

Section 5 All entry fees moneys received from the sale of eggs or any other income accruing under the provisions of this act shall be paid into the State Treasury through the Department of Revenue

Section 6 The sum of eighty-five thousand dollars ($85,000) or as much of such sum as may be necessary out of the unexpended balance of the appropriation of two million four hundred fifty thousand dollars ($2,450,000) made to the Department of Agriculture by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts Page one hundred eighty-one) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the suport of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remainig unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine" is hereby specifically reappropriated to the Department of Agriculture for the remainder of the current fiscal year and the two fiscal years beginning June first one thousand nine hundred and thirty-one for the erection by the Department of Property and supplies of necessary buildings and approaches thereto for the purchase through the Department of Property and Supplies as purchasing agent of equipment supplies and feed for the payment of wages salaries or other compensation of employes of the department engaged in the work of preparing for and conducting contests hereunder and for any other incidental expenses necessary for the proper conduct of the work of the department authorized by this act

Section 7 This act shall become effective on the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SHELLENBERGER. Mr. Speaker, I move that this bill be recommitted to the Committe on Agriculture for the purpose of amendment.

Mr. KING. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 27, entitled:

A Supplement to a joint resolution approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred forty-one) entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn" by providing for additional members of said commission and making an appropriation

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the members of the Penn Landing Commission provided for in the joint resolution approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred forty-one) entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn" to which this is a supplement the President Pro Tempore of the Senate shall appoint two senators and the Speaker of the House of Representatives shall appoin three members of the House who shall act with the members of said commission appointed under the act to which this is a supplement with like powers and privileges in carrying into effect the provisions of said act

On the question,

Will the House agree to the section?

Mr. WEIDEMANN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 9, by inserting after the word "act" the following section: "Section 2. In addition to the duties imposed upon said Penn Landing Commission by the act to which this is a supplement, the said Commission is hereby further authorized to select and acquire in the name of the Commonwealth, a suitable site upon which to erect a fitting memorial to commemorate the landing of William Penn, and to select, procure, erect thereon, and dedicate such memorial."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 The sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby appropriated to said Penn Landing Commission for the preparation and carrying out of fitting and adequate plans for such celebration for the expenses of the Commission and generally for the purpose of carrying into effect the provisions of the act to which this is a supplement

On the question,

Will the House agree to the section?

Mr. WEIDEMANN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 2, page 2, line 10, by striking out the figure "2" and insert in lieu thereof "3".

Amend sec. 2, page 2, line 10, by striking out the word "fifteen" and insert in lieu thereof "fifty".

Amend sec. 2, page 2, line 10, by striking out the figures "($15,000)" and insert in lieu thereof ($50,000).

Amend sec. 2, page 2, line 14, by inserting after the word "celebration" hte following: "for the purchase of a site and for the cost of procuring, erecting and dedicating a memorial to commemorate the landing of William Penn, and".

Amend sec. 2, page 2, line 16, by inserting after the word "of" the following: "this act and".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

A Supplement to a Joint resolution approved the third day of May, one thousand nine hundred and twenty-nine, (P. L. 1541), entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn;" by providing for additional members of said commission; and making an appropriation.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 461 as follows:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State Property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand ($1000.00) dollars is hereby specifically appropriated to the Cresson Volunteer Fire Company for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the protection of State property at the Cresson Sanitarium

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 711, entitled:

An Act to amend clause three section thirty-seven of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause three section thirty-seven of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" is hereby amended to read as follows

Clause 3 That the number titles functions and compensation of the officers of any such corporation their terms of office the times of their elections as well as the qualifications of electors and the ratio and manner of voting and the periodical meeting of the said corporation shall be determined by the by-laws when not provided by this act Provided however That no person shall act as an officer or director of such corporation unless he or she owns five or more shares of the capital stock of such corporation

On the question,

Will the House agree to the section?

Mr. SCHWARTZ. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 10, by inserting at the end of said line, the following: "which shares must be at all times free of all liens, encumbrances and collateral for any kind of obligation."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend clause three, section thirty-seven, of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

On the question,

Will the House agree to the title?

Mr. SCHWARTZ. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 7, by striking out the word "ten" and insert in lieu thereof "five"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 741, as follows:

An Act relating to abandoned bituminous coal mines providing for the fighting of fire in and the sealing up of such mines under the supervision of the Department of Mines giving such department certain powers and duties relative thereto imposing certain duties upon owners operators and lesees of such mines and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Mines is hereby authorized to organize a force of men experienced with combustion and gases in bituminous coal mines and with the management and methods of extinguishing coal mine fires for the purpose of investigating locating and devising ways and means of controlling and extinguishing coal mine fires in abandoned bituminous coal mines of the Commonwealth and to preform or supervise the performance of the actual work of preventing combating and controlling such coal mine fires In the performance of such duties the Department of Mines shall have power in the exercise of the police power for the protection of the public safety to enter in or upon any lands buildings premises or mines deemed necessary for the purpose of combating and extinguishing any such coal mine fires without any liability therefor by the Commonwealth or otherwise Nothing contained in this section shall apply to the extinguishing of any mine fire where the mine is in operation and not abandoned

Section 2 The Department of Mines shall have authority to employ such other persons as in its judgment may be necessary to render assistance in preventing combating and extinguishing fires and whenever it shall not otherwise be possible to secure a sufficient number of persons the Department is hereby authorized to compel the attendance of persons and to require them to render assistance and the refusal of any person so called by the Department shall subject the offender to a penalty of not more than fifty ($50.00) Dollars and costs to be recovered by summary proceedings before any alderman magistrate or justice of the peace

Section 3 The Department of Mines is hereby authorized to acquire any equipment and mechanical devices deemed necessary to properly equip the said force organized under this act and to pay for the same together with compensation of all persons employed by the Department and all other expenses incurred in preventing combating and extinguishing coal mine fires in accordance with the provisions of this act

Section 4 For the purpose of this act an abandoned coal mine is any coal mine which after having been opened and worked for the purpose of producing coal has been rendered in-operative permanently by reason of the removal of merchantable coal or the removal or destruction of the usual mining equipment or the non-maintenance of passage ways in the mine

Section 5 Hereafter whenever any bituminous mine is to be abandoned the owner operator or lesee of such mine shall notify the Department of Mines that such mine is worked out or unworkable and that such mine is about to be abandoned Thereupon such mine shall be inspected by the Department of Mines and all falls where coal is exposed and all entrances to such mine shall be sealed up by the owner operator or lessee under the direction of the Department of Mines If any owner operator or lesee of any bituminous coal mine shall neglect or fail after having received thirty days notice to comply with any of the provisions of this section or if any owner operator lesee or person opening an abandoned mine so recorded without securing the premission of the Department of Mines he shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than one hundred dollars nor more than five hundred dolars or imprisonment for not more than one year or both

Section 6 This act does not apply to parts of a mine which may be abandoned while other parts are in an operative condition but only to those cases where the whole mine has been or is to be abandoned

Section 7 The sum of one hundred thousand dollars $100,000.00) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one to the Department of Mines for the purpose of carrying out the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 773, entitled·

An Act to amend section seven hundred and ten of an act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing that the State Police shall not enter into areas affected by strikes industrial disputes or conflicts between an employer and employes except upon express order of the Governor

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section Seven Hundred and Ten of an Act approved the ninth day of April one thousand nine hundred twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

"Section 710 PENNSYLVANIA STATE POLICE The Pennsylvania State Police shall have the power and its duty shall be

(a) Subject to any inconsistent provisions in this act contained to continue to exercise the powers and perform the duties by law vested in and imposed upon the Department of State Police

(b) To assist the Governor in the administration and enforcement of the laws of the Commonwealth in such manner at such times and in such places as the Governor may from time to time request

(c) With the approval of the Governor to assist any administrative department board or commission of the State Government to enforce the laws applicable or appertaining to such department board or commission or any organization thereof

(d) Whenever possible to cooperate with counties and municipalities in the detection of crime the apprehension of criminals and the preservation of law and order throughout the State provided however in times of strikes industrial disputes or disturbances growing out of conflicts between employer and employes they shall not enter the area affected unless directed to do so by the express order of the governor

(e) To aid in the enforcement of all laws relating to game fish forests and waters

(f) To collect and classify and keep at all times available complete information useful for the detection of crime and the identification and apprehension of criminals Such information shall be available for all police officers within the Commonwealth under such regulations as the Superintendent of State Police may prescribe"

On the question,

Will the House agree to the section?

Mr. DUNN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. Hhe amendments will be read by the Clerk

The amendments were read by the Clerk as follows·

Amend section 1, page 3, line 6, by striking out the quotation marks before the word "Section."

Amend section 1, page 4, line 8, by striking out the quotation marks following the word "prescribe."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows·

An Act to amend section seven hundred and ten of an act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the Administrative Departments, Boards of Commissioners, and officers thereof, including the Boards of Trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing that the state police shall not enter into areas affected by strikes, industrial disputes or conflicts between an employer and employees except upon express order of the Governor.

On the question,

Will the House agree to the title?

Mr. DUNN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 15, by inserting after the word "officers" the following: "fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee or the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1021, as follows:

An Act making an appropriation to the Department of Property and Supplies to reimburse and return moneys adanvced for the acquisition of coal measures at the Cresson State Sanitorium

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen hundred fifty dollars ($1350.00) or so much thereof as may be necessary is hereby specifically apropriated to the Department of Property and Supplies for the purpose of reimbursing and returning moneys advanced to enable the said Department to acquire title to coal measures in order that said Department could proceed with the construction of additions alterations and replacements at the Cresson State Sanitorium in accordance with the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts Page one hundred seventy-four) entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth including fixtures and heating or sewerage systems and service lines for the accommodation of buildings"

Payments from said appropriations shall be made upon requisition of the Department of Property and Supplies in such manner and subject to such proofs of claim to said appropriation as the Department may require

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1575, as follows:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand one hundred four dollars and thirty-six cents ($3104.36) is hereby specifically appropriated to the Board of Trustees of Warren State Hospital for the payment of a deficiency incurred by said Board prior to June first one thousand nine hundred and twenty-nine in the erection and construction of the Reception Service Building at the Warren State Hospital

Section 2 This act shall become effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1081 (Senate Bill No. 341), entitled:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Gallium Mollygo, the weed commonly known as white bedstraw.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" which was last amended by the act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) entitled "An act to amend sections one two as amended and three of an act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled 'An act to amend an act entitled "An act to provide for the destruction and to prevent the spread of Canada thistles" approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two' extending the provisions of said act to Cichorium intybus the weed commonly known as chickory or succory or blue daisy" is hereby further amended to read as follows

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of every person or persons and of every corporation holding land or lands in any county or counties of this Commonwealth either by lease or otherwise on which any Canada thistles or weeds commonly known as Canada thistles Galium Mollugo the weed commonly known as white bedstraw or Cichorium intybus the weed commonly known as chickory or succory or blue daisy may be growing to cut the same so as to prevent such weeds from going to seed and the seed of the same from ripening and every person or persons or corporations as aforesaid who shall or may have land as aforesaid and who shall neglect or refuse to comply with the provisions of this act shall forfeit and pay a fine of fifteen dollars to the treasurer of the school district in which such land may be situated to be recovered the same as debts of like amount are now by law recoverable

On the question,

Will the House agree to the section?

Mr. BAKER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 21 by striking out the words "Gallium Mollygo" and inserting in lieu thereof the following: "Galium Mollugo".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 That section two of said act is hereby further amended to read as follows

Section 2 That if any person or persons or corporation so holding lands as aforesaid on which any Canada thistle or the weeks commonly known as such Galium Mollugo the weed commonly known as white bedstraw or Cichorium intybus the weed commonly known as chickory or succory or blue daisy shall be growing and likely to ripen seed thereon shall neglect or refuse to cut and destroy the same so as to prevent the seed thereof from ripening it shall and may be lawful for any person or persons who may consider themselves aggrieved or about to be injured by such neglect or refusal to inform by written notice any constable or supervisor of the township or district in which the said weeds may be growing whose duty it shall then be to give five days' notice in writing to such person or persons or corporation to cut and destroy such weeds and on their neglect or refusal to cut and destroy the same at the end of five days it shall be the duty of the officer giving such notice to enter upon such premises with such other person or persons as he may employ and cut down and destroy such weeds and the said officer or other persons so employed shall be entitled to recover from such person or persons or corporation owning or holding land as aforesaid compensation for necessary man labor horse labor and machinery at the same rate as paid by the township or district for similar work on the roads and the officer serving such notice shall likewise be entitled to a fee of fifty cents together with six cents mileage for each mile circular necessarily traveled to be recovered as debts of like amount before any justice or court in said counties

On the question,

Will the House agree to the section?

Mr. BAKER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 2, page 3, lines 9 and 10 by striking out the words "Gallium Mollygo" and inserting in lieu thereof "Galium Mollugo".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164) entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Gallium Mollygo, the weed commonly known as white bedstraw.

On the question,

Will the House agree to the title?

Mr. BAKER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 7 by striking out the words "Gallium Mollygo" and inserting in lieu thereof the following: "Galium Mollugo."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING

Mr. STEEDLE. Mr. Speaker, I desire to call up at this time House Bill No. 1416 (Senate Bill No. 399) Printer's No. 217 on page 9 of today's calendar Bills on Third Reading Postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Steedle,

The House resumed the consideration on third reading of House Bill No. 1416 (Senate Bill No. 399), entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class, in lieu of the tax on trades, occupations and professions, and defining the powers and duties of assessors, assistant and registry assessors, county tax collectors, county treasurer and delinquent tax collector in connection therewith.

On the question recurring.

Will the House agree to the bill on third reading?

Mr. STEEDLE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 10, by inserting after the word "law" the following: "The assessor shall also state the occupation of each such resident and inhabitant for the assessment of any township or borough tax on occupations as now provided by law."

Amend section 1, page 2, line 25, by inserting after the word "Collector" the following: "The county commissioners or boards for the assessment and revision of taxes, as the case may be, shall continue to fix valuations for trades, occupations and professions as now provided by law for the use of boroughs and townships, and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades, occupations and professions, as now provided by law."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 603, as follows:

An Act relating to court proceedings fixing the time within which motions for new trials for judgment non obstante veredicto and motions in arrest of judgment shall be made excluding Sundays Saturdays and legal Holidays in calculating the time

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all motions for new trials for judgment non obstante veredicto and all motions in arrest of judgment in any of the Courts of the Commonwealth shall be made within four days after the verdict or similar finding of fact exclusive of Sundays Saturdays and legal Holidays and not thereafter unless the Trial Court shall by order made during the said four days grant additional time bceause of the circumstances of the proceeding

Section 2 All acts or parts of acts local special or general inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate or concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 631, as follows:

An Act to amend section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty) entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate or interest in real estate unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein and requiring a list thereof to be delivered to the proper board of revision of taxes or other officials charged with the assessment of real estate" providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty) entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfers of real estate or interest in real estate unless a certificate is attached to said instruments giving the precise residense of the grantee or grantors named therein and requiring a list thereof to be delivered to the proper board of revision of taxes or other officials charged with the assessment of real estate" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That (a) for the purpose of obtaining with accuracy the precise residence of all owners of real estate and persons having a taxable interest therein it shall be the duty of the recorder of deeds in each county whenever a deed or other transfer of real estate or interest in real estate hereafter executed shall be presented to him for record to refuse the same unless the grantee or grantees therein named have attached thereto and made part of such deed or transfer a certificate signed by said grantee or grantees or some one on his her or their behalf setting forth the precise residence of such grantee or grantees said certificate to be recorded with said deed and thereupon the said recorder shall prepare and deliver at stated intervals to the board of revision of taxes or other official or officials charged with the assessment of such real estate a list of the real estate or interest in real estate as transferred with the location of the same and the names of the grantor or grantors and the names and residences of the grantee or grantees with the date of recording

(b) It shall be the duty of the recorder of deeds of each county to refuse to accept for recording any instrument conveying title to or interest in real estate unless such instrument or conveyance shall have recited therein the immediate source of the grantor's title and the record if any where the same may be found and also endorsed thereon the name of the scrivener thereof and the address where he may be found

The failure to recite the immediate source of the grantor's title or the failure of any scrivener to endorse thereon his name and address shall not be construed to invalidate any such deed or instrument

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman.
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes.
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post.
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Jones, B.
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 847, entitled:

An Act to amend sub-section third of section one of the act, approved the ninth day of July, one thousand nine hundred and one, (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs," as amended, providing for the service of summons in actions of trespass brought in the county in which the alleged tort was committed, in counties other than the county in which such action was brought.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,

Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher.
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff.
Garard,
Gicking,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
White.
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 941, entitled:

An Act to amend article four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establsh and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences, and providing for the payment of the expenses of such persons.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams.
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi. J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg.
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans. T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks.
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister.
McClure,
McElwee.
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan.
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel.
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1061, entitled:

An Act providing for the appointment of a board of jail and prison inspectors in counties of the third and fourth classes, for the control and management of the county jails and prisons by such board, and prescribing its powers and duties relative thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns.
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller.
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister.
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader.
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder.
Roan,
Ronemus,
Root,
Royle,
Ruth.
Sarig,
Sautter,
Schreck.
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.
Witkin,
Wood,
Wright,
Yeakel,

Gaghan,
Gangloff,
Garard,
McClure,
McElwee,
McGregor,
Schrock,
Schwartz,
Scott,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1107, as follows:

An Act relating to mortgages and the obligations secured thereby providing an exclusive method to receive or receipt for the principal thereof requiring written authorization to an agent or an attorney to act for his principal in such cases except an attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a singular noun is used in this Act of Assembly it shall include also the plural thereof and whenever a masculine pronoun is used herein it shall include also the feminine and neuter thereof

The word "owner" as used in this act shall include the executors or administrators of any deceased owner

Section 2 No person copartnership association or corporation not the owner thereof shall be authorized or empowered to receive or receipt for the principal of any obligation secured by a mortgage or of a mortgage executed after the thirty-first day of August one thousand nine hundred and thirty-one by any other means or in any other manner than by written authority from the owner duly signed by such owner and no authority to do so shall be given or granted by parol and after the first day of September one thousand nine hundred and thirty-one no authority to receive or receipt for the principal of any such obligation secured by such mortgage or of such mortgage shall be acquired by implication inference course of dealing holding out or otherwise than as provided in this act and if any person copartnership association or corporation after said first day of September one thousand nine hundred and thirty-one shall pay the principal of any such mortgage or of such obligation so secured or any part thereof to any other than the owner thereof or someone authorized to receive or receipt for the same as provided in this act said payment shall not be a defense to the collection of such obligation or of such mortgage Provided That this act shall not apply to payments made to an attorney-at-law who has appeared on the record as attorney for the plaintiff and under existing or future law is entitled to enter satisfaction on the record of any judgment either entered by confession on the obligation secured by such mortgage or recovered by foreclosure on such mortgage and the right of such an attorney-at-law to receive receipt for and enter satisfaction on such judgment shall not be affected by this act

Section 3 This act shall take effect on the first day of September one thousand nine hundred and thirty-one and shall not apply to mortgages or obligations executed prior to that date

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Millar,
Miller,
Moore, D. G.,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder.
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1176, as follows:

An Act giving to any taxable inhabitant of any county of the second class the right to be assessed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year prescribing the procedure for procuring and making such assessment and its effect continuance and duration providing for the assessment and levying of a county tax upon such assessment for the current year imposing certain duties in connection therewith upon the members subordinate assessors clerks and employees of the boards for the assessment and revision of taxes of such counties the boards of registration commissioners therein the county commissioners county controllers thereof upon judges of election therein and upon the courts of common pleas thereof and the judges of such courts providing for striking off such assessments and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments striken off or upon tax payments pursuant thereto providing for appeals from such assessments and from striking off thereof and from the neglect or refusal to assess and regulating the procedure prescribing the procedure for purging the assessment books and conferring jurisdiction upon the court of common pleas of such counties and upon the judges thereof and prescribing the procedure making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the provisions of the act and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each county of the second class in this Commonwealth it shall be the duty of the Board for the Assessment and Revision of Taxes upon request as hereinbelow limited and defined to assess any taxable inhabitant of such county upon the value of his occupation for purposes of taxation for the calendar year during which such request is made provided that such taxable person has not theretofore been assessed for such calendar year and to assess and levy against such taxable person a county tax based upon such assessment as hereinbelow provided

Section 2 Said request (a) may be oral

(b) May be made to any member of said Board or to any clerk or other employee of said Board at any office of said Board or to the subordinate assessor appointed by said Board for the district in which the taxable person resides at any place

(c) May be made at any time not earlier than the fifteenth day of February in any year and not later than the sixty-first day before the Tuesday next following the first Monday of November in such year

(d) If made at any office of said Board it may be made between the hours of nine o'clock ante meridian and four o'clock post meridian on any day except Sundays and holidays and between the hours of nine o'clock ante meridian and twelve o'clock noon on Saturdays or at any other time when said office may be open for the transaction of any business if made at any such subordinate assessor it may be made at any time

(e) It must be made by the taxable inhabitant in person except as provided in Section twelve hereof

Section 3 If such taxable person shall make an affidavit as to his right to be assessed which affidavit shall state his name his occupation his residence by street and number or as definitely as the circumstances of residence may admit of the municipality or township in which he resides and the ward of such municipality or township if the same be divided into wards such affidavit shall prima facie establish the right of such taxable person to be assessed upon the value of his occupation but shall have no probative force in any proceeding instituted under Section nine or Section ten hereof

Section 4 Upon the making of any such affidavit the taxable person shall forthwith be assessed upon the value of his occupation and a county tax shall forthwith be levied and assessed against him on said assessed valuation according to the rate of taxation fixed by the county commissioners of such county for said year To this end each of the members of the Board for the Assessment and Revision of Taxes of any such county each subordinate assessor thereof and each clerk and other employee of such Board is hereby given authority and it shall be his duty to administer the oath or affirmation to such affiant to assess him on the value of his occupation to levy and assess such tax against him and to evidence the same by the writings hereinbelow prescribed

Section 5 Every such member subordinate assessor clerk or employee who shall make any such assessment shall forthwith make and execute two certificates thereof an original and a duplicate each of which shall show the name of such taxable person his occupation such address as is shown by such affidavit the municipality or township in which he resides the ward of such municipality or township if any the valuation at which his occupation is assessed the tax levied and assessed against him in such form and detail as is required by law for County tax receipts and the name of such member subordinate assessor clerk or employee who shall make such assessment and certificate The original certificate shall be made upon the reverse side of the affidavit prescribed by Section three hereof and shall be retained by the Board for the Assessment and Revision of Taxes at its principal office until the end of the year next following the year during which said assessment is made and so long as retained shall be a public record and subject to inspection by any citizen of the county at any time during which said office is open for the transaction of any business The duplicate certificate shall be delivered by the person making the same to the taxable person to whom it refers and when presented by such taxable person to the officer of such county to whom county taxes for such year are then payable shall be a sufficient warrant for such officer and it shall be his duty to receive payment of such tax at a discount at face or with a penalty as county taxes shall then be payable and forthwith to issue to such taxable person a proper receipt for such tax Upon receiving such duplicate certificate the officer collecting such tax shall write stamp or perforate on or in the same the date of such payment and the serial number of such tax receipt and shall preserve the same in the office of the County Treasury of such County or the office of the Delinquent Tax Collector thereof until the end of the year next following the year during which said payment is made and so long as the same is retained it shall be a public record and subject to inspection by any citizen of the county at any time at which said office is open for the transaction of any business

Section 6 The Board for the Assessment and Revision of Taxes shall cause said original certificates to be copied into a series of books in duplicate separated according to cities boroughs and townships and within each city by ward initial letter of surname street of residence and house number if any and within each borough and township by initial letter of surname street or road of residence and house number if any One of said duplicate series of books shall be retained by the Board of the Assessment and Revision of Taxes said Board shall certify in each volume of the other duplicate series that each of the assessments therein exhibited was made in bona fide compliance with the provisions of this act and is supported by a separate affidavit in the custody of said Board and that the amount set opposite each name is representing the County Tax levied and assessed against such person truly represents the amount of county tax properly payable by such person for such year and shall then deliver said duplicate series of books to the County Commissioners of said County Upon receipt thereof the County Commissioner shall certify each volume of said series by a certificate of like tenor and shall on or before the fifteenth day of Octiber of each year deliver the same to the County Controller of such County Said County Controller shall thereupon charge the County Treasurer of said County upon the books of the County with the amount of taxes represented by such duplicate series entering a separate total for the taxes payable by the taxable inhabitants of each ward for each city of said County and charging the taxable inhabitants of the boroughs and townships of the county in such detail as shall seem to him to be advisable and shall thereupon deliver said duplicate series of books to the County Treasurer of said County

Section 7 Upon receipt of such duplicate series of books from the County Controller of said County the County Treasurer shall cause to be entered therein the date of payment of each item therein which was paid by him and the serial number of the tax receipt issued to evidence such payment and shall forthwith exhibit such duplicate series of books to the County Controller The County Controller shall thereupon credit the County Treasurer with all of the items of taxes exhibited by such books not collected by him and shall charge said uncollected items to the Delinquent Tax Collector and the same shall be and remain a charge against the Delinquent Tax Collector until he shall have collected the same and paid the same into the county treasury or until he shall have been relieved of responsibility for the collection of the same according to law Said duplicate series of books certified as provided in Section six hereof shall be sufficient warrant of the Delinquent Tax Collector to collect and receive payment of all the items of tax therein charged against him by the County Controller and to issue proper receipts therefor The Original and duplicate certificates prescribed in Section five hereof both of the duplicate series of books prescribed in Section six hereof and all books and records relative to such taxes paid and unpaid shall at all times be subject to examination and audit by the County Controller in whose custody soever the same may be and the County Controller shall have the right at any time and from time to time as in his discretion shall seem proper but not oftener than once in each thirty days to require from the Board for the Assessment and Revision of Taxes a report of all such assessments made and taxes assessed and levied and a report from the County Treasurer and from the Delinquent Tax Collector of all such Taxes collected up to the time of such report

Section 8 Any assessment of any taxable person upon the value of his occupation made in accordance with the provisions of this act if made in the year preceding the first year of any tax triennium shall stand and be transcribed annually as the assessment of such person upon the value of his occupation for the entire succeeding triennium and any such assessment made during the first or second year of any tax triennium shall stand and be transcribed annually as the assessment of such person upon the value of his occupation for the entire balance of said triennium unless (a) such taxable shall have died or (b) shall have moved out of the ward or out of the assessment district in which he was assessed or (c) his occupation shall have changed in the meantime or (d) the Board for the Assessment and Revision of Taxes shall for cause and after due written notice to the taxable person have struck off said assessment Such notice may be given personally to such Taxable person or by handing a copy thereof to the person for the time being in charge of his place of residence as stated in the assessment affidavit or by posting such premises provided however that credible evidence produced to such Board that said alleged place of residence is fictitious or non-existent unimproved or vacant shall be believed by said Board dispense with notice to said taxable person in case any such assessment is struck off by said Board if the assessment affidavit represents the taxable person as residing in a city of the second class said Board shall certify the fact of such striking off to the Board of Registration Commissioners of said city if the assessment affidavit represents the taxable persons as residing outside of a city of the second class the certification of the fact of such striking off shall be to the Board of County Commissioners of said County in either event it shall be the duty of the Board of Registration Commissioners or Board of County Commissioners to refuse to such person registration or enrollment for voting purposes founded upon such assessment or tax paid pursuant thereto or to cancel any such registration or enrollment by or of such person founded upon such assessment or tax paid pursuant thereto and to correct accordingly any voting or ballot check list prepared for delivery to election officers of the election district in which such person is represented as residing and such correction shall be made either in the several offices of said Boards before the day of any primary or election or by properly authorized agents at the polling place on a primary or election day or by written notice to the Judge of Elections of the proper election district with which notice it shall be the duty of the Judge of Election to comply

Section 9 Any taxable inhabitant of the county aggrieved by the failure or refusal of any member of the Board for the Assessment and Revision of Taxes or any subordinate assessor clerk or employee thereof to assess him on the value of his occupation in accordance with the provisions of this act and any person assessed in accordance with the provisions of this act aggrieved by the amount of such assessment by the striking off thereof or by any change therein may within ten days after such failure refusal assessment striking off or change appeal to the court of Common Pleas of such county Such appeal shall be by petition verified by the affidavit of the appellant setting forth the fact of his complaint in detail and upon the presentation of any such petition said Court or any judge thereof shall forthwith grant a rule upon the Board for the Assessment and Revision of Taxes returnable not more than five days thereafter to show cause why appellant should not be assessed or his assessment changed in amount or his assessment restored or otherwise dealt with as the justice of the case may require Upon the return of said rule said Court or judge thereof shall proceed in a summary manner to hear and determine the same and shall order said Board for the Assessment and Revision of Taxes to assess said appellant or to restore any assessment theretofore stricken off or to change the amount of any such assessment or make such other order as the justice of the case may require and may enforce such orders by attachment as for contempt If such appeal shall be decided in favor of the appellant the costs of such appeal shall be placed upon and paid by the County otherwise the costs shall be placed upon and paid by the appellant

Section 10 Any qualified elector of such county may at any time file his petition in the Court of Common Pleas of such county alleging specifically that any assessment made pursuant to the provisions of this act relates to a fictitious or non-existent person or to a false fictitious or non-existent residence or is otherwise fraudulent erroneous or illegal Said Court or any judge thereof to whom said petition may be presented shall forthwith grant a rule upon the Board for the Assessment and Revision of Taxes and the person whose assessment is attacked which shall be returnable not more than five days thereafter and which may be served upon any member of said Board or upon the person for the time being in charge of its principal office with like force and effect as though served upon each member thereof Said rule may be served personally upon the person whose assessment is attacked or by leaving a copy thereof with the person for the time being in charge of his place of residence as stated in the assessment affidavit or by posting the premises provided however that credible evidence produced upon the return day of said rule that said alleged place of residence is fictitious non-existent unimproved or vacant shall if believed by the judge hearing said rule dispense with the necessity of service upon the person whose assessment is attacked Upon the return day of said rule said Court or a judge thereof shall proceed in a summary manner to hear and dispose of the same The non-appearance of the person whose assessment is attacked upon the return day of the rule shall prima facie establish the ellegality of said assessment Said Court or judge thereof shall dismiss said petition or order such assessment stricken off as the justice of the case shall require and if the assessment shall be ordered to be stricken off said Court or judge shall order the Board of Registration Commissioners or the Board of County Commissioners to refuse to the person whose assessment is ordered to be stricken off any registration or enrollment for voting purposes based upon such assessment or tax payment and to correct accordingly any voting or ballot check list prepared for delivery to election officers of the election district in which such person is represented as residing and such correction shall be made either in the office of the Board of Registration Commissioners or the Board of County Commissioners as the case may be before the day of any primary or election day or by written notice to the Judge of Election of the proper election district with which notice it shall be the duty of the Judge of Election to comply Such Count or judge shall have power to enforce obedience to any such orders by attachment as for contempt Any number of such assessments may be attacked in a single petition and the Court or judge thereof may after hearing make one general order as to all such assessments or a separate order as to each as the justice of the case may require

Section 11 If any member of the Board for the Assessment and Revision of Taxes or any subordinate assessor clerk or employee thereof shall unreasonably neglect or refuse upon request as herein limited and defined in accordance with the provisions of this act to assess any person claiming the right to be assessed upon the value of his occupation or neglect or refuse to levy and assess a proper tax against such person or to make the certificates herein provided for he shall be guilty of a misdemeanor and upon conviction thereof shall be adjudged ineligible to any office or employment under such county for a period of one year and may be sentenced to pay a fine not to exceed one hundred dollars or to be imprisoned for a term not to exceed thirty days or both in the discretion of the Court

Section 12 The request provided for in Section two hereof and the affidavit provided for in Section three hereof may be made by any adult relative by blood or marriage of the taxable person to whose assessment such request and affidavit relate residing in the same household as such taxable person with like force and effect as though made by the taxable person himself and in any such case the duplicate certificate shall be delivered to such adult relative and the tax levied thereon may be paid by and the receipt therefor delivered to such adult relative with like force and effect as by and to the taxable person himself The affidavit by such adult relative as to the fact of relationship and residence which shall be incorporated into and be a part of the affidavit required by Section three hereof shall prima facie establish the fact of such relationship and residence for the purpose of procuring the assessment of such taxable person the assessment and levy of the tax against him the duplicate certificate and the tax receipt but shall have no probative force on any proceeding under Section nine or Section ten of this act

Section 13 It is the legislative intent that all words in this act of the masculine gender shall be understood as including corresponding words of the feminine gender where necessary to make the provisions hereof equally applicable to men and women

Section 14 This act shall be in force and effect immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Stott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, L. M.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1358, entitled:

An Act to amend section thirty-two of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; providing for the issue of certificates by the Governor that counties have receded in classification.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Gicking,
Gillette.
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1379, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provision of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto, and validating bonds issued, or authorized to be issued, in pursuance of such proceedings and elections.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,

Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Moore, D G.,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1457, entitled:

An Act authorizing and directing the Secretary of Property and Supplies to convey, in behalf of the Commonwealth, certain lands to the City of Harrisburg, and setting forth the conditions under which such conveyance shall be made.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. RICE. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

Mr. TURNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1473, entitled:

An Act to amend sections ten, twenty-five, twenty-eight, twenty-nine, and thirty-eight of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," clarifying the ground for divorce where the respondent has been convicted of certain crimes; providing for the amendment of libels to include additional grounds for divorce; dispensing with the necessity of an alias subpoena where the respondent cannot be found; and providing for service of notice of hearing on corespondents.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 192.

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers sailors marines the Pennsylvania National Guard and veteran organizations and providing for the distribution of the same.

HOUSE BILL No. 194.

An Act for the observance of General Pulaski's Memorial Day

HOUSE BILL No. 211.

An Act to amend section nine of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended, by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court.

HOUSE BILL No. 432.

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom and for such purposes to have power to enter upon lands in and adjacent to such streams and providing for the payment of damages to owners of lands in such cases

HOUSE BILL No. 777.

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary

HOUSE BILL No. 778.

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital.

HOUSE BILL No. 823.

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four by providing for an assistant county solicitor in counties of the third class

HOUSE BILL No. 926.

An Act to amend section one of the act approved the twenty-third day of March, one thousand eight hundred and seventy-seven, (P. L. 32), entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal, iron, steel, lumber or oil, or mining, manufacturing or transportation companies," extending the provisions of the act to all corporations.

HOUSE BILL No. 977.

An Act making a deficiency appropriation to the State Veterans' Commission.

HOUSE BILL No. 993.

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force providing for their payment maintenance and discipline and for their powers and duties and providing for the appointment of a reserve force

HOUSE BILL No. 997.

An Act amending paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (P. L. 975) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders or carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

HOUSE BILL No. 1014.

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1530) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreational resources thereof and incident thereto and conferring addition powers on the Water and Power Resources Board

HOUSE BILL No. 1097.

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any nonresident child temporarily domiciled in said school district

HOUSE BILL No. 1098.

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child.

HOUSE BILL No. 1165.

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executives and administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

SENATE BILL No. 328.

An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases

SENATE BILL No. 393

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain land in the Borough of Kutztown to the Borough of Kutztown

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 185.

An Act fixing the number, terms and compensation of directors and auditors of the poor districts of "The Directors of the Poor of Jenkins Township, Pittston Borough and Pittston Township;" providing for their appointment by the court of common pleas of Luzerne County en banc; terminating the terms of directors and auditors in office, fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The **SPEAKER.** The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, line 6, by inserting after the word "banc" the words "conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County."

Amend section 1, page 2, by striking out all of lines 4 to 7 inclusive.

Amend section 1, page 2, line 18, by inserting after the word "banc" and before the word "shall" the words: "of Luzerne County."

Amend section 1, page 2, line 21, by inserting after the word "term" the words: "Whenever any such appointment is of a director from Lackawanna County he shall be designated by the court en banc of Lackawanna County."

Amend section 3, page 3, line 15, by inserting after the word "term" the following: "An auditor appointed from Lackawanna County shall at all times be designated by the court en banc of Lackawanna County."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne

Gillette,
Goehring,
Graham,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,

Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,

Sheely,
Sheffer,
Shellenberger,
Shortz,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,

Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,

Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,

Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,

Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 463

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 463, entitled:

An Act providing for the creation and incorporation, as municipal corporations, and for the management and operation of water supply districts to furnish and supply water to the public residing therein and to public and private corporations and the Commonwealth and its agencies through the construction of water-works and facilities and/or the acquisition of the property water-works, rights and franchises of public and private corporations, copartnerships, associations and individuals furnishing and supplying water to the public in said districts; prescribing the powers and duties of such districts and the officers thereof; conferring jurisdiction on courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

And has appointed Messrs. Harvey, McClure and Freeman a committee of conference to confer with a similar committee of the House of Representatives (If the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE

Mr. MUMFORD. Mr. Speaker, I move that the House adhere to its amendments nonconcurred in by the Senate to Senate Bill No. 463, and that a Committee of Conference be appointed.

Mr. WILSON. Mr. Speaker, I second the motion.

The motion was agreed to.

The SPEAKER. The Chair appoints as a committee of conference on the part of the House to confer with a similar committee on the part of the Senate, Messrs. Mumford, Mason and Flynn.

RESOLUTION

RECALLING HOUSE BILL NO. 983 FROM THE GOVERNOR

Mr. RICE asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 983, entitled "An act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations" be recalled from the Governor for the purpose of amendment.

Ordered, That the clerk present the same to the Senate for concurrence.

BILL ON SECOND READING

Mr. HENDERSON asked and obtained unanimous consent to call up out of order House Bill No. 1372, Printer's No. 458; on page 11 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1372, as follows:

An Act relating to domestic animals and providing for their appraisement when about to be slaughtered to prevent the spread of disease and regulating payments by the Commonwealth in such cases and the payment of salvage by butchers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "salvage" as used in this act means the net proceeds an owner of a domestic animal at the time of appraisal and slaughter realizes from the sale of the carcass hide and offal to a butcher who actually slaughters the animal

Section 2 The Commonwealth hereby agrees to compensate owners of domestic animals slaughtered to prevent the spread of disease Such compensation shall be determined as follows

(a) The amount of compensation to be paid by the Commonwealth for an animal appraised under this act shall not in any case exceed one-third of the difference between the appraised value of such animal so slaughtered and the salvage thereof and

(b) The amount of compensation paid by the Commonwealth together with the salvage and any compensation received by the owner from other sources shall not in any case exceed ninety per cent of the appraised value of the animal and

(c) The amount of compensation paid by the Commonwealth shall not in any case exceed the sum of sixty dollars for a horse jack or mule forty dollars for a nonregistered bovine animal seventy dollars for a pure bred registered bovine animal ten dollars for a nonregistered sheep goat or pig twenty-five dollars for a pure bred registered sheep goat or pig

Claims for pure bred registered animals shall be supported by proper certificates of registration and transfer papers issued by recognized purebred registry associations

Section 3 Whenever to prevent the spread of disease an authorized officer or agent of the Department of Agriculture shall deem it necessary to order any domestic animal to be slaughtered the animal shall be appraised before being slaughtered The officer or agent of the department and the owner of the animal may appraise and agree upon a fair market valuation of the animal taking into consideration the physical condition of the animal its condition as to disease the nature and extent of the disease the present and probable future effects of the disease on the animal and the probable sums that may be obtained from salvage

Whenever the officer or agent of the Department of Agriculture and the owner of an animal are unable or unwilling to agree on a fair market valuation for the animal three appraisers shall be appointed one by the officer or agent one by the owner and one by the two so appointed If the owner shall refuse or fail to appoint his appraiser an alderman magistrate or justice of the peace shall upon request of an officer or agent of the department appoint an appraiser for the owner Each appraiser so appointed shall be sworn to perform faithfully his duties as appraiser and the alderman magistrate or justice of the peace shall be entitled to receive two dollars for his services

The three appraisers so appointed shall appraise the animal as provided by this section Each appraiser shall be entitled to receive five dollars for his services in the appraising of twenty-five or less animals and ten dollars for more than twenty-five animals so appraised one-half of the entire cost of appraisal including the fee of the alderman magistrate or justice of the peace shall be paid by the owner and the other half by the Commonwealth If the owner refuses or fails to pay his share of the entire cost of appraisal the amount of the owner's share shall be deducted from any compensation that may be due the owner from the Commonwealth and the Department of Agriculture shall cause the owner's one-half share of the costs of appraisal to be paid to the appraisers and the alderman magistrate or justice of the peace in proper proportionate amounts

Section 4 An animal that has been appraised under this act shall be disposed of by the owner in accordance with the laws of this Commonwealth and the rules and regulations adopted by the Department of Agriculture

The salvage shall be paid directly to the owner by the butcher who shall promptly render an itemized statement of the salvage to the Department of Agriculture to enable it to determine the amount due by the Commonwealth to the owner

Section 5 The following act and parts of acts are hereby repealed absolutely

Section three of the act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred fifty-one) entitled "An act to prevent the spread of contagious diseases among domestic animals"

Section five of the act approved the thirtieth day of March one thousand nine hundred and five (Pamphlet Laws seventy-eight) entitled "An act to further define the duties and powers of the State Live Stock Sanitary Board to prevent the spread of dangerous contagious or infectious diseases among domestic animals to require reports to be made of the existence of such diseases to limit appraisements and payments for animals that it may be necessary to destroy to prevent the spread of disease to protect milk supplies from contamination to authorize co-operation with local boards of health and to prescribe penalties for the violation of the provisions hereof" and the amendments thereto

Sections twenty-one and twenty-two of the act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred twenty-eight) entitled "An act relating to domestic animals defining domestic animals so as to include poultry providing methods of improving the quality thereof and of preventing controlling and eradicating diseases thereof imposing certain duties upon practitioners of veterinary medicine in Pennsylvania regulating the manufacture use and sale of tuberculin mallein and other biological products for use with domestic animals defining the powers and duties of the State Livestock Sanitary Board and the officers and employees thereof fixing the compensation of the Deputy State Veterinarian and providing penalties for the violation of this act" and the amendments thereto

The act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred sixty-seven) entitled "An act relating to domestic animals and their destruction to prevent spread of disease and the compensation therefor"

Section 6 All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HENDERSON. Mr. Speaker, I move that this bill recommitted to the Committee on Agriculture for the purpose of further consideration.

Mr. GRIFFIN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1509, entitled:

An Act creating borough and township poor districts in the counties of Union, Snyder and Juniata, to be administered by overseers of the poor; and abolishing the county poor district.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidlespacher.
Black,
Blumberg,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock.
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver.
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1527, entitled:

An Act making it lawful to employ minors over the age of twelve years as golf caddies.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HOOPES. Mr. Speaker and members of the House, this bill provides it shall be lawful for boys over twelve years of age, in fact it says minors, it is not even confined to boys, over twelve years of age may be employed as caddies during the time that the public schools in their respective school disrticts shall not be in session.

This is not an amendment to the Child Labor Law—it is not proposed as such but in fact it is an amendment of the Child Labor Law that was passed in 1915 and to which they have not added any additional exemptions since that time. This bill proposes to exempt certain children who have been held to come within the provisions of the Child Labor Law and reduces the age limit from fourteen years to twelve years, to act as caddies on golf courses. I feel it is an undesirable and an unwise increase of the exemption under the Child Labor Law. There is no need particularly at the present time for this particular legislation. At the time of the passage of the Act there was an investigation made in regard to how many children were employed under the age of fourteen years as caddies before they were brought within the Child Labor Law, and it was found at that time that less than twenty-five per cent of the caddies came under the age of fourteen. Since that time we have been confronted with an increasing problem of unemployment. In Philadelphia the Lloyd committee has been encouraging golf and country clubs to employ unemployed men in the place of boys as caddies. They have written letters to some forty-three golf and country clubs in Philadelphia and vicinity which read as follows: "In view of the acute need for work by thousands of heads of large families beyond any power of ours to relieve with made work, our committee would like to submit for the serious consideration of your Governing Board and Greens Committee, the idea of using as caddies, during the unemployment crisis, as many heads of families as possible.

"The committee realizes how existing committments, the preference of individual members, etc., may condition the extent of your ability to co-operate. We, nevertheless, feel strongly that your club may properly find in this suggestion the means of making at slight sacrifice, a real contribution to the unemployment situation.

"As a practical matter we believe that most clubs can readily find plenty of needy applicants in their immediate neighborhoods. Through arrangements being completed, however, any desired number of men certified by us as to need can be obtained on application to the State Public Employment office.

"We should deeply appreciate it if you will let us know the extent to which your club will co-operate."

Now, it may be said that able-bodied men will not act as caddies, but I do not think that will be necessary even if this bill is defeated. I do feel that we can find plenty of caddies over the age of fourteen years and some of the jobs now being filled by boys between fourteen and sixteen years of age can be much better filled by adults. It does not seem to me a good reason to employ children twelve years of age when we have hundreds of thousands of able-bodied men walking the streets looking for jobs while their wives and children are at home begging for sustenance.

There is more to this than the problem of unemployment. You may not realize that unemployment is a permanent problem. It is not only with us at the present time, but there are from one million to one and a half million men who are out of work all of the time. It is not merely an emergency at the present time although it is a great deal worse at the present time than it usually is. It is not purely an emergency problem; we have it with us all the time, so the objections to this bill on that ground will not be made when this depression passes, but I do think it should receive our consideration very seriously at this time.

There are a number of other objections to it. The boys and girls whom this bill will permit to act as caddies of the age of twelve years will have to carry the heavy golf bags. Doctors agree that at that age children grow their muscles and internal organs and they further agree that they should not at that age be subjected to strenuous exertion or continuous work, which will exhaust them. You may say, and I have heard members say it on the floor of this House, and other places, that to go out on a nice sunny golf course on a nice sunny day is good for children. On first examination that appears to be a sound argument, but as you who play golf well know, many of the golf bags are pretty heavy, especially those with the brass bound golf clubs that weigh I am told from twenty-five to thirty pounds, and these caddies not only go with them a short distance, but they go over an eighteen hole course, which I understand approximates about five miles, and to do this through the hot sun it is very easy for children to become exhausted. Under such conditions they will not stop on the first round; they will go out again and will look for an opportunity of getting a few cents more. They should not be put in a position for the child to judge whether they are exhausted or not. Such employment will be injurious to the health of our children.

Then again, the conditions surrounding some golf courses are not of the best for our children from a moral viewpoint. I am not speaking of the high-class residential clubs where conditions are up to the top notch, but you go out to some of the mountain clubs where they are run on the commercial basis and where they take as high as a hundred boys and keep them there all summer and in which clubs there is plenty of liquor brought in and gambling goes on openly, it certainly is not a good place for boys and girls twelve years of age to be.

Under the provisions of this bill it would also be possible for boys and girls twelve years of age to be employed on golf-driving courses, which many of you know are open until twelve o'clock at night and are open on Sundays, and I remember that I heard this morning that a good many members of this House are opposed to certain things on Sunday, and certainly you should be opposed to children twelve years of age in an occupation of that kind on the Sabbath Day.

So you see, members of the House, there are a number of reasons why this bill should not be supported. In the first place, it is a weakening of the Child Labor Law; it is the first step in that direction. Many other interests want this law weakened, want to be exempted. If we take the first step, they will probably be in here—theatrical performers and certain others—who for years have been trying to get out from under the provisions of this law.

I feel that it is very desirable that we shall keep the law as it is and that this measure should be defeated, and I ask you to vote no on this bill.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Allegheny, Mr. Goehring, permit himself to be interrogated?

Mr. GOEHRING. I will, Mr. Speaker.

Mr. SOWERS. Mr. Speaker and members of the House, I ask the sponsor of this bill, would this bill make it lawful for caddies to work on Sunday?

Mr. GOEHRING. Mr. Speaker, that is not germane to the issue, but I am not afraid to answer the quesiton of the gentleman from Philadelphia. It certainly would not, and he knows it as well as I do.

Mr. SOWERS. Am I not right when I read, "It shall be lawful for any golf club"—of course they play golf on Sunday —"to employ minors over the age of twelve years as caddies during any time that the public schools are not in session." Would that not include Sundays?

Mr. GOEHRING. It would not.

Mr. SOWERS. It would not include Sundays?

Mr. GOEHRING. It would not; it would not legalize it.

Mr. SOWERS. Would you have any objections to amending your bill by adding a clause that these little children shall not work on Sunday?

Mr. GOEHRING. They cannot, legally, as it stands today.

Mr. SOWERS. Would this bill not repeal the Blue Law?

Mr. GOEHRING. I would say not.

Mr. SOWERS. Mr. Speaker and members of the House, I regret very much to be in opposition to my good friend from Allegheny County, Mr. Goehring. I know Mr. Goehring is a very sterling Sunday advocate, but I fear his opinion is wrong, and as I read this bill I take it that you can only construe it to mean that it is an inroad on our Sunday law and will permit caddies to work on Sundays. For that reason, Mr. Speaker, I must vote in opposition to this bill.

Mr. GOEHRING. Mr. Speaker and members of the House, I am not a golf player. I have not been on a golf course I suppose for five years, but two weeks ago the president of the caddies association came here to this House and explained to me that they had four thousand boys in that association. He told me what that association has done for these boys and I am for the boys and I am for the caddies, and I am for any boy that wants to go out and earn an honest living whether he is twelve or fourteen or sixteen years of age. The association asked for a limit of ten years of age. I would not grant it. I made it twelve.

Little I thought that this would apply to the child labor law, or to the labor union or to labor in any manner or form, because I want to say to labor right here that they have not a better friend on the floor of this House than the sponsor of this bill. I am going to prove it to you. When I came here in 1921 I realized that if a laboring man got his hair burned off his head, or his face burned beyond recognition or got his ear burned into a hickory nut or his fingers taken off, he didn't get a nickel except for the time he lost from work. I introduced a bill in this House to give him something for both. I met with a great deal of opposition. Finally I withdrew the provisions in the bill for the loss of fingers as a compromise to a disfigurement bill. It went through the House a-sailing and it went through the Senate and two years later I came back here and had the provisions for the loss of fingers put in there.

I never considered for a minute this bill as a labor bill, and it is not. The members and officers of that association know every parent of these boys and they have brought these boys up through channels, and one of these boys today is teller in one of our city banks in Pittsburgh. Their environments are good. I want to say to you members that when a boy comes up to twelve years of age that little bag is not going to hurt him. There is not a farmer on this floor that doesn't work his own son when he is twelve years of age. You know that they will carry two buckets of water, and that is heavier than this bag. The master of the caddies takes charge of them. I don't intend to qualify to explain it, but I am told that they rest at every green and the master caddie looks after the weight of the bag as to the size of the boy to carry that bag.

I say to you, men and women, and sincerely, that many a little family is getting their bread and butter through these caddie boys. I don't want tó deprive a boy from earning an honest living, I don't care what age he is. And I repeat that this is not a labor bill, and that this is not a child labor bill and it is plain in the act you cannot employ minors under twelve years of age at any time except when the schools are not in session. It takes that out. I ask you members of the House to vote aye on this bill.

Mr. BEYER. Mr. Speaker and members of the House, if it is wrong for a boy of twelve years of age to play baseball on Sunday, surely it must be one hundred times worse for him to carry a rich man's bag to the golf links on Sunday, and for that reason, whether this is a labor bill or not a labor bill, I am going to vote against it.

Mr. SARIG. Mr. Speaker, I would like to interrogate my friend from Allegheny, Mr. Goehring.

The SPEAKER. Will the gentleman from Allegheny, Mr Goehring, permit himself to be interrogated?

Mr. GOEHRING. I will, Mr. Speaker.

Mr. SARIG. Mr. Speaker, I would like to ask the gentleman from Allegheny to please read the clause in the bill which prevents the employment of caddies on Sunday.

Mr. GOEHRING. Now, Mr. Sarig, I have not that in mind, but there is an Act of Assembly on that, and this does not repeal that act. There is no repealer in this act in any manner or form, and for that reason I say they cannot do that legally on Sunday.

Mr. SARIG. Would the gentleman from Allegheny consider it any worse for boys to be permitted to play baseball on Sunday than to work as caddies on the golf links on Sunday?

Mr. GOEHRING. Mr. Speaker and members of the House, I am not in a position to answer that question. But it does not legalize the Sabbath Day.

Mr. SARIG. Mr. Speaker and members of the House, As I understand the bill it says that kiddies over twelve years of age may be employed. There is no clause in this bill as I see it that would prohibit the employment of caddies on Sunday.

Mr. GOEHRING. Mr. Speaker, yes, because there is a specific law on that point and this act does not repeal that law.

Mr. HERMANSEN. Mr. Speaker and members of the House, I would like to be able to go along with our friend from Allegheny, Mr. Goehring, but I think from the standpoint of principle every laboring man will have to be opposed to this bill, because regardless of what they say about it not being a labor bill, it is a labor bill because the Labor Bill prevents that very practice at this time. If it was not for the child labor bill having the minimum age of fourteen, such caddies could do this work, thus making an exemption from that bill, and by making that inroad on it at this time, it would only be a matter of another session until there was somebody else also looking to be exempted from the provisions of that act. For that reason, and for that reason alone, I will be forced to vote against this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—68

Barton,
Bell,
Bicker,
Blumberg,
Bowers,
Braham,
Carmany,
Evans, J. T.,
Evans, T. C.,
Flinchbaugh,
Flynn,
Fuller,
Garard,
Gillette,
Goehring,
Graham,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Heffner,
Henderson,
Holcombe,
Holmes,
Hutton,
King,
Labar,
Lockhart,
McAlee,
McClure,
McElwee,
McGregor,
McKay,
Meredith,
Moore, D. G.,
Mumford,
Musmanno,
Neely,
Peelor,
Peters,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Riddle,
Schrock,
Schwartz,
Sheely,
Sheffer,
Simon,
Sterling,
Stone,
Tahl,
Turner,
Wade,
Way,
Weaver,
Wheeler,
White,
Wike,
Wilson, T. B.,
Witkin,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—93

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Batchelor,
Bechtel,
Beyer,
Bidelspacher,
Black,
Brown, T. J.,
Byrne,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Eveland,
Fitzgerald,
Fleisher,
Fox,
Frederick,
Gaghan,
Gangloff,
Gicking,
Green,
Hartsock,
Hefferon,
Heffran,
Hermansen,
Hoopes,
Jaffe,
Jones, E. F.,
Jones, B.,
Kahle,
Kirkbride,
Kleckner,
Lewis,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
McArran,
Memolo,
Metzler,
Metzinger,
Moore, W. H.,
Munley,
Myers, F. H.Jr.,
Myers, P. M.,
O'Neill,
Pennock,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhys,
Richards,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Sautter,
Shellenberger,
Shettel,
Shortz,
Shutt,
Snyder,
Soffel,
Sowers,
Spann,
Staudenmeier,
Steedle,
Stewart,
Surface,
Talbot,
Tucker,
Wall,
Weidemann,
Wettach,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1531, entitled:

An Act to amend section twenty of the act approved the second day of May one thousand nine hundred and twenty-five (P. L. 448) entitled "An act relating to fish and amending revising and consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended changing the closed season for brook trout

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Greenstein,
Grenet,
Griffith, C. R.,
Metzler.
Metzinger,
Millar,
Shettel
Shortz,
Simon,

Baldrige,
Barton.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers.
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard.
Gicking,
Gillette,
Graham.
Greeby,
Green,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson.
Hermansen.
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kleckner,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran.
McCallister,
McClure,
McElwee,
McGregor,
McKay.
Memolo,
Meredith,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott.
Sheely,
Sheffer,
Shellenberger,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann.
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, J. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Rhodes, C. H.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MR. RICHARDS IN THE CHAIR

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1279, (Senate Bill No. 103), as follows:

An Act regulating the bringing of suits between citizens of this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any citizen of this Commonwealth shall have any cause of action not involving possession of or title to real estate against another citizen of this Commonwealth and the cause of action arose in this Commonwealth and lawful service of process can be had upon the defendant in this Commonwealth the action shall be instituted in one of the Courts of this Commonwealth and not otherwise

Section 2 Any Court of Common Pleas of this Commonwealth sitting in Equity shall upon application of the defendant in any such action restrain any citizen within its jurisdiction from instituting and or prosecuting any such action in a foreign state contrary to the provisions of this Act

Section 3 "The word citizen in this act shall be construed to mean any person firm partnership co-partnership association or corporation within the ommonwealth

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. JOHN A. RHODES. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. WETTACH. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 142, as follows:

An Act authorizing and directing the Department of Property and Supplies to procure erect and dedicate a monument or memorial in honor of the soldiers sailors marines and nurses who served in the Spanish-American War the China expedition and the Philippine Insurrection and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies is hereby authorized and directed to cause to be procured and to erect in accordance with the provisions of the Administrative Code of 1929 a suitable monument or memorial on the grounds connected with the State capitol at Harrisburg in honor of the soldiers sailors marines and nurses who served in the Spanish-American War the China expedition and the Philippine Insurrection from one thousand eight hundred and ninety-eight to one thousand nine hundred and two and to dedicate the same with appropriate ceremonies

Section 2 That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies to pay for the cost of procuring erecting and dedicating said monument or memorial and generally for carrying into effect the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell.
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kleckner,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wheeler,

Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, T. B.,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2

Hoopes,
Wilson, L. M.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 827, entitled:

An Act to amend sections one and two of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1528), entitled "An act authorizing the Secretary of Highways, with the approval of the Governor, to establish, construct and maintain roads parallel to existing State highways, in order to relieve traffic congestion; providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby; and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth," by including borough streets within the provisions thereof, and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, T. C.,
Eveland,
Fitzgerald,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Turner,
Wade,
Wall,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Fleisher,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 865, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stone,
Storb,
Scott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1115, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of sewage treatment facilities at Edinboro State Teachers College.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason.
Mathay,
McAlee,
McCallister,
McClure.
McElwee,
McGregor,
McKay,
Memolo.
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheelv,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Scott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1314, entitled:

An Act making an appropriation to the Department of Property and Supplies to provide and erect a bronze replica of a statue of George Washington.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Adams.
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner.
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason.
Mathay,
McAlee,
McCallister,
McClure.
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1502, entitled:

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Garard,
Gicking,
Goehring,
Greeby,
Green.
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes.
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar.
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Stadtlander,
Steedle,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affimative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1405 (Senate Bill No. 460), entitled:

An Act to amend section five of the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," as amended; by defining the powers of the director with respect to the employes of the Bureau, and their salaries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schwartz,
Scott,
Schreck,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1036, as follows:

An Act to amend sections one and two of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws twelve) entitled "An act to enable railroads canal and slack-water navigation companies to straighten widen deepen and otherwise improve their lines of railroad canals and slack-water navigation and the bridges aqueducts piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one and two of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws twelve) entitled "An act to enable railroad canal and slack-water navigation companies to straighten widen deepen and otherwise improve their lines of railroads canals and slack-water navigation and the bridges aqueducts piers and structures thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall and may be lawful for any railroad canal and slack-water navigation company now or hereafter incorporated by or under any law of this Commonwealth to straighten widen deepen enlarge and otherwise improve the whole or portions of their lines of railroads canals and slack-water navigation and the bridges crossings sidings aqueducts piers and structures thereof and make new feeders whenever in the opinion of the board of directors of any such company the same may be necessary for the better securing the safety of persons and property and increasing the facilities and capacity for the transportation of traffic thereon and for such purposes to purchase hold and use or enter upon take and appropriate land and material including rights in and to lands or the use of lands for the flow of water diverted by any railroad structure or embankment now in use or hereafter rendered necessary for the purpose of protecting its right of way or for the purpose of preventing any such structure or embankment from injuring the property of any person who might be rendered liable to injury thereby and any land or property required for any such purpose or purposes under any order made by the Water and Power Resources Board or any other public authority under the laws of this state Provided That before any such company shall enter upon or take possession of any such lands and material rights and property they shall make ample compensation to the owner or owners thereof or parties interested therein or tender adequate security therefor

Section 2 That where any such company cannot agree with the owner or owners or parties interested in such land and materials rights and property for the compensation proper for the damage done or likely to be done or where by reason of the absence or legal incapacity of any such owner or owners or parties interested therein no such compensation can be agreed upon the same shall be ascertained and paid in the manner provided in the eleventh section of the act regulating railroad companies approved February nineteenth Anno Domini one thousand eight hundred and forty-nine

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,

Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1305, entitled:

An Act to amend subsection (a), clause three, of section five hundred and five, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the process of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," empowering the Board of Finance and Revenue to fix interest rates payable on State deposits.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany
Cauffiel,
Cooke,
Cordier,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Metzler,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor.
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spann,
Steedle,
Sterling,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,

DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1411, as follows:

An Act to amend section twenty-one of the act approved seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" as amended providing that certified copies of death certificates shall not be prima facie evidence of the cause of death

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-one of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" which was amended by the act approved the twenty-eighth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred ninety-eight) entitled "An act to amend section twenty-one of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled 'An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled "An act creating the Department of Health and defining its powers and duties" approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act' exempting soldiers sailors marines war nurses and their dependents from the payment of fees for certified copies of birth death and marriage certificates" is hereby further amended to read as follows

Section 21 That the State Registrar shall upon request furnish any applicant a certified copy of the record of any birth death or marriage registered under provisions of this act for the making and certification of which he shall be entitled to a fee of fifty cents to be paid by the applicant and any such copy of the record of a birth or death or marriage when properly certified by the State Registrar to be a true copy thereof shall be prima facie evidence in all courts and places of the fact of death only and not of the cause of any death Provided That certified copies of the record of any birth death or marriage shall be furnished to honorably discharged soldiers sailors marines war nurses and their dependents without the payment of any fee For any such search of the files and records when no certified copy is made the State Registrar shall be entitled to a fee of fifty cents for each hour or fractional hour of time of search to be paid by the applicant And the State Registrar shall keep a true and correct account of all fees by him received under these provisions and turn the same over to the State Treasurer

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
McElwee,
McGregor,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Sheely,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storer,
Stott,
Surface,
Tahl,
Turner,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,

Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1427, entitled:

An Act giving relatives the right to walk across lands to reach private burial grounds; and providing a penalty for preventing the same.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1456, entitled:

An Act to amend section three of the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith"; by increasing the salary of registration commissioners.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. SOWERS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1495, entitled:

An act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons; prescribing the procedure, and the effect of the decree thereon," prescribing procedure when judgments, decrees of record or other matter of like character are entered against such persons.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, W. H.,
Mumford,
Munley,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Stott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1191 (Senate Bill No. 267), entitled:

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled: "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini, one thousand eight hundred and sixty-eight," by authorizing narrow gauge railroads to change their gauge to standard gauge.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1278, (Senate Bill No. 43), entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Shutt,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1543 (Senate Bill No. 540), entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher
Black,
Blumberg,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich.
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger.
Shettel,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier.
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1389, entitled:

An Act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth and repealing inconsistent laws.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bidelspacher,
Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denning,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,

Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2

McCallister,
McKay,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1186 (Senate Bill No. 344), entitled:

An Act to amend section eight of, and to add section sixteen to, the act approved the fifth day of July, one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children, under the jurisdiction of the courts of quarter sessions of the peace, or other courts, sitting as juvenile courts, and to acquire land therefor by purchase or by condemnation; defining the scope and character of such schools; regulating the proceedings for the establishment, maintenance and management thereof; authorizing the county commissioners to make appropriation, levy taxes, and to incur indebtedness therefor; and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act; removing the persons in charge thereof; and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act;" providing for the admission to such schools of nonresidents; regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith, and for the maintenance of nonresident children.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.
Moore, W. H.,
Mumford
Munley,
Musmanno,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,

Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1408 (Senate Bill No. 533), entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—179

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,

Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1446 (Senate Bill No. 555), entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general spelial or lodal or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Gicking,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler
Surface,
Tahl,
Terry,
Turner,
Wall,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
King,
Kirkbride,
Labar,
Leidich.
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
Rhodes J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1087, as follows:

An Act imposing upon distributors a State Tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation

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Section 1 Short Title Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as "The Liquid Fuels Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" A corporation or joint stock association organized under the laws of this Commonwealth the United States or any other State territory or foreign country or dependency.

"Dealer" Any person as herein defined engaged in the retail sale of liquid fuels

"Department" The Department of Revenue of this Commonwealth

"Distributor" Any person as herein defined who or which

1 Produces refines prepares distils manufactures or compounds liquid fuels in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein

2 Imports or causes to be imported from any other state or territory of the United States or from a foreign country liquid fuels for his own use in the Commonwealth of Pennsylvania or for sale and delivery in and after reaching the Commonwealth other than in the original package receptacle or container

3 Imports or causes to be imported from any other state or territory of the United States liquid fuels for his own use in the Commonwealth of Pennsylvania or for sale and delivery therein after the same have come to rest or storage therein whether or not in the original package receptacle or container

4 Purchases or receives liquid fuels in the original package receptacle or container in the Commonwealth of Pennsylvania for his own use or for sale and delivery therein from any person who has imported the same from a foreign country

5 Purchases or receives liquid fuels in the original package receptacle or container in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein from any person who has imported the same from any other state or territory of the United States in case such liquid fuels have not prior to such purchase or receipt come to rest or storage in the Commonwealth of Pennsylvania

6 Receives and in any manner uses or distributes liquid fuels in the Commonwealth of Pennsylvania on which the tax provided for in this act has not been previously paid

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of vehicular travel

"Liquid Fuels" All distillates of and condensates from petroleum natural gas coal coal tar vegetable ferments and other oils including among others gasoline naphtha benzol benzine kerosene fuel oil gas oil or alcohols which are ordinarily practically and commercially usable in internal combustion engines for the generation of power Provided That petroleum naphthas which distil by American Society of Testing Materials Method D 86-27 or United States Bureau of Mines Method 100.13 not more than nine (9) per centum at 176° F sold for any purpose other than use in internal combustion engines for the generation of power and which are not ordinarily practically and commercially usable in internal combustion engines are not included in the definition of "liquid fuels"

"Magistrate" A Magistrate Alderman Justice of the Peace or other officer having the powers of a committing magistrate in this Commonwealth

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Secretary" The Secretary of Revenue of this Commonwealth or his duly authorized deputy or representative

The singular shall include the plural and the masculine shall include the feminine and neuter

Section 3 Liquid Fuels Permit and Bond (a)

On and after the effective date of this act it shall be unlawful for any distributor to continue to engage in or thereafter to begin to engage in the use or sale and delivery of liquid fuels within this Commonwealth unless a liquid fuels permit or permits shall have been issued to him as hereinafter prescribed

Penalty Each day in which any distributor shall engage in the use of sale and delivery of liquid fuels within this Commonwealth without a liquid fuel permit or permits as required by this act shall constitute a separate offense and for each such offense such distributor shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of two thousand dollars ($2.000) and costs of prosecution or undergo imprisonment for not more than two years or both in the discretion of the court

(b) Every person desiring to operate as a distributor shall file an application for a liquid fuels permit or permits with the Department The application for a liquid fuels permit or permits shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed and verified by oath or affirmation by the owner if a natural person in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached written evidence of his authority

Upon approval of the application and the bond hereinafter required the department shall grant and issue to each distributor a liquid fuels permit for each place of business within the Commonwealth set forth in his application Liquid fuels permits shall not be assignable and shall be valid only for the distributors in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued All permits shall expire on the thirty-first day of December of the year for which they are issued unless sooner suspended surrendered or revoked for cause by the secretary

(c) A liquid fuels permit shall not be granted and issued until the person applying therefor has filed with the department a surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the department except that the amount shall never be less than two thousand five hundred dollars ($2.500) Every such bond shall have as surety a duly authorized surety company to be approved by the department conditioned that the distributor will faithfully comply with the provisions of this act The department may require any distributor to furnish such additional acceptable corporate surety bond as shall be necessary to secure at all times the payment by him to the Commonwealth of all taxes penalties and interest due under the provisions of this act If any distributor shall fail to file such additional bond within ten days after written notice from the department the department may forthwith suspend or revoke the permit or permits issued to him and collect all taxes penalties and interest due by him For the purpose of determining whether an existing bond or bonds are sufficient the department may at any time by written notice require any distributor to furnish a financial statement in such form as it may prescribe Upon failure of any distributor to furnish a financial statement within thirty (30) days of such written notice the department may forthwith suspend or revoke the permit or permits issued to him and shall collect all taxes penalties and interest due by him Each bond required under this section shall be renewed annually

Any surety on a bond furnished by a distributor as provided herein shall be released and discharged from any and all liability to the Commonwealth accruing on such bond after the expiration of sixty (60) days from the date upon which such surety shall have lodged with the department a written request to be released and discharged but this provision shall not operate to relieve release or discharge the surety from any liability already accrued or which shall accrue before the expiration of the sixty (60) day period The department shall promptly upon receiving any such request notify the distributor who furnished the bond and unless the distributor shall on or before the expiration of the sixty (60) day period file with the department a new bond with corporate surety approved by and acceptable to the department the department shall forthwith cancel the distributor's permit or permits Whenever a new bond shall be furnished by a distributor as aforesaid the department shall cancel and surrender the old bond of the distributor as soon as it and the Department of Justice shall be satisfied that all liability under the old bond has been fully discharged

(d) Nothing contained in this act shall require the filing of any application or bond or the possession and display of a liquid fuels permit for the use or sale and delivery of liquid fuels in interstate or foreign commerce not within the taxing power of the Commonwealth or for the use of liquid fuels by the United States government

Penalty Any person assigning or attempting to assign a liquid fuels permit or who shall fail to display conspicuously his permit at the place for which it is issued shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

Section 4 Imposition of Tax Exemptions and Deductions A State tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon the delivery within this Commonwealth of liquid fuels sold by distributors and the use of liquid fuels within this Commonwealth by distributors excepting deliveries to the United States government on presentation of a duly authorized United States government exemption certificate or other evidence satisfactory to the department and such deliveries and consumptions of liquid fuels as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

The tax shall be payable upon deliveries to and consumptions by the Commonwealth and every political subdivision thereof

Each distributor who shall promptly pay on or before the last day of a particular month the tax due for the preceding month shall be allowed in consideration of leakage spillage shrinkage evaporation and any expense to which he may be put in carrying out the provisions of this act a discount of two per centum on the aggregate amount of tax which is payable by the distributor for such preceding month The discount may be deducted by the distributor from the amount of tax payable for such month

Section 5 By Whom Tax Is Payable Every distributor using or delivering liquid fuels upon the use or delivery of which a tax is imposed by this act shall pay the tax into the State Treasury through the department in the manner and within the time specified in this act but whenever liquid fuels are delivered in bulk within the Commonwealth by one distributor to another distributor holding a permit under this act the distributor receiving such liquid fuels shall separately show in his monthly reports to the department all such deliveries from each distributor and shall pay the liquid fuels tax provided for by this act upon all such liquid fuels used or delivered by him within this Commonwealth The distributor making such bulk deliveries shall separately show the same in his monthly reports to the department and shall thereupon be exempt from the payment of the tax which would otherwise be imposed upon deliveries of liquid fuels in bulk by him It shall be the duty of each distributor to furnish to the department such information concerning such bulk deliveries as the department may require The Department shall furnish to any distributor upon request a list of distributors holding permits under this act and their addresses

Penalty Any person violating any of the provisions of this section shall upon conviction before a magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

Section 6 Distributors Report and Payment of Tax For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every distributor on or before the last day of each month to transmit to the department upon a form prescribed prepared and furnished by the department a report under oath or affirmation of the liquid fuels used or delivered by him within this Commonwealth during the preceding month Such report shall show the number of gallons of liquid fuels used or delivered within the Commonwealth during the period for which it is made and such further information as the department shall prescribe A distributor having more than one place of business within this Commonwealth shall combine in each report the use or delivery of liquid fuels at all such separate places of business

Every distributor at the time of making every report required by this section shall compute and pay to the department the tax due to the Commonwealth on liquid fuels used or delivered by him during the preceding month less a two per centum discount if the report is filed and the tax paid on time The amount of all taxes imposed under the provisions of this act for each month shall be due and payable on the last day of the next succeeding month and shall bear interest at the rate of one per centum per month or fractional part of a month from the date they are due and payable until paid

If any distributor shall neglect or refuse to make any report and payment as herein required an additional ten per centum of the amount of the tax shall be added by the department and collected as hereinafter provided and in addition thereto the liquid fuels permit of such distributor may be suspended or revoked by the department

Section 7 Determination and Redetermination of Tax Penalties and Interest Due (a) If the department is not satisfied with the report and payment of tax made by any distributor under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such distributor based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

(b) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such distributor Within thirty (30) days after the date of any such determination such distributor may file with the department a petition for redetermination of such tax Every petition for redetermination shall state specifically the reasons which the petitioner believes entitle him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within ninety (90) days after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of redetermination by the department

(c) Within thirty (30) days after notice by the department of the action taken on any petition for redetermination filed with it the distributor against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies and shall be in such form as the Board of Finance and Revenue shall prescribe The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true The Board of Finance and Revenue shall dispose of such petitions filed with it within ninety (90) days after they have been received and in the event of the failure of said board to dispose of any such petition within ninety (90) days the action taken by the department upon the petition for redetermination shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

(d) The department or any person aggrieved by the decision of the Board of Finance and Revenue or by the Board's failure to act upon his petition for review within ninety (90) days may within sixty (60) days appeal to the Court of Common Pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

(e) If any distributor shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such distributor and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal Upon any such neglect or refusal the liquid fuels permit or permits issued to such distributor may be suspended or revoked by the department and required to be surrendered to the department

Section 8 Examination of Records and Equipment The department or any agent appointed in writing by it is hereby authorized to examine the books papers records storage tanks and any other equipment of any distributor dealer or any other person pertaining to the use or sale and delivery of liquid fuels taxable under this act to verify the accuracy of any report or payment made under the provisions of this act or to ascertain whether or not the tax imposed by this act has been paid but any information gained by the department as the result of the reports investigations or verifications herein required to be made shall be confidential and any person divulging such information shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment of not more than one year or both

Section 9 Retention of Records by Distributors and Dealers Each distributor shall maintain and keep for a period of two years such record or records of liquid fuels used or sold and delivered with-in this Commonwealth by such distributor together with invoices bills of lading and other pertinent papers as may be required by the department

It shall be the duty of every person purchasing liquid fuels taxable under this act from a distributor for the purpose of resale to maintain and keep for a period of one year a record of liquid fuels received the amount of tax paid to the distributor as part of the purchase price together with delivery tickets invoices and bills of lading and such other records as the department shall require

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than one year or both in the discretion of the court

Sectin 10 Disposition and Use of Tax (a) One-half cent per gallon of the tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the ratio that the average return made during the three (3) preceding years to each county bears to the average amount returned to all counties for the three preceding years Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the Acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest on bonds issued for highways and bridge purposes The county commissioners of each county shall make to the department on or before the first day of May and November of each year on forms prescribed prepared and furnished by the department a report showing the receipts and expenditures of such moneys received during the preceding six months by the county from the Commonwealth under the provisions of this section Such reports shall be transmitted to the Department of the Auditor General for audit Upon the failure of the county commissioners to file any such report the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed

(b) The remaining two and one-half cents per gallon of the tax collected under the provisions of this act all penalties and interest and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

Section 11 Discontinuance or Transfer of Business Whenever a distributor engaged in the use or sale and delivery of liquid fuels ceases to be a distributor by reason of the discontinuance sale or transfer of his business it shall be his duty to notify the department in writing within ten days after the discontinuance sale or transfer takes effect His notice shall give the date of discontinuance and in the event of a sale or transfer of his business the name and address of the purchaser or transferee thereof It shall also be the duty of any such distributor within ten days after the discontinuance sale or transfer takes effect to make a report and pay all taxes interest and penalties that may be due by him and to surrender to the department the permit or permits theretofore issued to him by the department

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than fifty dollars ($50.00) nor more than three hundred dollars ($300.00) and costs of prosecution or to undergo imprisonment for not more than one year or both

Section 12 Suspension or Revocation or Liquid Fuels Permits The department may suspend or revoke a liquid fuels permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act and upon suspending or revoking any liquid fuels permit shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested

Whenever the department suspends or revokes a liquid fuels permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or revocation or good cause appearing therefor shall continue the suspension or revocation

Penalty Any person refusing to surrender a liquid fuels permit or permits suspended or revoked by the department shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty dollars ($50.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days

Section 13 Lien of Taxes, Penalty and Interest

(a) All taxes herein imposed and unpaid penalties and interest due by any person shall be a lien upon the franchises and property both real and personal of such person from the date said taxes are due and payable as provided in this act and shall have priority over any subsequent lien or encumbrance whatsoever except other state taxes having priority by law

(b) Statements of all taxes herein imposed due and unpaid together with penalties and interest thereon certified by the Secretary or his representative may at any time be transmitted to the prothonotaries of the respective counties of the Commonwealth to be by them entered of record upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily employed

(c) No sheriff receiver trustee assignee master or other officer shall sell the property or franchises of any person who is a distributor as herein defined without first filing with the department a statement containing the following information

1 Name or names of the plaintiff or party at whose instance or upon whose account the sale is made

2 Name of the person whose property or franchise is to be sold

3 The time and place of sale

4 The nature of the property and the location of the same

(d) It shall be the duty of the department after receiving notice as aforesaid to furnish to the sheriff receiver trustee assignee master or other officer having charge of the sale a certified copy or copies of all liquid fuels tax penalties and interest on file in the department as liens against such person and in the case of no such liens a certificate showing that fact which certified copy or copies or certificate shall be publicly read by such officer at and immediately before the sale of the property or franchise of such person

(e) It shall be the duty of the department to furnish to any person applying therefor upon payment of the fee herein prescribed a certificate showing the amount of all liens for liquid fuels tax penalties and interest that may be of record in the department against any person under the provisions of this act

Section 14 Collection of Unpaid Taxes Whenever the taxes penalties or interest imposed by this act are not paid within thirty days after the date of their determination if no petition for redetermination has been filed or from the date of redetermination if no petition for review has been filed or within ninety days from the date of the decision of the Board of Finance and Revenue upon a petition for review or the expiration of the Board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales assignments or bankruptcies the department shall call upon the Department of Justice to collect the same

On all claims for taxes penalties and interest hereunder which are collected after the institution of suit by the Department of Justice or any attorney employed by it there shall be paid by and recovered from the distributor for the use of the Commonwealth an Attorney General's commission of five (5) per centum upon the amount of recovery not exceeding ten thousand dollars ($1,000.00) and three (3) per centum upon the amount of the recovery in excess of ten thousand dollars ($10,000.00) and the payment of the Attorney General's commission shall not affect liability for any penalty or interest payable under this act The Attorney General's commission shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund The amount of the Attorney General's commission shall in all cases be added to the amount of the claim against the distributor and shall be a lien against his property in like manner as the amount of the claim

Section 15 Reports from Common Carriers Every person including railroad companies street suburban and interurban railway companies pipe line companies and water transportation companies transporting liquid fuels in any manner either in interstate or intrastate commerce to a point within this Commonwealth from a point within or without the Commonwealth shall report under oath and affirmation to the department on or before the last day of each month for the preceding month all deliveries of liquid fuels made to points within this Commonwealth

Such reports shall be on forms prescribed prepared and furnished by the department and shall state the names and addresses of the consignor and consignee the number of gallons and liquid fuels transported and any other information which the department may require

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not more than one thousand dollars ($1,000.00) and costs of prosecution or to undergo imprisonment for not more than one year or both

Section 16 Reward for Detection of Violations The Secretary is authorized to pay such sums as he may deem proper out of any moneys appropriated from the Motor License Fund for the purpose to any person other than a State officer or employe who brings to his attention any distributor who has failed to file the reports required and pay the tax imposed by this act but a reward shall not be paid hereunder unless and until collection of the delinquent tax shall have been made or the distributor shall have been convicted for violating this act

Section 17 Refunds The Board of Finance and Revenue may refund to distributors taxes penalties and interest paid by them on liquid fuels delivered to the United States government or paid as the result of an error of law or of fact or of both law and fact Claims for refund shall be made under the procedure prescribed by The Fiscal Code

All refunds of moneys allowed hereunder shall be paid from the Motor License Fund and the Liquid Fuels Tax Fund in amounts equal to the original distribution and payment of such moneys into said funds

As much of the moneys from time to time in the Motor License Fund and the Liquid Fuels Tax Fund as may be necessary is hereby appropriated to the Board of Finance and Revenue for the purpose of making refunds as herein authorized Estimates of the amounts to be expended from these funds for refunds from time to time by the Board shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations to administrative departments boards and commissioners and it shall be unlawful for the Auditor General to honor any requisition of the Board of Finance and Revenue for the expenditure of moneys hereunder in excess of the estimates approved by the Governor

Section 18 Enforcement The department shall be charged with the enforcement of the provisions of this act Such employes of the Commonwealth as are designated as "State Highway Patrolmen" shall aid the department in the enforcement of this act and for this purpose are hereby declared to be peace officers and are hereby given police power and authority throughout the Commonwealth to arrest on view without writ rule order or process any person known to have violated any of the provisions of this act

Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

Section 19 Disposition of Fees Fines and Forfeitures Except as otherwise in this act provided and except as otherwise provided by the Constitution fees fines penalties and bail forfeited that shall be received recovered paid or collected under the provisions of this act shall be paid into the State Treasury through the department and credited to the Motor License Fund

Section 20 Certified Copies of Records The fee for a certicopy or certified photostat copy of any department record shall be one dollar ($1.00) but fees shall not be charged for certified copies or certified photostatic copies of any department record furnished to Federal State County or Municipal Authorities

Section 21 Uncollectible Checks Whenever any check issued in payment of tax penalty or interest imposed by this act shall be returned to the department as uncollectible the department shall charge a fee of five dollars ($5.00) per hundred dollars or fractional part thereof plus all protest fees to the person presenting such check to the department

Section 22 Violations (a) Any person who shall fail neglect or refuse to make the report and pay the tax penalties and interest imposed by this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books records papers storage tanks or other equipment pertaining to the use or sale and delivery of liquid fuels within this Commonwealth or who shall make any incomplete false or fraudulent report or who shall attempt to do anything whatsoever to avoid a full disclosure of the amount of liquid fuels used or sold and delivered or to avoid the payment of the whole or any part of the tax penalties and interest due shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars and costs of prosecution or imprisonment for not more than one (1) year or both In the case of an association any partner or member thereof and in the case of a corporation any officer thereof whose duty it was to make the report required by this act shall be subject to imprisonment as aforesaid for failing to make the report required and attend to the payment of the tax imposed by this act Such fine shall be in addition to any penalty imposed by any other section or subsection of this act Upon any such conviction all of the guilty distributor's permits shall be revoked

(b) It shall be unlawful for any person to commit any of the following acts

1 To display or cause or to permit to be displayed or to have in possession any liquid fuels permit knowing the same to be fictitious or to have been suspended cancelled revoked or altered

2 To lend to or knowingly permit the use of by one not entitled thereto any liquid fuels permit issued to the person lending it or permitting to be used

3 To display or to represent as one's own any liquid fuels permit not issued to the person displaying the same

4 To use a false or fictitious name or give a false or fictitious address in any application or form required under the provisions of this act or otherwise commit a fraud in any application record or report

Penalty Except as herein otherwise provided any person violating any of the provisions of this section shall be guilty of a misdemeanor unless such act is by any other law of this

Commonwealth declared to be a felony and shall upon conviction thereof be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1,000.00) and costs of prosecution or undergo imprisonment for not more than one(1) year or both in the discretion of the court

Such fine shall be in addition to any penalty imposed by any other section or subsection of this act Upon conviction all of the guilty person's liquid fuels permits shall be revoked

Section 23 Saving Clause (a) The passage of this act shall not be taken or construed to relieve any person association or corporation whatsoever from the payment of any tax penalty or interest due or owing to the Commonwealth under any laws in force at the time this act becomes effective or to affect or terminate any petitions investigations prosecutions legal or other proceedings pending under such laws or to prevent the commencement of any legal proceedings for violations of such laws heretofore committed or for the recovery of taxes penalties or interest due or owing to the Commonwealth under such laws

(b) Dealers and consumers having liquid fuels on hand at the effective date of this act upon which no tax has been paid shall continue to collect the tax and make reports and payments of such tax to the department as required by the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand thirty-seven) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties" until such liquid fuels on hand at the effective date of this act have been sold or consumed

(c) All taxes penalties and interest due under acts repealed by this act that are collected or received by the department after the effective date of this act shall be transmitted to the State Treasury through the department and credited to the Liquid Fuels Tax Fund and the Motor License Fund in the proportion provided in the act under which the tax was collected

Section 24 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not effect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 25 Acts of Assembly Repealed Except as provided in section twenty-three of this act the following acts are hereby specifically repealed from and after the effective date of this act

The Act approved May thirteenth one thousand nine hundred and twenty-five (Pamphlet Laws six hundre dand seventy-one) entitled "An act to amend sections three and nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled 'An act imposing a State tax including an additional emergency State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power and all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties"

The act approved April fourteenth one thousand nine hundred and twenty-seven (Pamphlet Laws two hundred one) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties"

The act approved May first one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand thirty-seven) entitled "An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties"

The act approved May third one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty-seven) entitled "An act to amend section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws Act Number four hundred five) entitled 'An act imposing a State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power including all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold by dealers in this Commonwealth except for the purpose of resale or used by consumers when no tax thereon has been collected by dealers providing for the collection of such tax and the creation of liens and for the distribution and use of the revenues derived from such tax requiring bonds from dealers and providing for the compensation of dealers providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and consumers as defined in this act providing for the issuing revoking and use of permits and fixing penalties' exempting from the provisions of said act kerosene fuel oil and gas oil not used in motor vehicles"

And all other acts or parts of acts inconsistent herewith shall be and the same are hereby repealed

Section 26 Effective Date The provisions of this Act shall be in force on and after June first one thousand nine hundred and thirty-one

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Schrock,
Schwartz,
Sheely,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,

Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SPEAKER GOODNOUGH IN THE CHAIR

RESOLUTION

RECALLING HOUSE BILL NO. 143 FROM THE GOVERNOR

Mr. GEORGE L. REED asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 143, entitled "An act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city" be recalled from the Governor for the purpose of amendment.

Ordered, That the clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILL

Mr. STERLING. Mr. Speaker, I move that the time on House Bill No. 684 Printer's No. 324, entitled:

An Act to prohibit the employment in any factory or cannery or in berry, fruit and vegetable raising and harvesting in this Commonwealth of any child under sixteen years of age, residing in another state, during the time when the laws of the state of such child's residence require his attendance at school; to regulate the conditions of such employment of such child during the time when the laws of the state of such child's residence do not require his attendance at school; to prescribe the duties of the employer of such child, to provide for the issuance of school requirement certificates for children resident in this Commonwealth desiring such employment in other states; providing for the enforcement of this act by certain officers, and defining the procedure in prosecutions thereunder; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith.

on page 10 of today's calendar, bills on final passage postponed, be extended five days.

Mr. GREEN. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. READER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock.

Mr. KING. Mr. Speaker, I second the motion.

The motion was agreed to, and at 10.35 P. M., the House adjourned until tomorrow morning at 11.00 o'clock

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PROCEEDINGS OF THE COMMITTEE OF THE WHOLE, ON HOUSE BILL No. 817

TUESDAY, April 21, 1931

Mr. GEORGE W. WILLIAMS, PRESIDING

The CHAIRMAN. We are now in Committee of the Whole for the purpose of considering amendments to House Bill No. 817, Printer's No. 333.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of August next if any person shall do or perform any worldly employment or business whatsoever on the Lord's Day commonly called Sunday works of necessity and charity only excepted or shall use or practice any unlawful game hunting shooting sport or diversion whatsoever on the same day and be convicted thereof every such person so offending shall for every such offense forfeit and pay four dollars to be levied by distress or in case he or she shall refuse or neglect to pay the said sum or goods and chattels cannot be found whereof to levy the same by distress he or she shall suffer six days imprisonment in the house of correction of the proper county Provided always That nothing herein contained shall be construed to prohibit the dressing of victuals in private families bake-houses lodging-houses inns and other houses of entertainment for the use of sojourners travellers or strangers or to hinder watermen from landing their passengers or ferrymen from carrying over the water travellers or persons removing with their families on the Lord's Day commonly called Sunday nor to the delivery of milk or the necessaries of life before [nine] ten of the clock in the forenoon or after five of the clock in the afternoon of the same day

On the question,

Will the Committee agree to the section?

Mr. SOWERS. Mr. Chairman, I desire to offer amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 24, by adding after the word "ady" the following; "Nor to prohibit playing baseball games, with or without admission charges on the first day of the week, commonly called Sunday, between the hours of two and five thirty, by the clock, in the afternoon."

On the question,

Will the Committee agree to the amendment?

Mr. SOWERS: Mr. Chairman and members of the Committee. The amendment provides for the playing of baseball on Sunday between the hours of two and five-thirty o'clock p.m. The amendment is to an act entitled "An Act for the Prevention of Vice and Immorality and the Playing of Unlawful Games."

Baseball was a game unknown when the Blue Law was thought of, inasmuch as the Blue Law was first thought of in 1783. It was then an experiment passed by the legislature of Pennsylvania for a temporary period of ten years. At the time it expired, in 1793, it was extended by general act, which is now known as the Blue Law.

The bill before the committee, on the second page, line 5, provides that any unlawful game shall be unlawful to be played on Sunday, and the question before the committee to decide is whether or not the playing of baseball on Sunday shall be or shall not be defined to be an unlawful game.

Now, in the large cities of this Commonwealth the Blue Law is stringently enforced. Outside of the cities you will find boys in various fields on a Sunday playing baseball. The boys of Philadelphia, if they endeavor to play baseball on Sunday, are arrested. I can see no reason for that discrimination. However, the law is the law. In the country the officials give leeway to the enforcement of it, but in Philadelphia our officials most stringently enforce the letter of the law.

We had in Philadelphia a reform mayor, and the great power behind that reform mayor was his wfie. The subject matter of this amendment was submitted to her—Mrs. Blankenburg—and I received this letter from her last evening:

April 19, 1931.

My dear Mr. Sowers:

In regard to the Schwartz bill, I approve of the extra hour for the delivery of milk and other needed articles, also of the amendment to permit baseball playing Sunday afternoon 2 to 6. When we have two million population to plan for, it is quite a different need than when the Blue Laws were passed.

Respectfully,

(Signed) LUCRETIA L. BLANKENBURG.

The Blue Laws were passed to suppress vice and to suppress sin, as you might say. Today in large cities on Sunday we have millions of idle hands, and idle hands tempt, you might say the devil himself. Nothing is more dangerous, I know, in communities than to have idlers. On our corners congregate men and women who have no place to go. Many of them, in fact, go to church. Those that go to church in the morning and those that go to church in the evening have Sunday afternoon on their hands and do not know what to do with it, and what is the result? They drift to something else, to iniquity and sin. Baseball playing in the afternoon will take them to places where they should go, it will take them from the corners, it will take them from the pool rooms and from various other places, and it would have a good effect on their health by keeping them out in the open.

When the World's War came about and we were asked to go in it an examination was made of the youth of our large cities and every one was surprised to find what a large percentage of the youth was disqualified physically. That is undoubtedly due, as the officers of the United States army concluded, to the fact that we are housing thousands of people in small areas. Take my own district, we have 60,000 people in that district; you might ride around the district in an automobile at a moderate rate of speed in fifteen minutes or less. In that district when I was a boy, one family occupied a large house. Today anywhere from four to five and even eight and ten families occupy one house. Something must be provided for these people to have some diversion on Sunday, and it seems to me that the lightest and most innocent diversion is the playing of baseball.

Baseball is today one of the most popular sports in America. Last Sunday I heard over the radio that in New York City some 86,000 people attended a baseball game on Sunday; 86,000 people attended one game on Sunday. Now, in Philadelphia if any such crowd as that attended a baseball game would they be violating any of the tenets or any of the principles of any one's religion? Would they not be really upholding religion by having their minds occupied, by having their thoughts occupied by wholesome and honest sport, rather than being left to drift to some unlawful game or some unlawful place?

I would ask the members of this House for their approval of this amendment.

Mr. SARIG. Mr. Chairman and members of the Committee. As I see this issue before us, it is not a question of religion, but it is a question of government.

As a school teacher, having spent many years in the school room is a positive government; the more negative and repressive measures that you use in the school room the weaker becomes your government. If you ever get in a disorderly school room, you will usually find that policy of that teacher is one of negation, one of repression or one of suppression.

Boys and girls are a bundle of energy. You can not repress and you can not suppress that energy. You might as well try to stem the tides of the ocean, and you might as well try to dam up the Mississippi River as to attempt to take that energy, which is inherent in healthy growing boys and girls, and to suppress it. The proper thing to do and the best thing to do is to take that energy and to quiet it and to direct it. I am in very hearty accord with the idea of directing young men and women toward the church and the Sunday school, but you can not keep them in church or in Sunday school all day long. I have believed for a number of years that the church has actually prevented, it has repelled a lot of young men and a lot of young women by its repressive measures. Some of the most up-to-date churches today are falling into the policy of trying to supply decent, good and clean amusement in their church activities.

Now, the same thing applies to grown-ups—men and women are only children of a larger growth—and the same rule that applies to boys and girls in the school room, I believe, applies to the question of government when it comes to men and women. I can see nothing wrong in taking the energy of those young men and permitting them on Sunday afternoon to enjoy an afternoon baseball game. Young boys—I haven't any, but if I had,—I would far rather see them in the stands rooting at a baseball game on a Sunday afternoon than to see them at many other places to which they will drift if they are repressed, if they are prohibited from playing baseball.

To me it seems that the strongest government that you can have is not a government of repression. A strong government must be a government of direction. You go and work up a lot of "thou shalt nots," a lot of "don'ts," and then sit back and see in ten minutes how many of the boys themselves are itching to test the rule, to see whether they can get away with it by breaking it. You can do more by saying to them, "Let's do this" and "Let's do that." Take their energy and guide it in the proper channels, and I believe that the results will be far better than they will be with any policy of repression.

There is another objection I have to the Blue Laws, and that is this: we compel every law enforcement officer in Pennsylvania to take an oath, we require them to take over every enforcement law in the Commonwealth. Now, then, what do we do? After taking them the oath we push this Blue Law under their noses and say, "Here, take it and enforce it," when there is not a sane man or woman in Pennsylvania who wants the Blue Laws enforced. They want certain parts of them enforced of course, but I do not believe there is one member of this House who would get up and say, "I insist that the Blue Laws be enforced in their entirety." If we do not want to enforce them in their entirety, then why should we insist on enforcing the part that we do not want enforced? Every enforcement law on the statute books is a weak link in the chain of law enforcement, the more laws you place on the statute books, and then fail to enforce them the weaker becomes your government and the less confidence the people of this Commonwealth will have in that government.

I want to read to you what Major Schofield, Director of Public Safety of the City of Philadelphia, said at a Methodist conference at Reading only a few weeks ago. Here are his remarks:

"When we have reached the stage where a public official can decide for himself which class he is to enforce the law against and which is to be let alone, then we will find ourselves in a sad plight."

Isn't that an example of what we have been doing, the very thing that Major Schofield condemned before a convention of Methodists at Reading. Isn't that the very identical thing that we have been doing for years and years? We have told these enforcement officers "Here are the blue laws. Now select such parts as you think you would like to enforce, and just ignore the rest." As I have said, if we do not want these blue laws to be enforced then why not cut out of them—why not remove from them such parts as we do not wish to enforce? If we follow the present policy in this Commonwealth, which seems to indicate that this legislature feels that the people have lost the power of government, if you have faith in the people, if you have faith in the American Government, if you believe that the people at this stage or at this period are still able to run their own affairs, if you still believe that the people are able to conduct their own government through the ballot, then we cannot continue to follow that present policy, and you ought to be strong enough to stand up here and say, "Let the People of Pennsylvania say what shall be the law and what shall not be the law." As you have it now under the blue laws, you have a part of the blue laws of which you say, "Go on and enforce them," but there is a considerable part of them of which you say: "Just ignore them." I don't believe, as I said, a minute ago, that there is one single individual in Pennsylvania that would say that we should enforce the blue laws in their entirety, and if they do not, then why not remove the part which we feel should not be enforced?

This, to my mind is purely a question of government. It is unfortunate that religion creeps into it. The man or woman who has conscientious objection, conscientious scruples about attending a baseball game, that individual still has the right to stay away. There is nothing in this bill to prevent anybody from going to a baseball game. It is not compulsory. It is not a question of religion. What the individual may do between himself or herself and his or her Maker is a matter for the individual itself. It is not a matter for the legislature. It is a matter of religion, but this question is not a matter of religion. It is a question of government, and the real issue before us now is what is the best thing for the young men and women in Pennsylvania, under the situation; and I believe that if you give this careful consideration, you will see that it is far better to permit the young men and women of Pennsylvania to follow some clean recreation than it is to drive them back down into some joint, hidden under cover. I would like to see the young men and women of Pennsylvania out in the open on Sunday. I never have believed in having boys and girls under cover, and I think the men and women of Pennsylvania should spend their Sunday in the open, instead of going to some club or some joint down in the alley, which has a far more detrimental effect upon their character than any recreation, such as the playing of a game of baseball.

I hope that the House will give this amendment its serious consideration, consider it in its proper light, and consider the welfare of the young men and women of Pennsylvania, and if you do that, I believe that this amendment will be passed.

Mr. BEYER. Mr. Chairman, I cheerfully take off my hat in respect and admiration for the men who placed upon the statute books of this Commonwealth, one hundred and thirty-seven years ago the act of assembly which we are now seeking to amend. In their day and in their time they governed according to conditions and circumstances, as they found them, and if you take the trouble of familiarizing yourselves with the conditions existing at the time, you will readily realize why it was that they enacted this statute.

The legislative body at that time consisted of nothing more than five counties, and their representatives met in the city of Philadelphia. At that time, on a Sunday every thing was wide open there. Taverns were open, and frequent brawls ensued. Horse racing was taking place on the outskirts of Frankford and Germantown and large bets were laid upon horses, and unlawful games and gambling seemed to be the fashion of the day, so much so that a number of mechanics and manufacturers residing in Philadelphia saw fit to present a petition to the grand jury then assembled in Philadelphia, calling attention to what they termed "The English dissipation of the day," and making their principal criticism against the landed gentlemen who idled their time and the poor who lost their money, and it was on the basis of this complaint, and not upon the petition or the urgent appeal of any religion or church in Philadelphia, that these practical, hard headed, solid thinking men placed upon the books this restraining act in order to govern what they called unlawful gaming and disorderly sports and gambling. If you will read the title of the bill, you will find the very thing that they had in mind, and it was that original bill that then came before the assembly on second reading. I have the books before me; the proceedings of the 1794 session have been shown to me in the Historical Society in Philadelphia, and they moved and proceeded in about the same way as we do now. On the second reading that act of assembly which had to do only with unlawful gaining, some one offered an amendment, including what you find in the body of the bill termed as worldly employment. Another representative arose and offered a second amendment, he thought the first amendment was entirely too broad, and his amendment excepted from worldly employment certain acts that were regarded as necessities. The bill passed with those amendments, and without any change to the title whatsoever. I suppose in those days, prior to the existing Constitution, such legislation was perfectly proper.

We are now, Mr. Speaker, confronted with a situation that arises after one hundred and thirty-seven years of many changes in political and social life; we have a number of times changed and readopted new constitutions for this Commonwealth. You didn't even have a gasoline lamp in the city of Philadelphia. We had three constables in Philadelphia, three in the day and three at night, with one out on the night watch, and they increased the constabulary to two more men when the legislature assembled in Philadelphia. I wondered, when I saw these remeniscent accounts of the day, why it was that they increased the constabulary when the legislature was assembled, whether it was for the protection of the legislature or of the community. The fact, however, remains, that in those days, even stage coaches were a scarce article and traveling by them from one place to another was only at such times as they could be obtained. Life has changed since then and as I told you there was no baseball known to those people. They did, however, have innocent sports, and the very men that enacted this law found no fault with the sports that were indulged in. On a Sunday afternoon on the Delaware River, when the ice was frozen, thousands of boys and girls and men and women were out there skating and thousands more stood upon the banks of the river watching the performance. I do not see any more wrong in playing a game of baseball than I do in skating. They had lawn tennis, and they played it on the landed estates of the gentry outside of Philadelphia. It was a frequent thing to see a tennis game. They had other games.

Why should we deny to the innocent youth and the clean minded people of Philadelphia an opportunity to attend a good, clean, wholesome sport, such as baseball when you can go to the outskirts of Philadelphia, to these fashionable clubs and see gentlemen and women of leisure play golf—golf in many clubs, and not a murmur not a word of protest. But take the little American boy, who has probably been to church in the morning, and who gets out in the afternoon with a few of his chums, and a vacant lot or even a park, the mere tossing of a baseball, the mere batting out of a baseball, without any actual baseball rules, to be followed, is a violation of the law in the estimation of some of the police authorities in the city of Philadelphia, and these boys are and have been frequently arrested. Why this age of hyprocisy why this nonsense, why this evasion of the truth, when all around things have changed. These are the days of automobiles in the hands of chauffeurs and in the hands of those who own them are running through your streets, and all over this great Commonwealth of ours every Sunday. Thousands of open gasoline stations are selling gasoline. Trolley cars are a thing which under the act and the courts are a Sabbath violation, and yet they run. The very running of a steam railway is a violation of this law. Can't we realize that the time has come to wake up? I find no fault with the spirit of the act, which was passed in those days for a specific purpose, but I consider baseball not a worldly employment. I consider it as a sport and in accordance with the spirit of truth we can make it a day of rejoicing. I go to church some times twice every Sunday, more so of recent years than I did before. Let me tell you there is nothing more comforting, nothing more appealing, nothing that raises man higher than the wholesome communion of others with whom he meets. When he goes into a place that has been sanctified to God, and I speak in no spirit of disparity to the church, I rather appeal to the church that has taken sometimes an attitude on this question to get back to the teachings of the Lord and Master. Practice charity, live in amity, and you will find when you go to church you will sing with more heart and soul: "Praise God from whom all Blessings flow."

Mr. STEEDLE. Mr. Chairman and members of the committee, it is not my purpose to delay progress on this amendment. After hearing the able gentleman from Philadelphia, Mr. Beyer, who in glowing terms told us how he worshipped his Maker twice a day, it reminds me that possibly he is like myself and a great many others. There are two things that make us morally good; old age and prohibition.

However, I would be unjust if a word were not expressed in behalf of the people of the western part of the state of Pennsylvania. Last Tuesday I took serious exception to certain newspapers. Today I take the opposite view, and I certify to their good work. In Pittsburgh: "The Sun-Telegraph," a daily and a Sunday newspaper send out a poll by mail, taken from the registry list of the poll books of Allegheny County and asked each one who received a vote on the question of the repeal of the blue law to be kind enough to return that vote duly filled out. Much to the amazement of all concerned, Allegheny County, on this popular vote by mail, voted five to one for the repeal of the blue laws of Pennsylvania, and I bow to no member of this House nor to any other individual in Pennsylvania, in the view that religion in the western part of the state is just as staunch as it is in any other part.

There may be members of this committee who are probably on the edge of the fence, knowing not how to turn on the question; in a question of doubt as to whether the people of Pennsylvania want a repeal of our blue laws. I say to you that the western part of Pennsylvania is absolutely in accord with this repeal. However, we are not here for a total repeal of the blue laws, today. We are only considering the question of the amendment offered by the gentleman from Philadelphia, Mr. Sowers, and seconded by the gentleman from Philadelphia, Mr. Schwartz, that baseball shall be permitted on Sunday between certain hours, without admission.

Ladies and gentlemen, it has been said by the gentleman from Berks County, we should not have a government of oppression, but we should have government of direction. We, especially in the Pittsburgh region suffer from one unusual thing, and that is the fact that we are an inland city. We have no place to go. Our amusements are limited. We have no Delaware river. We have no Lake Erie. We have no Atlantic Ocean. We are situated in a valley, between the mountains of the Alleghenies, and there we are on Sunday with nothing to do, except one thing, and that is to go to church and we can't live in church all the time. It has gotten so severe in Allegheny County that the poor kiddies in the back lots on a Sunday afternoon, are today and have been arrested for playing innocent baseball, brought before a justice of the peace, and they are fined not because the justice of the peace wants to enforce the blue laws, but because it is possible and he gets a return from that business in the way of a paltry fine, and as a result of that the innocent child, who has appeared before a justice of the peace, becomes a criminal in the minds of his kid friends. They kid him, they say, "You were arrested." And what is the result with the district attorney? He has nothing within the gift of men, excepting severe criticism by the churches and the directors for permitting innocent baseball games on Sunday afternoons. On the other hand some minister, I dare say, who belong to some country club or if he has the price of admission, on a

Sunday afternoon goes to the golf links. It is all right for him to find recreation on the greens, but it is all wrong for that kid who plays in the back alley or back yard to play a game of baseball for which he may be penalized. That kid is not placed on an equal basis with the man who has money. That same minister who opposes baseball, preaches the maintenance of the Sabbath, that none of you legislators vote for the repeal of the maintenance of the blue law.

Ladies and gentlemen I ask you to give the kids of the Commonwealth of Pennsylvania, to give the adolescent, the right to play baseball games, if they see fit between the appointed hours, and when church services are at a standstill.

I thank you.

Mr. MUSMANNO. Mr. Chairman and members of the Committee, I have been patiently waiting to hear someone on behalf of the opposition arise and tell us why he or they oppose this amendment. I certainly cannot believe that this amendment will be adopted unanimously, as much as I would desire that happy result. There certainly must be some opposition here considering the experience that I have had since I first became a member of this Legislature. In view of the absence of any speakers for the opposition, let me anticipate that the only opposition that might be voiced, because I have heard it frequently in the committee rooms and have heard it on the floor of this House in conversation—the only possible opposition is the alleged commercialization of the Sabbath. There is no one who will seriously maintain that the playing of baseball per se is wrong. So they conjure up this imaginary spectre and say that the playing of baseball will lead to the commercialization of the Sabbath.

Mr. Chairman and members of the Committee, every member of this House, who will vote against this amendment, I can say with practical certainty, rides in an automobile on Sunday, and when he does that he absolutely violates the spirit and letter of the law of 1794. It is not more commercial to pay an admission to see a baseball game than it is to take an automobile ride. When he rides, he pays for gasoline, and in spending money, as he is doing, he is commercializing the Sabbath. I cannot see any other possible interpretation of it. Those who will vote against this amendment, if they are consistent, must say also that gasoline buying is an act of commerce.

Let me say one word with reference to the sponsor of this measure, my friend from Philadelphia, Mr. Schwartz, he has presented an amendment here, through his colleague, Mr. Sowers, and I want to say to this House that he has been exceedingly fair in his adherence to the blue law. I myself endeavored to have him attach to this bill my own local option feature, but he absolutely refused to do so, and he refused because he did not want the proponents of the blue laws to think that there was anything unfair, anything surreptitious about the matter. This bill left the committee, and he found that if it provided for my local option it would change the original purpose of this bill. So, this bill is just an amendment of his, merely adds exceptions to the bill as embraced in the law of 1794.

Members of the Committee there is nothing more irreligious, or more commercial in a base ball than there is in buying gasoline on Sunday. I know that those who will vote against this bill will have uppermost in their minds this thought of commercialization. Let me say, members of the Committee, that if this act of 1794 were interpreted and strictly enforced, it would mean that gasoline could not be sold on Sunday, and if it were so enforced, you would then see in the House of Representatives the most powerful lobby that ever assembled under the dome of this capitol, using its tremendous influence on this Legislature, and you would have a bill introduced and passed in a very short time, providing that the selling of gasoline on a Sunday is legal, and that the collection of hundreds of thousands of dollars on that day was also legal.

Mr. Chairman and members of the Committee, this is the first time in one hundred and thirty-seven years that the Legislature has had an opportunity of passing here on the floor of this House on this act of 1794. I want, particularly, to appeal to the members of the rural counties. I respect and admire them. I, myself, live in a rural municipality, although I have my office in the city. We appreciate their problems and we trust that they will understand ours. We trust that they will not close their minds to this proposition. We who favor modification of the law of 1794 are not wicked and sinful. We are God-fearing, church-going people, and I ask you today to lay aside all thought of local prejudice, lay aside all thoughts of provincialism and vote to accept this amendment; this amendment which will permit us to have that great American game of baseball on Sunday afternoon.

I thank you.

Mr. TALBOT. Mr. Chairman and members of the House, since coming to these legislative halls in the 1925 session, I have been consistent in voting for the preservation of the laws of 1794, commonly called the blue law, but gradually has there come to me a realization that my views have not been consistent. When a Philadelphia newspaper carried on a controversy on an open Sunday, my views were expressed, namely, that my belief was that both sides of the question, the proponents and the opponents, should sit down in a calm and orderly fashion and attempt to ascertain what was right and what was not right on Sunday.

It seems to me that it is the first duty of a Legislature to promote the peace and happiness of the people of this Commonwealth. So, for the first time since the inception of the laws of 1794, we have before us a thing that we might make legal.

While I am not an attorney, my interpretation of the act of 1794 is the establishment of those things that were illegal. So the question comes before us today as to whether baseball is legal or whether it is not legal. We all know that baseball has become a national pastime of the American people and all over the world people have attempted to copy this form of amusement.

In my belief, due to the fact that the sport is wholesome, it tends to the upbuilding, first of the physique of the American youth and, secondly, their mentality.

As I say, the question before us this morning, is the legality of baseball, and we have established, as proposed by Mr. Sowers, a specific time on the Sabbath day that we might devote to that sport.

When we review the history of baseball we realize that it is an organized industry, but we find also no disturbance whatsoever at the ball games, because organized industry realizes that such a thing would not be permissible nor would it tend to uplift the game. So, through all these years the baseball scale has gone up, and now, if we pass this amendment, which I sincerely trust we will, it will tell the people for the first time in Pennsylvania that they can legally play baseball from two to five thirty.

There is not a Legislator in this hall who in some manner has not persistently, must and will, break the original law.

Therefore, I am asking you to establish, first, the fact that baseball is legal, and secondly, to tell the people of Pennsylvania that they may legally play baseball from two until five thirty on the Sabbath.

Mr. PERRY. Mr. Chairman and members of the Committee, as a cliff dweller in a large city, I would be very remiss to the constituency which I represent and the citizens of Pennsylvania if I did not take the floor and do what I could in my own humble way to have this amendment adopted here today.

From what has been said by some of the speakers, you would think that Philadelphia was the only city that was involved as far as this amendment is concerned. This amendment would permit the whole State of Pennsylvania to play legalized baseball upon the Sabbath day. Horse racing has been designated as the "sport of kings." Thank God, we have no kings in this country, but we have an humble working class of people, and to that class of people baseball has become the national sport, and if you, Mr. Chairman and ladies and gentlemen of the Committee, pass this amendment, for fifty cents, or one dollar, those working men can on a Sunday afternoon go to their favorite park and see a baseball game.

We in Philadelphia are indeed fortunate. We live one hour from Atlantic City, where moving pictures are open, baseball is played on Sunday, together with other sports; surf bathing, and one thing and another like that. Where a man can for the sum of fifty cents or one dollar go to see a baseball game, that amount of money will not take that man and his family to the seashore for a Sunday afternoon. Therefore, I am here as one of the friends of this amendment, asking you men of the country—not of the big cities, the ones who live in Philadelphia, the ones who live in Pittsburgh, for your approval of this amendment. As you know, you can see every field on every vacant pasture dotted with baseball players playing baseball on Sunday. I am asking you of the country to be fair with us from the cities. To afford us an opportunity to play baseball on Sunday. Is Pennsylvania more holy than any other state in the Union? Is this is a religious issue, than in every big city in the United States, with the exception of Pittsburgh and Philadelphia, where Sunday baseball is allowed, I have for the first time to pick up a newspaper and see where the church or any other similar body, is criticising the playing of baseball in those large cities. I ask you men and women here to be fair to the people of these big cities, so that they can enjoy their little game of baseball.

The laws of 1794 were passed as a church measure, and does any man or woman in this Committee consider baseball a sinful game? If they do, then I ask them to vote this amendment down. But if you consider it a clean and wholesome sport, that you and your wife and your neighbors may enjoy on a Sunday afternoon out in the good sunshine and open air, then I ask you to vote for this amendment, so that you and I may go to see what our hearts desire; in other words a baseball game on Sunday.

Mr. BRAHAM. Mr. Chairman and ladies and gentlemen of the Committee, I would not be true to myself, nor true to my constituency—and by the way, I come from western Pennsylvania—if I were to sit here in silence while a measure of this importance is voted on in this Committee.

I have perfect confidence in this Committee. We have listened here to a display of oratory, a talk that was good and was convincing, and yet, ladies and gentlemen, when you have lived long enough you know some things, and all I ask, realizing, as I do, that sometimes we vote on measures here and vote lightly, all I ask of a body such as this is, and a body that I have as much confidence in, all I ask of you, ladies and gentlemen, is to remember what this measure has cost. Remember what this measure possibly is still costing to those who would adhere to the things that have been brought to us relative to reform measures. Ladies and gentlemen, I submit to you, for your own judgment, whether these arguments were sound or were not, and in conclusion, all I ask the members of the House is to remember the cost, remember what it means to the life of this Commonwealth, and remember what it means to you as an individual representative.

Mr. SOWERS. Mr. Chairman and members of the Committee, I want to say another word. When this measure was before the legislature of Massachusetts, it was passed by that Commonwealth, and no less and no more conservative man in America than President Coolidge approved it.

Mr. PEELOR. Mr. Chairman and members of the Committee, admitting that every member of the Pennsylvania Legislature, as well as every person here is guilty of a misdemeanor and a violation of the laws of Pennsylvania—let us admit all that, because that has been a large part of the argument that has been presented here this morning, let me call your attention to something that I trust you will take away with you and think about seriously. Upon three things we predicate the spirit of the American Government; our reverence for God, our obedience to our parents, and our respect for our citizenship. I fail to be able to see, in the logic and the psychology of the human mind, when we legalize and make permissible an act of pleasure, that we even maintain our reverence to God, our obedience to our parents, and our respect to the community. I can readily see from the argument that has been presented here today, that it has been presented from the standpoint of individuals, and experience in this particular body—I can see the force and the effect of this logic, but I want to say to you that the moment we legalize by affirmative declaration in the laws of Pennsylvania a pleasure we take away from our trust in the infinite God the power from which all the spirit and soul of man emanates.

Mr. SPANGLER. Mr. Chairman and members of the Committee, I just wish to make an observation, not a speech.

We meet in the legislature every two years for the purpose of changing or making new laws. Laws are like every other institution, they must be adapted to the ideas, the ideals, and the needs of the people. We are not living in ancient Persia, where laws never changed and never could change.

I am not in favor of radical changes; I am not in favor of changing well tried and conservative laws, except in so far as they fail to meet the requirements of the present day.

I recall several months ago, I went down to Winchester, Virginia, and there was a beautiful Colonial mansion that had stood there for more than one hundred years—beautiful in its architectural lines—and all of the citizens of Winchester were fearful that some person might buy that mansion and destroy it, and thereby destroy an ancient and honorable landmark. Well, a doctor purchased that mansion, and what did he do with it? He did not destroy it, he retained all of its Colonial lines. But that mansion had no electricity in it, it had no bath rooms in it, it had none of the modern conveniences. So he took that mansion and installed conveniences; made the improvements that would make it livable and made it conform to modern conditions, but he preserved that landmark. It appears to me that we are in that position right here. No one is asking, under the provisions of this amendment, that the blue laws be repealed; there is no statement made of any such purpose. All we are asked to do here is merely, to some degree, modernize the present act passed one hundred and thirty-seven years ago. For my part I can see no reason why those old blue laws should not be more strongly imbedded in the hearts of the people of Pennsylvania when they are modernized to a degree to meet the demand of the great mass of the people of Pennsylvania, than if we allow them to remain on the statute books virtually dead letters.

I believe that everybody who is going to vote for this amendment is conscientious in his desire to preserve the Sabbath in its original sanctity, but I do believe that this amendment and the preservation of the Sabbath in its original sanctity can go hand in hand. For that reason, ladies and gentlemen, I propose to vote for this amendment. I believe that it will be helpful to the citizenship of the state of Pennsylvania.

Mr. LOSE. Mr. Chairman and members of the Committee, I shall vote no on this amendment, and I would like to state the reason for my vote, because it might be thought that I, along with other persons, that may vote no, have no reason for voting no.

I shall vote no, because on a Sunday, I wish to live on a somewhat higher plane that I live during the other six days of the week, and I believe that a quiet, orderly Sunday, is more conducive to this higher plane of living, than a noisy, disorderly Sunday, and I shall vote no as some other members of this House will vote, because my constituency, by a large measure wishes me to vote no.

Mr. DUNN. Mr. Speaker, and members of the Committee I have the greatest respect for the man who just spoke. He believes that a quiet Sunday is the thing for him.

Mr. Speaker and members of the Committee, I am acquainted with practically every prominent man and woman from East to North, from North to South who is afflicted like myself. May I say, that I would venture to say that ninety percent of those who are without vision enjoy a baseball game on Sunday as well as any other day. I also wish to state that perhaps when this nation went to war, the people were not called upon to express or to give their religious opinion. They were drafted and sent across. And now, we have some who have come back from "over there," who are in beds and who will remain there until they depart this planet. There are those men who went to war who could enjoy a ball game, and would it not be a blessing to them to let them have some amusement on Sunday? Thank you.

On the question recurring,

Will the Committee agree to the amendments?

The yeas and nays were required by Mr. Sowers and Mr. Schwartz.

Mr. SOWERS. Mr. Chairman, I ask for a verification of the roll.

The roll was verified as follows:

YEAS—99

Adams,
Argentieri,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Bell,
Beyer,
Blumberg,
Burns,
Byrne,
Conner,
Cooke,
Cordier,
Denning.
Dietrich,
Duffy,
Dunn.
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Graham,
Greeby,
Green,
Greenstein.
Hart,
Haws,
Heffernan,
Hefferon,
Hoffman,
Hoopes,
Jaffe,
Jones, E. F.,
King,
Kirkbride,
Lewis,
Lynch,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
Memolo,
Metzler,
Metzinger,
Millar,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reed, F. M.,
Rieder,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stone,
Storb,
Tahl,
Talbot,
Tucker,
Watson,
Weaver,
Weidemann,
Wettach,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Ziesenheim,

NAYS—101.

Baker,
Barton.
Batchelor,
Bechtel,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Denman,
Evans, J. T.,
Evans, T. C.,
Eveland,
Flinchbaugh,
Garard,
Gicking,
Gillette,
Goehring,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins.
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen.
Himes,
Holcombe,
Holmes,
Hutton,
Jones, B.,
Kahle,
Labar,
Leidich,
Lockhart,
Lose,
Loucks,
Male,
Mason,
McCallister
McClure,
McElwee,
McGregor,
McKay,
Meredith,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Musser,
Neely,
Patterson,
Peelor,
Post,
Reader,
Reed, G. L.,
Rhodes, C. A.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Ronemus,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Staudenmeier,
Stewart,
Storer,
Stott,
Strickler,
Surface,
Terry,
Turner,
Wade,
Wall,
Way,
Wheeler,
White,
Williams, G. W.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker

So the question was determined in the negative and the amendment was not agreed to.

COMMITTEE RISES

Mr. WILSON. Mr. Chairman, I move that the Committee of the Whole do now rise and the Chairman be directed to report the bill to the House as committed.

Mr. E. P. BROWN. Mr. Chairman, I second the motion.

The motion was agreed to.

COMMONWEALTH OF PENNSYLVANIA

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SENATE

WEDNESDAY, April 22, 1931.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Acting President Pro T [illegible] Clarence J. Buckman) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Thou Eternal God, we believe that Thou dost take loving and fatherly interest in us. We pray that we, on our part, may hold Thee in reverent and true esteem; that we may be loyal to Thee and to the truth as Thou dost give us light to apprehend the truth. We ask that the deeds we perform may be acceptable in Thy sight.

Forgive us all our negligences and shortcomings in the past; and give us such motives as will guide us in our lives and make our lives acceptable unto Thee. We ask in our Redeemer's Name. Amen.

JOURNAL APPROVED

The **PRESIDENT.** A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. **ROBERTS** the further reading was dispensed with, and the Journal was approved.

BILL STRICKEN FROM CALENDAR

The **PRESIDENT.** The Chair calls attention of the Senate that on page 3 of today's calendar, bills on third reading, Senate Bill No. 487 (House Bill No. 679), appears on the calendar by error and will be stricken off the calendar the bill having been recommitted at yesterday's session.

HOUSE MESSAGES

HOUSE APPOINTS COMMITTEE OF CONFERENCE ON SENATE BILL No. 463

The Clerk of the House of Representatives being introduced informed the Senate that the House insists on its non-concurrence in the amendments made by the Senate to House Bill No. 463, entitled:

An Act to amend section one Clause First Section one Clause second as amended Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" giving the same effect to a single return of nihil habet in certain writs as of two returns.

and has appointed Messrs. Mumford, Mason and Flynn, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 143

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 143, entitled:

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 983

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 983, entitled:

An Act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the departments boards and commissions of the State government and upon agencies receiving State appropriations.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RELATIVE TO TAX ON INTANGIBLE PERSONAL PROPERTY

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, and referred to the Committee on Finance.

In the House of Representatives, March 2, 1931.

Whereas, In the early days of the Commonwealth real estate was practically the only form of wealth and was consequently selected as the principal object of State and local taxation, and

Whereas, The Commonwealth as early as one thousand eight hundred and sixty-six, realized that real estate was bearing an unjust burden of taxation and ceased its collection of taxes from this source, and

Whereas, The burden of local taxation is constantly mounting especially for the support of public schools, and

Whereas, Wealth, estimated to be twice as great as that represented by real property, does not contribute directly in taxation to the support of public schools, and

Whereas, This wealth has been accumulated by persons who have had the benefit of education in the public school system, and should contribute to the support of the public schools, and,

Whereas, The only form in which such wealth is now taxed is under the four mills tax on intangible personal property, the injustice of which tax is admitted by all students of taxation, because it taxes the principal of investments without regard to income, and

Whereas, It is the sense of the General Assembly that before any change is made in the local tax system, it should be advised as to the amount of the probable revenue to be derived from a tax on income and the loss resulting to counties and the Commonwealth by the repeal of the four mills tax on intangible personal property, including the tax on corporate indebtedness, therefore be it

Resolved, (if the Senate concur), That the Department of Internal Affairs shall, as soon as possible, ascertain the approximate amount which might be raised from a tax on earned and unearned income at a flat rate of two per centum with exemptions equal to those granted by the Federal Government, and also the amount now collected by the counties and the Commonwealth under the four mills tax on intangible personal property, including the tax on corporate indebtedness, and to make report thereof in detail to the General Assembly in session, or the one first convening after such study has been completed. Said report shall include figures based on the latest data available at the time it is made.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF RESOLUTION RECALLED FROM THE GOVERNOR SENATE BILL No. 478

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 478, Printer's No. 131, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Mr. PARKINSON. I move that the communication be laid upon the table.

Mr. PRINCE. I second the motion.

The motion was agreed to.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Samuel J. Taylor, Philadelphia, April 23, 1931.
Henry Happ, Philadelphia, April 28, 1931.

ALLEGHENY COUNTY

C. C. Meyer, Pittsburgh, April 24, 1931.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Mabel E. Ballard, Pittsburgh.

BUCKS COUNTY

Robert James Schleicher, Plumsteadville.

DAUPHIN COUNTY

Lloyd B. Shoap, Hummelstown.

NORTHAMPTON COUNTY

W. H. Hilberg, Easton.

PHILADELPHIA COUNTY

Luke M. Fisher, Philadelphia.

WASHINGTON COUNTY

James M. Colaizzo, Canonsburg.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. HOMSHER,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. HOMSHER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Apple,
Armstrong,
Aron,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clippinger,
Ealy,
Earnest,
Fay,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Prince,
Rial,
Roberts,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HOMSHER. Mr. President, I move that the Executive Session do now rise.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. WOODWARD, from the Committee on Judiciary General, re-reported as amended, Senate Bill No. 186, entitled:

An Act creating a commission to make a study of local government and report thereon; and making an appropriation.

Mr. WEINGARTNER, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 770, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred thirty-three, authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes.

Mr. BELL, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 668, entitled:

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employees for the County Controller and fix their salaries.

Mr. SCOTT, from the Committee on Finance, reported as committed, Senate Bill No. 329, entitled:

An Act to amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting bank deposits from said tax.

Also from the Committee on Finance, reported as committed, Senate Bill No. 473, entitled:

An Act to amend section one of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coaxtensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting from taxation for county purposes and, in cities coaxtensive with counties, for city and county purposes, deposits of money in savings accounts in any bank or banking institution, savings institution or trust company.

Also from the Committee on Finance, reported as committed, Senate Bill No. 740 (House Bill No. 1025), entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeal to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts or appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporations required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," permitting resettlements and reviews thereof in cases of tax settlements made before April ninth, one thousand nine hundred and twenty-nine.

Mr. FAY, from the Committee on Appropriations, reported as committed, Senate Bill No. 527 (House Bill No. 1011), entitled:

A Supplement to the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1530), entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers; conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir; providing for the acquisition of necessary lands therefor, and the necessary agreements and releases relating thereto, and the disposition of surplus land and materials," authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 624 (House Bill No. 835), entitled:

An Act to amend article twenty-one of an act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto, authorizing boroughs to construct and lay sewers upon streets, alleys or highways forming any portion of the boundary between such borough and any city, borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street, alley or highway using such sewer.

Mr. HARRIS, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 719, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," by adding section three hundred and seventy-one and one-tenth; authorizing county commissioners to make temporary loans.

Mr. McCLURE, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 511 (House Bill No. 149), entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any prevous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 598 (House Bill No. 980), entitled:

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 706, entitled:

An Act fixing the salaries of the district attorneys in counties of the third class.

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 707, entitled:

An Act to provide for the appointment of assistant district attorneys in counties of the third class, and fixing their salaries payable by the county.

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 708, entitled:

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county.

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 709, entitled:

An Act authorizing district attorneys in counties of the third class to appoint county detectives, defining their powers and duties, fixing their salaries, and providing for the payment of such salaries and the expenses of such detectives from the county treasury.

Mr. TRAINER, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 669, entitled:

An Act to amend section three hundred and forty-five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by regulating the publication of the reports of controllers, and providing for the payment of the cost thereof by counties.

Mr. GELDER, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 558, entitled:

An Act fixing the fees of the recorder of deeds in the counties of the eighth class.

Mr. RIAL, from the Committee on Judiciary General, reported as committed, Senate Bill No. 680 (House Bill No. 380), entitled:

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," fixing the mileage for assigned judges.

Mr. SNYDER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 784, entitled:

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and County purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

Mr. MANSFIELD, from the Committee on Judiciary General, reported as committed, Senate Bill No. 868, entitled:

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary, and conferring power on the board to grant to such company a perpetual casement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands.

BILLS INTRODUCED

Mr. KRAUSE (for Mr. Coyne) read in his place and presented to the Chair Senate Bill No. 912, entitled:

An Act authorizing the Commonwealth and departments and agencies thereof to pay in certain cases claims of persons copartnerships, associations and corporations furnishing labor or materials or having other claims in connection with public works and improvements, any moneys which such contracts or the accompanying specifications authorize to be retained until satisfactory evidence is furnished that such claims have been paid.

Which was committed to the Committee on Judiciary General.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 913, entitled:

An Act to amend clause eight of section three hundred eighty-one, and clause four of section three hundred eighty-six, as amended, of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by authorizing townships to lend or lease road machinery to, and to contract to build and maintain driveways on lands of school districts.

Which was committed to the Committee on Public Roads and Highways.

Mr. RIAL read in his place and presented to the Chair Senate Bill No. 914, entitled:

An Act making an appropriation to the Home for Aged of Westmoreland County.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 915, entitled:

An Act to amend section one of the act, approved the fourth day of June, one thousand nine hundred and nineteen (P. L. 384), entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath, and produce books or papers, before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts," by extending its provisions to the Supreme Court of Pennsylvania.

Which was committed to the Committee on Judiciary General.

Mr. ARMSTRONG read in his place and presented to the Chair Senate Bill No. 916, entitled:

An Act to amend section two of the act, approved the thirtieth day of January, one thousand eight hundred and seventy-four (P. L. 31), entitled "A further supplement to the act regulating elections in this Commonwealth," as amended, increasing the number of days the registry assessors in counties of the second class have for making their assessments.

Which was committed to the Committee on Elections.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 917, entitled:

An Act to establish as a State highway a certain section of public road in the County of Lehigh, and providing for its construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 918, entitled:

An Act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river; authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation.

Which was committed to the Committee on Judiciary General.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 338

Mr. EARNEST offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 339

Mr. EARNEST offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 158

Mr. EARNEST (for Mr. Salus) offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 158, entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," as added, by providing for filing of amended charters and certifications thereof, in merger proceedings.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 407

Mr. WILLIAMSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 407, entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township or school district to transfer any excess in any sinking fund, as of date of transfer, to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 167

Mr. MANSFIELD offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 212

Mr. ARMSTRONG offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 212, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and twenty-seven (P. L. 372), entitled "An act to fix the time for filing petitions for nomination with the county commissioners."

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

MOTION TO PROCEED TO CONSIDERATION OF BILLS ON THIRD READING

Mr. SCOTT. Mr. President, I move that the Senate proceed to the consideration of bills on second reading only, and that the bill on final passage recalled from Governor, bills on final passage and bills on third reading be postponed until Monday night.

Mr. WILLIAMSON. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 313 (House Bill No. 141), entitled:

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 378 (House Bill No. 134), entitled:

An Act to repeal sections one, two, three, four, five, six, eleven, twelve, thirteen, fifteen, seventeen, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one and thirty-two of the act approved the third day of April, one thousand eight hundred and sixty-seven (P. L. 708), entitled "A supplement to the charter of the City of Chester."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 401, as follows:

An Act to amend section fifteen of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred eleven) entitled "An act providing for the establishment of a State Industrial Home for Women authorizing the purchase of a site and the erection thereon and equipment of necessary buildings providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years convicted of or pleading guilty to the commission of any criminal offense and providing for the government and management of said institution and making an appropriation to carry out the purposes of this act" as amended making certain changes relative to the commitment to and imprisonment in such institution of women of more than twenty-four years of age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifteen of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred eleven) entitled "An act providing for the establishment of a State Industrial Home for Women authorizing the purchase of a site and the erection thereon and equipment of necessary buildings providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years convicted of or pleading guilty to the commission of any criminal offense and providing for the government and management of said institution and making an appropriation to carry out the purposes of this act" which was amended by section one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred ninety-seven) entitled "An act to amend sections fourteen fifteen and seventeen of an act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred eleven) entitled 'An act providing for the establishment of a State Industrial Home for Women authorizing the purchase of a site and the erection thereon and equipment of necessary buildings providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years convicted of or pleading guilty to the commission of any criminal offense and providing for the government and management of said institution and making an appropriation to carry out the purposes of this act' by changing the procedure of transfer sentence and commitment and making certain changes in the eligibility of women prisoners for commitment to said institution and providing a method of transfer to and from Laurelton State Village" is hereby further amended to read as follows

Section 15 Any court of record in this Commonwealth exercising criminal jurisdiction may in its discretion sentence to the State Industrial Home for Women any female over sixteen years of age upon conviction for or upon pleading guilty of the commission of any criminal offense punishable under the laws of this State After due notice given to all courts of record exercising criminal jurisdiction in this Commonwealth by the board of trustees of said State Industrial Home for Women that the said home is prepared to receive all women so convicted or pleading guilty of an offense punishable by imprisonment for more than a year who shall be sentenced to imprisonment such sentence in all cases shall be to confinement in said State Industrial Home for Women Every sentence imposed pursuant to this act shall [in the case of women under twenty-five years of age] be merely a general one to the State Industrial Home for Women and shall not fix or limit the duration thereof [and in the case of women twenty-five years of age and over shall be as provided by the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred seventy-five) number three hundred and ninety-seven entitled "An act to amend section six of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' "] The duration of such imprisonment including the time spent on parole shall not exceed three years [for any and all women so sentenced under the age of twenty-five years] except where the maximum term specified by law for the crime for which the prisoner was sentenced shall exceed that period in which event such maximum term including the time spent on parole shall be the limit of detention under the provisions of this act [but for any and all women sentenced to said State Industrial Home for Women of the age of twenty-five years and more the board of trustees may at its discretion at the expiration of the minimum term of sentence of such inmate of twenty-five or more years of age place such inmate on parole Said parole shall not extend for a greater period than the maximum term of said commitment Upon the commitment or transfer of any women to the State Industrial Home for Women the [board of managers thereof shall segregate and keep apart in separate cottages the more hardened offenders]

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 452 (House Bill No. 663), entitled:

An Act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisinos" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 456, as follows:

A Join Resolution proposing an amendment to article fifteen section four of the Constitution of the Commonwealth of Pennsylvania.

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section four of article fifteen is hereby amended to read as follows

Section 4 The General Assembly is hereby authorized to provide for the consolidation of the county poor districts cities boroughs and townships of the county of Allegheny and the offices thereof into a consolidated city and county with the constitutional and legal capacity of a municipal corporation to be known either as 'Greater Pittsburgh' or 'Metropolitan Pittsburgh' or 'City of Pittsburgh (Metropolitan)' and to provide for a charter for its government and to fix the name thereof in the charter The said charter shall be submitted to the electors of said county at a special or general election to be provided for therein If the majority of the electors voting thereon in the county as a whole and at least a majority of the electors voting thereon in each of the majority of the cities boroughs and townships thereof vote in the affirmative the act shall take effect for the whole county

If rejected the said charter may be resubmitted by the County Commissioners to the electors from time to time until adopted until a charter shall have been adopted as aforesaid the General Assembly shall have the power to amend or modify the said charter in which event the charter as amended or modified shall be submitted and resubmitted as aforesaid

It shall be competent subject to the police power of the State for the Legislature to provide in said charter

I For the exercise by the consolidated city of all the powers and duties vested in the county of Allegheny and the poor districts thereof and such other powers appropriate to a municipality as may be specified therein except such powers as are specifically reserved by this section to the municipal divisions herein provided for

II For the election of a board of commissioners by districts and/or at large by the electors of the consolidated city the number to be fixed by the charter in lieu of present county commissioners in which board shall be vested all the powers of the consolidated city except as otherwise provided in the charter

III For the organization of a government for the consolidated city and for the appointment and/or election of any officers thereof created by the Constitution or otherwise and to provide for their powers and duties

IV For the organization and reorganization of all courts other than those of record in the consolidated city and also the County Court of Allegheny County and for the appointment and/or election of the judges and officers thereof and for the procedure thereof including the right to provide that said court or courts be courts of record which courts may exercise the jurisdiction powers and rights of the magistrates aldermen and justices of the peace and of the County Court of Allegheny County and such other jurisdiction and powers as may be conferred by law

V For the transfer to and the assumption by the consolidated city of the property and indebtedness of the county of Allegheny and the poor districts thereof and of such property and indebtedness of the cities boroughs and townships thereof as relate to the powers and duties of said consolidated city and to provide for an equitable adjustment and arrangement with respect thereto and for the payment of such indebtedness and for this purpose any taxation therein arising thereby shall be uniform taxation within the meaning and intent of other provisions of the Constitution

VI For the assessment of property for taxation the levying and collecting of taxes and the payment of the cost of any public or municipal improvement in whole or in part by special assessment upon abutting and non-abutting property specially benefitted thereby

VII For the creation by the board of commissioners of districts for the purpose of regulating the location height area bulk and use of buildings and premises

VIII For the creation of indebtedness by the consolidated city within the limits now or hereafter imposed upon cities by other provisions of the Constitution Such power to create indebtedness shall not impair the power of the municipal divisions within the consolidated city to create indebtedness within the limits now or hereafter imposed upon such municipalities by other provisions of the Constitution

IX For the creation by the board of commissioners of special districts for the purpose of carrying on or carrying out any public or municipal improvement not for the exclusive benefit of any one municipal division and for the payment of the cost and maintenance of such property or improvement or any part thereof special taxes may be levied throughout such special districts respectively separate and apart from the general consolidated city tax

X For the exercise of such powers by the consolidated city as may be necessary to enable it to carry on and carry out such municipal and metropolitan powers and functions as the General Assembly may deem advisable and expedient and for the general welfare of the said city and its inhabitants

Provided however that it is the intent of this Section that substantial powers be reserved to the cities borough and townships situated in Allegheny County To this end the charter shall provide for the continued existence of the said cities boroughs and townships as municipal divisions of the consolidated city under their present names and forms of government subject to the laws now or hereafter provided for government of municipalities of their respective forms and classes and to the powers conferred upon the consolidated city by the charter and with their present boundaries Any two or more of said municipal divisions or portions therof may with the consent of a majority of the electors voting thereon in each of such divisions at any special or general election be united to form a single municipal division Wherever a portion of a municipal division is involved the election shall be held in the entire municipal division of which the said portion is a part

The said municipal divisions shall have and continue to have the following powers

I The constitutional and legal capacity of municipal corporations

II The power to levy and collect taxes and to incur indebtedness subject to the limitations which are or may be imposed by law upon cities boroughs or townships of corresponding classification for the purpose of carrying out any lawful power of said divisions

III The power to acquire own construct maintain operate or contract for all kinds of public property works improvements utilities or services which shall be within the municipal division and where authorized by law without the limits of the municipal division Subject however to the right and power of the consolidated city to construct acquire maintain and/or operate public works improvements utilities and services of all kinds including through streets highways and/or bridges for the use and benefit of the consolidated city and its inhabitants

IV The power to maintain a local police force and local fire department either paid or volunteer with the necessary buildings appurtenances and equipment therefor which may be independent of or supplemental to the police force and fire department of the consolidated city

V All other powers not specifically granted by the charter to the consolidated city

Provided however That a municipal division may surrender by a majority vote of the electors voting thereon at any general or special election any of its powers to the consolidated city subject to the acceptance thereof by the board of commissioners

After a charter has been adopted as aforesaid it may be amended as follows

I In matters which relate only to the powers of the consolidated city and which do not reduce the powers of any one or more of the municipal divisions thereof by the General Assembly Provided however That any amendment which changes or modifies the form of government of the consolidated city or the number of or manner of election of the commissioners thereof shall not be effective until such amendment shall have been ratified by a majority of the electors of the consolidated city voting thereon at a general or special election to be provided for in said amendment

II In matters which rdeuce the powers of anyone or more of the municipal divisions of the consolidated city such amendment enacted by the General Assembly shall not be effective until it shall have been ratified at a general or special election to be provided for in said amendment by a majority of the electors voting thereon in all of the municipal divisions affected thereby and by a majority of the electors voting thereon in each of a majority of said municipal divisions so affected

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 464, as follows:

An Act creating a state forestry school under the supervision and control of the Department of Forests and Waters conferring powers and imposing duties on said department providing for the erection of buildings for and maintenance and equipment of such school setting forth the qualifications for admission to said school and providing for the maintenance of and the payment of wages to the students and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters shall have the power and its duty shall be

(a) To establish and maintain on State forestry land now under the control of said department in the vicinity of the Pennsylvania State Forest School at Mont Alto a forestry school

(b) To set aside the necessary lands and erect and maintain the necessary buildings therefor

(c) To employ a superintendent assistant superintendent and instructors assign such foresters for instruction purposes and employ such other services as may reasonably be necessary

(d) To provide at the school professional education in forestry and maintain a close association of theory and practice and

(e) To contract for and purchase such equipment and supplies as may be necessary for the carrying out of the provisions of this act

Section 2 All persons desiring admission to said school for the purpose of instruction shall submit applications to the Secretary of Forests and Waters and shall only be admitted to and remain in said school with the approval of said secretary No application shall be considered unless said applicant

(a) Is a male citizen of this Commonwealth and has resided herein for a period of at least twelve months before making such application

(b) Has an honorable discharge from the military service of the United States which discharge shows that the applicant was a member of any of the armed forces of the United States at any time during a period commencing April sixth one thousand nine hundred and seventeen and ending July second one thousand nine hundred and twenty-one and

(c) Presents a certificate from the proper official of a recognized hospital to the effect that said applicant has been treated at said hospital for tuberculosis and has been discharged as an "arrested case"

Section 3 No tuition shall be charged any student at said school and the living educational and other expenses of such students shall be furnished by the Commonwealth but such students shall be subject to such duties in the operation and maintenance of the school and in forestry work in connection with State forests to the extent of the physical and mental capabilities of the individual student as may be prescribed by the superintendent Each student shall receive such pay at the rate of not less than two dollars ($2.00) per diem while attending the school as may be fixed by the superintendent in consideration of such services

Section 4 The sum of one hundred and thirty-five thousand dollars ($135,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the erection of buildings maintenance and operation of said school payment of salaries and wages and such other expenses as may be necessary to carry out the provisions of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SCOTT. Mr. President, I move that Senate Bill No. 464, the bill just read, be recommitted to the Committee on Appropriations.

Mr. APPLE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 507, as follows:

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county tax on intangible personal property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That in order to provide for a more efficient collection of the county and city four mills tax on intangible personal property it shall be the duty of the Department of Revenue of the Commonwealth ot prepare from time to time and at least once each year a list of stocks bonds and evidences of indebtedness issued by corporations joint-stock associations limited partnerships and companies resident or non-resident in this Commonwealth which are exempt from taxation for county and city purposes under the provisions of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" and to furnish a copy of such list to each bank and trust company in the Commonwealth and to the board of county commissioners or board for the assessment and revision of taxes in each county charged with the assessment of such tax

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 531, as follows:

An Act to amend section five hundred and forty-one of and to add sections five hundred and fifty-five five hundred and fifty-six five hundred and fifty-seven five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for one fire rating bureau to be organized and maintained by all stock fire insurance companies to which all such stock companies shall belong

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and forty-one of article five of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidatnig the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

Section 541 "INSURER" DEFINED The word "insurer" as used in subdivision (d) of this article shall include [(a) All stock fire insurance companies doing business in this Commonwealth (b)] all mutual fire insurance companies and all associations and exchanges doing business in this Commonwealth which have filed or shall file with a rating bureau in their applications for membership an agreement to become subject to the provision of subdivision (d) of this article

Nothing contained in this subdivision (d) of this article shall be construed to apply to stock fire insurance companies or to any rating bureau established by stock fire insurance companies

Section 2 That said act is hereby amended by adding thereto the following sections to read as follows

(e) FIRE UNDERWRITERS BUREAU OF PENNSYLVANIA

Section 555 CREATION AND MAINTENANCE OF BUREAU BY STOCK COMPANIES STOCK COMPANIES REQUIRED TO BE MEMBERS That classification of risks underwriting rules and premium rates to be used by stock fire insurance companies for fire insurance upon property in this Commonwealth shall be established by one rating bureau to be known as the Fire Underwriters Bureau of Pennsylvania with main offices located at Harrisburg and such branch offices throughout Pennsylvania as may be deemed necessary

Every stock fire insurance company doing business in this Commonwealth shall be a member of the bureau hereby established and no stock fire insurance company shall be permitted by the Insurance Commissioner to do business in this Commonwealth unless it is a member of said rating bureau Any mutual fire insurance company association or exchange may become a member of said rating bureau The expenses of the bureau shall be shared in proportion to the gross premiums received in this Commonwealth by each member during the preceding year

Said bureau shall be subject to supervision examination and approval by the Insurance Commissioner and shall be adequately equipped to compile rates and rules on an equitable and impartial basis

Section 556 PREMIUM RATES TO BE ADEQUATE The Fire Insurance Underwriters Bureau of Pennsylvania shall make premium rates for fire insurance on property in this Commonwealth which will result in sufficient premium income to pay all losses reasonable expenses of insurance companies and their representatives and yield a reasonable profit to insurance companies on the various types and classes of property in this Commonwealth

Section 557 INSURANCE COMMISSIONERS POWER TO PROHIBIT DISCRIMINATION No risk classification underwriting rule or premium rate promulgated by the said bureau shall take effect without the consent of the Insurance Commissioner and he may withdraw his approval whenever in his judgment the same is excessive or inadequate or discriminates unfairly between risks of essentially the same hazard

Section 558 POLICIES TO BE IN ACCORD WITH RATES No stock fire insurance company shall issue renew or carry any policy or contract of fire insurance on property in this Commonwealth except in accordance with the classification underwriting rules and premium rates promulgated by the fire insurance underwriters bureau aforesaid for the risk insured and approved by the Insurance Commissioner for such insurer

Section 559 PENALTY FOR FAILURE TO COMPLY WITH RATES AND RULES The penalty for the failure of any stock fire insurance company to issue renew or carry any policy or contract of fire insurance on property in this Commonwealth in accordance with the classifications underwriting rules and premium rates promulgated by said Fire Insurance Underwriters Bureau of Pennsylvania for the risk insured and approved by the Insurance Commissioner for such insurer shall be the revocation of the authority and license of said stock fire insurance company to do business in the Commonwealth of Pennsylvania Said failure shall be determined by the decision of the Insurance Commissioner after public hearing before him or his authorized representatives at which all testimony shall be reduced in writing and sworn to by the parties taking the same and all witnesses shall be under oath and of the time and place of said hearing all parties concerned shall receive ten days' written notice by registered mail When the authority or license of a stock fire insurance company shall be revoked under the provisions of this subdivision of this act any party aggrieved may appeal from the action of the Insurance Commissioner within thirty days thereafter to the Court of Common Pleas of Dauphin County Pennsylvania and such appeals shall be heard and disposed of by said court upon such notice to all parties interested as the court may direct After hearing the court may either affirm modify or reverse the order of the Insurance Commissioner as in its judgment the facts shall warrant The order of said court shall be final

Section 3 This act shall take effect on the first day of July one thousand nine hundred and thirty-two

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 578, (House Bill No. 880), as follows:

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred twenty-six) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing of salaries by judges

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred twenty-six) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class shall receive such salaries as shall be fixed by the [Salary Board] judges of such courts not exceeding less than twenty-six hundred dollars ($2,600.00) per annum Salaries thus fixed shall be paid out of the county treasury semi-monthly

Section 2 That section two of said act is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. MANSFIELD. Mr. President, I move that further consideration of Senate Bill No. 578 (House Bill No. 880), the bill just read, be postponed for the present.

Mr. LANIUS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 590, entitled:

An Act to add sections six hundred and seventy-five six hundred and seventy-six six hundred and seventy-seven six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervisions of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies to which all such stock companies shall belong

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article six of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto six hundred and seventy-five six hundred and seventy-six six hundred and seventy-seven six hundred and seventy-eight and six hundred and seventy-nine to read as follows

(g) CASUALTY AND SURETY UNDERWRITERS BUREAU OF PENNSYLVANIA

Section 675 CREATION AND MAINTENANCE OF BUREAU BY STOCK COMPANIES STOCK COMPANIES REQUIRED TO BE MEMBERS That classification of risks underwriting rules and premium rates to be used by stock casualty insurance companies and stock surety insurance companies shall be established by one rating bureau to be known as the Casualty and Surety Underwriters Bureau of Pennsylvania with main offices located at Harrisburg and such branch offices throughout Pennsylvania as may be deemed necessary

Every stock casualty insurance company and stock surety insurance company doing business in this Commonwealth shall be a member of the bureau hereby established and no such stock company shall be permitted by the Insurance Commissioner to do business in this Commonwealth unless it is a member of said rating bureau Any mutual insurance company association or exchange may become a member of said rating bureau The expenses of the bureau shall be shared in proportion to the gross premiums received in this Commonwealth by each member during the preceding year

Said bureau shall be subject to supervision examination and approval by the Insurance Commissioner and shall be adequately equipped to compile rates and rules on an equitable and impartial basis

Section 676 PREMIUM RATES TO BE ADEQUATE The Casualty and Surety Insurance Underwriters Bureau of Pennsylvania shall make premium rates for casualty and surety insurance which will result in sufficient premium income to pay all losses reasonable expenses of insurance companies and their representatives and yield a reasonable profit to insurance companies on the various types and classes of casualty and surety insurance in this Commonwealth

Section 677 INSURANCE COMMISSIONERS POWER TO PROHIBIT DISCRIMINATION No risk classification underwriting rule or premium rate promulgated by the said bureau shall take effect without the consent of the Insurance Commissioner and he may withdraw his approval whenever in his judgment the same is inadequate or discriminates unfairly between risks of essentially the same hazard

Section 678 POLICIES TO BE IN ACCORD WITH RATES No stock casualty or surety insurance company shall issue renew or carry any policy or contract of insurance excepting health and/or accident insurance policies or contracts of insurance except in accordance with the classifications underwriting rules and premium rates promulgated by the casualty and surety insurance underwriters' bureau aforesaid for the risk insured and approved by the Insurance Commissioner for such insurer

Section 679 PENALTY FOR FAILURE TO COMPLY WITH RATES AND RULES The penalty for the failure of any casualty or surety insurance company to issue renew or carry any policy or contract of insurance in accordance with the classifications underwriting rules and premium rates promulgated by said Casualty and Surety Insurance Underwriters Bureau of Pennsylvania for the risk insured and approved by the Insurance Commissioner for such insurer shall be the revocation of the authority and license of said stock casualty or surety insurance company to do business in the Commonwealth of Pennsylvania Said failure shall be determined by the decision of the Insurance Commissioner after public hearing before him or his authorized representatives at which all testimony shall be reduced to writing and sworn to by the parties taking the same and all witnesses shall be under oath and of the time and place of said hearing all parties concerned shall receive ten days' written notice by registered mail When the authority or license of a stock casualty or surety insurance company shall be revoked under the provisions of this subdivision of this act any party aggrieved may appeal from the action of the Insurance Commissioner within thirty days thereafter to the court of common pleas of Dauphin County Pennsylvania and such appeals shall be heard and disposed of by said court upon such notice to all parties interested as the court may direct After hearing the court may either affirm modify or reverse the order of the Insurance Commissioner as in its judgments the facts shall warrant The order of said court shall be final

On the question,

Will the Senate agree to the section?

Mr. ARON. Mr. President, I move to amend section 1, page 4, line 6, by inserting after the word "inadequate" the word "excessive"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second and third sections of the bill were read as follows and agreed to:

Section 2 This act shall not be construed to apply in any manner whatsoever to the insurance of employers and employes under "The Workmen's Compensation Act of one thousand nine hundred and fifteen" and acts amendatory and supplementry thereto

Section 3 This act shall take effect on the first day of July one thousand nine hundred and thirty-two

The title of the bill was read as follows and agreed to.

An Act to add sections six hundred and seventy-five six hundred and seventy-six six hundred and seventy-seven six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May one thousand and nine hundred and twenty-one P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance companies exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies to which all such stock companies shall belong

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 605, (House Bill No. 1024), entitled:

An Act relating to life insurance trusts extending the interpretation of the term "life or lives in being" in relation thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 609, as follows:

An Act to amend section six hundred and sixty-one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing limitation on the amount of hazard that can be assumed on any risk and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and sixty-one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workman's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

Section 661 CONDITIONS FOR DOING BUSINESS Every surety company to be qualified to so act as surety or guarantor must be authorized under the laws of the State or country where incorporated and its charter to guarantee the fidelity of persons holding places of public or private trust and to guarantee the performance of contracts other than insurance policies and to execute bonds and undertakings required or permitted in action or proceedings or by law allowed must (a) Comply with the requirements of the laws of this State applicable to such company in doing business therein (b) must have at least one hundred thousand dollars ($100,000) invested in securities created by the laws of the United States or by or under the laws of the State or country wherein it is incorporated or in other safe marketable and interest-bearing stocks and securities the value of which shall be at or above par and deposited with or held by the Insurance Commissioner or other corresponding officer of the State or country in which it is authorized to transact business in trust for the benefit of the holders of the obligations of such company (c) its liabilities must not exceed its available assets which said liabilities however shall be taken to be (I) its capital stock (II) its outstanding debts and (III) a premium reserved equal to fifty per centum of the annual premium on all outstanding risks in force and (d) such company shall also before transacting business in this State under this act file with the Insurance Commissioner a certified copy of its charter or act of incorporation (e) a written application to be authorized to do business under this act and (f) a statement signed and sworn to by its president or one of its vice presidents and its secretary or one of its assistant secretaries stating (I) the amount of its paid up cash capital (II) particularly each item of investment (III) the amount of premium on existing bonds upon which it is surety (IV) the amount of liability for unearned portion thereof estimated at fifty per centum of the annual premium on all outstanding premiums for one year or less and pro rata for terms of more than one year and (V) the amount of its outstanding debts of all kinds

Any surety company which is authorized to do business in this Commonwealth shall not expose itself to any loss or hazard on any one fidelity or surety risk in an amount exceeding ten per centum of its capital and surplus unless it shall be protected in excess of that amount by

(a) Reinsurance in a corporation authorized to transact the fidelity or surety business in this State provided that such reinsurance is in such form as to enable the obligee or beneficiary to maintain an action thereon against the company reinsured jointly with such reinsurer and upon recovering judgment against such reinsured to have recovery against such reinsurer for payment to the extent in which it may be liable under such reinsurance and in discharge thereof or

(b) The co-suretyship of such a corporation similarly authorized or

(c) By deposit with it in pledge or conveyance to it in trust for its protection of property or

(d) By conveyance or mortgage for its protection or

(e) In case a suretyship obligation was made on behalf or on account of a fiduciary holding property in a trust capacity by deposit or other disposition of a portion of the property so held in trust that no future sale mortgage pledge or other disposition can be made thereof without the consent of such corporation except by decree or order of a court of competent jurisdiction

Provided (1) That such a corporation may execute what are known as transportation or warehousing bonds for United States internal revenue taxes to an amount equal to fifty per centum of its capital and surplus (2) that when the penalty of the suretyship obligation exceeds the amount of a judgment described therein as appealed from and thereby secured or exceeds the amount of the subject matter in controversy or of the estate in the hands of the fiduciary for the performance of whose duties it is conditioned the bond may be executed if the actual amount of the judgment or the subject matter in controversy or estate not subject to supervision or control of the surety is not in excess of such limitation and (3) that when the penalty of the suretyship obligation executed for the performance of a contract exceeds the contract price the latter shall be taken as the basis for estimating the limit of risk within the meaning of this section

No such corporation shall do anything to the contrary in this section notwithstanding execute suretyship obligations guaranteeing the deposits of any single financial institution in an aggregate amount in excess of ten per centum of the capital and surplus of such corporate surety unless it shall be protected in excess of that amount by credits in accordance with subdivisions (a) (b) (c) or (d) of this section

Upon satisfatory evidence of the violation of this section by any insurance company association or exchange its members officers directors or attorney-in-fact the Insurance Commissioners shall in his discretion take against the offending party any one or more of the following courses of action (1) revoke the certificate of authority of such offending company association or exchange (2) refuse for a period of not to exceed one year thereafter to issue a new license to such offending company association or exchange (3) impose a fine of not more than one thousand dollars for each act of violation of said section When the Insurance Commissioner shall take any action as above set forth the party aggrieved may appeal to the court of common pleas of Dauphin County Any insurance company or the officers directors members or attorney-in-fact of any insurance company association or exchange or any other person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars $(5000.00) for each and every violation or to imprisonment in the jail of the county in which the offense is committed for a period of not more than six (6) months or both

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 647, as follows:

An Act to amend section three of the act approved the twenty-eighth day of June one thousand nine hundred seventeen (Pamphlet Laws six hundred forty-five) entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under and assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties" changing the penalty to a summary proceeding and providing for the enforcement of this act by the Secretary of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twenty-eighth day of June one thousand nine hundred seventeen (Pamphlet Laws six hundred forty-five) entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name style or designation unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners at the expense of the county to provide books for the entry of such certificates fixing the fees of the Secretary of the Commonwealth and prothonotary and providing penalties" is hereby amended to read as follows

Section 3 Any person carrying on or conducting any business in violation of this act shall [be guilty of a misdemeanor and] upon conviction in a summary proceeding [shall] be punished by a fine [not exceeding five hundred] fifty dollars and costs of prosecution [or by imprisonment not exceeding one year or both in the discretion of the court] and in default of the payment of such fine and costs shall be imprisoned for a period of thirty days

The Secretary of the Commonwealth is hereby charged with the enforcement of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 661 (House Bill No. 648), as follows:

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of non-resident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred and three of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by section two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred forty-four), entitled "An act to amend sections three hundred two as amended three hundred three three hundred four three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten and twelve hundred one as amended of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 303 Non-resident license fee alien and courtesy license fee Every non-resident of this Commonwealth who is a citizen of the United States upon application made verbally or in writing to any county treasurer or to the Department of Revenue and the presentation of proof that he is a citizen of the United States and the payment of fifteen dollars to said county treasurer or department shall be entitled to the license herein designated as a Non-resident Hunter's License and a tag with the number of the license thereon

It is unlawful for any county treasurer or any of his representatives or for the Department of Revenue to knowingly issue a non-resident hunter's license to any person physically or mentally unfitted to carry or use firearms

Every alien non-resident of this Commonwealth who is also a non-resident of the United States upon written application to the Department of Revenue and satisfactory evidence of his mental and physical fitness to carry and use firearms and the payment of a fee equal to the fee as is charged and received from non-residents of the country or province of which the applicant is a resident payable to the Department of Revenue may be given a license herein designated as a Nonresident Alien Hunter's License and a distinctive tag with the number of the license thereon

The Department of Revenue upon request of the board is hereby authorized and empowered to issue to a number not exceeding twenty-five in any license period a license with tags herein designated as a courtesy license to scientists having to do with the conservation propagation protection or control of game animals game birds fur-bearing animals song or insectivorous birds or predatory animals or birds and to such officials of other states or territories or possessions of the United States so employed No fee shall be charged for such licenses

Section 2 That section three hundred and four of said act as amended by section three of said act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred forty-four) is hereby further amended to read as follows

SECTION 304 THE LICENSE CERTIFICATE Said licenses shall be issued on a form prepared and supplied by the Department of Revenue Such license shall bear a description of the person applying for the same setting forth the occupation the color of the hair and eyes any marks or scars peculiar to the applicant and such other description as the Department of Revenue may require with the date of its issue In the case of foreign-born applicants such license shall contain the nationality of the person and all dates and numbers of the naturalization papers All licenses legally issued shall authorize the person named therein to hunt for and kill any wild animals or wild birds [under the restrictions and requirements of existing laws] during the period for which the license is issued the date of which is inscribed thereon under the restrictions and requirements of existing laws and the regulations of the board regarding closed seasons changes of seasons or bag limits extensions of seasons additional hunting or trapping removal of protection or special deer seasons Said certificate before being valid must be countersigned by the licensee

The license certificate issued with [either a resident or nonresident] any hunter's license shall be carried on the person of the licensee at all time while hunting or trapping and shall be shown immediately upon demand by any officer whose duty it is to protect wild animals and birds or upon demand by any owner or lessee or by any employee or representative of such owner or lessee upon whose lands such person may be found

Section 3 That section three hundred and five of said act is hereby amended to read as follows

Section 305 LICENSE PERIOD All licenses issued after [January] May first one thousand nine hundred and [twenty-three] thirty shall be in force until the [thirtieth] thirty-first day of [April] August one thousand nine hundred and [twenty-four] thirty-one After the [thirtieth] thirty-first day of [April] August one thousand nine hundred and [twenty-four] thirty-one all licenses shall be issued for the year beginning the first day of [May] September and ending the [thirtieth] thirty-first day of [April] August of the year following In all cases however application for such license may be made and a license issued prior to the date upon which such license is in force

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed fo ra third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 665, as follows:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That DEFINITIONS The word "bank" when used in this act shall include any person copartnership or association or corporation engaged in the business of receiving and paying deposits of money within this Commonwealth A branch or office of any such bank shall be deemed a bank for the purpose of this act

The word "item" when used in this act means any check note or other instrument providing for the payment of money

Section 2 BANK IS AGENT FOR COLLECTION Except as otherwise provided by agreement and except as to subsequent holders of a negotiable instrument payable to bearer or indorsed specially or in blank where an item is deposited or received for collection the bank of deposit shall be agent of the depositor for its collection and each subsequent collecting bank shall be sub-agent of the depositor but shall be authorized to follow the instructions of its immediate forwarding bank and any credit given by any such agent or subagent bank therefor shall be revocable until such time as the proceeds are received in actual money or an unconditional credit given on the books of another bank which such agent has requested or accepted Where any such bank allows any revocable credit for an item to be withdrawn such agency relation shall nevertheless continue except the bank shall have all the rights of an owner thereof against prior and subsequent parties to the extent of the amount withdrawn

Section 3 ITEM ON SAME BANK A credit given by a bank for an item drawn on or payable at such bank shall be provisional subject to revocation at or before the end of the day on which the item is deposited in the event the item is found not payable for any reason Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the following business day

Section 4 LEGAL EFFECT OF INDORSEMENTS An indorsement of an item by the payee or other depositor "for deposit" shall be deemed a restrictive indorsement and indicate that the indorsee bank is an agent for collection and not owner of the item

An indorsement "pay any bank or banker" or having equivalent words shall be deemed a restrictive indorsement and shall indicate the creation of an agency relation in any subsequent bank to whom the paper is forwarded unless coupled with words indicating the creation of a trustee relationship and such indorsement or other restrictive indorsement whether creating an agency or trustee relationship shall constitute a guaranty by the indorser to all subsequent holders and to the drawee of payor of the genuineness of and the authority to make prior indorsements and also to save the drawee or payor harmless in the event any prior indorsement appearing thereon is defective or irregular in any respect unless such indorsement is coupled with appropriate words disclaiming such liability as guarantor

When a deposited item is payable to bearer or indorsed by the depositor in blank or by special indorsement the fact that such item is so payable or indorsed shall not change the relation of agent of the bank of deposit to the depositor but subsequent holders shall have the right to rely on the presumption that the bank of deposit is the owner of the item The indorsement of an item by the bank of deposit or by any subsequent holder in blank or by special indorsement or its delivery when payable to bearer shall carry the presumption that the indorsee or transferee is owner provided there is nothing upon the face of the paper or in any prior indorsement to indicate an agency or trustee relation of any prior party But where an item is deposited or is received for collection indorsed specially or in blank the bank may convert such an indorsement into a restrictive indorsement by writing over the signature of the indorser the words "for deposit" or "for collection" or other restrictive words to negative the presumption that such bank or deposit or indorsee bank is owner and in the case of an item deposited or received for collection payable to bearer may negative such presumption by indorsing thereon the words "received for deposit" or "received for collection" or words of like import

Section 5 DUTY AND RESPONSIBILITY OF BANK COLLECTING AGENTS It shall be the duty of the initial or any subsequent agent collecting bank to exercise ordinary care in the collection of an item and when such duty is performed such agent bank shall not be responsible if for any cause payment is not received in money or an unconditional credit given on the books of another bank which such agent bank has requested or accepted An initial or subsequent agent collecting bank shall be liable for its own lack of exercise of ordinary care but shall not be liable for the neglect misconduct mistakes or defaults of any other agent bank or of the drawee or payor bank

Section 6 RULES OF ORDINARY CARE IN FORWARDING AND PRESENTMENT (a) Where an item is received on deposit or by a subsequent agent bank for collection payable in another city borough incorporated town or township it shall be deemed the exercise of ordinary care to forward such item by mail not later than the business day next following its receipt either (1) direct to the drawee or payor in the event such drawee or payor is a bank or (2) to another bank collecting agent according to the usual banking custom either located in the city borough incorporated town or township where the item is payable or in another city borough incorporated town or township

(b) Where an item is received on deposit or by a subsequent agent bank for collection payable by or at another bank in the same city borough incorporated town or township in which such agent bank is located it shall be deemed the exercise of ordinary care to present the item for payment at any time not later than the next business day following the day on which the item is received either (1) at the counter of the drawee or payor by agent or messenger or (2) through the local clearing house under the regular established procedure or according to the usual banking custom where the collecting or payor bank is located in an outlying district

c) The designation of the above methods shall not exclude any other method of forwarding or presentment which under existing rules of law would constitute ordinary care

Section 7 ITEMS RECEIVED THROUGH THE MAIL Where the item is received by mail by a solvent drawee or payor bank it shall be deemed paid when the amount is finally charged to the account of the maker or drawer

Section 8 ITEMS LOST IN TRANSIT Where an agent bank forwards an item for collection it shall not be responsible for its loss or destruction in transit or when in the possession of others for its inability to repossess itself thereof provided there has been no lack of ordinary care on its part

Section 9 MEDIUM OF PAYMENT Where ordinary care is exercised any agent collecting bank may receive in payment of an item without becoming responsible as debtor therefor whether presented by mail through the clearing house or over the counter of the drawee or payor in lieu of money either (1) the check or draft of the drawee or payor upon another bank or (2) the check or draft of any other bank upon any bank other than the drawee or payor of the item or (3) such method of settlement as may be customary in a local clearing house or between clearing banks or otherwise Provided That whenever such agent collecting bank shall request or accept in payment an unconditional credit which has been given to it on the books of the drawee or payor or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 10 MEDIUM OF REMITTANCE Where ordinary care is exercised any agent collecting bank may receive from any subsequent bank in the chain of collection in remittance for an item which has been paid in lieu of money the check or draft of the remitting bank upon any bank other than itself or the drawee or payor of the item or such other method of settlement as may be customary Provided That whenever such agent collecting bank shall request or accept an unconditional credit which has been given to it on the books of the remitting bank or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 11 ELECTION TO TREAT AS DISHONORED ITEMS PRESENTED BY MAIL Where an item is duly presented by mail to the drawee or payor whether or not the same has been charged to the account of the maker or drawer thereof or returned to such maker or drawer the agent collecting bank so presenting may at its election exercised with reasonable diligence treat such item as dishonored by non-payment and recourse may be had upon prior parties thereto in any of the following cases

(a) Where the check or draft of the drawee or payor bank upon another bank received in payment therefor shall not be paid in due course

(b) Where the drawee or payor bank shall without request or authority tender as payment its own check or draft upon itself or other instrument upon which it is primarily liable

(c) Where the drawee or payor bank shall give an unrequested or unauthorized credit therefor on its books or the books of another bank or

(d) Where the drawee or payor shall retain such item without remitting therefor on the day of receipt or on the day of maturity if payable otherwise than on demand and received by it prior to or on such day of maturity

Provided however That in any case where the drawee or payor bank shall return any such item unpaid not later than the day of receipt or of maturity as aforesaid in the exercise of its right to make payment only at its own counter such item cannot be treated as dishonored by non-payment and the delay caused thereby shall not relieve prior parties from liability

Provided further That no agent collecting bank shall be liable to the owner of an item where in the exercise of ordinary care in the interest of such owner it makes or does not make the election above provided or takes such steps as it may deem necessary in cases (b) (c) and (d) above

Section 12 NOTICE OF DISHONOR OF ITEMS PRESENTED BY MAIL In case of the dishonor of an item duly presented by mail as provided for in the next preceding section notice of dishonor of such item to prior parties shall be sufficient if given with reasonable diligence after such dishonor and further in the event of failure to obtain the return of any such item notice of dishonor may be given upon a copy or written particulars thereof and delay in giving notice of dishonor caused by an attempt with reasonable diligence to obtain return of such item shall be excused

Section 13 INSOLVENCY AND PREFERENCES (a) When the drawee or payor or any other agent collecting bank shall fail or be closed for business by the Secretary of Banking or by action of the board of directors or by other proper legal action after an item shall be mailed or otherwise entrusted to it for collection or payment but before the actual collection or payment thereof it shall be the duty of the receiver or other official in charge of its assets to return such item if same is in his possession to the forwarding or presenting bank with reasonable diligence

(b) Except in cases where an item or items are treated as dishonored by non-payment as provided in section eleven when a drawee or payor bank has presented to it for payment an item or items drawn upon or payable by or at such bank and at the time has on deposit to the credit of the maker or drawer an amount equal to such item or items and such drawee or payor shall fail or close for business as above after having charged such item or items to the account of the maker or drawer thereof or otherwise discharged his liability thereon but without such item or items having been paid or settled for by the drawee or payor either in money or by an unconditional credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such drawee or payor or other bank debtor therefor the assets of such drawee or payor shall be impressed with a trust in favor of the owner or owners of such item or items for the amount thereof or for the balance payable upon a number of items which have been exchanged and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

(c) Where an agent collecting bank other than the drawee or payor shall fail or be closed for business as above after having received in any form the proceeds of an item or items entrusted to it for collection but without such item or items having been paid or remitted for by it either in money or by an unconditonal credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such failed collecting or other bank debtor therefor the assets of such agent collecting banks which has failed or been closed for business as above shall be impressed with a trust in favor of the owner or owners of such item or items for the amount of such proceeds and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

Section 14 ACT NOT RETROACTIVE The provisions of this act shall not apply to transactions taking place prior to the time when it takes effect

Section 15 CASES NOT PROVIDED FOR IN ACT In any case not provided for in this act the rules of law and equity including the law merchant and those rules of law and equity relating to trusts agency negotiable instruments and banking shall continue to apply

Section 16 UNIFORMITY OF INTERPRETATION This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 17 SHORT TITLE This act may be cited as the "Bank Collection Act of 1931"

Section 18 REPEAL All acts or parts of acts inconsistent herewith are hereby repealed

BILL RECOMMITTED

Mr. APPLE. Mr. President, I move that Senate Bill No. 665, the bill just read, be recommitted to the Committee on Banks and Building and Loan Associations.

Mr. BELL. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 696 (House Bill No. 842), entitled:

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 700 (House Bill No. 1154), as follows:

An Act to amend the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" by adding thereto section one thousand seven hundred and eleven A to provide for the reimbursement by the Commonwealth of school districts for high school tuition in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding thereto section one thousand seven hundred and eleven A to read as follows

Section 1711A The Commonwealth shall reimburse a school district with a true valuation of assessable property per teacher of less than one hundred thousand dollars for high school tuition when such district is required to pay tuition for pupils attending high school in another district Provided That the percentage of the minimum salaries of teachers paid by the Commonwealth is higher in the school district where the pupils reside than in the district where they attend high school The amount of state reimbursement for high school tuition shall be the percentage of such tuition as is equal to the excess in the percentage of teachers salaries paid by the Commonwealth in the district where the pupils reside over the percentage of teachers salaries paid by the Commonwealth in the district where the pupils attend Provided That the amount paid by the Commonwealth to a school district for the tuition of any high school pupil shall not exceed twenty dollars ($20.00) a year

Section 2 The sum of two hundred and fifty thousand dollars ($250,000) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the purpose of carrying into effect the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. MANSFIELD. Mr. President, I move that Senate Bill No. 700 (House Bill No. 1154), the bill just read, be recommitted to the Committee on Appropriations.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 704, as follows:

An Act to amend sections one and three of the act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws seventy) entitled "An act declaring it a misdemeanor for any maker or drawer with intent to defraud to make or draw or utter or deliver any check draft or order when such person has not sufficient funds in or credit with the depository upon which the same is drawn" extending the provisions of said act to the withdrawal with fraudulent intent of funds necessary to honor an unpaid check draft or order declaring a certificate of protest evidence for certain purposes and eliminating the period of grace for the payment of such dishonored check draft or order

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws seventy) entitled "An act declaring it a misdemeanor for any maker or drawer with intent to defraud to make or draw or utter or deliver any check draft or order when such person has not sufficient funds in or credit with the depository upon which the same is drawn" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who with intent to defraud shall make or draw or utter or deliver any check draft or order for the payment of money upon any bank banking institution trust company or other depository knowing at the time of such making drawing uttering or delivering that the maker or drawer has not sufficient funds in or credit with such bank banking institution trust company or other depository for the payment of such check draft or order although no express representation is made in reference thereto or who after having made or drawn or uttered or deliverd any draft or order for the payment of money upon any bank banking institution trust company or other depository shall withdraw or cause to be withdrawn with intent to defraud the money or any part thereof to the credit of the maker or drawer of such check draft or order for the payment of money without leaving with such bank banking institution trust company or other depository a sum sufficient to cover such check draft or order shall be guilty of a misdemeanor

Section 2 That section three of said act is hereby amended to read as follows

Section 3 In any prosecution under this act the making or drawing or uttering or delivering of a check draft or order or the withdrawal of funds necessary to honor such check draft or order payment of which is refused by the drawee because of lack of funds or credit shall be prima facie evidence of intent to defraud and of knowledge of insufficient funds in or credit with such bank banking institution trust company or other depository [unless such maker or drawer shall have paid the drawee thereof the amount due thereon together with interest and protest fees within ten days after receiving notice that such check draft or order has not been paid to the drawee]

The notary's certificate of protest of the nonpayment of any check draft or order on account of insufficient funds or credit as referred to in this act shall be admissable as proof of the presentation to the bank banking institution trust company or other depository upon which said check draft or order is drawn and of the nonpayment and protest thereof and shall be presumptive evidence that there was a lack of funds in or credit with such bank banking institution trust company or other depository Provided however That the notary's certificate of protest shall be accompanied by a certificate from the prothonotary or clerk of the court of the county in which said notary resides and under the seal of the officer so certifying if there be such a seal setting forth that at the time the notary's certificate of protest was executed said notary was a resident of that county duly commissioned and sworn

Section 3 This act shall become effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. APPLE. Mr. President, I move that Senate Bill No. 704, the bill just read, be recommitted to the Committee on Banks and Building and Loan Associations.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 727, as follows:

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter the condemnation or taking of property under the right of eminent domain shall not be exercised as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of Assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania or the Congress of the United States or against the land occupied by any fort redoubt or blockhouse erected during the Colonial or Revolutionary period or any building used as Headquarters by the Commander in Chief of the Continental Army or against the site of any fort redoubt or blockhouse which are preserved for their historical associations and not for private profit or as against any land which was patented by the Commonwealth to an Officer of the Continental Army and has remained in the ownership of his direct descendants from the date of said patent to the date of the proposed condemnation or taking The Colonial and Revolutionary period shall be taken as ended on the third day of December One Thousand Seven Hundred and Eighty Three

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 749 House Bill No. 1163), as follows:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees and costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party' " is hereby amended to read as follows

Section 23 (a) Whenever any person shall die seised of real estate and the parties in interest desire the same to be converted into money for distribution it shall be lawful for the orphans' court of the proper county in its discretion upon the joint petition of the widow and heirs or devisees and the guardians or committees of such as are minors or under disability in whom the real estate of the decedent shall have vested by descent or will and legatees whose legacies are charged on said real estate or the representatives of such as may be deceased or under disability to order the executor or administrator or a trustee to be appointed by said court to make sale of said real estate but in no such proceedings shall it be necessary for the spouse or spouses of any such party or parties to join in such petition. Such petition shall set forth the description of the property the desire to have the same sold and its estimated value according to the affidavits of two disinterested and competent persons and said petition shall be duly sworn to Said order shall provide that before making sale the executor administrator or trustee shall (give) file a bond with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen and shall proceed thereafter in all respects in the manner provided by this act in cases of the sale of real estate under proceedings in partition The proceeds of such sale after payment of the expenses thereof shall be distributed to and among those entitled thereto the same as real estate Such sale shall have the same effect in all respects as a public sale in proceedings in partition of real estate under this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 750 (House Bill No. 1164), entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing that the court may appoint a guardian without petition in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 754 (House Bill No. 1173), as follows:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "All acts relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

(b) Stock fire insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (1) and (2) of this subdivision stock marine insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (2) and (3) and stock fire and marine insurance companies may be incorporated for any or all of the purposes mentioned in paragraphs (1) (2) and (3)

For making insurances

(1) On dwelling houses stores and all kinds of buildings and household furniture and other property against loss or damage including loss of use or occupancy by fire smoke smudge lightning and explosion whether fire ensue or not except explosion on risks specified in paragraph (5) of subdivision (c) and by tornadoes cyclones windstorms earthquakes hail frost

sleet snow or flood against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers pumps or other apparatus erected for extinguishing fires and of water pipes against accidental injury to such sprinklers pumps or other apparatus against loss or damage caused by the caving in of the surface of the earth above coal mines against perils arising out of the ownship or maintenance or from the use of aircraft automobiles or other motor vehicles not including in any case insurance against loss by reason of bodily injury to the person and against loss or damage caused by bombardment invasion insurrection riot civil war or commotion and military or usurped power and to effect reinsurance of any risk provided for in this clause

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 757 (House Bill No. 1203), entitled:

An Act to amend section seventeen of an act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 488), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes;" by authorizing such cities to provide by ordinance for the leasing of wharves, docks, piers, bulkheads, slips, basins, ferries, harbors and harbor structures in such cities for such period in excess of ten years, and on such terms and conditions as may be deemed desirable.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 759 (House Bill No. 1243), entitled:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 766, as follows:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That after the effective date of this act it shall be unlawful for any person co-partnership association or corporation to operate for profit within this Commonwealth a private nursing home or private hospital for persons requiring care treatment or nursing by reason of sickness injury infirmity or other disability without a license as hereinafter required but this act shall not be construed to apply to any State or State-aided institution or any institution licensed by the Department of Welfare under other statutes

Section 2 Every person copartnership association or corporation desiring to operate for profit such a private nursing home or private hospital shall file an application for a license with the Department of Welfare The application shall be on a form prescribed prepared and furnished by the Department of Welfare and together with such other information as the Department shall require shall state

(a) The name and address of the applicant and the person to be in charge of said home or hospital If the applicant is a copartnership association or corporation the application shall state the names and addresses of all the partners and officers as the case may be

(b) The location of the private nursing home or hospital and if the applicant is a corporation association or partnership the state of incorporation or organization

(c) The facilities of the private nursing home or hospital for the care treatment or nursing of patients or inmates including sanitary and fire protection facilities

Section 3 Upon receipt of an application for a license the Department of Welfare shall cause a thorough investigation to be made as to the character financial responsibility and qualifications of the applicant and if the applicant is a partnership association or corporation of all the officers or partners as the case may be and of the person who is to have the general management of the home or hospital the adequacy of the facilities of the home or hospital to furnish the type of care and service specified in the application the sanitary and fire protection facilities and any other matter or thing which the department may deem proper

Section 4 The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper and responsible persons that the place sought to be used as a private nursing home or hospital is a suitable place for such purpose and is properly equipped therefor and when all the requirements of this act and the rules and regulations of the department have been complied with issue a license to the applicant upon the payment of a license fee of ten dollars ($10.00) which shall be paid into the State Treasury through the Department of Revenue

All licenses issued by the department under this act shall expire one year next following the day on which issued shall be on a form prescribed by the department shall not be transferable shall be issued only for the premises named in the application shall be posted in a conspicuous place on the applicant's premises and may be renewed from year to year upon application investigation and payment of license fee as in the procurement of an original license

Section 5 The Department of Welfare may with the approval of the State Welfare Commission make and enforce reasonable rules and regulations for the issuance and renewal of such licenses for the proper maintenance operation and conduct of such private nursing homes or private hospitals and for the visitation examination and inspection of all such homes or hospitals The Department of Welfare or its duly authorized representative shall have free and full access to the grounds premises and buildings and to the records of any home or hospital licensed under this act and full opportunity to interrogate or interview any patient or inmate thereof and all persons connected with any such home or hospital as officers or charged with the management thereof are hereby directed to give to the Department of Welfare or its duly authorized representative such means facilities and opportunity for such visitation examination and interrogation as is hereby provided and required or as the department by its duly ordained rules or regulations may require

Section 6 Whenever the Department of Welfare shall upon inspection investigation or sworn complaint learn of any violation of rules or regulations adopted by the department or any failure to establish provide or maintain standards and facilities required by the department it shall give written notice thereof to the offending licensee The department may revoke the license of said licensee if such violations do not cease or such standards and facilities are not established or brought in conformity with those prescribed by the department three months after such written notice

Section 7 Any person or any or all officers or partners of any partnership association or corporation maintaining or operating for profit within this Commonwealth a private nursing home or private hospital without a license required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1.000.00) or to undergo imprisonment not exceeding one year or both

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 785, as follows:

An Act to amend the act approved the sixteenth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred forty-four) entitled "An act applying to third class counties only and regulating the selection drawing and summoning of all jurors and talesmen and defining their qualifications in such counties creating a jury board and defining its powers and procedure providing for the appointment of a clerk to the jury board and fixing his maximum salary providing for the custody of the jury wheel and the filing and custody of jury lists providing for the public drawing of jurors and the methods thereof giving the trial judge the right to excuse jurors prescribing the time of challenging jurors or the array and regulating the procedure if array is quashed repealing all acts or parts of acts inconsistent therewith" by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the sixteenth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred forty-four) entitled "An act applying to third class counties only and regulating the selection drawing and summoning of all jurors and talesmen and defining their qualifications in such counties creating a jury board and defining its powers and procedure providing for the appointment of a clerk to the jury board and fixing his maximum salary providing for the custody of the jury wheel and the filing and custody of jury lists providing for the public drawing of jurors and the methods thereof giving the trial judge the right to excuse jurors prescribing the time of challenging jurors or the array and regulating the procedure if array is quashed repealing all acts or parts of acts inconsistent therewith" is hereby amended by adding thereto a new section following section ten to be known as section ten and one-tenth to read as follows

Section 10.1 The provisions of this act relating to the drawing of jurors shall not apply to the drawing of jurors in any county in which the jury wheel was filled for the year under the provisions of any other act of Assembly applicable to such county at the time such wheel was filled and the names of jurors shall be drawn therefrom under the provisions of the law applicable to such county at the time such jury wheel was so filled Provided however That thereafter this act shall apply to such counties and the jury wheel shall be filled and the names of jurors drawn therefrom under the provisions of this act only

Section 2 Any proceedings in relation to the drawing of the names of jurors from the jury wheel in any county becoming a county of the third class after the jury when in such county was filled differing from the procedure provided in the said act approved the sixteenth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred forty-four) are hereby validated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 787, as follows:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing for the election of city councilmen in such cities from Senatorial Districts and at large

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" as amended by the act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty-six) entitled "An act to amend section two of Article VI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled 'An act for the better government of cities of the first class of this Commonwealth' by providing for the election of city councilmen in such cities in proportion to the population thereof" is hereby further amended to read as follows

Section 2 At the municipal election held in such city in the year one thousand nine hundred and thirty-one and in every fourth year thereafter two city councilmen shall be elected in each of the various state senatorial districts in such city and nine city councilmen shall be elected in the city at large Councilmen shall be nominated and elected according to law Councilmen shall serve for the period of four years from the first Monday in January following their election If any vacancy shall happen in the office of councilman the vacancy may be filled at the next general municipal or special election occurring not less than thirty days thereafter to be held in the city at large if the vacancy is in the office of a councilman elected at large or from a senatorial district if the vacancy is in the office of councilman elected therefrom but the councilman thus elected shall serve only for the unexpired term

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 797, (House Bill No. 858), entitled:

An Act authorizing the Department of Forests and Waters through the Water and Power Resources Board to make a survey and to prepare plans and specifications for the control of floods along Turtle Creek and its tributaries.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. RIAL. Mr. President, I move that Senate Bill No. 797 (House Bill No. 858), the bill just read, be recommitted to the Committee on Appropriations.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 811, as follows:

An Act making it the duty of counties of the first class cities incorporated towns and poor districts herein defined as municipalities to require persons co-partnerships associations and corporations entering into contracts with such municipalities for the construction erection installation completion alteration repair of or addition to any public work or improvement to give (in addition to any other bond which may now or hereafter be required by law) an additional bond conditioned for the payment of material labor and services furnished supplied or performed in the prosecution of or in aid of or auxiliary to prosecution of such work or improvement and providing for suits and recovery on such bonds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "municipality" as used in this act shall be construed to mean and include a county of the first class city incorporated town and poor district

Section 2 It shall be the duty of every municipality to require any person co-partnership association or corpoation entering into a contract with such municipality for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such municipality in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person co-partnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such municipality may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor and services supplied or performed in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work whether or not the said material labor or services enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the municipality for the use of any party interested therein Every such additional bond shall provide that every person co-partnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor or services in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the municipality for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon provided however that the municipality shall not be liable for the payment of any costs or expense of any suit

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 819 (House Bill No. 1248), entitled:

An Act according to the United States Commission of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 820 (House Bill No. 1298), entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 825 (House Bill No. 1395), entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 828, as follows:

An Act to amend section twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as amended exempting from the provisions of said act boxing sparring and wrestling exhibitions conducted or sponsored by high schools colleges and universities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as amended by section twelve of the act approved the twenty-ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred sixty) entitled "An act to repeal sections one to three and to amend sections four six ten fourteen sixteen seventeen twenty twenty-one twenty-three twenty-five and twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled 'An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties'" is hereby further amended to read as follows

Section 26 The provisions of this act shall not prohibit any duly constituted organization or association organized for a lawful purpose from having boxing sparring and wrestling matches and exhibitions in connection with entertainments when such matches or exhibitions are conducted not for profit Provided That before such match or exhibition is held a permit is granted by the commission

This act shall not apply to or be construed to regulate or to impose any tax upon the admissions received from boxing sparring and wrestling matches conducted or sponsored by high schools colleges and universities

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 829, as follows:

An Act to amend section three of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two) entitled "An act regulating the closing of public highways and providing for the locating marking and maintenance of detours necessitated by such closing requiring boroughs cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours providing penalties for removing destroying defacing signs erected for warning or detour purposes and for driving on over or across highways which are closed by the proper persons or authorities except in certain cases further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors shall have the right to recover the amount of such damages from the person or persons responsible in addition to the penalties herein provided and repealing certain acts"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred two) entitled "An act regulating the closing of public highways and providing for the locating marking and maintenance of detours necessitated by such closing requiring boroughs cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours providing penalties for removing destroying defacing signs erected for warning or detour purposes and for driving on over or across highways which are closed by the proper persons or authorities except in certain cases further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors shall have the right to recover the amount of such damages from the person or persons responsible in addition to the penalties herein provided and repealing certain acts" is hereby amended to read as follows

Section 3 When any public road or highway shall be closed as hereinbefore provided it shall be the duty of the authorities authorizing the closing to immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each public road intersection throughout its entire length indicating the direction to the main highway and during the period when such detour is in use it shall be the duty of the authorities closing the main highway to maintain such detour in safe and passable condition It shall also be the duty of the authorities closing the main highway and maintaining the detour to immediately remove all detour signs when the highway originally closed is opened for traffic and said authorities shall as soon as possible repair the road designated as a detour and place same in a condition at least equal to its condition when designated as a detour Whenever necessary in the creation of a detour as aforesaid the authorities responsible for laying out the detour may enter into agreement with the owners of private lands covering the acquisition of right-of-way privileges over private property for the period when the main highway shall be closed to traffic In case no agreement satisfactory to the parties can be reached the authorities responsible for the laying out of the detour may proceed with the construction of the same and either such authorities or the owner of the property occupied may petition the court for the appointment of viewers to ascertain the damages if any in the same manner as damages are now ascertained for the opening of public roads In the exercise of the rights conferred by this section the authorities responsible are hereby empowered to pay for the necessary maintenance subsequent repair damages and land rental out of such funds as are available for the construction [and/] or maintenance of the highways in their charge

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 834, as follows:

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervision of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner providing for the approval of said changes by the Department of Forests and Waters and providing for the ascertainment and payment of damages occasioned thereby

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Highways shall be and is hereby authorized to enter upon private property adjacent to or in the vicinity of highways or bridges constructed or maintained in whole or in part by the Commonwealth or any highway or bridge under the jurisdiction of said Department and change or protect existing stream channels where it is deemed advisable in order to protect improved highways or bridges within the limits of any borough town incorporated town or township from damage due to erosion or high water

Section 2 Any such change to an existing stream channel by the Department of Highways shall first be approved by the Department of Forests and Waters

Section 3 The Secretary of Highways when possible shall enter into an agreement with the owner or owners of said property as to the amount of damages to be paid which damages if agreed upon shall be paid by the Department of Highways and in case no agreement satisfactory to the Secretary of Highways and the said owner or owners can be made the Secretary of Highways may proceed with the changing or protecting of any stream channel and the owner or owners of the property damages thereby or the Secretary of Highways may present with petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damages The proceedings upon said petition and by viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for opening public highways Such damages when ascertained shall be paid by the Department of Highways from any moneys available for the construction of maintenance of State highway routes and the Department of Highways shall be entitled to recover the same percentage of such damages and such part of the actual cost of making any change to or protecting any existing stream channel as it is now or hereafter authorized to be reimbursed for the maintenance of said highways

Section 4 The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-nine) entitled "An act conferring on the Department of Highways the right to change or protect existing stream channels on private lands adjacent to highways in order to protect the highways in a proper manner and providing for the approval of said changes by the Department of Forests and Waters" and its amendments be and the same is hereby repealed

Section 5 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 835, as follows:

An Act authorizing municipal subdivisions of the Commonwealth any material equipment or supplies appropriate for use in the construction or maintenance of certain highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any municipal subdivision of the Commonwealth is authorized to sell lease donate or otherwise transfer to the Commonwealth any material equipment or supplies appropriate for use in the construction or maintenance of the highways of this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 848 (House Bill No. 1317), entitled:

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 851 (House Bill No. 1350), entitled:

A Supplement to the act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection thereweith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of the grounds thereof

The first, second, third, fourth and fifth sections of the bill were read as follows and agreed to:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three million dollars ($3,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the construction of buildings and facilities and the purchase of furnishings and equipment for and the development of the grounds of the new Eastern State Penitentiary at Graterford now in the course of construction under the Act approved the fourth day of March one thousand nine hundred twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewtih upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" as amended by the Act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws eight hundred twenty-six) entitled "An act to amend section four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for the transfer to and employment of inmates at the said penitentiary the payment of wages to such inmates and the payment by the counties of the expense of keeping prisoners at the site of said new penitentiary" and supplemented by the Act approved the fifteenth day of May one thousand nine hundred twenty-nine (Appropriation Acts page one hundred sixty-four) entitled "A supplement to the Act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for further construction of buildings and development and improvement of grounds of the new Eastern State Penitentiary and making appropriations to the Department of Property and Supplies for the use of the Board of Trustees of Eastern State Penitentiary"

Section 2 The appropriation made by this act shall be expended by the Department of Property and Supplies for furnishings and equipment recommended by the Board of Trustees of the Eastern State Penitentiary and approved by the Department of Welfare for the further construction of buildings and facilities under the plans and specifications thereof which may be made with the approval of the Governor the Department of Welfare and the Department of Property and Supplies and for the further development of the grounds as recommended by the Board of Trustees of Eastern State Penitentiary with the approval of the Department of Welfare

Section 3 All construction work and all work incident to the development of grounds shall be under the immediate supervision of the superintendent of construction heretofore selected or such other superintendent or superintendents as may hereafter be selected by the Department of Property and Supplies with the approval of the Governor

Section 4 All contracts for the purchase of furnishings equipment materials or supplies and all other contracts which it may become necessary to award and execute for carrying out the provisions of the act to which this is a supplement and its amendments shall be made by the Department of Property and Supplies and any contract made hereunder which shall involve an expenditure of more than five hundred dollars ($500) shall be made after advertisement and competitive bidding

Section 5 This act shall be effective immediately upon its passage and approval by the Governor

The title of the bill was read as follows:

A Supplement to the act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of grounds thereof.

Mr. SCOTT. Mr. President, I move to amend page 1, line 1 of the title by striking out after the word "of" and before the word "one" the word; "March" and inserting in lieu thereof the word: "May"

Mr. APPLE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 853 (House Bill No. 1313), entitled:

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 859 (House Bill No. 1469), entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 872, as follows:

An Act to apportion the State into congressional districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States this State shall be divided into thirty-four districts as follows

The first district shall consist of the first seventh twenty-sixth thirtieth thirty-sixth thirty-ninth and forty-eighth wards of the City of Philadelphia

The second dirtrict shall consist of the eighth ninth tenth thirteenth fourteenth fifteenth twentieth and thirty-seventh wards of the City of Philadelphia

The third district shall consist of the second third fourth fifth sixth eleventh twelfth sixteenth seventeenth eighteenth and nineteenth wards of the City of Philadelphia

The fourth district shall consist of the twenty-eighth twenty-ninth thirty-second thirty-eighth and fory-seventh wards of the City of Philadelphia

The fifth district shall consist of the twenty-third twenty-fifth thirty-first thirty-third thirty-fifth forty-first and forty-fifth wards of the City of Philadelphia

The sixth district shall consist of the twenty-fourth twenty-seventh thirty-fourth fortieth forty-fourth and forty-sixth wards of the City of Philadelphia

The seventh district shall consist of the twenty-first twenty-second forty-second and forty-third wards of the City of Philadelphia

The eighth district shall consist of the County of Delaware

The ninth district shall consist of the County of Montgomery

The tenth district shall consist of the Counties of Chester and Lancaster

The eleventh district shall consist of the County of Lackawanna

The twelfth district shall consist of the County of Luzerne

The thirteenth district shall consist of the County of Schuylkill

The fourteenth district shall consist of the County of Berks

The fifteenth district shall consist of the Counties of Wayne Bradford Columbia Montour Sullivan Susquehanna and Wyoming

The sixteenth district shall consist of the Counties of Warren McKean Elk Potter Tioga Clinton Lycoming and Cameron

The seventeenth district shall consist of the Counties of Bucks and Lehigh except that portion of the City of Bethlehem located in Lehigh County

The eighteenth district shall consist of the Counties of Northumberland Union Snyder Mifflin Juniata and Perry

The nineteenth district shall consist of the Counties of Cumberland Dauphin and Lebanon

The twentieth district shall consist of the County of Cambria

The twenty-first district shall consist of the Counties of Northampton Carbon Monroe Pike and that portion of the City of Bethlehem located in Lehigh County

The twenty-second district shall consist of the Counties of York Adams Franklin Fulton and Huntingdon

The twenty-third district shall consist of the Counties of Clearfield Centre Bedford and Blair

The twenty-fourth district shall consist of the Counties of Fayette and Somerset

The twenty-fifth district shall consist of the Counties of Greene and Washington

The twenty-sixth district shall consist of the Counties of Beaver Butler and Lawrence

The twenty-seventh district shall consist of the Counties of Clarion Forest Armstrong Indiana Venango and Jefferson

The twenty-eighth district shall consist of the County of Westmoreland

The twenty-ninth district shall consist of the Counties of Crawford Erie and Mercer

The thirtieth district shall consist of the twenty-first twenty-second twenty-third twenty-fourth twenty-fifth twenty-sixth and twenty-seventh wards of the Ciity of Pittsburgh and all the boroughs and townships lying north of the Ohio and Allegheny Rivers not included in the thirty-first district in the County of Allegheny

The thirty-first district shall consist of all the boroughs and townships lying between the Allegheny and Monongahela Rivers and the boroughs of Springdale Cheswick Brackenridge Tarentum the townships of Harrison Fawn East Deer Frazer and Springdale and the City of McKeesport in the County of Allegheny

The thirty-second district shall consist of the first second third fourth fifth sixth ninth tenth eleventh and fifteenth wards of the City of Pittsburgh in the County of Allegheny

The thirty-third district shall consist of the seventh eighth twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth and twentieth wards of the City of Pittsburgh and the townships of Chartiers in the County of Allegheny

The thirty-fourth district shall consist of the Cities of Clairton and Duquesne and all the boroughs and townships lying south of the Ohio and Monongahela Rivers excepting the township of the Chartiers in the County of Allegheny

Section 2 The nomination and election of Members of the House of Representatives of the United States which the qualified electors of any county or of any part of a county are entitled to elect of themselves unconnected with any other county or district shall be made held and conducted and the return of votes cast at primary and general elections for the nomination and election of such members shall be made computed canvassed and certified as now or hereafter may be provided by law

Section 3 In all congressional districts composed of two or more counties or parts of two or more counties or of one or more counties and a part or parts of one or more counties the county commissioners of each of such counties in the case of primary elections and the court of Common Pleas in the case of general election shall appoint one of the judges of elections of such county or part of such county comprised within such district to take charge of the returns of all votes cast at any primary or general election in said county or part of said county for any candidate or candidates for the nomination of Representatives in Congress from said district

Section 4 Such return judges shall meet at such places in their respective districts as herein designated

The return judges of the tenth district shall meet at the court house in Lancaster in the County of Lancaster

The return judges of the fifteenth district shall meet at the court house in Montrose in the County of Susquehanna

The return judges of the sixteenth district shall meet at the court house in Williamsport in the County of Lycoming

The return judges of the seventeenth district shall meet at the court house in Allentown in the County of Lehigh

The return judges of the eighteenth district shall meet at the court house in Lewistown in the County of Mifflin

The return judges of the nineteenth district shall meet at the court house in Harrisburg in the County of Dauphin

The return judges of the twenty-first district shall meet at the court house in Stroudsburg in the County of Monroe

The return judges of the twenty-second district shall meet at the court house in Chambersburg in the County of Franklin

The return judges of the twenty-third district shall meet at the court house in Hollidaysburg in the County of Blair

The return judges of the twenty-fourth district shall meet at the court house in Uniontown in the County of Fayette

The return judges of the twenty-fifth district shall meet at the court house in Washington in the County of Washington

The return judges of the twenty-sixth district shall meet at the court house in Beaver in the County of Beaver

The return judges of the twenty-seventh district shall meet at the court house in Indiana in the County of Indiana

The return judges of the twenty-ninth district shall meet at the court house in Meadville in the County of Crawford

Section 5 Such return judges shall meet and cast up the several returns of the counties or parts of counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed

Section 6 The judges shall execute under their hands and seals a general and true return of the whole district which in case such return is of the general election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding general or primary election for the office for which the election was held or the nominations were made in the district

Section 7 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 8 The first election under this act shall be held at the general election in the year one thousand nine hundred and thirty-two

The Members of Congress now in office shall continue in such office until the expiration of their respective terms

Vacancies now existing or hapening after the passage of this act and before the commencement of the terms of the members elected at the election of one thousand nine hundred and thirty-two shall be filled for the unexpired terms in the manner now provided by law in the particular district

Section 9 The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred forty-four) entitled "An act to apportion the State into congressional districts" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. McCLURE. Mr. President, I move that Senate Bill No. 872, the bill just read, be recommitted to the Committee on Congressional Apportionment.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 880, as follows:

An Act to authorize any corporation of this Commonwealth created by virtue of any special Act of Assembly and possessing under such Act or supplements thereto franchises for various purposes including the right to construct and operate railroads for public use to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith not parallel or competing

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any corporation of this Commonwealth created by virtue of any special Act of Assembly and possessing under such Act or supplements thereto franchises for various purposes including the right to construct and operate railroads for public use be and it is hereby authorized and empowered for the purpose of segregating its railroad lines and franchises to sell and convey any railroad constructed and owned by it together with the franchises rights and privileges and the appurtenances and equipment thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a connecting line or lines of railroad not parallel or competing

Section 2 Such sale shall be effected as follows

First The vendor corporation and the purchasing corporation shall pursuant to resolutions duly adopted by the directors of each make and execute under their respective corporate seals duly attested an agreement providing for such sale and purchase and specifying all essential details terms stipulations and conditions thereof and the consideration therefor and a map of the railroad to be sold thereunder shall be annexed to and made part of said agreement

Second Said agreement shall be submitted for approval or disapproval to the stockholders of each corporation at meetings either annual or special duly convened and of which not less than thirty days' notice shall be given and if said agreement shall be approved by a majority in interest of the stockholders of each corporation then that fact shall be certified by the secretary of each corporation under its corporate seal and a copy of the agreement with said certificates attached shall be filed in the office of the Secretary of the Commonwealth and upon the filing thereof and payment in the manner prescribed by said agreement of the stipulated price or consideration all the railroad property real and personal and all the railroad franchises rights and privileges sold shall become and be vested in the purchasing corporation subject to all the debts agreements liabilitise obligations and duties of the vendor corporation in respect of such railroad and shall thereafter be possessed held used exercised and enjoyed by the purchasing corporation as fully completely and absolutely in all respects as the same had been theretofore owned held exercised and enjoyed by the vendor corporation and the purchasing corporation with respect to the property so acquired shall also have and may exercise and enjoy the rights powers privileges and franchises which it has and may exercise respecting its other railroads and property

Section 3 The copy of said agreement with said certificates attached filed in the office of the Secretary of the Commonwealth shall be evidence of the lawful holding of the meetings of stockholders of each corporation and of the due approval of the said agreement as required by this act as well as the precedent action of the directors of each corporation approving thereof

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

Section 5 This Act shall be in full force and effect upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 881, as follows:

An Act to further amend section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled "An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same providing also for the expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled 'An act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof' et cetera approved the twenty-eighth day of May one thousand nine hundred and seven" by changing the registration fee required for selling concentrated commercial feeds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled "An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls, ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same providing also for expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled 'An act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof' et cetera approved the twenty-eighth day of May one thousand nine hundred and seven" as last amended by the act approved the nineteenth day of March one thousand nine hundred and twenty-three (Pamphlet Laws twelve) entitled "An act to further amend section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled 'An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same, providing also for the expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled "An Act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof" et cetera approved the twenty-eighth day of May one thousand nine hundred and seven' as amended fixing the amount of and providing for the collection of license fees for the sale of certain brands of feeding-stuffs" is hereby further amended to read as follows

Section 4 Each and every manufacturer importer agent person corporation or firm on or before the first day of January of each year or before selling offering or exposing for sale in this Commonwealth any concentrated commercial feeding-stuffs as defined in section two of this act shall register and file annually with the Secretary of Agriculture a certified statement of the names and number of each kind or brand of such concentrated comemrcial feeding-stuffs that he shall offer for sale during the next ensuing year and a copy of the analysis of each one of such brands as required by section one of this act and he or they shall pay to the Secretary of Agriculture the sum of ten dollars for each and every new brand of such concentrated feeding-stuffs to be sold or offered for sale within the Commonwealth. Every manufacturer or importer of commercial feeding-stuffs shall file annually with the Secretary of Agriculture an affidavit showing the amount of each brand of feeding-stuffs sold within the Commonwealth during the last preceding year and if the said amount of such feeding-stuffs shall exceed one hundred tons and not more than two hundred tons he or they shall pay the sum of fifteen dollars as aforesaid if the said amount shall exceed two hundred tons and not more than three hundred tons he or they shall pay the sum of twenty dollars and if the amount shall exceed three hundred tons and not in excess of five hundred tons he or they shall pay the sum of twenty-five dollars and if the amount shall exceed five hundred tons he or they shall pay thirty dollars [twenty-five dollars for each and every brand of such concentrated commercial feeding-stuffs to be sold or offered for sale within the Commonwealth] except brands of (a) pure wheat bran (b) pure wheat middlings (c) pure wheat mixed feed (d) pure rye bran (e) pure rye middlings (f) pure rye mixed feed (g) pure buckwheat bran (h) pure buckwheat middlings (i) pure buckwheat feed being by-products resulting from the milling of pure wheat rye and buckwheat in the manufacture of wheat rye and buckwheat flour and (j) pure corn meal made by grinding and bolting corn and (k) pure corn and oats chop made by grinding together or by grinding separately and mixing together pure corn and oats standards for which brands shall be fixed by the Secretary of Agriculture in which cases he shall pay to the Secretary of Agriculture the sum of six dollars instead of the amounts hereinbefore specified [twenty-five dollars] for each and every such brand to be sold or offered for sale within the Commonwealth All moneys so received shall be immediately paid by the Secretary of Agriculture to the State Treasury for the use of the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 884, as follows:

An Act to amend sections one and two of the act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred seventy-six) entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector or any person other than the elector against whom such tax is assessed except upon the written and signed order of such assessed elector and prescribing penalties" by providing certain exemptions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred seventy-six) entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector by any person other than the elector against whom such tax is assessed except upon the written and signed order of such assessed elector and prescribing penalties" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be unlawful for any person or persons to pay or cause to be paid any occupation or poll tax assessed against any elector except [on] where paid by a husband or wife for his or her spouse or by a parent for his or her child unless pursuant to the written and signed order of such elector authorizing such payment to be made which written and signed order must be presented at least thirty days prior to the date of holding the election at which such elector desires to vote

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That it shall be unlawful for any officer clerk or other person authorized to collect taxes and receipt therefor to receive payment of or receipt for any occupation or poll tax assessed for State or county purposes from any persons [other than the elector against whom such tax shall have been assessed except upon] in the cases provided in section one unless pursuant to his or her written and signed order authorizing such payment to be made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 887, as follows:

An Act to further amend section two hundred eighty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred eighty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred fifty-one) is hereby further amended to read as follows

Section 285 Fish License Fund Established All fees fines penalties and other moneys paid received recovered and collected (a) under the provisions of any law repealed and replaced by this act and now held in the State Treasury as a fund or any part of a fund separate and apart from the various purposes designated by law or (b) that may be hereafter paid recovered received and collected under the provisions of any act repealed and replaced by this act or (c) that may be paid received recovered and collected under the provisions of this act shall be placed in a separate fund by the State Treasurer to be known as "The Fish Fund" and shall be used solely for the payment of all expenses incurred by the Department of Revenue in procuring issuing or supervising the issuance of resident and nonresident fishing licenses and license buttons and under the direction of the board for the following purposes

(a) The payment of the salaries wages or other compensation of the Commissioner of Fisheries [and] such deputies directors superintendents bureau or division chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers fish wardens laborers and other assistants and employes as may be required for the work of the board and such special deputy attorneys general assistant deputy attorneys general as may be assigned by the Attorney General to the board or for handling any legal business pertaining to its work

(b) The payment of the traveling and other expenses of the members officers and employes of the Board of Fish Commissioners

(c) The purchase through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials equipment fuel motor vehicles and printing and binding as may be necessary in the conduct of the work of the board and the payment of premiums on surety bonds for such officers or employes of the board as may be required to furnish them policies of Workmen's Compensation Insurance and policies of liability insurance covering the aforesaid motor vehicles and persons operating same which bonds or insurance policies shall have been contracted for by the Department of Property and Supplies as agent of the board

(d) The payment of postage telegrams telephone rentals telephone toll charges and rentals for patented leased office devices or machines

(e) Rentals for any offices outside of the Capitol Buildings or any other grounds buildings or quarters necessary for the work of the board

(f) The propagation protection and distribution of fish and the stocking of waters within this Commonwealth as provided by law

(g) Necessary repairs and improvements to fish hatcheries or other buildings offices or quarters used in the work of the board

(h) Field work gathering spawn and transferring fish

(i) The maintenance and operation of a boat on Lake Erie and the cruiser "Anna" at Torresdale on the Delaware River and

(j) Any contingent incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the board

(k) With the consent of the Governor for the purchase of lands and waters and for the impounding of waters and to make the same available for use by the citizens of the Commonwealth for fishing hunting and forest purposes and said lands and waters so purchased shall be under the supervision direction and control of the board and

(l) The purchase and acquisition of additional land and water for State fish hatcheries the purchase, acquisition and erection of buildings ponds and other extensions incidental to fish hatcheries and for the propagation and protection of fish and hatcheries hereafter established and for the distribution of fish from hatcheries and the stocking of waters within this Commonwealth All moneys received from license fees in any fiscal year in excess of three hundred and fifty thousand ($350,000) dollars shall be expended solely and exclusively for the purposes set forth in this clause

All moneys in such separate fund from time to time are hereby specifically appropriated to the Department of Revenue and the board and may be expended for the purposes hereinbefore enumerated [The amount of this appropriation to be expended by the Department of Revenue hereunder shall be subject to approval by the Governor and all] All printing buttons and other supplies or materials purchased by the Department of Revenue for the purpose of performing its duties under the provisions of this act shall be purchased through the Department of Property and Supplies as purchasing agency

Estimates of the amounts to be expended under this act from time to time by the Department of Revenue and the Board of Fish Commissioners respectively shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisition for the expenditure of any moneys out of this appropriation by the Department of Revenue or by the Board of Fish Commissioners in excess of the estimates approved by the Governor Subject to the foregoing provision [The] the Auditor General shall from time to time upon requisition of the Secretary of Revenue or of the Commissioner draw his warrant on the State Treasurer for the amount specified in such requisition not exceeding however the amount in such fund at the time of making such requisition

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 888, as follows:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing the Banking Department Act of nineteen hundred and nineteen with table of contents"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (a) of section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing the Banking Department Act of nineteen hundred and nineteen with table of contents" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred sixteen) is hereby further amended to read as follows

Section 9 Maintenance of Department

(a) Expenses All moneys derived by the department from fees assessments charges penalties and otherwise shall be paid by the Secretary through the Department of Revenue into the State Treasury for safe-keeping and shall by the State Treasurer be placed in a separate fund to be available for the use of the department upon requisition of the Secretary All such moneys so paid into the State Treasury are hereby specifically appropriated to the department for the purpose of paying the salaries of the Secretary the deputies the examiners [and] the other employes of the department and such special deputy attorneys general assistant deputy attorneys general and attorneys as may be assigned by the Attorney General to the department or for handling any legal business pertaining to its work and the expenses of the department including the rental and furniture of such rooms or quarters as the Secretary may be required to furnish them supplies materials motor vechase through the Department of Property and Supplies of surety bonds for such officers or employes of the department as may be required to furnish them supplies materials motor vehicles workmen's compensation insurance covering the officers and employes of the department and liability insurance covering vehicles purchased out of moneys of said fund and the officers and employes of the department operating said vehicles In the event that the use of motor vehicles is required only temporarily then such moneys in the fund are available for the payment to the Department of Property and Supplies for the use of such motor vehicles on a mileage basis at such amount per mile as the Department of Property and Supplies with the approval of the Governor shall determine

Estimates of the amounts to be expended under this act from time to time by the Department of Banking shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisition for the expenditure of any moneys out of this appropriation by the Department of Banking in excess of the estimates approved by the Governor Subject to the foregoing provision [The] the Auditor General shall upon requisition of the Secretary from time to time draw warrants upon the State Treasurer for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of the making of any such requisition

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 891, as follows:

An Act to amend an act approved the twenty-third day of April one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory stateemnts affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act" by extending the provisions of the act to national banks and building and loan associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-third day of April one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and is hereby enacted by authority of the same That any person who shall make utter circulate or transmit to another or others any statement untrue in fact derogatory to the financial condition of any national or State bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth or any building and loan association in this Commonwealth with intent to injure any such financial institution or association or who shall counsel aid procure or induce another to originate make utter transmit or circulate any such statement or rumor with like intent shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five thousand dollars ($5,000) and by imprisonment at hard labor for a term not exceeding five (5) years

Section 2 This act shall become effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 436

Mr. McCLURE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE offered the following resolution, which was twice read, as follows, considered and agreed to

CONCURRENT RESOLUTION

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 436, entitled "An act to further amend clauses six and nine of section one to add clause nine to section eight and to further amend clause two of section eleven of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' authorizing certain clerks and secretaries appointed by judges to become members of said retirement system opening the system further for original members permitting members to change the class for the making of deductions and for retirement purposes and extending the time for returning employes to re-enter the system," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS INTRODUCED

Mr. MANSFIELD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 919, entitled:

A Supplement to an act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by providing for the appointment of a solicitor as attorney and legal advisor for the Department of City Controller.

Which was committed to the Committee on Municipal Affairs.

BILLS INTRODUCED

Mr. WOODWARD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 920, entitled:

An Act to create counties of the first class as municipal corporation, and to confer upon such counties all powers of municipal and county government, and abolish all other local governments.

Which was committed to the Committee on Municipal Affairs.

BILLS INTRODUCED

Mr. ROBERTS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS read in his place and presented to the Chair Senate Bill No. 921, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; by adding thereto section one hundred and fifty-four, providing for a stenographer to the county solicitor in counties of the fourth class.

Which was committed to the Committee on New Counties and County Seats.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 436

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 436, entitled:

An Act to further amend clauses six and nine of section one, to add clause nine to section eight, and to further amend clause two of section eleven, of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system; opening the system further for original members; permitting members to change the class for the making of deductions and for retirement purposes; and extending the time for returning employes to re-enter the system.

be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 167

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 167, entitled "An act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxable notice of increases in valuations and appeal days" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 339

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 339, entitled "An act authorizing the merger and consolidation of corporations organized and formed for the support of public worship," be recalled from the Governor for the puropse of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 407

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 407, entitled "An act empowering the proper authorities of any municipality county seat borough township or school district to transfer any excess in any sinking fund as of date of transfer to the general fund to be used for the payment of other indebtedness before the maturity of obligations and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 212

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 212, entitled "An act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled 'An act to fix the time for filing petitions for nomination with the county commissioners'" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 158

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 158, entitled "An act to amend section three hundred fifty-two of the act aproved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureau and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law' as added by providing for filing of amended charters and certifications thereof in merger proceedings" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 338

He also presented communication from the House of Representatives that the House has concurred in resolution from the Senate, as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 338, entitled "An act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 185

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 185, entitled:

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common pleas of Luzerne County en banc terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly

HOUSE CONCURS IN SENATE BILL No. 43

He also returned to the Senate, Senate Bill No. 43, entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 344

He also returned to the Senate, Senate Bill No. 344, entitled:

An Act to amend section eight of and to add section sixteen to the act approved the fifth day of July one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children under the jurisdiction of the courts of quarter sessions of the peace or other courts sitting as juvenile courts and to acquire land therefor by purchase or by condemnation defining the scope and character of such schools regulating the proceedings for the establishment maintenance and management thereof authorizing the county commissioners to make appropriation levy taxes and to incur indebtedness therefor and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act removing the persons in charge thereof and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act" providing for the admission to such schools of non-residents regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith and for the maintenance of nonresident children

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 460

He also returned to the Senate, Senate Bill No. 460, entitled:

An Act to amend section five of the act approved the seventh day of May one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employes of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" as amended by defining the powers of the director with respect to the employes of the Bureau and their salaries

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 533.

He also returned to the Senate, Senate Bill No. 533, entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 540.

He also returned to the Senate, Senate Bill No. 540, entitled!

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment levy and collection of taxes

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 555

He also returned to the Senate, Senate Bill No. 555.

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

with the information that the House has passed the same without amendment.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 142 Senate Bill No. 922, entitled

An Act authorizing and directing the Department of Property and Supplies to procure, erect and dedicate a monument or memorial in honor of the soldiers, sailors and marines who served in the Spanish-American War, the China Expedition, and the Philippine Insurrection; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 603 (Senate Bill No. 923).

An Act relating to court proceedings; fixing the time within which motions for new trials for judgment, non obstante veredictor and motions in arrest of judgment shall be made, excluding Sundays, Saturdays and Holidays in calculating the time.

Which was committed to the Committee on Judiciary General.

House Bill No. 631 (Senate Bill No. 924), entitled:

An Act to amend section one of the act, approved the twenty-second day of April, one thousand nine hundred and twenty-nine (P. L. 620), entitled "An act directing the recorder of deeds of each county of the Commonwealth to refuse for record all deeds or other transfer of real estate, or interest in real estate, unless a certificate is attached to said instruments giving the precise residence of the grantee or grantees named therein; and requiring a list thereof to be delivered to the proper board of revision of taxes, or other officials charged with the assessment of real estate," providing that such deeds and transfer shall not be accepted for record unless they contain the immediate source and record of grantor's title and the name and address of the scrivener of such instrument.

Which was committed to the Committee on Judiciary General.

House Bill No. 827 (Senate Bill No. 925), entitled:

An Act to amend sections one and two of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1528) entitled "An act authorizing the Secretary of Highways with the approval of the Governor to establish construct and maintain roads parallel to existing State Highways in order to relieve traffic congestion providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby and providing that such highways when constructed shall become a part of the system of State Highways of the Commonwealth" by including borough streets within the provisions thereof and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 847 (Senate Bill No. 926), entitled:

An Act to amend subsection third of section one of the act approved the ninth day of July one thousand nine hundred and one (P. L. 614) entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs" as amended providing for the service of summons in actions of trespass brought in the county in which the alleged tort was committed in counties other than the county in which such action was brought

Which was committed to the Committee on Judiciary General.

House Bill No. 865 (Senate Bill No. 927), entitled:

An Act making an appropriation to the Board of Finance and Revenue for the refund of mercantile license taxes erroneously paid or overpaid into the State Treasury.

Which was referred to the Committee on Appropriations.

House Bill No. 941 (Senate Bill No. 928), entitled:

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven

(P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain presons to attend educational conferences and providing for the payment of the expenses of such persons

Which was committed to the Committee on Education.

House Bill No. 1036 (Senate Bill No. 929), entitled:

An Act to amend sections one and two of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (Pamphlet Laws, eleven), entitled "An act to enable railroads, canal and slack-water navigation companies to straighten, widen, deepen and otherwise improve their lines of railroads, canals and slack-water navigation and the bridges, aqueducts, piers and structures thereof" by authorizing the acquisition of rights in and to lands or the use of lands for the flow of water diverted by railroad structures and embankments or required to comply with order of the Water and Power Resources Board or other public authority under the laws of this Commonwealth.

Which was committed to the Committee on Judiciary General.

House Bill No. 1061 (Senate Bill No. 930), entitled:

An Act providing for the appointment of a board of jail and prison inspectors in counties of the third and fourth classes, for the control and management of the county jails and prisons by such board, and prescribing its powers and duties relative thereto.

Which was committed to the Committee on Judiciary General.

House Bill No. 1087 (Senate Bill No. 931), entitled:

An Act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring distributors to secure permits, to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, and county commissioners; providing for rewards; imposing certain costs on counties conferring powers and imposing certain duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation.

Which was referred to the Committee on Finance.

House Bill No. 1107 (Senate Bill No. 932), entitled:

An Act relating to mortgages and the obligations secured thereby providing an exclusive method to receive or receipt for the principal thereof requiring written authorization to an agent or an attorney to act for his principal in such cases except at attorney-at-law where judgment has been entered by confession on the obligation or secured by foreclosure on the mortgage providing that a copy of the original written authorization may be certified by a notary public and the effect of such certification as evidence imposing certain duties upon the recorder of deeds fixing fees therefor and imposing payment thereof on the mortgagee

Which was committed to the Committee on Judiciary General.

House Bill No. 1115 (Senate Bill No. 933), entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of sewage and sewage treatment facilities at Edinboro State Teachers College

Which was committed to the Committee on Appropriations.

House Bill No. 1176 (Senate Bill No. 934), entitled:

An Act giving to any taxable inhabitant of any county of the second class the right to be assessed upon the value of his occupation during a certain part of each year for purposes of taxation for the current year; prescribing the procedure for procuring and making such assessment and its effect, continuance and duration; providing for the assessment and levying of a county tax upon such assessment for the current year; imposing certain duties in connection therewith upon the members, subordinate assessors, clerks and employees of the boards for the assessment and revision of taxes of such counties, the boards of registration commissioners therein, the county commissioners, county controllers, county treasurers and delinquent tax collectors thereof, upon judges of election therein, and upon the courts of common pleas thereof and the judges of such courts; providing for striking off such assessments, and for refusing and cancelling registrations and enrollments for voting purposes based upon any assessments stricken off or upon tax payments pursuant thereto; providing for appeals from such assessments and from the striking off thereof, and from the neglect or refusal to assess, and regulating the procedure; prescribing the procedure for purging the assessment books and conferring jurisdiction upon the courts of common pleas of such counties, and upon the judges thereof, and prescribing the procedure; making it a misdemeanor to neglect or refuse to assess any taxable inhabitant in accordance with the provisions of the act, and prescribing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 1305 (Senate Bill No. 935), entitled:

An Act to amend subsection (a) clause three of section five hundred and five of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State Government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for state purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" empowering the Board of Finance and Revenue to fix interest rates payable on State deposits

Which was referred to the Committee on Finance.

House Bill No. 1314 (Senate Bill No. 936), entitled:

An Act making an appropriation to the Department of Property and Supplies to provide and erect a bronze replica of a statue of George Washington

Which was committed to the Committee on Appropriations.

House Bill No. 1358 (Senate Bill No. 937), entitled:

An Act to amend section thirty-two of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for the issue of certificates by the Governor that counties have receded in classification

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1379 (Senate Bill No. 938), entitled:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other municipalities or incorporated districts had and held pursuant to the provision of an act approved the twentieth day of April one thousand eight hundred and seventy-four (P. L. 65) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

Which was committed to the Committee on Judiciary General.

House Bill No. 1389 (Senate Bill No. 939), entitled:

An Act providing for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular conditions and visual efficiency by any law of the Commonwealth and repealing inconsistent laws

Which was referred to the Committee on Public Health and Sanitation.

House Bill No. 1411 (Senate Bill No. 940), entitled:

An Act to amend section twenty-one of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," as amended; providing that certified copies of death certificates shall not be prima facie evidence of the cause of death.

Which was committed to the Committee on Judiciary General.

House Bill No. 1429 (Senate Bill No. 941), entitled:

An Act giving relatives the right to walk across lands to reach private burial grounds and providing penalty for preventing the same

Which was committed to the Committee on Judiciary General.

House Bill No. 1473 (Senate Bill No. 942), entitled :

An Act to amend sections ten twenty-five twenty-eight twenty-nine and thirty-eight of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1237) entitled "An act affecting marital relations prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages and amending revising and consolidating the law relating thereto" clarifying the ground for divorce where the respondent has been convicted of certain crimes providing for the amendment of libels to include additional grounds for divorce dispensing with the necessity of an alias subpoena where the respondent cannot be found and providing for service of notice of hearing on corespondents

Which was committed to the Committee on Judiciary General.

House Bill No. 1495 (Senate Bill No. 943), entitled:

An Act to amend section three of the act approved the eighteenth day of April one thousand nine hundred and twenty-three (P. L. 75) entitled "An act authorizing the courts of common pleas to change the name of persons prescribing the procedure and the effect of the decree thereon" prescribing procedure when judgments decrees of record or other matter of like character are entered against such persons

Which was referred to the Committee on Judiciary General.

House Bill No. 1502 (Senate Bill No. 944), entitled:

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

Which was committed to the Committee on Game and Fisheries.

House Bill No. 1509 (Senate Bill No. 945), entitled:

An Act creating borough and township poor districts in the counties of Union Snyder and Juniata to be administered by overseers of the poor and abolishing the county poor district

Which was committed to the Committee on Judiciary Special.

House Bill No. 1531 (Senate Bill No. 946), entitled:

An Act to amend section twenty of the act, approved the second day of May, one thousand nine hundred and twenty-five, (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended, changing the closed season for brook trout.

Which was committed to the Committee on Game and Fisheries.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 432

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 22, 1931.

Resolved (if the Senate concur), That House Bill No. 432, entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations of flows of water therefrom and for such purposes to have power to enter upon lands in and adjacent to such streams and providing for the payment of damages to owners of lands in such cases

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 662

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 22, 1931.

Resolved (if the Senate concur), That House Bill No. 662, entitled:

An Act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON THIRD READING POSTPONED FOR THE PRESENT

Mr. SCOTT. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 139, on final passage postponed for the present, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania.

Mr. APPLE. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on final passage?

BILL RECOMMITTED

Mr. SCOTT. Mr. President, I move that the bill be recommitted to the Committee on Judiciary General for the purpose of a hearing on next Wednesday.

Mr. APPLE. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there any objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Federal Relations, reported as committed House Resolution No. 16, as follows:

In the House of Representatives, February 16, 1931.

Whereas, It is of vital importance that channel approaches to any port shall be free from obstructions which delay and are a hazard to navigation and which will be reflected in freight and insurance rates, and

Whereas, Experience has shown that the erection of the Philadelphia-Camden bridge has prevented a number of vessels from passing beneath it, causing additional expense and loss in the discharge of cargo, the dispatch of vessels, and has occasioned unfavorable comment with respect to the port of Philadelphia, and

Whereas, There has been introduced in Congress of the United States, House Bill No. 10887 and Senate Bill No. 1498, to grant the consent of Congress for the construction of a bridge across the Delaware River from Wilmington, Delaware, to the New Jersey side of the River, and

Whereas, The building of such bridge will tend to obstruct the navigation of the Delaware River, the course of which is now being improved by the Federal Government, will handicap the shipyards located thereon, and prevent them from competing for the building and repair of the largest types of vessels, will prevent the fullest utilization of the Philadelphia Navy Yard, will be a menace in foggy weather to air navigation and will be an object of easy destruction in event of war, and

Whereas, The desire for this bridge is local, while the need for an unobstructed channel in the Delaware River with safe egress and ingress to and from the port of Philadelphia and the Philadelphia Navy Yard, is National, both from the standpoint of commerce and defense, therefore be it

Resolved (if the Senate concur), That the Members of the General Assembly of the Commonwealth of Pennsylvania in Session assembled, do hereby protest against the enactment into law of any bills providing for bridges across the Delaware River between Allegheny Avenue, Philadelphia, and the sea;

Resolved, That in place of a bridge, the construction of a tunnel under the river is recommended as entirely feasible, and as furnishing a practical and safe means of transit between the shores of navigable streams;

Resolved That copies of this resolution be forwarded by the Chief Clerk of the House of Representatives to the Members of Congress from Pennsylvania to the Secretary of War the Secretary of the Navy and any others interested in the matter

Mr. KRAUSE. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. BOYD. Mr. President, I second the motion.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committee at today's session be read the first time.

Mr. APPLE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 329, entitled:

An Act to amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting bank deposits from said tax.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 473, entitled:

An Act to amend section one of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting from taxation for county purposes and, in cities coextensive with counties, for city and county purposes, deposits of money in savings accounts in any bank or banking institution, savings institution or trust company.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 511 (House Bill No. 149), entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 527 (House Bill No. 1011), entitled:

A Supplement to the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 558, entitled:

An Act fixing the fees of the recorder of deeds in the counties of the eighth class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 598 (House Bill No. 980), entitled:

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 624 (House Bill No. 835), entitled:

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 668, entitled:

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employees for the County Controller and fix their salaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 669, entitled:

An Act to amend section three hundred and forty-five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by regulating the publication of the reports of controllers, and providing for the payment of the costs thereof by counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 680 (House Bill No. 380), entitled:

An Act to amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" fixing the mileage for assigned judges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 706, entitled:

An Act fixing the salaries of the district attorneys in counties of the third class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 707, entitled:

An Act to provide for the appointment of assistant district attorneys in counties of the third class, and fixing their salaries payable by the county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 708, entitled:

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 709, entitled:

An Act authorizing district attorneys in counties of the third class to appoint county detectives, defining their powers and duties, fixing their salaries, and providing for the payment of such salaries and the expenses of such detectives from the county treasury.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 719, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding section three hundred and seventy-one and one-tenth; authorizing county commissioners to make temporary loans.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 740 (House Bill No. 1025), entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment colleition and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 770, entitled:

An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred thirty-three, authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 784, entitled:

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or Board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 868, entitled:

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary, and conferring power on the board to grant to such company a perpetual easement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn.

Mr. PAINTER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12.58 P. M. until 9 o'clock, Eastern Standard time, Monday evening, April 27, 1931.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 22, 1931.

The House met at 11.00 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Holy and Reverend is Thy name, O God, and Thy mercies are from everlasting unto everlasting. When Israel Thy servants forgot the Lord, neither considered they the works of Thy hands, then were they carried away captive, because they regarded not the Lord.

We bless Thee that our nation is at peace with all the world. We do not greatly fear what other peoples may do unto us. If as a nation our banners are ever pulled down and our glorious Republic destroyed, we must ourselves be the author and the finisher of our own destruction.

Here within these legislative halls we may lower standards or we may keep them floating high. Unaided by Thee and without Thy Divine hand to pilot us, we must make costly errors that will bring shame upon ourselves and our posterity. But aided and directed by One who said—"All power is given unto Me, both in heaven and on earth"—we shall keep our banners unsullied and the blush of shame from our countenance. We plead for that guidance this day, in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Joseph T. Evans, seconded by Mr. Wilson, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WILSON. HOUSE BILL No. 1822.

An Act to promote the general welfare of the people of the Commonwealth by providing for the creation of Public Service Districts authorized to acquire, sell and distribute necessities of life including food, clothing, shelter and public utility service; authorizing the board of directors of such District to exercise the right of eminent domain; defining the powers and duties of such District and the officers thereof; conferring jurisdiction on the courts of common pleas in connection therewith; and imposing certain costs and charges preliminarily on counties.

Referred to the Committee on Judiciary General.

By Mr. TURNER. HOUSE BILL No. 1823.

An Act making an appopiation to the Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NOTHNAGLE. HOUSE BILL No. 1824.

An Act relieving school districts from the payment of charges of interest, penalties and attorney's commissions on assets of local teacher's retirement systems heretofore paid or transferred to the Commonwealth.

Referred to the Committee on Education.

By Mr. ROYLE. HOUSE BILL No. 1825.

An Act permitting savings banks savings institutions and provident institutions to invest monies deposited with them in obligations of certain public utility companies.

Referred to the Committee on Banking.

By Mr. GARARD. HOUSE BILL No. 1826.

An Act to amend section one of the act approved the eighteenth day of May, one thousand nine hundred and seventeen, (P. L. 240), entitled "An act providing fees and mileage for witnesses attending coroners' inquests, and providing for the payment thereof by the several counties;" increasing fees of said witnesses.

Referred to the Committee on Counties.

By Mr. GARARD. HOUSE BILL No. 1827.

An Act to amend the act approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 147), entitled "An act fixing the compensation of persons called to serve as cornoner's jurors in this Commonwealth;" increasing the fees of said jurors.

Referred to the Committee on Counties.

By Mr. GARARD. HOUSE BILL No. 1828.

An Act fixing the compensation of members of the county board of viewers in counties of the seventh class, and providing for the payment thereof out of the treasury of the proper county.

Referred to the Committee on Counties.

By Mr. GARARD. HOUSE BILL No. 1829.

An Act fixing the compensation of the clerk of the court of quarter sessions in counties of the seventh class, and providing for the payment thereof out of the treasury of the proper county.

Referred to the Committee on Counties.

By Mr. GARARD. HOUSE BILL No. 1830.

An Act to amend the act, approved the eighth day of May, one thousand eight hundred and seventy-six (P. L. 136), entitled "A supplement to an act, approved the thirteenth of May, Anno Domini one thousand eight hundred and seventy-four, fixing the pay of road commissioners, road and bridge viewers, and reviewers, and commissioners to run township lines and to divide boroughs into wards, and township lines and surveyors, in this Commonwealth," by increasing the compensation of chain carriers employed on road views.

Referred to the Committee on Counties.

By Mr. BYRNE. HOUSE BILL No. 1831.

An Act to amend section one of an act, approved the ninth day of April, one thousand eight hundred and forty-nine (P. L. 533) entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," extending exemption to executions issued upon any judgment, and declaring persons incapable of waiving their right to an exemption.

Referred to the Committee on Judiciary General.

By Mr. GEORGE L. REED. HOUSE BILL No. 1832.

An Act to enable city, county, poor, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety or sureties if the surety or sureties have paid the taxes, to collect taxes for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective bonds, or by the expiration of the authority of their respective warrants, or by the expiration of their terms of office, and to extend the time for the collection of the same for a period of two years from the passage of this act.

Referred to the Committee on Judiciary General.

By Mr. SPANN. HOUSE BILL No. 1833.

An Act amending section 9 of an act entitled, "A supplement to an act entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, creating a department of city planning; providing for its organization and powers; regulating the plotting of ground; prohibiting the recording of plans and sales of lots therein before their approval, under penalties; making it a misdemeanor for the recorder of deeds to record an unapproved plan; restricting accepting, laying out, opening and improving private streets; prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat; transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land, the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same, the preparation and compilation of an official street map; providing penalties for the violation of this act; and repealing certain statutes," approved May 13, 1927 (P. L. 1011), by defining the term "subdivision of land, plat and plan of lots."

Referred to the Committee on Cities.

By Mr. BURNS. HOUSE BILL No. 1834.

An Act requiring cities of the first class to allow park guards twenty-four consecutive hours of rest each week and fourteen days' vacation each year, except in emergency cases.

Referred to the Committee on Cities.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 203. (HOUSE BILL No. 1835).

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

Referred to the Committee on Cities.

SENATE BILL No. 221. (HOUSE BILL No. 1836).

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

Referred to the Committee on Counties.

SENATE BILL No. 223. (HOUSE BILL No. 1837).

An Act providing for the acquisition by the Commonwealth of property in Wharton Township, Fayette County, for the establishment of Fort Necessity Park, and for the management thereof by the Department of Forest and Waters; and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 483. (HOUSE BILL No. 1838).

An Act to amend section four of article three, and sections thirty-seven and thirty-eight of article six, of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to property man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporation,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by making it lawful for any public service company to issue securities only upon approval of the Commission first had and obtained, and providing penalties.

Referred to the Committee on Public Utilities.

SENATE BILL No. 550. (HOUSE BILL No. 1839).

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

Referred to the Committee on Judicial Apportionment.

SENATE BILL No. 653. (HOUSE BILL No. 1840).

An Act to amend sections two and three of, and add section six and one-tenth to, the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 414), entitled "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; conferring powers and imposing duties upon the Pennsylvania State Police, district attorneys, police officers, wardens or keepers of jails, prisons, workhouses, or other penal institutions, and sheriffs; providing for the payment of certain expenses by the counties; and imposing penalties," by providing that photographs shall only be taken of persons convicted of crime or suspected of being habitual criminals or fugitives from justice.

Referred to the Committee on Judiciary General.

SENATE BILL No. 657. (HOUSE BILL No. 1841).

An Act providing a penalty for the unauthorized printing, publishing, sale, distribution or circulation of Copyrighted Musical Compositions.

Referred to the Committee on Judiciary Special.

SENATE BILL No. 664. (HOUSE BILL No. 1842).

An Act recognizing, and for the support of the American Legislators' Association and its executive and administrative agency, and Interstate Legislative Reference Bureau; and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 671. (HOUSE BILL No. 1843).

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 138), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts and reimbursement thereof by the State," as amended; providing for the admission of pupils to vocational high schools of other states, and from other states to vocational high schools of this State.

Referred to the Committee on Education.

SENATE BILL No. 720. (HOUSE BILL No. 1844).

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions, and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

Referred to the Committee on State Government.

SENATE BILL No. 767. (HOUSE BILL No. 1845).

An Act to amend sections two hundred and two hunderd and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," removing the exemption of the county of Montour which retained the existing poor districts and the existing number of directors, overseers and authorities in charge of said districts; the manner of their election or appointment and the administrative system of giving poor relief, thereby creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Referred to the Committee on Counties.

SENATE BILL No. 781. (HOUSE BILL No. 1846).

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings

Referred to the Committee on Corporations.

SENATE BILL No. 732. (HOUSE BILL No. 1847).

An Act authorizing the boards of prison inspectors in counties of the second class of this Commonwealth to appoint jail chaplains, and directing the salary boards of such counties to fix the salaries and compensation of such chaplains.

Referred to the Committee on Counties.

SENATE BILL No. 703. (HOUSE BILL No. 1848).

An Act to amend sections one and six of the act, approved the twelfth day of June, one thousand nine hundred and thirteen (P. L. 491) entitled "An act relating to inns and hotels; regulating certain rights and liabilities of hotelkeepers and innkeepers; and providing penalties for fraud against innkeepers and hotelkeepers," shortening the period during which hotelkeepers and innkeepers are required to retain liened baggage before disposal thereof and extending the provisions of the act to apartment hotels and apartment hotelkeepers.

Referred to the Committee on Judiciary General.

BILLS INTRODUCED AND REFERRED

By Mr. STERLING (By request). HOUSE BILL No. 1849.

A Joint Resolution proposing an amendment to section eight, article four, and to add an additional section to article ten of the Constitution of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mrs. PITTS. HOUSE BILL No. 1850.

An Act to amend section five of the act, approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the esablishments in which they work, by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock Post Meridian.

Referred to the Committee on Labor.

By Mr. WHEELER. HOUSE BILL No. 1851.

An Act relating to retirement from the Pennsylvania National Guard.

Referred to the Committee on Military Affairs.

By Mr. WILSON. HOUSE BILL No. 1852.

An Act relating to the eligibility of candidates for the office of district attorney.

Referred to the Committee on Elections.

By Mr. WILSON. HOUSE BILL No. 1853.

An Act regulating procedure in actions of assumpsit and trespass.

Referred to the Committee on Judiciary General.

By Mr. RAUB. HOUSE BILL No. 1854.

An Act to establish as a State highway a certain section of public road in the County of Northampton, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. FULTON. HOUSE BILL No. 1855.

An Act directing the Auditor General to issue a statement annually giving the names of all employes of the State, and the annual salaries and traveling expenses of each paid by the State, and briefly describing the duties performed by each.

Referred to the Committee on State Government.

By Mr. CORDIER. HOUSE BILL No. 1856.

An Act making it unlawful to sell, transport, ship, exhibit, possess or store slot machines.

Referred to the Committee on Law and Order.

By Mr. STAUDENMEIER. HOUSE BILL No. 1857.

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital for the payment of a deficiency in the construction of the Nurses Home at such hospital.

Referred to the Committee on Appropriations.

By Mr. STERLING (By request). HOUSE BILL No. 1858.

An Act to further amend sections one and seventeen of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city purposes of loans on which a State tax is not legally collectible, and of shares of stock of banks, corporations and limited partnerships which do not employ a substantial amount of capital in this Commonwealth.

Referred to the Committee on Ways and Means.

By Mr. STERLING. HOUSE BILL No. 1859.

An Act authorizing cities of the first class to negotiate emergency loans for certain purposes during the present calendar year.

Referred to the Committee on Cities.

By Mr. STERLING. HOUSE BILL No. 1860.

An Act to regulate insurance companies chartered under general or special laws of this Commonwealth by providing that no director need be a resident of any particular city or county, that the president and secretaries shall be elected by the directors, that the residence of the president and secretaries need not be in the county wherein the principal office of the company is located, and that the annual meeting shall be held and reports shall be published as provided in the by-laws.

Referred to the Committee on Insurance.

By Mr. STERLING (By request). HOUSE BILL No. 1861.

An Act authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed.

Referred to the Committee on Ways and Means.

By Mr. TURNER. HOUSE BILL No. 1862.

An Act relating to the payment of deposits made in financial institutions by minors or by one person in trust for another.

Referred to the Committee on Banking.

By Mr. TURNER. HOUSE BILL No. 1863.

An Act to amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the proceedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

Referred to the Committee on Counties.

By Mr. HEFFNER. HOUSE BILL No. 1864.

An Act making an appropriation to the Department of Property and Supplies for the erection and construction of a county bridge in the Borough of Huntingdon, to replace a county bridge destroyed by fire.

Referred to the Committee on Appropriations.

By Mr. STORER. HOUSE BILL No. 1865.

An Act making it unlawful to fumigate any apartment house with poisonous gases without first giving notice thereof to tenants and occupants, and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. SHUTT. HOUSE BILL No. 1866.

An Act to amend section fifteen of the act, approved the eleventh day of July, one thousand nine hundred and seventeen, (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties;" extending the powers to revoke and suspend licenses of physicians, dentists, veterinarians, druggists, pharmacists and nurses.

Referred to the Committee on Public Health and Sanitation.

By Mr. STEEDLE. HOUSE BILL No. 1867.

An Act authorizing the Department of Highways to sell or lease certain real estate.

Referred to the Committee on Judiciary Special.

By Mr. STEEDLE. HOUSE BILL No. 1868.

An Act to amend paragraph (e) of section three hundred six of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, providing that the limitation on the cost of surgical and medical treatment which the employer is required to furnish injured employes, shall not include the cost of specialists or radiographic services furnished at the request of the employer or insurance carrier.

Referred to the Committee on Judiciary Special.

By Mr. STEEDLE. HOUSE BILL No. 1869.

An Act to amend section one thousand three hundred nine of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing that no person holding a college certificate shall be denied the right to teach in any grade school above the fourth grade.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 324. (HOUSE BILL No. 1870).

An Act defining and regulating the practice of chiropody; establishing a State Board of Chiropody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 777. (HOUSE BILL No. 1871).

An Act to amend an act approved the twenty-sixth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, seven hundred eighty-one), entitled "An act authorizing the Pennsylvania Historcial Commission on behalf of the Commonwealth of Pennsylvania to acquire land in Falls Township, Bucks County, known as 'Pennsbury,' to be known thereafter as 'Pennsbury Memorial'; providing for the control, management, supervision, restoration, improvement, and maintenance thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof," by providing that in certain contingencies the land so acquired may revert to the donor.

Referred to the Committee on State Government.

SENATE BILL No. 538. (HOUSE BILL No. 1872).

An Act to amend sections one and two of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (P. L. 805) entitled "An act authorizing the payment of benefits by certain beneficial societies in the event of sickness, accident, disability, or death, or in the event of any or all such contingencies, and limiting the amount of such benefits; providing for reserves of such societies; providing penalties; and repealing existing laws;" increasing the amounts of disability and death benefits which such corporations may contract to pay.

Referred to the Committee on Insurance.

SENATE BILL No. 677. (HOUSE BILL No. 1873).

A Joint Resolution authorizing the appointments of a commission to study, investigate and report upon the taxation of forest and mineral lands, and the distribution and application of such tax, and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 730. (HOUSE BILL No. 1874).

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain equipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 814. (HOUSE BILL No. 1875).

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

Referred to the Committee on Highways.

BILLS INTRODUCED AND REFERRED

By Mr. EDERER. HOUSE BILL No. 1876.

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand eight hundred and ninety-five (P. L. 71), entitled "An act creating and defining the offense of disorderly conduct by persons on the public highways, roads, streets, lanes, alleys, parks, squares or commons of the Commonwealth, or near thereto, and fixing penalties for committing such offense," as amended, by provided that fines in such cases shall go to the municipality instead of to the county.

Referred to the Committee on Municipal Corporations.

By Mr. STRICKLER. HOUSE BILL No. 1877.

An act to amend section two thousand one hundred one and to repeal sections two thousand one hundred four, two thousand one hundred five, two thousand one hundred six, two thousand one hundred eight, two thousand one hundred nine, and two thousand one hundred ten of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," altering the provisions of said act with respect to teachers' institutes.

Referred to the Committee on Education.

By Mr. STEEDLE. HOUSE BILL No. 1878.

An Act making an appropriation to the Ohio Valley General Hospital at McKees Rocks, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RICHARDS. HOUSE BILL No. 1879.

An Act to amend sections one, three, four, five, six, seven, nine, ten, eleven, twelve, thirteen, fourteen, sixteen, seventeen, nineteen, twenty-two, twenty-three and twenty-seven of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elctions, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirments, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act."

Referred to the Committee on Elections.

By Mr. RICHARDS. HOUSE BILL No. 1880.

An Act to amend the first, second, third and fourth paragraphs of section fourteen of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expense of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended.

Referred to the Committee on Elections.

By Mr. SURFACE. HOUSE BILL No. 1881.

An Act imposing a tax for State purposes on the net profits of domestic and foreign corporations, partnerships, limited partnerships, joint-stock associations and companies created or organized for manufacturing and laudering purposes, and doing business in or having property employed in this Commonwealth, providing for the collection of such tax, and prescribing penalties.

Referred to the Committee on Manufactures.

By Mr. SHEELY. HOUSE BILL No. 1882.

An Act to establish as a State highway a certain section of public road in the County of Adams, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. JOSEPH T. EVANS. HOUSE BILL No. 1883.

An Act to amend section two, clauses (A) (B) (E) and (F) of section three, section four, clauses (A) (B) and (C) of section five, clauses (A) and (C) of section six, clauses (H) (J) and (S) of section seven, section eight, section nine, clause (A) of section ten, clauses (A) (B) and (E) of section eleven, paragraph (1) of clause (C) of section twelve, clause (D) of section nineteen, section twenty-three, section twenty-four, section twenty-seven, and section twenty-nine of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough, or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examinations, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act;" inter alia, by extending the provisions thereof to incorporated towns; by further regulating the number of voting machines which may be provided; by providing for the re-examination of voting machines and the effect thereof; by providing further requirements for the construction of voting machines and the printing of ballot labels; by providing for the further preparation and examination of voting machines for elections, including the printed reproduction of registering counters; the rules and regulations whereby persons other than nominated candidates may be voted for, and the counting, tabulation and return of votes; and by providing for the appointment of custodians.

Referred to the Committee on Elections.

By Mr. HIMES. HOUSE BILL No. 1884.

An Act conferring upon the boards of trustees of state owned medical and surgical hospitals, with the approval of the Department of Welfare, the power of fixing and establishing charges for services rendered by State-owned medical and surgical hospitals.

Referred to the Committee on Ways and Means.

By Mr. HEFFRAN. HOUSE BILL No. 1885.

An Act providing for the appointment by the county commissioners of registry assessors in election districts in townships, boroughs and cities of the first class to perform all of the duties incident to the holding of elections and registration of voters now performed by elected assessors and assistant assessors.

Referred to the Committee on Municipal Corporations.

By Mr. MUSMANNO. HOUSE BILL No. 1886.

An Act to further amend section one hundred eight of the of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," by eliminating the provisions that failure to return leased goods in accordance with agreement, or the destruction thereof shall constitute larceny.

Referred to the Committee on Judiciary General.

By Mr. HOLMES. HOUSE BILL No. 1887.

An Act permitting any citizen to inspect certain election records and obtain certified copies thereof.

Referred to the Committee on Elections.

By Mr. STEVENSON. HOUSE BILL No. 1888.

An Act exempting all personal property, conditionally sold. from levy or sale on execution or distress for rent.

Referred to the Committee on Judiciary Special.

By Mr. HOLMES. HOUSE BILL No. 1889.

An Act to amend section fourteen of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 78), entitled "An act to regulate nomination and election expenses, and to require accounts of nomination and election expenses to be filed, and providing penalties for the violation of this act."

Referred to the Committee on Elections.

By Mr. GRAHAM. HOUSE BILL No. 1890.

An Act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties.

Referred to the Committee on Fisheries.

By Mr. FISH. HOUSE BILL No. 1891.

An Act prohibiting the investment of funds of building and loan associations in syndicated or equal lien loans where the same are divided between or among building and loan associations, individuals or corporations.

Referred to the Committee on Building and Loan Associations.

By Mr. HOOPES. HOUSE BILL No. 1892.

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. HOOPES. HOUSE BILL No. 1893.

An Act to amend section three hundred one, sections three hundred five, three hundred six and three hundred seven, as amended, of, and to add sections three hundred twenty, three hundred twenty-one, three hundred twenty-two, three hundred twenty-three, three hundred twenty-four, three hundred twenty-five, three hundred twenty-six and three hundred twenty-seven to, the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by changing the amount and rate of compensation payable under the provisions of the act; removing the waiting period; increasing the burial allowance by providing unlimited medical and dental aid and hospital services; and providing for the carrying of insurance by employers in only the State Workmen's Insurance Fund.

Referred to the Committee on Insurance.

By Mr. E. P. BROWN. HOUSE BILL No. 1894.

An Act to further amend part of section forty-one of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," authorizing investment of trust funds in certain participation certificates; and regulating appraisements of structures in the course of erection or construction.

Referred to the Committee on Judiciary General.

By Mr. SPANN. HOUSE BILL No. 1895.

A Supplement to an act approved the twentieth day of April Anno Domini one thousand eight hundred and seventy-four, (Pamphlet Laws sixty-five), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," authorizing the issuance of short-term notes under certain conditions by public corporations as herein defined.

Referred to the Committee on Municipal Corporations.

By Mr. McELWEE. HOUSE BILL No. 1896.

An Act to amend section four hundred twenty-seven of the act, approved the second day of June, one thousand nine hundred and fifteen, (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended; providing that in certain cases an appeal may be allowed from the judgment of the court of common pleas any time within a year.

Referred to the Committee on Insurance.

By Mr. McELWEE. HOUSE BILL No. 1897.

An Act to apportion the State into congressional districts.

Referred to the Committee on Congressional Apportionment.

By Mr. POST. HOUSE BILL No. 1898.

An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," by adding thereto a prothonotary and clerk of courts, and fixing the salary of such officer.

Referred to the Committee on Counties.

By Mr. CHARLES C. A. BALDI, Jr. HOUSE BILL No. 1899.

An Act to amend section one of the act approved the twenty-second day of April, one thousand seven hundred and ninety-four (Three Smith Laws, one hundred seventy-seven), entitled "An act for the prevention of vice and immorality, and of unlawful gaming, and to restrain disorderly sports and dissipation."

Referred to the Committee on Law and Order.

By Mrs. PENNOCK. HOUSE BILL No. 1900.

An Act making an appropriation to the Board of Finance and Revenue for the refund of liquid fuels taxes.

Referred to the Committee on Ways and Means.

By Mr. WILSON. HOUSE BILL No. 1901.

An Act authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed.

Referred to the Committee on Ways and Means.

By Mr. TURNER. HOUSE BILL No. 1902.

An Act making an appropriation to the Department of Property and Supplies for the acquisition of General Washington's headquarters during the Battle of Brandywine.

Referred to the Committee on Appropriations.

By Mr. RICHARDS. HOUSE BILL No. 1903.

An Act to carry into effect section one of article fifteen of the Constitution, giving cities the right and power to frame adopt and amend their own charters and to exercise the powers and authority of local self-government, and providing the procedure therefor, imposing certain restrictions, limitations and regulations, imposing duties upon city councils, city officers, county commissioners and prothonotaries and providing for the payment of certain expenses by cities.

Referred to the Committee on Cities.

By Mr. GRIFFIN. HOUSE BILL No. 1904.

An Act transferring the powers and duties heretofore exercised by and imposed upon the county commissioners in the assessment of real estate for taxable purposes to a Board of Revision and Appeal; providing for the election of the members thereof, and prescribing their duties, and limiting the application thereof to counties of the third, fourth, fifth, sixth, seventh and eight classes.

Referred to the Committee on Counties.

By Mr. GICKING. HOUSE BILL No. 1905.

An Act establishing in counties of the third class, an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards, prescribing their powers and duties; abolishing the office of ward, borough and township assessors in so far as respects the assessments of State and county taxes; providing for the appointment of solicitor, collector, clerks and subordinate assessors; and authorizing the Governor to appoint the first members of said board to serve until their successors are elected, and providing for the acceptance by cities.

Referred to the Committee on Townships.

By Mr. WHEELER. HOUSE BILL No. 1906.

An Act making an appropriation to the Board of Trustees of the Harrisburg State Hospital for fences.

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 1907.

An Act to amend section four of the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 609), entitled "An act providing for the location, care, and maintenance of graves of soldiers, sailors, marines, and members of the enlisted nurse corps; and for the compilation and preservation of records relating to such soldiers, sailors, marines, and members of the enlisted nurse corps, and their burial places, by county commissioners, at the expense of the counties; and imposing certain duties upon persons, firms, corporations, and municipalities, owning and controlling cemeteries; conferring certain duties on the Department of Military Affairs," providing for the appointment of a veterans' grave registrar in each county, and for the payment of the salary and expenses of such officer.

Referred to the Committee on Military Affairs.

By Mr. SHORTZ. HOUSE BILL No. 1908.

An act making an appropriation to the Department of Labor and Industry for the purpose of conducting an experimental employment agency in the City of Philadelphia through a State Employment Commission.

Referred to the Committee on Appropriations.

By Mr. TALBOT. HOUSE BILL No. 1909.

A supplement to a joint resolution, approved the third day May, one thousand nine hundred and twenty-nine (P. L. 1541), entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn," by authorizing the erection of a memorial and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 1910.

An Act to amend section twenty-one, of the act, approved eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," permitting the use of ballots where voting machines are not practicable.

Referred to the Committee on Elections.

By Mr. KING. HOUSE BILL No. 1911.

An Act making an appropriation out of the Motor License Fund, for road construction and maintenance on roads running on or through Valley Forge Park, Washington Crossing Park, and the Pennsylvania State Park at Erie.

Referred to the Committee on Highways.

By Mr. SOWERS. HOUSE BILL No. 1912.

An Act to amend sections two and three of article four of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisions of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act." by changing the method of appointing members of the commission.

Referred to the Committee on Public Utilities.

By Mr. BLUMBERG. HOUSE BILL No. 1913.

An Act to amend section eight of the act, approved the nineteenth day of June, one thousand nine hundred and eleven, (P. L. 1060), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," as amended.

Referred to the Committee on Banking.

By Mr. DENNING. HOUSE BILL No. 1914.

An Act relating to evidence in civil and criminal proceedings and proceedings in equity.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 1915.

An Act to amend sections one, three and four of the act approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 229), entitled "An act defining and regulating public amusements, and places used therefor; requiring and regulating the licensing thereof; restricting the scope of certain acts of Assembly relating thereto, and providing penalties for violation of this act," increasing tax on motion or talking picture theaters.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 1916.

An Act declaring and adopting the hemlock (Tsuga Canadonsis Linnaeus) as the State tree of Pennsylvania.

Referred to the Committee on Agriculture.

By Mr. STERLING (By request). HOUSE BILL No. 1917.

An Act to further amend the act approved the seventh day of May, one thousand nine hundred and twenty-seven (P. L. 859), entitled " A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by imposing additional taxes equal to Federal credits where no tax is collected under the transfer inheritance tax laws and providing for interest charges on such estate taxes.

Referred to the Committee on Ways and Means.

By Mr. BLUMBERG. HOUSE BILL No. 1918.

An Act providing that no person while holding the office of State Treasurer or Auditor General shall be a candidate for the other aforesaid office.

Referred to the Committee on Elections.

By Mr. PERRY. HOUSE BILL No. 1919.

An Act defining optometry, and relating to the right to practice optometry in the Commonwealth of Pennsylvania; making certain exceptions; providing means and methods whereby the right to practice optometry may be obtained; providing for the means to carry out the provisions of this act; providing for revocation or suspension of licenses; providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith.

Referred to the Committee on Public Health and Sanitation.

By Mr. SOWERS. HOUSE BILL No. 1920.

An Act to amend sections two and three of article four of an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," providing for the election of commissioners by a joint convention of the General Assembly from candidates chosen by the Governor and both Houses.

Referred to the Committee on Public Utilities.

BILLS RE-REFERRED

Mr. TALBOT returned from the Committee on Appropriations with recommendation that it be re-referred to the Committee on Highways, House Bill No. 1573, entitled:

An Act making an appropriation to the Department of Highways out of the Motor License Fund.

The SPEAKER. The bill is now re-referred to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. HOOPES, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 696, entitled:

A joint resolution proposing an amendment to article three of the Constitution of the Commonwealth by adding thereto section thirty-seven.

Mr. FOX, from the Committee of Fisheries, reported as committed, House Bill No. 1007, entitled:

An Act to amend section two hundred and ten of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by prohibiting the purchase, sale and exposing for sale of large and small mouth bass caught in waters without this Commonwealth, and received in interstate commerce or otherwise.

Mr. HIMES, from the Committee on Law and Order, reported as amended, House Bill No. 1035, entitled:

An Act providing for a State Industrial Police system; creating a State Industrial Police force; prescribing the powers and duties of such police; authorizing the assignment of such police to certain applicants upon filing of a bond; providing for the billing of such applicants by the Department of Revenue at certain rates per policeman for police service rendered; imposing duties upon the Governor and the Superintendent of the Pennsylvania State Police and imposing penalties.

Mr. RICE, from the Committee on Military Affairs, reported as committed, House Bill No. 1119, entitled:

An Act providing for the organization and equipment of a colored regiment of infantry, and making an appropriation therefor.

Mr. HART, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1228, entitled:

A Joint Resolution proposing an amendment to section one, Article eighteen of the Constitution of the Commonwealth of Pennsylvania.

Mr. GICKING, from the Committee on Townships, reported as committed, House Bill No. 1378, entitled:

An Act authorizing townships of the second class to fund floating indebtedness, orders or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes, now existing or hereafter created, and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

Mr. TAHL, from the Committee on Elections, reported as committed, House Bill No. 1496, entitled:

An act providing for referendums to ascertain the opinion of the electors of counties with respect to the playing of professional baseball on Sunday; and declaring said game lawful where the electors vote in favor of the same.

Mr. JOHN W. GRIFFITH, from the Committee on Forestry, reported as committed, House Bill No. 1513, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition of lands for State forests.

Mr. TUCKER, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1515, entitled:

A Joint Resolution amending article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

Mr. JAFFE, from the Committee on Military Affairs, reported as committed, House Bill No. 1519, entitled:

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended, exempting from the provisions of said act certain boxing, sparring and wrestling exhibitions.

Mr. KAHLE, from the Committee on Agriculture, reported as committed, House Bill No. 1570, entitled:

An Act to amend section one, two, four and five of the act approved the tenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, nine hundred), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession withintent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof;" providing for the establishment of a standard of fresh eggs, and conferring other powers and duties on the Department of Agriculture.

Mr. GILLETTE, from the Committee on Agriculture, reported as committed, House Bill No. 1576, entitled:

An Act prohibiting the introduction of liquids other than tomato juice into cans containing or intended to contain tomatoes or tomatoes with puree and providing penalties.

Mr. FULLER, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1578, entitled:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

Mr. FULLER, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1609, entitled:

A Joint Resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Mr. McGREGOR, from the Committee on Highways, reported as committed, House Bill No. 1647, entitled:

An Act to amend section one of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 530), entitled "An act authorizing the retention of the route of any vacated public road, or portion thereof, as a private road," reserving such roads also for the use of the Department of Forests and Waters, or the Board of Game Commissioners, and reserving roads vacated by road commissioners for the same purposes.

Mr. GEORGE L. REED, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1649, entitled:

An Act to further amend section four of the act, approved the tenth day of April, one thousand eight hundred and sixty seven (P. L. 991), entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins, borough of Pittston, and township of Pittston, in the county of Luzerne, approved May eighth, Anno Domini one thousand eight hundred and fifty-seven," by increasing the amount which may be expended for out-door relief.

Mr. MARCKS, from the Committee on Agriculture, reported as committed, House Bill No. 1653, entitled:

An Act to further amend the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," by changing penalties provided therein.

Mr. DeFREHN, from the Committee on Law and Order, reported as committed, House Bill No. 1699, entitled:

An act to amend clause (III) of sub-section (d) of section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by further providing for the disposition of seized articles.

Mr. NEELY, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1782, entitled:

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

Mr. SHELLENBERGER, from the Committee on Highways, reported as committed, House Bill No. 1813, entitled:

An Act to amend sections one and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1052), entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth; authorizing counties, boroughs, towns and townships to expend moneys, and to incur indebtedness; and requiring certain moneys of the Motor License Fund to be expended as herein provided," by providing a different method of allocating moneys appropriated for State highway purposes, and eliminating the date before which county commissioners shall indicate their choice of State highways.

Mr. TAHL, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1545 (Senate Bill No. 542), entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

Mr. RUTH, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1548 (Senate Bill No. 556), entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

Mr. POST, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1671 (Senate Bill No. 285), entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

Mr. ADAMS, from the Committee on Labor, re-reported as committed, House Bill No. 787, entitled:

An Act to amend section seven of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by providing for fees for licensing of projectionists, Mr. **HUTTON**, from the Committee on Insurance, re-reported as amended, House Bill No. 1362, entitled:

An Act relating to insurance making all fire insurance policies or contracts of insurnace with the exception of fire insurance policies or contracts of insurance sisued by domestic mutual fire insurance companies null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period and requiring policies and contracts to contain stipulations to that effect.

Mr. **DUNN**, from the Committee on Appropriations, reported as amended, House Bill No. 178, entitled:

An Act providing for the pensioning of certain persons residents of this Commonwealth of Pennsylvania who have been or shall be soldiers, sailors, marines or members of the enlisted nurse corps designated as "blind veteran;" defining the term "blind veteran;" imposing certain duties on the Adjutant General; imposing penalties for violation theref; and making an appropriation.

Mr. **PEELOR**, from the Committee on Appropriations, reported as committed, House Bill No. 933, entitled:

An Act making an appropriation from the general fund to the Department of Highways for the purpose of rebuilding a county bridge in Armstrong County, destroyed by flood.

Mr. **DeFREHN**, from the Committee on Forestry, reported as amended, House Bill No. 1376, entitled:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters, on its own volition, or at request and expense of any person, partnership, association, corporation, or municipal or quasi-municipal corporation, to determine the course, define the locations, fix the regimen, change the course, current and cross-section, protect the bed and banks, plug up holes in the beds and banks, and build dams in rivers and streams; providing for the recording of changes of and locations of rivers and streams, and the effect thereof; and for the ascertainment of damages for land taken, injured and destroyed; and making appropriation.

Mr. **HEFFRAN**, from the Committee on Counties, reported as committed, House Bill No. 1593, entitled:

An Act to amend section fifty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for election of officers when officers elected fail to qualify or when no officer is elected.

Mr. **STAUDENMEIER**, from the Committee on Judiciary Special, reported as amended, House Bill No. 1451 (Senate Bill No. 534), entitled:

An Act authorizing justices of the peace to take affidavits and acknowledgments without the district and county within which they reside and maintain offices.

Mr. **McGREGOR**, from the Committee on Judicial Apportionment, reported as amended, House Bill No. 1839 (Senate Bill No. 550), entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

RESOLUTION

ENDORSING AMENDMENT TO CONSTITUTION OF THE UNITED STATES.

Mrs. **WILSON** offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, April 22, 1931.

Whereas, Under present law, practically every measure for the advancement of the interests of the workers must be fought out in each of the forty-eight states and when a victory is won, there is danger that the Supreme Court of the United States will declare legislation for the protection of wage earners unconstitutional; and

Whereas, In order to abolish this condition, there is being advocated an amendment to the Constitution of the United States, known as the "Workers' Rights Amendment", which, if adopted, would permit Congress and the several states to enact social welfare legislation, and which reads as follows:

ARTICLE XX

Section1. The Congress shall have power to establish uniform laws throughout the United States to regulate, limit and prohibit the labor of persons under eighteen years of age; to provide for the relief of aged, invalided, sick and unemployed wage earners and employes in the form of periodical grants, pensions, benefits, compensation or indemnities from the public treasury, from contributions of employers, wage earners and employes, or from one or more of such sources; and generally for the social and economic welfare of the workers in the United States.

Section 2. The power of the several states to enact social welfare legislation is unimpaired by this Article, but no such legislation shall supersede, abridge or conflict with any act of Congress under this Article.

Therefore be it

Resolved, (if the Senate concur), That the Legislature of Pennsylvania endorses such proposed amendment to the Constitution of the United States and urges upon the Members of the House of Representatives and the Senate of the United States the passage of the same; and be it further

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to each Member of the House of Representatives of the United States from Pennsylvania and to each of the two United States Senators from Pennsylvania.

RESOLUTION

REQUESTING INFORMATION FROM GOVERNOR

Mr. **SARIG** offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, April 22, 1931.

Whereas, during last year's campaign Governor Pinchot promised certain tax reductions to the people, and

Whereas, such promised tax reduction were based on certain economics which the Governor proposed to affect, and

Whereas, the Governor has now become as silent as the Sphinx on the subject of tax reduction, and

Whereas, the General Assembly in formulating its revenue program should be fully informed in regard to such economies and their resultant contemplated tax reduction,

Therefore be it resolved (if the Senate concur), That the Governor is hereby requested to furnish the following information to the General Assembly as soon as such information can reasonably be collected:

(a) The names and address of all persons appointed to positions in the State government from January 20, 1931 to the present day with the salaries received by each.

(b) The titles of the positions held by such appointees.

(c) What services, if any, such appointees render to the people of this state.

(d) Whether any of said appointees are holding any other offices, either under the state or otherwise.

(e) Whether the Governor still favors a reduction in motor registration and drivers' license fees, and

Be it further resolved that a copy of these resolutions be sent to the Governor for his immediate consideration.

RESOLUTION

PRINTING OF DECISION OF JUDGE OF PHILADELPHIA COUNTY

Mr. **BEYER** offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, April 22, 1931.

Resolved (if the Senate concur), That the Department of Property and Supplies is hereby directed to have printed five thousand copies of the decision of Judge Harry S. McDewitt of Philadelphia, in the case of Hadley and the City of Philadelphia, versus the Philadelphia Rapid Transit Company et al., September Term, one thousand nine hundred and twenty-nine (No. 2827), together wtih all bills and answers filed in the case. Said copies to be for the use of the members of the Senate and House of Representatives.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR NON-CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 427.

An Act authorizing cities of the first class to negotiate emergency loans for unemployment relief during the present calendar year

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the House of Representatives and the bill amended, in which amendments the Senate has non-concurred.

MESSAGE AND BILL LAID ON TABLE

Mr. WITKIN. Mr. Speaker, at the request of the sponsor of this bill, I move that the message together with the bill be laid upon the table.

Mr. DUFFY. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 143, entitled "An act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled 'An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities' as amended by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 983, entitled "An act establishing a Legislative Finance Bureau defining its powers and duties and providing for the election and removal of a Director by the General Assembly authorizing the employment of assistants imposing certain duties and responsibilities upon the department boards and commissions of the State government and upon agencies receiving State appropriations" be recalled from the Governor for the purpose of amendment.

BILL ON THIRD READING

Mr. WITKIN asked and obtained unanimous consent to call up out of order House Bill No. 1366, Printer's No. 457 on page 10 of to-day's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1366, as follows:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That "firearm" as used in this act means any pistol or revolver with a barrel less than twelve inches any shotgun with a barrel less than twenty-four inches or any rifle with a barrel less than fifteen inches

"Crime of violence" as used in this act means any of the following crimes or an attempt to commit any of the same namely murder manslaughter rape mayhem aggravated assault and battery assault with intent to kill robbery burglary breaking and entering with intent to commit a felony kidnapping and larceny

"Person" as used in this act includes firm partnership association or corporation

Section 2 If any person shall commit or attempt to commit a crime of violence when armed with a firearm contrary to the provisions of this act he may in addition to the punishment provided for the crime be punished also as provided by this act addition to the punishment provided for the crime be punished also as provided by this act

Section 3 In the trial of a person for committing or attempting to commit a crime of violence the fact that he was armed with a firearm and had no license to carry the same shall be prima facie evidence of his intention to commit said crime of violence

Section 4 No person who has been convicted in this Commonwealth or elsewhere of a crime of violence shall own a firearm or have one in his possession or under his control

Section 5 No person shall carry a firearm in any vehicle or concealed on or about his person except in his place of abode or fixed place of business without a license therefor as hereinafter provided

Section 6 The provisions of the preceding section shall not apply to constables sheriffs prison or jail wardens or their deputies policemen of the Commonwealth or its political subdivisions or other law-enforcement officers or to members of the army navy or marine corps of the United States or of the national guard or organized reserves when on duty or to the regularly enrolled members of any organization duly authorized to purchase or receive such weapons from the United States or from this Commonwealth provided such members are at or are going to or from their places of assembly or target practice or to officers or employes of the United States duly authorized to carry a concealed firearm or to any person engaged in the business of manufacturing repairing or dealing in firearms or the agent or representative of any such person having in his possession using or carrying a firearm in the usual or ordinary course of such business or to any person while carrying a firearm unloaded and in a secure wrapper from the place of purchase to his home or place of business or to a place of repair or back to his home or place of business or in moving from one place of abode or business to another

Section 7 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county may upon the application of any person issue a license to such person to carry a firearm in a vehicle or concealed on or about his person within this Commonwealth for not more than one year from date of issue if it appears that the applicant has good reason to fear an injury to his person or property or has any other proper reason for carrying a firearm and that he is a suitable person to be so licensed The license shall be in triplicate in form to be prescribed by the Secretary of the Commonwealth and shall bear the name address description and signature of the license and the reason given for desiring a license The original thereof shall be delivered to the licensee the duplicate shall within seven days be sent by registered mail to the Secretary of the Commonwealth and the triplicate shall be preserved for six years by the authority issuing said license The fee for issuing such license shall be fifty cents ($0.50) which fee shall be paid into the county treasury except that if the applicant exhibits a resident hunter's license issued to him for the current license year the fee shall not be charged.

Any such license to carry firearms may be revoked by the person issuing the same at any time upon written notice to the holder thereof

Section 8 No person shall deliver a firearm to any person under the age of eighteen or to one who he has reasonable cause to believe has been convicted of a crime of violence or is a drug addict an habitual drunkard or of unsound mind

Section 9 No seller shall deliver a firearm to the purchaser thereof until forty-eight hours shall have elapsed from the time of the application for the purchase thereof and when delivered said firearm shall be securely wrapped and shall be unloaded At the time of applying for the purchase of a firearm the purchaser shall sign in triplicate and deliver to the seller a statement containing his full name address occupation color place of birth the date and hour of application the caliber length of barrel make model and manufacturer's number of the firearm to be purchased and a statement that he has never been convicted in this Commonwealth or elsewhere of a crime of violence The seller shall within six hours after such application sign and attach his address and forward by registered mail one copy of such statement to the chief or head of the police department of the city or the sheriff of the county of which the seller is a resident the duplicate duly signed by the seller shall within seven days be sent by him with his address to the Secretary of the Commonwealth the triplicate he shall retain for six years This section shall not apply to sales at wholesale

Section 10 No retail dealer shall sell or otherwise transfer or expose for sale or transfer or have in his possession with intent to sell or transfer any firearm without being licensed as hereinafter provided

Section 11 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county shall grant to reputable applicants licenses in form prescribed by the Secretary of the Commonwealth effective for not more than one year from date of issue permitting the licensee to sell firearms direct to the consumer within this Commonwealth subject to the following conditions in addition to those specified in section nine hereof for breach of any of which the license shall be forfeited and the license subject to punishment as provided in this act

1. The business shall be carried on only in the building designated in the license

2 The license or a copy thereof certified by the issuing authority shall be displayed on the premises where it can easily be read

3 No firearm shall be sold (a) in violation of any provision of this act nor (b) shall a firearm be sold under and circumstances unless the purchaser is personally known to the seller or shall present clear evidence of his identity

4 A true record in triplicate shall be made of every firearm sold in a book kept for the purpose the form of which may be prescribed by the Secretary of the Commonwealth and shall be personally signed by the purchaser and by the person effecting the sale each in the presence of the other and shall contain the date of sale the caliber make model and manufacturer's number of the firearm the name address occupation color and place of birth of the purchaser and a statement signed by the purchaser that he has never been convicted in this Commonwealth or elsewhere of a crime of violence One copy shall within six hours be sent by registered mail to the chief or head of the police force or police department of the city or the sheriff of the county of which the dealer is a resident the duplicate the dealer shall within seven days send to the Secretary of the Commonwealth the triplicate the dealer shall retain for six years

5 No firearms or imitation thereof or placard advertising the sale thereof shall be displayed in any part of any premises where it can readily be seen from the outside

The fees for issuing said license shall be ten dollars ($10.00) which fee shall be paid into the county treasury

6 Any applicant aggrieved by the refusal of his application may file within thirty days thereafter in the court of quarter sessions of his county a petition against the official who refused his application as defendant alleging therein in brief detail the refusal complained of and praying for a reversal thereof Upon service of a copy of the petition upon the defendant returnable within ten days from its date the defendant shall on or before the return day file an answer in which he may allege by way of defense the reason for his refusal and such other reasons as may in the meantime have been discovered Thereupon application of either party the cause shall be heard without delay The court may either sustain or reverse the action of the defendant If the defendant's action is reversed he shall forthwith issue the license upon payment of the fee A judgment sustaining a refusal to grant a license shall not bar after one year a new application nor shall a judgment in favor of the petitioner prevent the defendant from thereafter revoking or refusing to renew such license for any proper cause which may thereafter occur The court shall have full power to dispose of all costs

Section 12 No person shall make any loan secured by mortgage deposit or pledge of a firearm nor shall any person lend or give a firearm to another or otherwise deliver a firearm contrary to the provisions of this act

Section 13 No person shall in purchasing or otherwise securing delivery of a firearm or in applying for a license to carry the same give false information or offer false evidence of his identity

Section 14 No person shall change alter remove or obliterate the name of the maker model manufacturer's number or other mark of identification on any firearm Possession of any firearm upon which any such mark shall have been changed altered removed or obliterated shall be prima facie evidence that the possessor has changed altered removed or obliterated the same

Section 15 All licenses heretofore issued within this Commonwealth permitting the carrying of firearms concealed upon the person shall expire at midnight of the thirty-first day of August one thousand nine hundred and thirty-one

Section 16 This act shall not apply to antique firearms unsuitable for use and possessed as curiosities or ornaments

Section 17 Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than three thousand dollars ($3,000.00) or imprisonment for not more than three years or both

Section 18 If any part of this act is for any reason declared void such invalidity shall not affect the validity of the remaining portions of this act

Section 19 This act may be cited as the "Uniform Firearms Act"

Section 20 This act shall be so interpreted and construed as to effectuate its general purposes to make unform the law of those states which enact it

Section 21 All acts or parts of acts inconsistent herewith are hereby repealed provided however that this act shall not repeal or in any manner effect any provisions of an act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act prohibiting the sale giving away transfer purchasing owning possession and use of machine guns providing penalties and providing for certain exemptions and the granting of permits by sheriffs to own and possess machine guns as relics"

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WITKIN. Mr. Speaker I move that this bill be placed upon the postponed calendar.

Mr. DUFFY. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

The SPEAKER. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 853, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways"; providing for the taking over of State-aid highways in boroughs and all State-aid highways and township reward concrete roads hereafter constructed.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 891, entitled:

An Act fixing the salary of the coroner in counties of the third and fourth classes, and authorizing the coroner in such counties to appoint a clerk and fixing his salary, payable by the county.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1120, entitled:

An Act to amend section ten of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"; as amended, by regulating the sentencing of and serving of sentences by persons while on parole.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1121, entitled:

An Act to amend section fourteen of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended; providing for the arrest of persons violating the terms of his or her parole and the procedure thereon.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1223, entitled:

An Act to amend an act approved the tenth day of April, one thousand nine hundred and twenty-nine, (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1299, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas, granting a charter where the applicants for incorporation had failed to register its proposed name at the time of filing their applications, and prior to the advertisement as required by law, but did so before the charter was granted; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law, but did so before the charter was granted.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 429, entitled:

An Act relating to the issuance of search warrants; imposing duties on aldermen, justices of the peace and magistrates in relation thereto; and prescribing the form thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 435, entitled:

An Act relating to the service of search warrants, defining the rights of officers therein, and the time thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 441, entitled:

An Act relating to the return of search warrants, imposing duties on officers serving the same, providing for filing of inventory of property seized and for hearings in relation thereto by aldermen, justices of the peace and magistrates, and for the return of property wrongfully seized.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 637, entitled:

An Act providing an exemption of one hundred dollars which cannot be waived or lost to the defendant, in all cases of attachment or levy and sale.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 748, entitled:

An Act authorizing the courts of this Commonwealth to order on motion that certain actions pending in such courts shall be marked abandoned and ended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 751, entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (P. L. 334), entitled "A further supplement to the act, entitled 'An act to enable the Governor to appoint notaries public, and for other purposes therein mentioned;'" by fixing the amount of the bond required to be given by notaries public appointed for counties of the first class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 822, entitled:

An Act to amend section sixty-six of the act approved the thirty-first day of March, one thousand and sixty, (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," by excepting certain sales, purchases and contracts from provisions thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1335, entitled:

An Act relating to the use and disposition of moneys and property given, devised or bequeathed for the care and maintenance of graves and lots in cemeteries.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1419, entitled:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1420, entitled:

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1520, entitled:

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1611, entitled:

An Act making a convict, whose minimum sentence exceeds one-half of the maximum sentence, eligible to apply for release on parole, when said convict has served, or will have served one-half of his maximum sentence.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1624, entitled:

An Act to further amend section one thousand and three of chapter ten of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1616, entitled:

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright, of the One Hundred and Third Observation Squardon of the Twenty-eighth Division of the Pennsylvania National Guard, who lost his life by an airplane crash near Jarrottsville, Maryland, due to a heavy fog on the thirteenth day of March, one thousand nine hundred and twenty-nine.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1630, entitled:

An Act abolishing the Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1631, entitled:

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1632, entitled:

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet

Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed. authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1636, entitled:

An Act to amend section one of the act, approved the nineteenth day of April, one thousand eight hundred and eighty-nine (P. L. 37), entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas," providing for the payment of taxes appealed from into court, and for the disposition thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1642, entitled:

An Act fixing the qualifications of deputy sheriffs in this Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1695, entitled:

An Act to amend section nine of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom;" by extending the jurisdiction of the orphans' court to trusts inter vivos and life insurance trusts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1413 (Senate Bill No. 234), entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1418 (Senate Bill No. 475), entitled:

An Act permitting the sale of prison made goods in counties of the first class to such counties, and to cities and school districts and to political subdivisions of such counties, and to certain institutions therein, permitting contracts for such sales and purchases wthout advertising or competitive bidding, permitting payment of compensation to inmates and repealing inconsistent laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1541 (Senate Bill No. 476), entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act requiring the board of revision of taxes in each county of the first class, to give taxables notice of increases in valuations and appeal days.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1718, entitled:

An act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 83, entitled:

An Act relating to the employment of persons in the service of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 785, entitled:

An Act to repeal section four hundred and thirty of, and to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by adding thereto section four hundred and twenty A, authorizing minors of the age of eighteen years and upwards to become members of any life insurance company, and giving them full powers, rights and privileges in contracts relative to insurance, with the same force and effect as if they were of age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1134, entitled:

An Act providing for liens in favor of the Commonwealth and every charitable association, corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity and furnishing therein care, treatment, and maintenance to persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons, corporations, partnerships, and other unincorporated associations whatsoever, for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1409, entitled:

An Act to repeal the act approved the twenty-ninth day of April, one thousand eight hundred and ninety-seven, (Pamphlet Laws thirty-four), entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census, and bi-ennially one copy of the School Laws and Decisions, and providing for the same."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1596, entitled:

An Act authorizing Frederick J. Osterling, Architect, a citizen of the City of Pittsburgh, Pennsylvania, to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1627, entitled:

An Act to amend clause (e) of section three hundred and six, of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 756), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, by providing that hospital bills shall include the charges of attending surgeons.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1652, entitled:

An Act providing aid by the Commonwealth to free, public, non-sectarian county libraries; authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1743, entitled:

An Act providing for the preparation of plans and specifications and for the erection of two State institutions for the confinement and treatment of persons suffering from venereal diseases, on lands acquired therefor in the eastern and western parts of the Commonwealth; imposing duties in connection therewith upon the Governor, the Department of Property and Supplies, and the Department of Welfare; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1730, entitled:

An Act to further amend sections fourteen and twenty-two of an act approved the tenth day of June, eighteen hundred ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections" so as to provide that the names of candidates for Presidential electors shall no longer be printed on the ballot.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Mouse Bill No. 1763, entitled:

An Act authorizing the Department of Property and Supplies to furnish periodically, one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1149 (Senate Bill No. 87), entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1447 (Senate Bill No. 557), entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1669 (Senate Bill No. 159), entitled:

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1672 (Senate Bill No. 434), entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons, and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1086, entitled:

An Act requiring the departments and agencies of the Commonwealth, institutions maintained in whole or in part thereby, counties, and county institutions to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1567, entitled:

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State; imposing certain duties upon the Department of Public Instruction and the State Council of Education; defining violations, providing penalties and appeal to the court of common pleas of Dauphin County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1750, entitled:

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board, with the approval of the Court, in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1751, entitled.

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions, it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1774, entitled:

An Act validating the action of the salary boards in counties of the third class in providing additional assistants to the district attorneys in the respective counties when such appointments became necessary on account of sickness of assistant district attorneys, or on account of increased business or unusual conditions or circumstances, provided the salary of such appointees did not exceed the minimum salary provided for assistant district attorneys in the respective counties.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill 1518, as follows:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof and a trust fund for the maintenance of the same providing for the control management supervision restoration and improvement thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof

Whereas Mrs. Margaret C. Buckingham is the owner in fee of a tract of land in Cornwall Borough in Lebanon County on which is situate the Cornwall Charcoal Furnace and

Whereas The Cornwall Charcoal Furnace is an object of historical interest as representing a phase of industrial development and

Whereas The above owner of the land containing the Cornwall Charcoal Furnace has tendered the same to the Commonwealth of Pennsylvania together with a sum of money to be placed in trust the income from which is to be applied in the maintenance of said property therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Pennsylvania Historical Commission be and it is hereby authorized and empowered to accept on behalf of the Commonwealth of Pennsylvania the land aforesaid owned by the above named Margaret C Buckingham situated in Cornwall Borough in the County of Lebanon and bounded and described as follows to wit

Beginning at a stake on the south side of a public road leading from Cornwall Furnace to Rexmont thence parallel to the Stock House of the Charcoal Furnace and twenty-five (25.0′) feet distant therefrom in an easterly direction by residue land of the Cornwall Furnace south twenty-nine degrees and fifty-two minutes east (S 29° 52′ E) two hundred twenty-six and seven-tenths feet (226.7′) to a stake thence by the same land the following two (2) courses and distances viz South fifty-nine degress and twenty-two minutes west (S 59° 22′ W) two hundred seventy-four and six tenths feet (274.6′) to a point in a private road and thence in the said private road passing the west side of the Charcoal Furnace at eleven four-tenths feet (11.4′) westward of the same north twenty-nine degrees and thirty-five minutes west (N 29° 35′ W) one hundred twelve and three-tenths feet (112.3′) to a point on the east side of the road leading from Cornwall Furnace to Rexmont thence along the side of said road the following three (3) courses and distances viz North ten degrees east (N 10° 00′ E) one hundred twenty-five and five-tenths feet (125.5′) to a point north thirty-five degrees and twenty-seven minutes east (N 35° 27′ E) eighty-two and nine-tenths feet (82.9′) to a point and north sixty-six degrees and twenty-three minutes east (N 66° 23′ E) one hundred and nineteen feet (119.0′) to the place of beginning Containing one and thirty-two hundredths acres (1.32 Acres) and the said Pennsylvania Historical Commission is further authorized to accept for and on behalf of the Commonwealth of Pennsylvania the aforementioned trust fund

Section 2 The title of said real estate shall be taken in the name of the Commonwealth of Pennsylvania and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property aforesaid the Pennsylvania Historical Commission shall have full control management and supervision thereof and shall have power to adopt and carry into effect plans for the restoration improvement and maintenance of the Furnace and to make and enforce rules and regulations for the preservation of the property and the visitation thereof by the public

Section 4 Upon transfer of the perpetual endowment fund the Governor Auditor General and State Treasurer in conjunction with the members of the Pennsylvania Historical Commission shall constitute a board of trustees for the care of such perpetual endowment fund and shall have the power to invest the same in securities in which trust funds may legally be invested by fiduciaries under the laws of this Commonwealth and to employ the interest and income thereof to such uses as may have been specified by the donors of such fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1244, as follows:

An Act to amend clause C of section seven of the act approved the twelfth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners defining the power and duties of said board of examiners and providing penalties for the violation of this act" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause C of section seven of the act approved the twelfth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners defining the power and duties of said board of examiners and providing penalties for the violation of this act" is hereby amended to read as follows

C The board of examiners may grant a certificate of qualification to and register without examination any one who has been engaged in the practice of architecture in this State for at least one year prior to the date of approval of this act as a member of a reputable firm of architects or under his or her own name or to any one who has been engaged in the practice of architecture as an employe for at least five years prior to the date of approval of this act Provided That applicants under this subdivision shall present satisfactory proof of competency and qualifications and evidence as to character And provided

That the application for such certificate shall be made within [two] thirteen years after the date of approval of this act

Any architect who has lawfully practiced architecture for a period of more than ten years without the State shall be required to take only a practical examination which shall be of the nature to be determined by the board of examiners

Any architect who is a citizen of a foreign counrty and who seeks to practice within this State and who has lawfully practiced architecture for a period of more than ten years shall be required to take a practical examination as determined by the board of examiners or if in practice for a period of less than ten years shall obtain a certificate and registration by satisfactorily passing academic and technical examination or by presentation of certificates or diplomas from recognized schools showing achievement by applicant satisfactory to the board of examiners

Every person applying for examination or certificate of qualification and registration under this act shall pay a fee of twenty-five dollars to the secretary of the board of examiners

Said examinations shall be conducted by the full board or by one or more members of the same duly delegated by said board or otherwise as may be determined by the said board

If such applicant shall successfully pass such examinations or shall bring himself or herself within the provisions of subdivision "C" above the said board shall issue to such applicant under the seal of the State a certificate of qualification to practice architecture in the State of Pennsylvania which said certificate shall be signed by the president and secretary of the board and shall be in such form as may be prescribed by said board but the same shall contain the name of the successful applicant his or her place of business and the words "Admitted to practice Architecture in the State of Pennsylvania the ....day of .... 19...."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1485, entitled:

An Act amending the act of June nine one thousand eight hundred and eighty-one (Pamphlet Laws eighty-nine) entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section four providing a method to ascertain the amount of bonus due in such cases

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act of June nine one thousand eight hundred and eighty-one (Pamphlet Laws eighty-nine) entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" be and the same is hereby amended by adding thereto Section four as follows

Section 4 Said corporations so becoming corporations of this State shall be liable for bonus on its capital stock and/or stated capital to the same extent at the same rate and in the same manner as corporations created under the laws of the State of Pennsylvania are liable Provided However That said corporations shall be entitled to have a capital stock and/or stated capital without the imposition of any bonus equal to the amount of the capital actually employed or to be employed wholly within the State of Pennsylvania upon which the foreign corporation being so domesticated had paid bonus to the State of Pennsylvania under the provisions of the Act of May eighth one thousand nine hundred and one (Pamphlet Laws one hundred fifty) entitled "An act providing for the raising of revenue for State purposes by imposing on certain foreign corporations limited partnership and joint stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General"

This act shall go into effect immediately upon its final enactment

On the question,

Will the House agree to the section?

Mr. BLUMBERG. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, line 7, by striking out the word "of" and insert in lieu thereof "for".

Amend section 1, page 1, line 9, by striking out the word "Section" and insert in lieu thereof "section".

Amend section 1, page 1, lines 10 and 11, by underscoring the entire said lines

Amend section 1, page 1, lines 1 to 18, both inclusive, by underscoring the entire said lines

Amend section 1, page 2, line 19, by inserting before the word "This" the following: "Section 2".

Amnd section 1, page 2, line 20, by striking out the words "final enactment" and insert in lieu thereof "passage and approval by the Governor".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act amending the act of June 9, 1881, P. L. 89, entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section 4 providing a method to ascertain the amount of bonus due in such cases.

On the question,

Will the House agree to the title?

Mr. BLUMBERG. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 5, by striking out the word "of" and insert in lieu thereof "for".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1282 (Senate Bill No. 253), entitled:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of non-resident decedents.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1552 (Senate Bill No. 334), entitled:

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty) entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1178 (Senate Bill No. 177), as follows:

An Act authorizing building and loan associations to permit borrowers to have the dues on the stock credited on account of the principal of the loan and providing for the reduction of the stock in certain cases and defining the duties of the secretary of the association in respect thereto and providing also for the increase of the subsequent dues on the stock in certain cases and providing further that the stock shall not be subject to losses except for the profits in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any building and loan association now incorporated or hereafter to be incorporated

(a) To permit borrowers to have the periodical instalments of dues on the stock credited on account of the principal of the mortgage loan when paid and to participate in the profits of the association upon waiving their right to a reduction of interest and premium if any the same as if the dues had not been so credited The borrower in such case shall have the right with the consent of the association when the dues so credited on account of the principal of the loan and the profits or interest thereon as fixed the by-laws of the association shall equal the par value of one or more shares of the stock to have the number of the shares thereof reduced to such number as the aggregate par value of which shall not be less than the reduced amount or balance of the principal of the loan still remaining unpaid and the periodical instalments of dues on the stock thus reduced as well as the interest on the reduced principal of the loan and premium if any shall be payable after the date of such reduction the same as if the stock had been originally issued for such reduced number of shares as of such date and the said loan made for such reduced amount Provided That the right to have the dues on stock so credited shall be set forth in the mortgage and also in its accompanying bond or obligation if any And provided further That when the dues on the stock are so credited the said stock shall not be subject to losses beyond the profits thereon not credited on account of the principal of the loan and when the dues thus credited on account of the principal of the loan together with the accumulated profits thereon equals the principal of the loan or the balance thereof in case the number of the shares of the stock has been reduced as aforesaid the borrower shall be entitled to have his mortgage satisfied and the said stock shall revert back to the association

(b) To permit borrowers to have the periodical instalments of dues on the stock credited on account of the principal of the mortgage loan at such times as shall be provided in the mortgage and also in its accompanying bond or obligation if any thereon shall be computed on the balance of the principal of the loan in each case when the dues have been so credited The borrower in such case may agree that the subsequent dues on the stock shall become automatically increased by the amount of the reduction of interest and premium if any in each case when the dues have been credited as aforesaid so that the total of each monthly instalment of dues and interest and premium if any shall remain the same until the loan has been paid in full Provided That the right to have the dues on the stock credited on account of the principal of the loan and as well the agreement if any that the dues on the stock shall become automatically increased as herein provided shall be set forth in the mortgage and also in its accompanying bond or obligation if any And provided further That the borrower shall have the right with the consent of the association when the dues so credited on account of the principal of the loan shall equal the par value of one or more shares of the stock to have the number of the shares thereof reduced to such number as the aggregate par value of which shall not be less than the reduced amount or balance of the principal of the loan still remaining unpaid and the periodical instalments of dues on the stock thus reduced as well as the interest on the reduced principal of the loan and premium thereon if any shall be payable after the date of such reduction the same as if the said stock had been originally issued for such reduced number of shares as of such date and the said loan made for such reduced amount when the dues on the stock are credited on account of the principal of the loan as herein provided the said stock shall not participate in the profits of the association nor be subject to losses and when the loan has been paid in full by the crediting of the dues thereon as aforesaid the borrower shall be entitled to have his mortgage satisfied and the said stock shall revert back to the association

Section 2 In all cases where the number of the shares of the stock has been reduced as provided in section one (a) and (b) of this act it shall be the duty of the secretary of the association to endorse on the back of the certificate of the stock the date of the reduction thereof the reduced number of shares and the number of the series if any to which the reduced shares are assigned and he shall also make a like record on the stub of the said certificate of stock

Provided that in cases where the association does not issue certificates of stock a record of the reduced number of shares and the number of the series if any to which the reduced shares are assigned shall be made in the borrower's pass book

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1416 (Senate Bill No. 399), as follows:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the second and third class the county tax on trades occupations and professions is hereby abolished as to all years after one thousand nine hundred and thirty and in lieu thereof each such county shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as now provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in such counties over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law The assessor shall also state the occupation of each such resident and inhabitant for the assessment of any township or borough tax on occupations as now provided by law To the lists as furnished by the tax assessors the county commissioners or the board for the assessment and revision of taxes as the case may be shall add and assess for the poll tax such residents and inhabitants as may be assessed by assessors assistant or registry assessors for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least sixty days before any general or municipal election and be so assessed the county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other County taxes for the year have become delinquent then to the County Delinquent Tax Collector The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations and professions as now provided by law for the use of boroughs and townships and nothing contained in this act shall be constructed to repeal the power of townships and boroughs to levy taxes on trades occupations and professions as now provided by law

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

Section 3 This act shall be in force immediately upon its passage and approval by the Governor

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Barton,
Bell,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Staudenmeier,
Steedle,
Stadtlander,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1396, entitled:

An Act to amend the definition of "Liquid Fuels" contained in section two of the act approved the day of one thousand nine hundred and thirty-one (Pamphlet Laws Act No.) entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by excluding kerosene fuel oil and gas oil not used in internal combustion engines to propel vehicles on the public highways in the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bell,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed. G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Sheely,
Sheffer,
Shellenberger.
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,

Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Ziesenheim,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 913, entitled:

An Act to amend section ten as amended of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," providing that roads and highways in boroughs and incorporated towns which form part of a designated State Highway route shall be taken over and maintained by the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions o fthe Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffith, J. W.,
Hagmaier,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Stone,
Stott,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate or concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 148, entitled:

An Act to amend article six of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the appointment of a superintendent of buildings in second, third and fourth class districts, and prescribing his duties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. WEIDEMANN. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. NOTHNAGLE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 186, as follows:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" and an additional appropriation to be expended in the discretion of the department of Highways on city streets

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred thousand dollars (300,000) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and thirty-one to the Department of Highways out of the Motor License Fund for the improvement construction reconstruction and/or maintenance of streets in cities of the second class second class A and third class which are continuations of State highways entering such cities and which are continuations of State highways running through such cities and which furnish the shortest and most convenient route for State highways through such cities to be expended in the discretion of the Department of Highways in exceptional and peculiar cases without allocation among the said cities as now required by the laws of the Commonwealth for assistance to cities in the maintenance and improvement of city streets

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel.
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Nothnagle,
O'Neill.
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way.
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 799, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King.
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann.

Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 830, entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 934, as follows:

An Act relating to the trespassing of live stock on improved lands providing for the taking up impounding and sale thereof imposing duties on and fixing the fees of constables justices of the peace and viewers appointed in connection therewith prescribing the procedure for repossession by the owner thereof providing for the fixing and taxing of costs including attorneys' fees and repealing inconsistent legislation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the words "live stock" are used in this act they shall include all cattle horses sheep and/or swine of every age and sex and shall include the plural as well as the singular and whenever a singular noun is used in this act it shall include also the plural thereof

Section 2 If any person being either the owner or the tenant of any improved lands within this Commonwealth shall discover upon his her or their improved lands whether inclosed or not inclosed any live stock such person may take up the same and shall forthwith give notice thereof to the constable of the township borough or ward in which such lands lie or to any constable of the county if the constable hereinbefore designated is not available for the purpose at the time and such constable shall impound such live stock in the possession of the person who originally took up the same or in the possession of some other person as such constable may deem best and the reasonable cost of keeping the same shall be part of the costs of the care

Section 3 If the owner of such live stock be known and resides within the county where the trespass has been committed it shall be the duty of said constable to give written notice to such owner of the fact that such live stock has been impounded the place where impounded and the name of the person who has suffered injuries by reason of said trespass said notice to be served within twenty-four (24) hours after such live stock has been impounded by such constable said notice to be served according to any of the methods prescribed by the laws of this Commonwealth for the service of a summons in assumpsit

Section 4 If the owner of such live stock be known and does not reside within the county where the trespass has been committed it shall be the duty of said constable to give written notice to such owner of the fact that such live stock has been impounded the place where impounded and the name of the name of the person who has suffered injury by reason of said trespass said notice to be served by registered mail to be mailed within twenty-four (24) hours after such live stock has been impounded by such constable

Section 5 If the owner of any live stock taken up as aforesaid shall appear and make satisfaction to the party injured for the damages sustained by such trespass and for the costs of keeping such live stock taken up as aforesaid and the fees of the constable for the said services as hereinbefore prescribed within three (3) days after the same were impounded as aforesaid the said live stock so taken up as aforesaid shall be released to the owner thereof

Section 6 If the said owner shall not make satisfaction to the party injured for the damages so sustained the cost of keeping such live stock andthe fees of the constable as hereinbefore stated it shall be the duty of said constable on the fourth day after the same were taken up as aforesaid to complain to any justice of the peace of the county wherein said trespass was committed and said justice of the peace forthwith shall issue his warrant directed to three (3) disinterested and honest freeholders of the vicinity where the damage was done commanding and enjoying them forthwith to view the trespass and value and appraise the same with the expenses and costs of keeping the said live stock and to make report thereof to him the said justice within five (5) days thereafter which valuation and appraisement and return they the said freeholders are hereby required to make accordingly

Section 7 The owner of any live stock impounded under the provisions of this act shall have the right at any time before the same are sold as hereinafter provided but not afterwards either to pay all costs then accrued and the amount of the damages awarded in the appraisement made by the viewers and thereby recover possession of his live stock or to recover possession thereof by an action in replevin in which the person who took up the live stock and caused same to be impounded shall be defendant and if the judge ment in replevin be for the plaintiff it shall be conditioned upon the plaintiff paying the amount of damages sustained by the party injured the cost of keeping the live stock while impounded and the fees of the constable the justice of the peace and the three viewers appointed by the justice of the peace to value and appraise said damages The verdict of the jury shall itemize such costs fees and damages In the event that the verdict returned by the jury in the matter of the damages suffered by the party injured is equal to or greater than the amount claimed by the party so injured if no viewers have been appointed or awarded by the viewers if viewers have been appointed the costs shall be paid by the plaintiff and the court shall tax as part of said costs in the replevin case a reasonable fee for the attorney for the defendant in the replevin case the amount thereof to be fixed by the court In the event that the verdict so rendered is less than the amount claimed by the party injured or awarded by the viewers as the case may be the costs shall be paid by the plaintiff but no fee of any kind for the attorney for the defendant shall be taxed as part of said costs

Section 8 If the owner shall not redeem said live stock within one (1) day after the return of said viewers shall have been filed with the justice of the peace it shall be the duty of the said constable to cause an advertisement either printed or in writing particularly describing such live stock to be posted at (6) of the most public places in the vicinity of the property where the damage was done setting forth a place and a time where the said live stcok will be sold at public sale

At the time and place so fixed the constable shall proceed to sell said live stock to the highest bidder therefor unless the owner thereof appears pays the costs and damages then accrued or brings action of replevin for the recovery of such live stock If the constable shall have sold the said live stock he shall forthwith make a written report thereof to the said justice of the peace and said justice of the peace shall pay all costs and damages then accrued out of the money realized from said sale and not less than three nor more than four months after the sale pay over the surplus if any there be to the county treasurer of the county wherein the trespass was committed If at any time within two years after the sale of the live stock herein provided for the owner thereof appears and submits proof of his ownership satisfactory to the officer having said surplus the said surplus shall be paid to him either by the justice of the peace or by the county treasurer depending upon which of such officers has such surplus in his possession at the time In the event that the amount of the sale is less than the amount of the costs and damages then accrued the the costs shall first be paid out of the same and the balance applied upon the damages awarded to the party injured in the appraisement made by the viewer and in the event that the amount is not sufficient to pay the costs the same shall be divided pro rata among the persons entitled to said costs The costs shall include the costs of the constable of the justice of the peace of the three viewers and the expenses of keeping such live stock while impounded

Section 9 The fees of the constable for the services contemplated by this act shall be one ($1.00) dollar for each animal impounded for the impounding thereof two ($2.00) dollars for each animal sold for his services in the sale thereof The fees of the justice of the peace shall be one ($1.00) dollar for each case without regard to the number of animals impounded for all cases where no sale is made and three ($3.00) dollars for all cases where a sale is made The fees of each of the viewers appointed to assess the damages shall be one ($1.00) dollars for the first hour and fifty (50c) cents per hour for each hour necessarily engaged after the first hour

Section 10 The act approved the thirteenth day of April one thousand eight hundred and seven (four Smith Laws four hundred seventy-two) entitled "An act concerning strays" and an act passed in one thousand seven hundred and five (one Smith Laws seventy) being "An act to prevent the running of swine at large" is hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrenn,
Denman,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette.
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 461, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox.
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride.
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards.
Riddle,
Rieder,
Roan,
Ronemus.
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder.
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel.
Ziesenheim.
Goodnough.
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 741, entitled:

An Act relating to abandoned bituminous coal mines, providing for the fighting of fire in, and the sealing up of such mines under the supervision of the Department of Mines; giving such department certain powers and duties relative thereto; imposing certain duties upon owners, operators and lessees of such mines, and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILLS POSTPONED

Mr. RIDDLE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. BELL. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1021, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse and return moneys advanced for the acquisition of coal measures at the Cresson State Sanitorium.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise.
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1575, entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams. G. W.,
Williams. I. B.,
Wilson. L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 979, entitled:

An Act to amend the title and section one of the act approved the tenth day of April, one thousand nine hundred and twenty-nine (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on," by permitting joinder of persons alone liable, and defining rights of original defendant as to service of process.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi. J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams. J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1141, entitled:

An Act requiring specifications for the construction, alteration or repair of public works of the Commonwealth to contain the minimum wage or wages payable by contractors or subcontractors to laborers or mechanics employed thereon and prescribing penalties.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—134

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M..
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Black,
Blumberg,
Bowers,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Filhohbaugh,
Flynn,
Frederick,
Gangloff,
Gicking,
Goehring,
Green,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Moore, D. G.,
Moore, W. H.
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Pitts,
Post,
Price,
Powell,
Reader,
Reed, F. M.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sautter,
Schreck,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Sinwell,
Sowers,
Spangler
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stewart,
Stone,
Storer,
Stott,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Watson,
Wettach,
Wheeler,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise.
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—14

Brown, T. J.,
Ederer,
Emhardt,
Fox,
Haws,
Jones, E. F.,
Mathay,
Millar,
Miller,
Peters,
Sterling,
Storb,
Weaver,
White,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

Ordered, That the Clerk present the same to the Senate for concurrence.

PROCEEDINGS OF COMMITTEE OF THE WHOLE TO BE MADE PART OF JOURNAL.

Mr. SCHWARTZ. Mr. Speaker, I move that the proceedings of the Committee of the Whole on House Bill No. 817, Printer's No. 333 on second reading, had on Tuesday, April 21st, 1931, be printed in the Legislative Journal immediately following that day's proceedings.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as folows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 185.

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common pleas of Luzerne County en banc conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate which was read as follows:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 436, Printer's No. 117, entitled:

An Act to further amend clauses six and nine of section one to add clause nine to section eight and to further amend clause two of section eleven of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authorizing certain clerks and secretaries appointed by judges to become members of said retirement system opening the system further for original members permitting members to change the class for the making of deductions and for retirement purposes and extending the time for returning employes to re-enter the system

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate which was read as follows:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 167, Printer's No. 196, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notice of increases in valuations and appeal days

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 22, 1931.

Resolved, (if the House of Representatives concur), That Senate Bill No. 158, Printer's No. 128, entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law" as added by providing for filing of amended charters and certifications thereof in merger proceedings

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 22, 1931.

Resolved, (if the House of Representatives concur), That Senate Bill No. 212, Printer's No. 97, entitled:

An Act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-two) entitled "An act to fix the time for filing petitions for nomination with the county commissioners"

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 22, 1931.

Resolved, (if the House of Representatives concur) That Senate Bill No. 407, Printer's No. 129, entitled:

An Act empowering the proper authorities of any municipality, county, city, borough, township, or school district to transfer andy excess in any sinking fund as to date of transfer to the general fund to be used for the payment of other indebtedness before the maturity of obligations, and to continue the collection of the sinking fund from year to year to liquidate said bonds or obligations when due.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 22, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 339, Printer's No. 86, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 21, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 338, Printer's No. 85, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship, and for the preservation, allocation and distribution of the property and assets of such corporations.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

RECALLING HOUSE BILL NO. 662 FROM THE GOVERNOR

Mr. **D. GLENN MOORE** asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 21, 1931.

Resolved (if the Senate concur), That House Bill No. 662, entitled "An act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " be recalled from the Governor for the purpose of amendment.

Ordered, That the clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL NO. 432 FROM THE GOVERNOR

Mr. ADAMS asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 22, 1931.

Resolved, (if the Senate concur) That House Bill No. 432, Printer's No. 215, entitled "An act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams, to prevent percolations or flows of water therefrom and for such purposes to have power to enter upon lands in and adjacent to such streams, and providing for the payment of damages to owners of lands in such cases," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILL

Mr. MATHAY. Mr. Speaker, I move that the time on House Bill No. 1064, Printer's No. 351, entitled:

An Act relating to the maintenance of feeble-minded persons and epileptics in state-owned institutions; fixing liability for their support; and providing for the collection of the moneys due the Commonwealth therefor.

on page 4 of today's calendar, bills on final passage postponed, be extended five days.

Mr. JAFFE. Mr. Speaker, I second the motion.

The motion was agreed to.

TIME EXTENDED ON BILL

Mr. MATHAY. Mr. Speaker, I move that the time on House Bill No. 1065, Printer's No. 355, entitled:

An Act fixing liability for services rendered patients by state-owned medical and surgical hospitals; and providing for the collecting of the moneys due the Commonwealth therefor

on page 10 of today's calendar, bills on third reading postponed, be extended five days.

Mr. JAFFE. Mr. Speaker, I second the motion.

The motion was agreed to.

TIME EXTENDED ON ALL BILLS ON POSTPONED CALENDAR

Mr. MATHAY. Mr. Speaker, I move that the time on all bills on the postponed calendar be extended a further period of five days.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

QUESTION OF PERSONAL PRIVILEGE

Mr. HOOPES. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HOOPES. Mr. Speaker and members of the House, I feel it my duty at this time to call your attention to certain statements that have been made in the newspapers in the last day or two in regard to the unemployment situation in Pennsylvania. And especially as quoted in last night's Harrisburg paper in the following statement:

"Deny Starvation—The 'march of the hungry' came face to face today with a flat official statement that no starvation exists among the unemployed of Pennsylvania.

'Thousands of workmen and their families are in urgent need of money for food' was the cry of the hunger marchers.

'There is no starvation among the unemployed of Pennsylvania' was the reply of Dr. Clyde King, chairman of Governor Pinchot's Pennsylvania unemployment committee.

'Reports from the chairmen of the county unemployment committees are that demands for relief are being adequately and completely met,' King told Governor Pinchot in return.

"King's statement said that through welfare and church organizations co-operating with the county committees, large quantities of food, clothing and fuel have been distributed to the needy and all who asked aid received it. Rural districts were reported taking care of their own needs and not looking to the urban centers for help."

In answer to that I would like to read the front page headline from the Pittsburgh "Press" of April twenty-first, together with the article which accompanies it:

STARVATION AGAIN THREATENS 300 AT MINES OUTSIDE AVELLA

Grass and Dandelions Only Food for Many in Two Valleys Of Misery an Hour From City

WASHINGTON, Pa.—Starvation again threatened 300 unfortunates who people Penowa's Twin Valleys of Misery today as bread and other supplies provided a week ago dwindled and bare cupboards told a mute story of suffering and want.

Grass and dandelion greens were the only food available to some of the men, women and children today and soon will be the principal fare for others of the two tiny communities three miles west of Avella.

Only an hour's ride from Pittsburgh by auto, these mining camp inhabitants must turn to mother nature for whatever food they obtain unless good samaritans intervene.

Their mine-owned shacks perched high in the coal-yielding hills overlooking Penowa Station of the Pittsburgh & West Virginia Railroad, they are living with a single, unified hope supporting their weary spirits—the hope for food.

Share What They Have

Charity has come to the aid of the colonists at intervals. Farmers who till the scrawny soil still deeper in the hills have given of their limited crops. A few of the men have been able to obtain some form of work by taking their pay in groceries or vegetables, which they have divided with their fellow unfortunates.

But many a day, in many a home, the cupboard has been as bare as that of Mother Hubbard, and grass and dandelion greens plucked from the rolling hill tops have offered the only means of sustaining the breath of life.

The men of the colonies, about 100 in number, were employes of J. V. Stephenson, who had leased and operated the Penowa Mine, known sometimes as Cross Creek Mine and also as Waverly Mine, for about three years.

They received their last pay on Feb. 20, for work done in January, but, instead of cash, balance slips, listing groceries, rent, coal and doctor bills as against wages due the men, were handed out.

All Have Wages Due

All of the men of the colony have wages due. The mine shut down the first week in March. But there has been no accounting for work done in February. Some claim as much as $200 is due them.

About 75 are married and there are perhaps 200 children in the two settlements, under-nourished, pale and sickly. But they still can smile.

Among the lively spirits of the younger members of the
pal asset is a million-dollar grin.
colonies is Johnny Jonoski, 11, a barefoot boy whose principal asset is a million-dollar grin.

Pancakes Provide Feast

"I feel good today," said this real-life Huckleberry Finn when Press reporters visited the colony. "I had pancakes for breakfast today. And I think we got some stew for tonight, too."

Johnny is one of several children. His father, like the other miners, has no money. He has wages coming from the mine—and has filed a claim.

But when, if ever, he will be paid is a matter of pure conjecture.

A week ago the Washington County Poor Commissioners sent a number of $5 grocery order checks to the colony, and the Jonoskis received one of them. That is why there was flour for pancakes in the larder, and why Johnny expected stew for dinner.

All Fast for Days

A month ago, after a story in The Press revealing the suffering in the Valleys of Misery, the Atlantic & Pacific Tea Company sent two truckloads of food to Penowa Station.

But those supplies had been exhausted long before last week's groceries were received, and there were days of fasting for all in the Valleys—days that left Johnny's cheeks lean and drawn, that shrunk a little more his slender girth line, and took an added toll from his birthright of boyhood.

Mr. Speaker and members of the House, I think there is nothing more dangerous than that those who control the government should ignore the situation that exists at the present time and try to say that there is no starvation or suffering in Pennsylvania. I know many of you didn't like the parade that appeared up here yesterday; you didn't like the method of those people, you didn't like what they said, but regardless of what we may think or what they do or the manner in which they said it, we have to realize that people are not going to starve peacably, and those in control of the government, and particularly this legislature, will be absolutely responsible if we adjourn and do nothing about the situation that exists in the State today. It is a serious matter and deserves our attention. It is all right for you to say that they are radicals, that they are fools, that they are crazy and that they demand help that it is impossible to give. I think all of you know that while there were some in that crowd of that type, yet you could never have gotten a crowd like that together to come up here if there had not been a great deal of unemployment and suffering, and of misery that caused them to do it. That is but an indication of the conditions that do exist and I think that the Governor and the officers of this Commonwealth should not go around saying there is no suffering, there is no starvation, and that in doing so they are doing themselves and this Commonwealth a great injustice, and are taking chances on starting for us a great deal of trouble. People who are starving are not going to receive statements of that kind very kindly. We have to meet this situation. We have to admit the truth of the statement made yesterday morning that this Legislature has been in session for three months or more and has done absolutely nothing as far as unemployment is concerned. We should give this matter serious consideration and we should do something about it.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks, Mr.

Mr. HOOPES. Mr. Speaker, I will.

Hoopes permit himself to be interrogated?

Mr. SOWERS. What have you done to help pass my Saturday bills to bring about relief from unemployment?

Mr. HOOPES. What have you done to help pass my unemployment insurance bills?

Mr. SOWERS. A whole lot, but what have you done to accomplish the passage of my Saturday bill?

Mr. HOOPES. As much as you have done to pass my unemployment insurance bill.

Mr. SOWERS. That means you have done nothing to relieve unemployment by considering legislation.

Mr. HOOPES. If you have done nothing.

Mr. SOWERS. I am not on the Insurance Committee.

Mr. HOOPES. And I am not on the committee that has your Saturday bills.

Mr. SOWERS. I beg your pardon, but you are.

Mr. HOOPES. I am not. What committee has them?

Mr. SOWERS. Don't you know?

Mr. HOOPES. No committee that I am on has them.

Mr. SOWERS. Have you not for the benefit of the public and the unemployed been following the bills so as to know what committees they are in?

Mr. HOOPES. I know of no bill of yours on the Saturday question that has come before a committee of which I am a member.

Mr. SOWERS. That is all you know about it?

Mr. HOOPES. That is not all I know about it.

Mr. SOWERS. Have you any other remedy for the relief of unemployment, besides your insurance bills.

Mr. HOOPES. A number of things.

Mr. SOWERS. Where are your bills for the relief of unemployment?

Mr. HOOPES. A number of bills have been introduced trying to relieve unemployment which would be something better than nothing.

Mr. SOWERS. What are the numbers of your bills?

Mr. HOOPES. My unemployment bills are numbers thirty and thirty-four.

Mr. SOWERS. What are the other numbers of your bills?

Mr. HOOPES. These other bills which I have introduced I think would meet this situation most adequately.

Mr. SAWERS. Don't you know that this House today passed a minimum wage bill for the relief of unemployment?

Mr. HOOPES. They passed a minimum wage bill, but I don't think the bill will help the unemployment situation particularly.

Mr. SOWERS. What? You don't think it will de some good?

Mr. HOOPES. Yes, certainly, I voted for it?

Mr. SOWERS. Don't you think other members voted for it?

Mr. HOOPES. I don't think this measure will improve or particularly relieve the unemployment situation. It will help the workers generally, but it will not relieve the half million of unemployed we have in this State; it will help a little, but very little.

Mr. SOWERS. Did not you and the rest of us vote the other day for the relief of unemployment in Philadelphia by passing a $3,000,000 bill.

Mr. HOOPES. Yes, and where has it gotten to?

Mr. SOWERS . Now, you are still going to continue to work for it?

Mr. HOOPES. Absolutely.

Mr. SOWERS. Well, do something then besides talking.

Mr. HOOPES. I am doing more than you are doing. I think the advice of the gentleman from Philadelphia could very well be taken by himself.

The SPEAKER. The remarks of the gentleman from Berks, Mr. Hoopes, under his question of personal privilege will be spread upon the Journal.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that

Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 22, 1931.

Resolved, (if the Senate concur) That House Bill No. 432, Printer's No. 215, entitled "An act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams, to prevent percolations or flows of water therefrom, and for such purposes to have power to enter upon lands in and adjacent to such streams, and providing for the payment of damages to owners of lands in such cases," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 22, 1931.

Resolved (if the Senate concur(, That House Bill No. 662, entitled "An act to repeal sections two thousand two hundred and three two thousand two hundred and four two thousand two hundred and five two thousand two hundred and six two thousand two hundred and seven and two thousand two hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue an drepealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' " be recalled from the Governor for the purpose of amendment.

ANNOUNCEMENT BY THE SPEAKER

The **SPEAKER.** This being the last day for introducing bills in the House, the Chair gives notice that the office of the Chief Clerk will be open all day for the purpose of receiving bills, should members desire to introduce them.

STANDARD TIME FOR MEETING OF HOUSE

The **SPEAKER.** The Chair desires to announce that standard time will be recognized for the convening of the House on Monday next.

ADJOURNMENT

Mr. TALBOT. Mr. Speaker, I move that this House do now adjourn until Monday evening April 27, 1931 at 9.00 o'clock.

Mr. TURNER. Mr. Speaker, I second the motion.

The motion was agreed to, and at 12.55 o'clock P. M., the House adjourned until Monday evening, April 27, 1931, at 9.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 — 129th of the General Assembly

Vol. 12 — HARRISBURG, PA., MONDAY, APRIL 27, 1931 — No. 40

SENATE

MONDAY, April 27, 1931.

The Senate met at 9 o'clock P. M. Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Thou Supreme Ruler of this universe, we observe that in this world of nature with which we are surrounded it is governed by its own fundamental laws, which Thou hast ordained for it, and to which it is rendering strict obedience. Thou has endowed us with intelligence to discern what are the fundamental laws of our wellbeing and may we gladly render obedience unto them.

Grant that the civil laws we enact may conform to the pure code of Thy moral laws, so that they may have Thy sanction.

We believe that Thy government exists for the realization of our human welfare. Grant that we may cooperate with Thee in making this a reality.

We ask for these mercies in the Name of Our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BALDWIN, the further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM CHESTER MONTHLY MEETING OF FRIENDS

The Chair cleared his table and laid before the Senate communication from the Chester Monthly Meeting of the Religious Society of Friends, located in Delaware County, Pennsylvania, favoring the passage of legislation to bring minors up to the age of eighteen years who may be charged with misdemeanors, before the Juvenile Court.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 192, entitled:

An Act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers, sailors, marines, the Pennsylvania National Guard, and veteran organizations, and providing for the distribution of the same.

House Bill No. 194, entitled:

An Act for the observance of General Pulaski's Memorial Day

House Bill No. 211, entitled:

An Act to amend section nine of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended, by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court.

House Bill No. 432, entitled:

An Act authorizing the Department of Forests and Waters to plug up holes in beds or banks of streams to prevent percolations or flows of water therefrom and for such purposes to have power to enter upon lands in and adjacent to such streams and providing for the payment of damages to owners of lands in such cases

House Bill No. 777, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Eastern State Penitentiary.

House Bill No. 778, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital

House Bill No. 823, entitled:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four by providing for an assistant county solicitor in counties of the third class

House Bill No. 926, entitled:

An Act to amend section one of the act approved the twenty-third day of March, one thousand eight hundred and seventy-seven, (P. L. 32), entitled "An act conferring equity jurisdiction upon the courts of common pleas in all cases of the mortgages of the property or franchises of coal, iron, steel, lumber or oil, or mining, manufacturing or transportation companies," extending the provisions of the act to all corporations.

House Bill No. 977, entitled:

An Act making a deficiency appropriation to the State Veterans' Commission.

House Bill No. 993, entitled:

An Act providing the manner in which boroughs and townships of the first class may secure the service of members of the State Police force providing for their payment maintenance and discipline and for their powers and duties and providing for the appointment of a reserve force

House Bill No. 997, entitled:

An Act amending paragraph four of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

House Bill No. 1014, entitled:

An Act to amend sections three and nine of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" by authorizing the development of the fishing hunting and other recreationl resources thereof and incident thereto and conferring additional powers on the Water and Power Resources Board

House Bill No. 1097, entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tutition of any non-resident child temporarily domiciled in said school district

House Bill No. 1098, entitled:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child.

House Bill No. 1165, entitled:

An Act to amend section one thousand four hundred seven, and clause (f) of section two thousand four hundred two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executives and administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor, and eliminating the power vested in the Department of Property and Supplies.

House Bill No. 185, entitled:

An Act fixing the number terms and compensation of directors and auditors of the poor district of "The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township" providing for their appointment by the court of common pleas of Luzerne County en banc conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

COMMUNICATION FROM SECRETARY OF INTERNAL AFFAIRS TRANSMITTING INFORMATION RELATIVE TO AMOUNT OF TAXES LEVIED BY LOCAL GOVERNMENTS IN PENNSYLVANIA.

The Chair cleared his table and laid before the Senate communication from the Secretary of Internal Affairs, which was read as follows:

Commonwealth of Pennsylvania,
Department of Internal Affairs,
Harrisburg, Pa., April 27, 1931.

To the Members of the General Assembly:

In response to Resolution No. 3, which was adopted by the House of Representatives on February 24, and concurred in by the Senate on April 8, I transmit herewith a report of the Bureau of Statistics setting forth in summary form the amount of taxes levied by local governments in Pennsylvania for all purposes, including the opening and improvement of streets and roads. Data showing the amounts spent for streets and roads are not separately available at this time, and will have to be obtained by a special survey, the results to be reported to the next session of the General Assembly.

Very respectfully,
JAMES F. WOODWARD,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Department of Internal Affairs, Bureau of Statistics,

April 24, 1931.

Hon. James F. Woodward,
Secretary of Internal Affairs,
Harrisburg, Pa.

Dear Mr. Woodward:

At your request we have prepared a summary of such data, available in the Bureau of Statistics, as would bear upon Resolution No. 3, introduced in the House by Hon. Elder Peelor.

The tables herewith submitted show that in 1928 the total taxable valuation for county purposes of realty, occupations, money at interest, etc., was $12,556,101,407, of which $2,942,467,809 represents money at interest taxable at four mills on the dollar and the remainder or $9,613,633,598, represents all other assessments taxable at the different rates applicable in the respective counties.

During the last six years for which complete figures are available, taxes levied for local purposes in Pennsylvania increased over 43 per cent. as the following tabulation discloses:

Year	County and poor taxes	City, boro and twp. taxes	School taxes	Total local taxes
1923	$39,691,039	$104,440,667	$106,020,227	$250,151,933
1924	43,502,492	113,802,183	114,955,218	272,259,893
1925	48,671,158	122,123,039	129,522,310	300,316,507
1926	53,205,430	132,840,517	135,891,925	321,937,872
1927	53,323,523	137,817,377	139,327,499	330,468,399
1928	58,234,520	155,037,017	145,402,481	358,674,018
% increase				
1923-1928	46.7	48.4	37.1	43.4

During the same period the net bonded indebtedness of local governments in Pennsylvania increased much more rapidly than taxes, the increase for all classes of local districts being approximately 75 per cent.

Year	County and poor debt	City, boro and twp. debt	School debt	Total local debt
1923	$ 78,408,332	$316,040,655	$136,537,312	$530,986,299
1924	90,449,426	328,074,984	163,147,312	581,671,722
1925	118,007,746	415,099,085	191,739,266	724,846,097
1926	150,017,927	483,437,194	204,580,469	838,035,590
1927	154,331,473	510,661,215	208,634,439	873,627,127
1928	163,612,082	550,182,075	212,122,910	925,917,067
% increase				
1923-1928	108.7	174.1	55.4	74.4

Total taxes levied for all local purposes in Pennsylvania amounted to $358,674,018 in 1928, of which school taxes accounted for the largest portion, or 40.5 per cent, city taxes 31.1 per cent, county taxes 14.6 per cent, borough taxes 6.6 per cent, township taxes 5.6 per cent, and poor taxes 1.6 per cent.

Philadelphia levied city, school and poor taxes totaling $98,256,826, while the total for local taxes of all kinds in Allegheny County was $70,200,226. Philadelphia and Allegheny Counties together levied very nearly half of all local taxes in the State. Other counties in which large amounts were raised by local taxation are Luzerne with $20,410,523, Lackawanna $11,327,828, Montgomery $10,176,855, Delaware $9,446,646, Westmoreland $8,274,147, Cambria $7,351,282, Berks $7,329,315. On the other hand, there are 24 counties in which local tax levies fell below the $1,000,000 mark, and 16 counties ranged between $1,000,000 and $2,000,000.

City and school taxes levied in all the cities of the Commonwealth amounted to $183,292,171, nearly three-fourths of which were raised in Philadelphia and Pittsburgh. Scranton levied $4,759,667 for city and school purposes, Erie $3,952,575, Reading $3,735,498, Wilkes-Barre $3,557,745, Harrisburg $3,053,433, Johnstown $2,653,382, Allentown $2,622,452.

In 1928, four Pennsylvania cities had a city tax rate of 20 mills or more, while 16 cities had a school tax rate that high. The highest combined tax rate for city and school purposes was 57 mills and the lowest was 13 mills. Eight cities had a combined city and school rate of over 40 mills.

The aggregate net bonded indebtedness of all local governments in Pennsylvania, as reported at the close of 1928, was $925,917,067, of which the debts of cities represented 52.6 per cent, debts of school districts 22.9 per cent, counties 17.6 per cent, boroughs 5.0 per cent, townships 1.9 per cent, and poor districts .04 per cent. Twelve counties showed a bonded debt for all classes of districts of $10,000,000 or over, 10 counties ranged between $5,000,000 and $10,000,000, 25 counties between $1,000,000 and $5,000,000 and 20 counties each had bonded debts below $1,000,000.

More detailed figures for each county are given in the accompanying tables.

Respectfully submitted,

HENRY W. VAN PELT,
Director, Bureau of Statistics.

SUMMARY OF ASSESSMENTS FOR COUNTY FURPOSES IN PENNSYLVANIA, 1928

Counties	Taxable realty	Occupations	Money at interest	Total taxable value
Adams	$ 17,264,404	$ 1,155,579	$ 5,138,554	$ *23,676,174
Allegheny	1,713,318,035	136,728,380	603,604,615	2,455,651,030
Armstrong	58,138,042	5,661,718	5,243,164	69,042,924
Beaver,	91,746,402	5,200,535	13,513,909	110,460,846
Bedford	16,647,978	884,016	4,361,817	*21,394,911
Berks	190,839,723	14,743,900	83,892,475	289,476,098
Blair	69,418,003	6,555,359	17,157,740	93,131,102
Bradford	19,985,680	863,125	4,727,283	25,576,088
Bucks	60,659,332	9,889,660	25,695,110	*96,485,542
Butler	69,523,870	3,991,502	13,677,636	87,193,008
Cambria	160,470,230	13,953,590	9,761,957	184,185,777
Cameron	2,389,682	242,525	845,440	3,477,647
Carbon	33,147,373	5,527,440	3,361,482	42,036,295
Centre	15,474,069	1,154,310	5,138,854	21,767,233
Chester	101,400,176	8,073,486	38,453,736	147,927,398
Clarion	10,004,194	919,246	6,057,762	16,981,202
Clearfield	20,248,347	2,559,170	6,063,888	28,871,405
Clinton	12,824,431	946,910	2,210,534	15,981,875
Columbia	31,927,975	1,856,908	1,964,517	35,749,400
Crawford	35,041,980	2,593,150	10,048,420	*47,685,700
Cumberland	45,614,810	2,545,791	9,184,330	57,344,931
Dauphin	114,234,451	6,511,255	44,437,507	165,183,213
Delaware	244,316,670	13,059,505	87,765,653	345,141,823
Elk	9,828,148	803,755	800,900	11,432,803
Erie	110,278,803	7,997,700	28,242,363	146,488,866
Fayette	98,308,402	5,047,410	13,046,070	116,401,882
Forest	1,993,012	125,580	1,443,403	3,561,995
Franklin	35,571,010	1,358,452	11,409,667	48,339,129
Fulton,	2,338,852	262,122	238,342	2,839,316
Greene	59,877,301	923,995	7,327,126	68,128,422
Huntingdon	22,086,606	1,523,307	2,763,500	26,373,413
Indiana	50,086,954	6,458,010	4,841,279	61,386,243
Jefferson	27,897,425	3,265,090	5,644,500	36,807,015
Juniata	4,639,707	213,879	1,359,191	6,212,777
Lackawanna	204,298,533	12,891,405	27,085,235	244,275,173
Lancaster	131,574,225	....	54,649,391	186,223,616
Lawrence	69,864,485	4,320,620	16,382,437	90,567,542
Lebanon	65,986,573	2,459,610	15,058,051	83,504,234
Lehigh	137,801,967	16,395,115	51,873,290	206,070,372
Luzerne	412,890,570	17,284,980	57,301,364	487,476,914
Lycoming	35,047,421	4,571,874	19,109,183	58,728,478
McKean	21,233,264	1,620,315	11,658,844	34,512,423
Mercer	58,934,043	3,152,600	6,805,889	68,892,532
Mifflin	14,790,620	1,245,445	2,750,067	18,786,132
Monroe	17,372,963	1,582,855	5,417,321	24,373,139
Montgomery	250,671,020	14,592,455	240,812,930	506,076,405
Montour	4,993,577	344,575	800,486	6,138,638
Northampton	110,744,102	12,713,552	39,528,889	162,986,543
Northumberland	64,930,202	3,090,270	8,261,956	76,282,428
Perry	9,756,322	1,234,989	1,037,195	12,028,506
Philadelphia**	3,325,584,643	....	1,128,974,540	4,454,559,183
Pike	8,276,809	339,175	2,113,908	10,729,892
Potter	5,299,634	326,785	2,420,929	8,047,348
Schuylkill	137,176,965	4,210,020	12,193,276	153,580,261
Snyder	11,459,190	638,908	1,621,530	13,719,628
Somerset	35,644,172	4,480,350	12,893,300	53,017,822
Sullivan	2,792,443	272,225	600,442	*3,675,010
Susquehanna	18,459,036	1,427,955	4,651,928	24,538,919
Tioga	13,678,692	1,222,567	3,392,052	*18,366,036
Union	8,259,901	630,940	1,758,615	10,649,456
Venango	34,210,600	2,895,900	35,125,768	72,232,268
Warren	23,225,390	1,262,700	5,121,080	29,609,170
Washington	149,612,583	9,433,410	28,553,074	187,599,067
Wayne	14,406,115	883,250	2,204,167	17,493,532
Westmoreland	162,638,752	10,687,250	25,198,451	198,524,453
Wyoming	5,198,258	274,625	2,086,552	7,559,435
York	73,643,904	5,136,542	35,602,945	114,383,391
Total	$9,197,969,051	$415,219,622	$2,942,467,809	$12,556,101,407

* Includes a separte valuation of traction engines.

** Philadelphia valuations are for city purposes primarily.

Dept. of Internal Affairs—Bureau of Statistics

TAXES LEVIED BY LOCAL GOVERNMENTS IN PENNSYLVANIA

Counties	County Taxes	City Taxes	Borough Taxes	Township Taxes
Adams	$150,318	....	$83,816	$120,594
Allegheny	16,058,513	22,150,941	4,883,609	1,536,858
Armstrong	435,672	....	292,877	253,285
Beaver	1,023,522	....	1,318,066	221,243
Bedford	192,777	....	46,290	131,563
Berks	1,157,903	1,641,821	505,835	453,847
Blair	486,483	503,631	219,495	212,793
Bradford	331,640	....	147,022	169,961
Bucks	527,524	....	415,508	462,182
Butler	716,350	290,552	95,082	359,922
Cambria	1,603,857	1,201,312	552,441	589,365
Cameron	26,323	....	13,097	9,084
Carbon	284,168	....	378,093	62,997
Centre	153,583	....	165,893	92,903
Chester	591,707	155,141	494,395	534,127
Clarion	193,547	....	79,723	133,703
Clearfield	218,119	92,169	159,111	214,993
Clinton	119,013	62,410	51,221	51,033
Columbia	244,351	....	232,085	104,565
Crawford	491,841	267,506	61,363	243,059
Cumberland	229,381	....	278,540	176,892
Dauphin	902,225	1,390,359	309,924	207,015
Delaware	1,187,538	834,166	1,073,462	1,452,597
Elk	88,259	....	141,038	45,636
Erie	940,693	1,982,994	149,701	321,333
Fayette	1,499,168	472,730	202,042	724,831
Forest	26,960	....	5,236	22,619
Franklin	378,004	....	158,400	175,453
Fulton	26,960	....	3,963	33,013
Greene	515,720	....	107,532	500,242
Huntingdon	176,319	....	118,587	84,537
Indiana	358,633	....	193,403	370,334
Jefferson	147,227	....	206,947	134,928
Juniata	39,410	....	16,085	45,922
Lackawanna	1,737,263	2,375,363	1,046,852	130,182
Lancaster	636,758	531,158	223,296	772,828
Lawrence	547,733	666,126	160,904	204,181
Lebanon	231,348	243,449	119,583	190,052
Lehigh	824,281	1,134,441	204,346	349,066
Luzerne	4,057,769	2,551,486	1,740,564	1,094,356
Lycoming	452,822	512,140	143,049	107,832
McKean	183,759	298,203	88,765	198,893
Mercer	772,265	303,948	464,928	187,997
Mifflin	139,288	....	108,998	71,258
Monroe	268,094	....	130,092	130,227
Montgomery	2,024,305	....	1,079,060	2,179,665
Montour	45,908	....	40,097	23,994
Northampton	1,022,321	1,525,809	407,898	251,019
Northumberland	475,179	100,349	373,895	277,668
Perry	92,080	....	46,394	66,061
Philadelphia	......	68,108,962	......	......
Pike	68,768	....	20,829	63,334
Potter	65,945	....	51,476	50,214
Schuylkill	1,179,865	251,285	911,992	411,912
Snyder	79,074	....	36,776	68,050
Somerset	372,570	....	208,851	314,896
Sullivan	33,148	....	12,744	26,330
Susquehanna	217,477	....	104,682	126,048
Tioga	193,257	....	86,277	130,272
Union	51,490	....	43,178	55,646
Venango	400,249	366,842	27,118	202,692
Warren	314,342	....	196,943	122,172
Washington	1,545,628	365,475	708,834	767,010
Wayne	161,710	....	69,296	109,443
Westmoreland	1,660,729	462,090	1,103,027	821,960
Wyoming	57,601	....	35,085	75,269
York	930,216	528,302	302,074	363,184
Total	$52,371,950	$111,371,979	$23,467,835	$20,197,203

TAXES LEVIED BY LOCAL GOVERNMENTS IN PENNSYLVANIA

Counties	School Taxes	Poor Taxes	Total Taxes
Adams	$284,087	....	$638,815
Allegheny	24,491,503	$1,078,802	70,200,226
Armstrong	899,068	95,699	1,976,601
Beaver	2,444,448	193,895	5,201,174
Bedford	291,074	....	661,707
Berks	3,569,859	....	7,329,315
Blair	1,828,772	151,748	3,402,925
Bradford	566,499	83,553	1,298,675
Bucks	1,039,610	....	2,444,824
Butler	901,725	....	2,363,631
Cambria	3,399,307	....	7,351,282
Cameron	64,920	11,859	125,283
Carbon	949,458	133,972	1,808,688
Centre	389,263	47,819	849,467
Chester	1,672,892	....	3,448,262
Clarion	289,805	16,387	713,162
Clearfield	903,674	136,845	1,724,911
Clinton	345,735	19,918	649,333
Columbia	652,017	101,602	1,337,620
Crawford	771,566	....	1,835,335
Cumberland	692,562	....	1,377,375
Dauphin	2,604,800	....	5,414,323
Delaware	4,692,180	206,703	9,446,646
Elk	391,194	63,807	729,984
Erie	2,901,187	....	6,295,908
Fayette	2,973,548	155,028	6,027,347
Forest	71,193	12,713	138,721
Franklin	624,866	....	1,346,726
Fulton	56,478	3,558	123,972
Greene	682,524	....	1,806,018
Huntingdon	338,022	....	717,465
Indiana	911,876	....	1,834,246
Jefferson	504,451	77,906	1,071,459
Juniata	98,231	14,671	214,319
Lackawanna	5,317,705	720,463	11,327,828
Lancaster	2,164,911	....	4,328,951
Lawrence	1,735,677	74,184	3,388,805
Lebanon	668,948	34,225	1,487,605
Lehigh	2,268,,443	....	4,780,577
Luzerne	9,638,846	1,327,502	20,410,523
Lycoming	1,112,743	76,985	2,405,571
McKean	675,231	87,904	1,532,755
Mercer	1,390,550	....	3,119,688
Mifflin	367,141	....	686,683
Monroe	375,866	85,301	989,580
Montgomery	4,893,825	....	10,176,855
Montour	113,852	16,586	240,437
Northampton	2,787,209	....	5,994,256
Northumberland	1,843,663	297,118	3,367,872
Perry	190,453	....	394,988
Philadelphia	29,930,262	217,602	98,256,826
Pike	101,010	8,707	262,648
Potter	154,431	35,883	357,949
Schuylkill	3,741,702	....	6,496,756
Snyder	154,042	24,768	362,710
Somerset	892,831	....	1,789,148
Sullivan	62,576	13,208	148,006
Susquehanna	379,035	47,470	874,712
Tioga	303,215	87,654	800,675
Union	149,501	22,227	322,042
Venango	843,144	37,107	1,877,152
Warren	603,999	....	1,237,456
Washington	2,890,466	....	6,277,413
Wayne	271,457	27,244	639,150
Westmoreland	4,225,522	....	8,274,147
Wyoming	157,127	10,947	336,029
York	1,698,704	....	3,822,480
Total	$145,402,481	$5,862,570	$358,674,018

Dept. of Internal Affairs—Bureau of Statistics

TAXES LEVIED FOR CITY AND SCHOOL PURPOSES IN PENNSYLVANIA CITIES, 1928.

Cities	Taxable Valuation	Millage City	Millage School	Taxes levied City	Taxes levied School‡	Taxes levied Total
Philadelphia	$4,454,559,183	19.5*	9	$ 68,108,962	$29,930,262	$ 98,039,224
Pittsburgh	1,111,138,986	25†	11.5	21,074,999	12,787,204	33,862,203
Scranton	126,151,235	24.3†	19	2,223,771	2,535,896	4,759,667
Allentown	91,487,219	12.4	15	1,134,441	1,488,011	2,622,452
Altoona	69,466,275	7.25	12	503,631	941,718	1,445,349
Bethlehem	72,682,449	12	13	887,374	977,454	1,864,828
Bradford	20,926,505	14.25	22	298,203	268,432	566,635
Butler	32,283,570	9.	8	290,552	298,388	588,940
Carbondale	12,385,720	11.25	28	151,592	407,108	558,700
Chester	72,536,179	11.5	12	834,166	899,793	1,733,959
Clairton	25,508,560	9	16.5	229,577	423,565	653,142
Coatesville	14,103,680	11	14	155,141	219,252	374,393
Connellsville	8,348,385	20	27	166,968	237,801	404,769
Corry	6,283,420	14.5	16	91,110	114,062	205,172
DuBois	5,120,515	18	39	92,169	210,710	302,879
Duquesne	20,957,810	13	16	272,452	352,440	624,892
Easton	45,661,059	13.5	15	638,435	787,496	1,425,931
Erie	143,324,556	13.2	14	1,891,884	2,060,691	3,952,575
Franklin	7,030,010	14	21	98,420	172,998	271,418
Greensburg	14,742,965	15	22	221,144	330,159	551,303
Harrisburg	86,897,430	16	18	1,390,359	1,663,074	3,053,433
Hazleton	29,275,063	13	24	380,576	744,208	1,124,784
Johnstown	85,808,020	14	16	1,201,312	1,452,070	2,653,382
Lancaster	106,231,550	5	8	531,158	887,149	1,418,307
Lebanon	24,344,882	10	10	243,429	250,788	494,237
Lock Haven	4,800,800	13	22	62,410	125,806	188,216
McKeesport	49,905,500	11.5	16.5	573,913	849,342	1,423,255
Meadville	8,837,720	19.5	23	172,336	251,346	423,682
Monessen	16,117,678	15	24	241,765	410,956	652,721
Monongahela	13,587,350	7	11	95,111	163,448	258,559
Nanticoke	17,587,283	17	26	298,984	467,614	766,598
New Castle	56,691,554	11.75	15.5	666,126	947,728	1,613,854
Oil City	15,789,559	17	24	268,422	366,842	635,264
Pittston	12,940,172	20.75	25	268,509	347,775	616,284
Pottsville	16,211,942	15.5	20	251,285	386,841	638,126
Reading	164,182,100	10	12	1,641,821	2,093,677	3,735,498
Sharon	18,996,725	16	23	303,948	448,081	752,029
Sunbury	6,081,785	16.5	37	100,349	272,541	372,890
Titusville	5,948,115	16	15	95,170	108,726	203,896
Uniontown	23,520,130	13	16	305,762	419,859	725,621
Washington	27,036,435	10	12.5	270,364	360,289	630,653
Wilkes-Barre	113,281,827	14	16	1,603,417	1,954,328	3,557,745
Williamsport	35,320,010	14.5	17	512,140	669,474	1,181,614
York	55,610,770	9.5	15	528,302	834,790	1,363,092
Total	$7,349,702,681			$111,371,979	$71,920,192	$183,292,171

*Full city rate. Lower millage apply in certain parts of Philadelphia.

†Rate on land. On buildings the millage is one-half that on land.

‡Including per capita tax.

Department of Internal Affairs—Bureau of Statistics

BONDED INDEBTEDNESS OF LOCAL GOVERNMENTS IN PENNSYLVANIA, 1928

Counties	County Debt	City Debt	Borough Debt	Township Debt
Adams	$265,000	$........	$26,928	$88,564
Allegheny	83,029,000	63,803,801	12,364,675	1,448,522
Armstrong	1,845,000	....	808,619	192,122
Beaver	4,152,000	....	2,635,029	379,020
Bedford	290,000	....	51,800	31,416
Berks	4,457,000	5,215,577	1,248,727	62,400
Blair	155,000	807,335	252,344	142,752
Bradford	728,000	....	232,456	46,059
Bucks	160,000	....	775,265	110,824
Butler	2,000,000	....	306,832	446,646
Cambria	6,506,000	4,352,627	1,326,009	1,351,477
Cameron	....	....	....	....
Carbon	710,000	....	524,208	870
Centre	100,000	....	276,688	870
Chester	500,000	794,270	1,141,770	252,409
Clarion	605,000	....	99,919	185,096
Clearfield	1,331,000	190,500	311,070	251,216
Clinton	....	243,000	94,373	10,909
Columbia	472,500	....	187,200	10,180
Crawford	1,833,000	475,616	93,467	121,530
Cumberland	600,000	....	114,070	55,514
Dauphin	1,234,380	5,251,312	577,665	9,205
Delaware	2,395,000	2,482,603	2,569,370	3,176,411
Elk	....	....	164,700	20,300
Erie	500,000	3,746,539	219,529	531,519
Fayette	4,050,000	766,793	267,104	527,547
Forest	....	....	3,500	....
Franklin	257,000	....	485,024	43,803
Fulton	....	....	....	....
Greene	1,175,000	....	254,992	397,496
Huntingdon	200,000	....	606,450	70,724
Indiana	1,880,000	....	618,227	756,857
Jefferson	1,275,000	....	365,681	307,802
Juniata	62,000	....	12,010	3,989
Lackawanna	2,495,000	2,533,501	1,266,331	14,200
Lancaster	....	1,885,501	321,627	63,098
Lawrence	1,553,000	1,024,022	208,319	41,025
Lebanon	550,000	725,256	2,680	75,533
Lehigh	1,267,007	3,166,842	291,017	173,302
Luzerne	4,322,000	5,303,556	1,867,851	2,182,611
Lycoming	700,000	429,161	144,700	63,541
McKean	500,000	52,507	38,460	92,586
Mercer	2,876,500	653,203	796,623	60,141
Mifflin	280,000	....	375,775	36,975
Monroe	542,200	....	248,700	31,367
Montgomery	152,000	....	2,255,949	779,341
Montour	20,000	....	70,000	....
Northampton	5,400,000	5,485,869	830,010	285,202
Northumberland	955,900	....	373,720	17,600
Perry	111,000	....	14,000	6,640
Philadelphia	....	373,158,600	....	....
Pike	....	....	....	11,500
Potter	26,000	....	63,472	28,845
Schuylkill	1,476,000	744,000	2,406,895	377,662
Snyder	84,500	....	25,600	1,400
Somerset	1,890,000	....	311,043	294,444
Sullivan	22,150	....	....	15,623
Susquehanna	970,000	....	30,000	54,349
Tioga	360,000	....	167,838	107,621
Union	15,000	....	457,000	....
Venango	1,815,000	919,504	10,900	209,164
Warren	890,000	....	198,669	72,000
Washington	4,136,000	835,000	1,356,843	392,760
Wayne	135,000	....	9,300	16,945
Westmoreland	4,150,000	1,435,387	2,154,443	870,692
Wyoming	75,000	....	23,000	....
York	2,716,500	110,775	732,200	111,406
Total	$163,252,637	$486,592,657	$46,068,666	$17,520,752

BONDED INDEBTEDNESS OF LOCAL GOVERNMENTS IN PENNSYLVANIA, 1928—(Continued)

Counties	School Debt	Poor Debt	Total Debt
Adams	$105,821	$........	$486,313
Allegheny	43,615,200	....	204,261,198
Armstrong	872,776	....	3,718,517
Beaver	3,761,257	....	10,927,306
Bedford	195,277	....	568,493
Berks	8,161,883	....	19,145,587
Blair	4,956,700	....	6,314,131
Bradford	559,950	....	1,566,465
Bucks	705,151	....	1,751,240
Butler	582,697	....	3,336,175
Cambria	6,694,398	....	20,230,511
Cameron	86,684	....	86,684
Carbon	416,354	....	1,650,562
Centre	273,279	....	650,837
Chester	2,172,824	....	4,861,273
Clarion	72,907	....	962,922
Clearfield	587,375	125,000	2,796,161
Clinton	464,400	....	812,682
Columbia	1,261,962	....	1,931,842
Crawford	482,408	....	3,006,021
Cumberland	1,118,873	....	1,888,457
Dauphin	4,577,593	....	11,650,155
Delaware	8,997,260	....	19,620,644
Elk	463,900	....	648,900
Erie	4,872,466	....	9,870,053
Fayette	2,262,422	....	7,873,866
Forest	28,750	....	32,250
Franklin	558,697	....	1,344,524
Fulton	9,600	....	9,600
Greene	488,501	....	2,315,989
Huntingdon	414,269	....	1,291,443
Indiana	1,083,257	....	4,338,341
Jefferson	428,870	....	2,377,353
Juniata	7,137	....	85,156
Lackawanna	5,680,974	2,000	11,992,006
Lancaster	4,200,170	....	6,470,396
Lawrence	3,588,286	....	6,414,652
Lebanon	1,003,995	....	2,357,464
Lehigh	4,750,052	....	9,648,220
Luzerne	8,448,772	48,900	22,173,690
Lycoming	106,598	....	1,444,000
McKean	559,549	18,545	1,261,647
Mercer	2,193,266	....	6,579,733
Mifflin	338,081	....	1,030,831
Monroe	530,385	165,000	1,517,652
Montgomery	7,386,793	....	10,574,083
Montour	173,912	....	263,912
Northampton	5,112,989	....	17,114,070
Northumberland	1,829,134	....	3,176,354
Perry	197,586	....	329,226
Philadelphia	48,183,049	....	421,341,649
Pike	170,654	....	182,154
Potter	57,500	....	175,817
Schuylkill	3,905,757	....	8,910,314
Snyder	147,498	....	258,998
Somerset	557,740	....	3,053,227
Sullivan	3,400	....	41,173
Susquehanna	289,400	....	1,343,749
Tioga	161,478	....	796,937
Union	161,000	....	633,000
Venango	509,500	....	3,464,068
Warren	392,238	....	1,552,907
Washington	2,776,555	....	9,497,158
Wayne	544,630	....	705,875
Westmoreland	4,483,579	....	13,094,101
Wyoming	98,500	....	196,500
York	2,238,972	....	5,909,853
Total	$212,122,910	$359,445	$925,917,067

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 186 (Senate Bill No. 947), entitled:

An Act making an appropriation to carry into effect the provisions of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1054) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" and an additional appropriation to be expended in the discretion of the Department of Highways on city streets

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 461 (Senate Bill No. 948), entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

Which was committed to the Committee on Appropriations.

House Bill No. 799 (Senate Bill No. 949), entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

Which was committed to the Committee on Education.

House Bill No. 830 (Senate Bill No. 950), entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue: and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

Which was committed to the Committee on Education.

House Bill No. 913 (Senate Bill No. 951), entitled:

An Act to amend section ten as amended of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," providing that roads and highways in boroughs and incorporated towns which form part of a designated State Highway route shall be taken over and maintained by the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 934 (Senate Bill No. 952), entitled:

An Act relating to the trespassing of live stock on improved lands providing for the taking up impounding and sale thereof imposing duties on and fixing the fees of constables justices of the peace and viewers appointed in connection therewith prescribing the procedure for repossession by the owner thereof providing for the fixing and taxing of costs including attorneys' fees and repealing inconsistent legislation

Which was committed to the Committee on Judiciary General.

House Bill No. 979 (Senate Bill No. 953), entitled:

An Act to amend the title and section one of the act approved the tenth day of April, one thousand nine hundred and twenty-nine (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on," by permitting joinder of persons alone liable, and defining rights of original defendant as to service of process.

Which was committed to the Committee on Judiciary General.

House Bill No. 1021 (Senate Bill No. 954), entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse and return moneys advanced for the acquisition of coal measures at the Cresson State Sanitorium.

Which was committed to the Committee on Appropriations.

House Bill No. 1141 (Senate Bill No. 955), entitled:

An Act requiring specifications for the construction, alteration or repair of public works of the Commonwealth to contain the minimum wage or wages payable by contractors or subcontractors to laborers or mechanics employed thereon and prescribing penalties.

Which was committed to the Committee on Judiciary General.

House Bill No. 1396 (Senate Bill No. 956), entitled:

An Act to amend the definition of "Liquid Fuels" contained in section two of the act approved the day of one thousand nine hundred and thirty-one (Pamphlet Laws Act No.) entitled "An act imposing upon distributors a State tax on the use and sale and delivery within this Commonwealth of liquid fuels ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers and county commissioners providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by excluding kerosene fuel oil and gas oil not used in internal combustion engines to propel vehicles on the public highways in the Commonwealth

Which was committed to the Committee on Finance.

House Bill No. 1575 (Senate Bill No. 957), entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

Which was committed to the Committee on Appropriations.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

VETO OF SENATE BILL NO. 118

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 118, Printer's No. 10, entitled "An act to prohibit the driving entering roaming and straying of horses bovine animals hogs and sheep upon cultivated lands of persons not the owners of such animals."

This bill renders liable to a fine, which if not paid subjects to imprisonment, any person whose cattle, horses, sheep or hogs are negligently permitted to stray upon the cultivated lands of another, whether or not any damage if inflicted upon the land owner.

It would be a drastic law that would subject the owner of cattle to a penalty where no actual injury was intended and where in fact no damage resulted from an unintentional trespass.

The trespass might be upon a field in which there was only grass, or wheat, corn or oats stubble. In such case no appreciable injury sould be shown. To subject the owner of cattle to criminal process under such circumstances would be oppressive and unjustifiable.

Our trespass laws on this subject fully cover all damages suffered, and in my judgment supply every present need.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill pass the objections of the Governor to the contrary notwithstanding?

BILL POSTPONED

Mr. PARKINSON. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. FRAZIER. Mr. President, I second the motion.

The motion was agreed to.

VETO OF SENATE BILL NO. 422

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 422, Printer's No. 90, entitled: "An act making an appropriation to the Board of Trustees of the Phillipsburg State Hospital of Phillipsburg, Pennsylvania for deficiencies in the construction of hospital buildings and equipment."

This bill proposes to make an appropriation to the Board of Trustees of the Phillipsburg State Hospital "for the payment of all deficiencies in the construction of hospital buildings and equipment and interest thereon."

The reason for the passage of this bill is that prior to 1927 the trustees of the hospital incurred obligations in excess of appropriations for building construction purposes. The trustees executed notes for the deficit. In 1927, the Legislature appropriated $88,463.50 "for a deficiency in the construction of hospital buildings and equipment," but intended to authorize the money to be used for the payment of the notes. My predecessor approved this appropriation in the amount of $60,000.00, stating that he did so "with the understanding that sufficient funds will be raised locally to pay off the entire indebtedness of the institution." (1927 Appropriation Acts, Page 193).

The present bill recites that it has been found impossible, owing to financial conditions in the mining industry in the community where the hospital is located, to raise, locally, the moneys necessary to pay off the notes given by the trustees for the amount which the State has not paid.

Notes given by trustees to cover expenditures in excess of appropriations are not obligations of the Commonwealth. They are obligations solely of the individual trustees. The amount of such notes is not a "deficiency" within the legal meaning of that term. Therefore, an appropriation for the payment of a deficiency could not properly be used to pay the notes with interest thereon.

If the Legislature desires to appropriate money for the payment of these notes and to ratify the illegal action of the trustees in contracting for expenditures in excess of appropriations, it should frankly and clearly state that purpose. The fiscal officers of the Commonwealth should not be impliedly requested to authorize the use of money for a purpose other than that expressly set forth in the bill.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill pass the objections of the Governor to the contrary notwithstanding?

BILL POSTPONED

Mr. SCOTT. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. WILLIAMSON. Mr. President, I second the motion.

The motion was agreed to.

APPROVAL OF SENATE BILLS Nos. 416, 40, 393, 10, 323, AND RESOLUTION TO PRESENT FLAG TO CLARENCE D. HOLLAND

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 416, Printer's No. 115, entitled, "A Supplement to the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) entitled 'An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River, authorizing the widening of approaches to bridges heretofore acquired and to provide sheds for storing and seasoning lumber and making an appropriation."

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 40, Printer's No. 197, entitled "An Act requiring the recording of certain written agreements pertaining to real property and prescribing the effect thereof as to subsequent purchases mortgagees and judgment creditors of the parties thereto."

Senate Bill No. 393, Printer's No. 219, entitled, "An Act Authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania with the approval of the Governor to convey certain land in the Borough of Kutztown to the Borough of Kutztown."

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 10, Printer's No. 43, entitled "An Act to amend section seven hundred and two of the act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred ninety-eight) entitled 'An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties' by imposing additional penalties."

Senate Bill No. 323, Printer's No. 114, entitled "An Act requiring judges and district attorneys to comply with requests for information and advice received from the Board of Pardons regarding pending applications for clemency."

A concurrent resolution authorizing the Governor to present a flag of the Commonwealth to Clarence D. Holland, who will be a member of the crew of the submarine Nautilus on its proposed expedition to the Arctic regions.

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION FOR CONTINUATION OF LEGISLATIVE COMMITTEE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House for the continuation of the legislative committee authorized under a concurrent resolution approved April 30, 1929 (Pamphlet Laws 1816) to devise ways and means of financing the Commonwealth.

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 436

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed resolution of the Senate and House, recalling from the Governor Senate Bill No. 436, Printer's No. 117, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid on the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 339

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 439, Printer's No. 86, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF SENATE BILL NO. 339, RECALLED FROM THE GOVERNOR

Mr. EARNEST, Mr. President, I move to reconsider the vote by which Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. SCOTT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SCOTT. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

Mr. EARNEST. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. SCOTT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SCOTT. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. EARNEST. Mr. President, I ask unanimous consent to amend page 3, line 8, by adding after the word "counties" at the beginning of the line, the words: "and in the office of the Secretary of the Commonwealth" also page 4, line 1, by adding after the word "deeds" and before the word "shall," the words: "and in the office of the Secretary of the Commonwealth".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 338

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 338, Printer's No. 85, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF SENATE BILL NO. 338, RECALLED FROM THE GOVERNOR

Mr. EARNEST. Mr. President, I move to reconsider the vote by which Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship, and for the preservation, allocation and distribution of the property and assets of such corporations.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. SCOTT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SCOTT. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

Mr. EARNEST. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. EARNEST. Mr. President, I voted "aye."

Mr. SCOTT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SCOTT. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. EARNEST. Mr. President, I ask unanimous consent to amend page 4, line 5, by adding after the word "county" the following: "and in the office of the Secretary of the Commonwealth".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 167.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed resolution of the Senate and House, recalling from the Governor Senate Bill No. 167, Printer's No. 196, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF SENATE BILL NO. 167, RECALLED FROM THE GOVERNOR.

Mr. MANSFIELD. Mr. President, I move to reconsider the vote by which Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. MANSFIELD. Mr. President, I voted "aye".

Mr. HARRIS. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HARRIS. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. MANSFIELD. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. MANSFIELD. Mr. President, I voted "aye".

Mr. HARRIS. Mr. President, I second the motion

The PRESIDENT. How did the Senator vote?

Mr. HARRIS. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. MANSFIELD. Mr. President, I ask unanimous consent to amend page 2, line 3, by adding after "crease" the following "Such notice shall be served by the board or any member thereof, or by any subordinate assessor, or by any other person authorized so to do by the board, upon said taxable person, if he or she can be found in the county, or upon an adult person residing upon the property in question, in case the taxable person cannot be found in the county. When no service is made upon the taxable person or upon an adult person residing upon the property assessed, said notice shall be deemed to have been properly served if tacked or conspicuously posted upon the property assessed. No defect in service of any such notice shall be sufficient ground for setting aside any assessment so made, but, upon proof thereof being made, the taxable person shall have the right to a rehearing before said board relative to said assessment and to appeal therefrom to the court of common pleas as provided by law."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 407

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed resolution of the Senate and House, recalling from the Governor Senate Bill No. 407, Printer's No. 129, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid on the table.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 158

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed resolution of the Senate and House, recalling from the Governor Senate Bill No. 158, Printer's No. 128, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF SENATE BILL No. 158

Mr. SALUS. Mr. President, I move to reconsider the vote by which Senate Bill No. 158, entitled:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," as added, by providing for filing of amended charters and certifications thereof, in merger proceedings.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. SALUS. Mr. President, I voted "aye".

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

Mr. SALUS. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. SALUS. Mr. President, I voted "aye".

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. SALUS. Mr. President, I ask unanimous consent to amend page 3, line 26, by striking out at the beginning thereof "solidated" [consolidated] and inserting in lieu thereof the word "consolidation".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 212

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed resolution of the Senate and House, recalling from the Governor Senate Bill No. 212, Printer's No. 97, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid on the table.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 27, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation.

ALLEGHENY COUNTY

Howard I. Hausan, Pittsburgh.
Mrs. Clara E. Irwin, Pittsburgh.
James Kavanaugh, Pittsburgh.
Miss Faye E. Miller, Pittsburgh.

CAMBRIA COUNTY

Chas. W. Miller, Sonman.

DAUPHIN COUNTY

John E. Walter, Harrisburg.

ERIE COUNTY

Miss Genevieve Dolan, Erie.
W. M. Harry Rochow, Erie.
Carl G. Wright, Erie.

LEHIGH COUNTY

Miss Grace P. Oswald, Allentown.
Charles A. Slifer, Allentown.

MONTGOMERY COUNTY

Jonas S. Moyer, Hatfield.

PHILADELPHIA COUNTY

Sabato M. Bendiner, Philadelphia.
Edward W. Harris, Philadelphia.
Chas. P. Hart, Jr., Philadelphia.
Miss Margaret M. Horan, Philadelphia.
Bernard F. Macatee, Philadelphia.
Miss Mary Mandia, Philadelphia.
Samuel H. Wolf, Philadelphia.

POTTER COUNTY

M. J. Curran, Galeton.

CENTRE COUNTY

Miss Erie S. Decker, Bellefonte.

ALLEGHENY COUNTY

Miss LaVerna Crossman, Pittsburgh.
Merle L. Champion, Clairton.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 27, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LAWRENCE COUNTY

E. F. Connelly, New Castle, April 28, 1931.

PHILADELPHIA COUNTY

George W. Roudenbush, Philadelphia, April 29, 1931.
Miss Anna E. Woods, Philadelphia, April 30, 1931.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. ROBERTS. Mr. President, I move that the Executive Session do now rise.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGES

SENATE BILL NO. 267 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 267, entitled:

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled: "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini, one thousand eight hundred and sixty-eight," by authorizing narrow gauge railroads to change their gauge to standard gauge.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. HOMSHER. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 2, line 17, by striking out the word "for" and inserting in lieu thereof the word "or".

On the question,

Will the Senate concur in the amendment?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Chapman,
Clark,
Clippinger,
Coyne,
Harvey,
Heaton,
Homsher,
Parkinson,
Pethick,
Prince,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORTS FROM COMMITTEES

Mr. WILLIAMSON, from the Committee on Municipal Affairs, reported as amended, Senate Bill No. 6, entitled:

An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto.

Mr. BUCKMAN, from the Committee on Insurance, reported as amended, Senate Bill No. 562, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges, providing penalties; and repealing existing laws," by adding thereto section six hundred and eight, further regulating the licensing of insurance agents.

BILLS INTRODUCED

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 958, entitled:

An Act to amend section one thousand three hundred one of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by increasing the maximum tax levy.

Which was committed to the Committee on Municipal Affairs.

Mr. BOWERS read in his place and presented to the Chair Senate Bill No. 959, entitled:

An Act to amend section thirty-two as amended of an Act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," providing the method for the taxation of stock of corporations incorporated in Pennsylvania and other states.

Which was committed to the Committee on Finance.

Mr. PAINTER read in his place and presented to the Chair Senate Bill No. 960, entitled:

An Act to amend section one hundred three as amended, and section five hundred and one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies.

Which was committed to the Committee on Insurance.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 961, entitled:

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania.

Which was committed to the Committee on Game and Fisheries.

Also read in his place and presented to the Chair Senate Bill No. 962, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, of forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violations of the provisions thereof," by discontinuing the necessity of securing permits for the erection of certain dams.

Which was committed to the Committee on Forestry.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 963, entitled:

An Act to amend section five hundred twelve of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the Auditor General shall not be required or be forced to follow the legal advice of the Department of Justice.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 964, entitled:

An act authorizing the Legislative body which levies taxes in counties of the first class and cities of the first class, to fix temporarily the salaries and compensation of county and city officers and employes.

Which was committed to the Committee on Municipal Affairs.

Mr. SCOTT read in his place and presented to the Chair Senate Bill No. 965, entitled:

An Act making an approriation to a Commission, to be appointed by the Governor, to be used and expended for and toward the celebration of the Chicago Centennial Anniversary.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 966, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purpose of paying for elevator equipment at the State Hospital for Crippled Children.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 967, entitled:

An Act making an appropriation to the Department of Property and Supplies for the cost of the construction of storm sewers at the Norristown State Hospital, and for engineering fees.

Which was committed to the Committee on Appropriations.

Mr. HARVEY read in his place and presented to the Chair Senate Bill No. 968, entitled:

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks; requiring persons and entities engaged therein to be licensed and to file a bond; conferring powers and imposing duties on the Department of Labor and Industry; and providing penalties.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 969, entitled:

An Act providing for and making an appropriation to aid in defraying expenses of the National Convention of the Disabled War Veterans, to defray expenses in connection with dedication of Soldiers and Sailors Memorial Bridge at Wilkes-Barre; and providing for payment thereof to the Wyoming Valley Committee in charge of the convention.

Which was committed to the Committee on Appropriations.

Mr. COYNE read in his place and presented to the Chair Senate Bill No. 970, entitled:

An Act to amend paragraph five, section one, article fifteen of the act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class," by requiring official advertising to be published in a newspaper printed in the Yiddish language and printed in the county, instead of in a newspaper printed in the German language published in the county.

Which was committed to the Committee on Muncipial Affairs.

Also read in his place and presented to the Chair Senate Bill No. 971, entitled:

An Act providing for the taking over by the Commonwealth under certain terms, conditions and limitations of certain streets in cities of the second class, second class A, and third class as State highways and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no asesssment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act.

Which was committed to the Committee on Municipal Affairs.

Mr. BOYD read in his place and presented to the Chair Senate Bill No. 972, entitled:

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred in account of the visit and speech of the President of the United States at Valley Forge on Saturday, May thirtieth, one thousand nine hundred and thirty-one.

Which was committee to the Committee on Appropriations.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 973, entitled:

An Act to repeal certain special acts pertaining to taxation in Bucks County.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 974, entitled:

An Act relieving canal corporations owning any canals or other artificial waterways, constructed by the Commonwealth as parts of its public works, from the obligation to maintain the same for transportation purposes under certain conditions; and authorizing such corporations to use, sell, or lease the waters of such canals and waterways for domestic, manufacturing, commercial and other lawful purposes, and to use, sell, lease, or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto; and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes.

Which was committed to the Committee on Corporations.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 975, entitled:

An Act to amend section eleven of the act, approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State commiteemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by changing the time for closing the polls at primary elections.

Which was committed to the Committee on Elections.

Mr. McCLURE read in his place and presented to the Chair Senate Bill No. 976, entitled:

An Act to amend an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four), entitled "An act defining public srevice companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled 'To provide the maximum car service charges, including car storage charges that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by requiring the approval of the Commission to proposed changes in rates; limiting the capitalization and financing of companies engaged in furnishing public utilities service, the transfer of franchises and rights to furnish public utilities service and the holding of capital stock of such companies by similar companies or other corporations; regulating mergers, consolidations and reorganizations of such companies; defining the duty of the court on appeals from orders of the Commission; providing that orders of the Commission shall be prima facie evidence except in rate cases; requiring the court on appeals to consider the testimony; and providing assistance for rate-payers and municipalities in the prosecution of complaints against the rates, tariffs, service or facilities of public service companies through a People's Counsel Bureau in the Department of Justice and prescribing the duties of such Bureau in connection therewith; and providing penalties

Which was committed to the Committee on Judiciary General.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 977, entitled:

An Act to amend section one of the act approved the twenty-ninth day of April, one thousand nine hundred and twenty-five (P. L. 357), entitled "An act prohibiting the manufacture of gambling machines and providing penalties"; extending the provisions of the act to the sale, transportation, exhibition, possession and storage of gambling machines.

Which was committed to the Committee on Law and Order.

Mr. EALY read in his place and presented to the Chair Senate Bill No. 978, entitled:

An Act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof, such lien shall take effect from the date of issuance of the writ.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 979, entitled:

An Act to amend section one of the act approved the eighteenth day of March, one thousand eight hundred and seventy-five, (P. L. 33), entitled "An act to punish persons for carrying concealed weapons within this Commonwealth;" making it unlawful to carry a concealed tear gas gun.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 980, entitled:

An Act to amend paragraph (g) of section fifteen of the act, approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries the administration and distribution of the estates of presumed decedents, widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other building devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," providing that certified copies of judgment liens against decedents may be filed in other counties wherein real estate of the decedent is situated.

Which was committed to the Committee on Judiciary General.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 981, entitled:

An Act to further amend section twelve of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage or transportation of water and water power, or for the supply of light, heat and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

Which was committed to the Committee on Corporations.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 982, entitled:

An Act to amend route number one hundred and twenty-three, of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for the work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, boroupgh, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvements and repairs; providing penalty for injuring or destroying State Highways; making apropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Which was committed to the Committee on Public Roads and Highways.

Mr. PARKINSON read in his place and presented to the Chair Senate Bill No. 983, entitled:

An Act fixing the salaries of county commissioners in counties of the seventh class.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 984, entitled:

An Act to amend section eight of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, and by the appointment of a State Highway Commissioner, two Deputy State Highways Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other apointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over the same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, boroupgh, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvements and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act" as amended, by authorizing the Secretary of Highways with the approval of the Governor to change plans of State highways on record by filing new plans.

Which was committed to the Committee on Public Roads and Highways.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 985, entitled:

An Act to ratify, confirm, and validate, as debts of the municipality, bonds and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their security and payment upon assessments for benefits.

Which was committed to the Committee on Municipal Affairs.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 986, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of Pennsylvania.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 987, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of Pennsylvania.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 988, entitled:

An Act relating to execution process and providing for attachment and levy upon earnings due and to become due, including wages, salaries, commissions, fees, drawing accounts, and financial compensation of every sort, given in return for personal services or work or labor, prescribing the manner of making such attachment and levy without the benefit of any exemption laws, and providing for liability of the employer for failure or refusal to pay over to the judgment creditor pursuant to such attachment and levy.

Which was referred to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 989, entitled:

An Act relating to the establishment of, or change of grade in, streets, lanes, avenues and alleys of cities of the first class, and the determination of damages to property owners resulting therefrom; prescribnig certain duties on the authorities of such city with relation thereto, and setting forth the effect of the non-performance of such duties.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 990, entitled:

An Act to amend paragraph six section eight and section eleven of an act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by prescribing the rules for allowing credit for service in schools maintained by the United States Government and certain other educational institutions.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 991, entitled:

An Act to amend section twenty-three of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three), as amended by an act, entitled "An act to amend section twenty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, as amended by the fifth section of an act, entitled 'A supplement to an act, approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled 'An act to provide for the incorporation and regulation of certain corporations,' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations,' approved April seventeenth, one thousand eight hundred and seventy-six; requiring the filing of all the reports required by the Auditor General of the Commonwealth, and the payment of all taxes due the Commonwealth of Pennsylvania, by certain corporations, up to and including the date of the proposed sale, assignment, disposition, and conveyance of the franchises and property of such corporation before the returns authorizing such sale, assignment, disposition, and conveyance shall be filed in the office of the Secretary of the Commonwealth," approved June second, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four); providing that in the case of the sale, assignment, disposition or conveyance by certain building and loan associations of their franchises and property, to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned, notice of the time, place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting, in at least one newspaper published in the county, city or borough wherein the place of business of the building and loan association so selling, assigning, disposing or conveying is situate.

Which was committed to the Committee on Banks and Building and Loan Associations.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 437

Mr. **HARRIS** offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 27, 1931.

Resolved, (If the House of Representatives concur), That Senate Bill No. 437, entitled:

> An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. **WILLIAMSON**, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 27, 1931.

Resolved, (if the House of Representatives concur) that when the Senate adjourns this week it reconvene on Monday evening, May 4, at 9:00 o'clock, Eastern Standard Time; and when the House of Representatives adjourns this week it reconvene on Monday evening, May 4, at 9:00 o'clock, Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILL ON FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 96, as follows:

An act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixteen of the act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 216 Joint Agreements for Consolidation Decree Of Court Such consolidation shall be made under the following conditions

(a) The councils of the boroughs may of their own initiative or shall within sixty days after each is requested in writing by at least one hundred qualified electors of the respective borough enter into a joint agreement under the corporate seal of each borough for the consolidation thereof into one borough The joint agreement shall set forth the name of the new borough the number of wards if any into which the borough is to be divided the territorial boundaries thereof It may also set forth such terms as have been agreed upon for the disposition of the assets of each of the boroughs and for the liquidation of the indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

(b) If the councils are unable to effect such joint agreement within sixty days after each shall be requested so to do in writing as aforesaid or if for any reason the councils fail to effect such joint agreement within said sixty day period the court of quarter sessions of the county or counties in which said boroughs are situated shall if satisfied after petition or petitions presented by at least ten per centum of the qualified electors of each borough and hearing held thereon that the councils have failed after being duly requested in writing as aforesaid to enter into such joint agreement enter a decree for an election to be held in said boroughs on the question of consolidation of said boroughs into one borough the decree to fix the date for such election designate the name of the new borough (which name shall be as prayed for in the petition or petitions) the number of wards if any into which the borough is to be divided the territorial boundaries thereof and shall also set forth such terms as appears equitable just and proper for the disposition of the assets of each of the boroughs and for the liquidation of indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

The court shall direct the county commissioners to furnish to each election district in such boroughs the necessary ballots and supplies for such election

On presentation of such petition or petitions the court shall fix a date for hearing which shall be held within thirty days from date of presentation of the petition or petitions Notice of the time and place of the hearing shall be given the president and secretary of each of the boroughs at least fifteen days before the date fixed for the hearing

The petition or petitions aforesaid may be presented to court at any time after councils have failed to enter into a joint agreement in response to the written request aforesaid within the sixty day period aforesaid

Section 2 That section two hundred seventeen of said act is hereby amended to read as follows.

Section 217 Election on Question of Consolidation The question of the consolidating of such boroughs shall be submitted to the vote of the qualified electors of each of the boroughs at a special election to be held on the day to be designated in the joint agreement or in the decree of court as the case may be The election shall be held by the [regular] legal election officers and in accordance with the provisions of the laws regulating general elections If such special election shall be ordered within ninety days of any general or municipal election the election shall be held on the day fixed for the holding of such election Notice of such election shall be given by proclamation by the high constables of the respective boroughs in the manner prescribed for proclamations for elections for municipal officers

The election shall be by ballot which shall be marked "Proposed consolidation" and below shall be printed the words "For consolidation" and "Against consolidation" and the elector shall designate with an "X" his desire to vote for or against such consolidation

If the majority of the votes cast for and against the proposed consolidation at such election in each of the boroughs is in favor of the [ratification of the agreement] consolidation of the two boroughs that fact shall be certified to the council of each of the boroughs by the respective election boards or return judges and the burgess and secretary of the respective boroughs shall cause a certification of the result to be endorsed upon the [joint] said agreement if the councils have entered into an agreement or if not on a certified copy of the decree of court

Section 3 That section two hundred eighteen of said act is hereby amended to read as follows

Section 218 Agreement or Certified Copy of Decree to be

Filed with Secretary of Commonwealth Letters Patent The agreement or a certified copy thereof with all its endorsements or a certified copy of the decree of court of quarter sessions with all its endorsements shall be filed in the office of the Secretary of the Commonwealth Upon the filing thereof the Governor shall cause letters patent to be issued under the great seal of the Commonwealth consolidating the boroughs into one corporation by the name set forth in the joint agreement or decree of the court of quarter sessions A copy of such agreement or of such decree duly certified by the Secretary of the Commonwealth under the seal of his office shall be evidence of the existence of the new borough

Section 4 Repeal All laws general special or local or any parts thereof that are or may be inconsistent herewith be and the same are hereby repealed in so far as the same are inconsistent with this act

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 588 (House Bill No. 1013), as follows:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases in which prior to the passage of this act a decree of divorce has been entered by a court of any other state of the United States of America against a resident of this Commonwealth and such resident of this Commonwealth has heretofore remarried or shall hereafter remarry within this Commonwealth any such remarriage shall be deemed valid for all purposes and any children heretofore or hereafter born of such remarriage shall be deemed legitimate

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. RIAL. Mr. President, there seems to be some misapprehension about the purpose of this bill. This act is to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State. It does not apply to Mexican divorces or to divorces which have been granted in a foreign country. The chief purpose of the Act is to validate the remarriage of the innocent party to such a divorce, or, in the event of the remarriage of the innocent party and the birth of children, it will legitimatize the children.

I think some members of the Senate are under some misapprehension as to that, and I feel it my duty to make this explanation. I am not the proponent of this bill, but I have some friends who are interested in it.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Chapman,
Clippinger,
Einstein,
Fay,
Frazier,
Freeman,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Kitts,
Krause,
Mansfield,
McClure,
Parkinson,
Quigley,
Rial,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,

NAYS—13

Apple,
Buckman,
Ealy,
Earnest,
Gelder,
Hunsicker,
Lanius,
Norton,
Painter,
Prince,
Weingartner,
Williamson,
Woodward,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 641, as follows:.

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of air men and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmen's licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and one of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" is hereby amended to read as follows

Section 201 Powers and Duties of the State Aeronautics Commission It shall be the duty of the commission and the commission shall have the power to foster and promote air navigation and regulate aeronautics in accordance with the provisions of this act and for such purpose

(a) Provide for the granting of registration to the aircraft eligible for registration and adopt and promulgate rules and regulations providing for the registration and licensing of all civil aircraft

(b) Provide for the examination and rating and registration and licensing of airmen

(c) Provide for the examination and rating and licensing of airports landing fields and air navigation facilities available for use of aircraft

(d) Establish air traffic rules for the protection and identification of air craft including rules as to safe altitudes of flight and rules for the prevention of collisions between aircraft and other objects

(e) Adopt rules and regulations for the issuance expiration suspension or revocation of registration or license of airmen aircraft airports landing fields and air navigation facilities and of such other licenses or certificates as the State Aeronautics Commission deems necessary in administering the functions vested in said commission under this act

(f) Establish set apart and provide for the protection of necessary air space reservations within the Commonwealth of Pennsylvania in addition to and not in conflict either with air space reservations established by the President of the United States or any department of the United States or with any civil or military airway designated under the provisions of the Air Commerce Act of one thousand nine hundred and twenty-six and the amendments thereto or other act of Congress pertaining thereto

(g) Designate establish and chart civil airways within over and above the lands or waters of the Commonwealth of Pennsylvania and arrange for publications of maps of such airways utilizing the facilities and assistance of existing agencies of the Commonwealth as far as practicable The Aeronautics Commission shall grant no exclusive right for the use of any civil airway airport intermediate landing field or other air navigation facility under its jurisdiction

(h) Investigate record and report the causes of accidents in civil air navigation in this Commonwealth

(i) Encourage the establishment of airports civil airways and other air navigation facilities

(j) Register and license aircraft airmen airports landing fields and air navigation facilities used in private or commercial flying or as common carriers of passengers freight or merchandise within the Commonwealth of Pennsylvania

(k) Supervise and regulate the safety adequacy and sufficiency of all aircraft airmen airports landing fields and air navigation facilities and equipment used or to be used in private or commercial flying or as a common carrier within this Commonwealth

(l) Adopt rules and regulations governing airworthiness of [civil] commercial aircraft

(m) Adopt rules and regulations governing the instruction in flight or ground school of student flyers or mechanics and the safety adequacy and sufficiency of air craft airmen airports landing fields and air navigation facilities and equipment used or to be used in the instruction of student flyers or mechanics

(n) Issue a certificate of its approval of the qualifications and safety of airmen aircraft airports and landing fields used or to be used in commercial flying or as a common carrier within this Commonwealth

(o) Adopt rules and regulations for the marking of highways municipalities and all other aerial markings used throughout the Commonwealth

(p) Adopt rules and regulations governing the erection location and maintenance of aerial beacon lights and other aerial night lighting equipment within the Commonwealth

Provided that nothing in this section shall confer upon the commission the power to determine schedules issuance of stock determination of public convenience or the adequacy and sufficiency of service of common carriers engaged in commercial flying within this Commonwealth

Section 2 That section three hundred and one of said act is hereby amended to read as follows

Section 301 Navigation of Aircraft Without License Unlawful It shall be unlawful to navigate any civil aircraft in the navigable air space over or above the lands or waters of the Commonwealth of Pennsylvania without a Pennslyvania aircraft and airman's license issued by the State Aeronautics Commission The commission shall not require the license of aircraft and airmen licensed under the laws of the United States serving in the military or naval or other department of the United States Government or of this State when the aircraft or airmen are engaged in private flying within this Commonwealth [The commission shall issue aircraft and airmen's licenses without physical examination to holders of aircraft and airmen's licenses issued under authority of the Air Commerce Act of one thousand nine hundred twenty-six or other act of Congress pertaining thereto upon the filing of an application accompanied by a copy of such Federal license] An airman's or aircraft license issued by the United States Department of Commerce must first be secured by an applicant for State license as a pre-requisite to the issuance of a Pennsylvania aircraft and airmen's license and the Pennsylvania State license so issued will bear the expiration date of the corresponding Federal license Airmen and aircraft engaged in intrastate commercial flying over or above the territory or waters of this Commonwealth shall be required to first obtain [an] a commercial aircraft and airman's license together with a certificate evidencing the approval of the Commission as to qualifications and safety of such aircraft and airman

Section 3 That section three hundred and two of said act is hereby amended to read as follows

Section 302 Waiver by Commission The commission may waive any provision of this act concerning licensing of pilots and the registration and marking of aircraft for the purpose of allowing any transient aircraft or pilot temporarily within this Commonwealth when such pilot shall reside in another State under such conditions as it may prescribe to fly within the State for a period of time not exceeding thirty (30) days within any year provided no such aircraft shall be used to carry passengers merchandise or property for hire or reward [or for exhibition purposes] and no such pilot shall carry passengers merchandise or property for hire or reward [or fly for exhibition purposes] such aircraft or any other aircraft and provided the pilot of any such foreign aircraft landing and remaining in this Commonwealth for a period of time longer than necessary for refueling or minor repairs [shall report his arrival to the commission not later than forty-eight (48) hours after such arrival] shall report his arrival and register with the nearest licensed airport operator within the Commonwealth A pilot in any branch of the service of the United State may operate within this Commonwealth any aircraft owned by the United States without complying with the provisions of this act relating to the registration of aircraft and licensing of pilots The commission may waive any of the provisions of this act relative to the licensing or testing of pilots and the registration or marking of aircraft except those provisions relating to pilots aircraft airports or landing fields or air navigation facilities used for the transportation of passengers merchandise or property in commercial flying

Section 4 That section four hundred and two of said act is hereby amended to read as follows

Section 402 Application for Registration

(a) Application for registration of civil aircraft shall be made to the commission upon a blank provided for the purpose by the commission [The application shall contain the full name and residence of the owner or owners together with the name manufacturer's number and motor number if any the character of the motive power number of cylinders in motor the horse power of the motor contained in the aircraft the gross weight of the aircraft and also such other description of the aircraft including lights and other equipment as the commission shall require The application shall be signed by the owner or owners if natural persons and where the owner is a corporation by the president vice-president secretary treasurer or other executive officer thereof or some person specifically authorized by said corporation to sign the same]

(b) Applicants for registration who are not residents of this Commonwealth shall in their applications in addition to the requirements set forth in paragraph (a) above designate the Secretary of the Commonwealth of Pennsylvania as their authorized agent upon whom process may be served

Section 5 That section four hundred and three of said act is hereby amended to read as follows

Section 403 Registration Certificate or License Upon receipt of the application for registration the commission shall register the said civil aircraft in a book or index kept for that purpose and shall issue to the owner or owners a registration Certificate and license showing the name and address of the owner or owners provided however That no commercial registration certificate or license shall be issued until the said civil aircraft has been found airworthy to the satisfaction of the commission in accordance with the rules and regulations governing airworthiness of commercial aircraft adopted by the commission as provided in this act And further provided That the commission may refuse to register and license civil aircraft found to have violated any of the provisions of this act or any of the rules and regulations governing aircraft as adopted by the commission in pursuance of this act

Section 6 That section four hundred and four of said act is hereby amended to read as follows

Section 404 Letter of Authority Upon the receipt of an application for registration and pending examination [for airworthiness] and inspection the commission may issue a letter of authority in lieu of registration of the said civil aircraft which letter of authority shall authorize the operation of said aircraft until the said examination and inspection have [has] been completed and the registration has been granted or refused

Section 7 That section four hundred and seven of said act is hereby amended to read as follows

Section 407 Registration Cards

(a) The commission upon registering and licensing an aircraft shal issue to the owner a registration card to be known as a "license" which shall contain upon the face thereof the registration number assigned to the owner and to the aircraft the name and address of the owner also a description of the aircraft [including the model type manufacturer's number engine number weight empty useful load gross weight over-all span over-all length seating capacity] and such other statement of facts as may be determined by the commission

(b) In the event of alost destroyed or illegible registration card application may be made to the commission for a duplicate upon a form furnished by the commission Thereupon the commission may issue a duplicate registration card to the owner

Section 8 That section four hundred and ten of said act is hereby amended to read as follows

Section 410 Registration and license of Aircraft Denied Suspended or Revoked Aircraft license may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuant to this act

(b) Failing to make proper and seasonable reports

(c) Making false statement in application or information accompanying the application for the license or in any report required under these regulations

(d) Equipping the airplane with a type of engine not specified in the license or approved by the commission

(e) Remodeling the engine and using it to propel licensed aircraft without the aircraft having been first rerated as airworthy by the commission

(f) Remodeling the airplane structure and flying the airplane without having it first rerated as airworthy by the commission

(g) Operating the airplane in excess of the authorized useful load specified in the license

(h) Operating with passengers in excess of the original designed seating arrangement infants under two years of age are excepted provided the maximum allowable useful load is not exceeded

(i) Using or displaying license for fraudulent purpose

(j) Use of airplane in the violation of or attempt to violate any of the laws of the United States or the laws of the Commonwealth of Pennsylvania

(k) Making false statement in any report required of a common carrier by the Public Service Commission of the Commonwealth of Pennsylvania

(l) Use of aircraft in commercial flying without first having obtained a certificate of qualification and safety from the commission

(m) Making any false statement in any application for a qualification and safety certificate or in any report required of any person engaged in commercial flying by the commission

(n) Violating any of the rules and regulations adopted by the commission for the regulation of commercial flying

(o) Violating any of the rules and regulations adopted by the Public Service Commission of the Commonwealth of Pennsylvania for the regulation of transportation by civil aircraft of persons freight merchandise and other personal property by a common carrier

(p) Denial suspension or revocation of corresponding Federal license

Section 9 That section four hundred and eleven of said act is hereby amended to read as follows

Section 411 Expiration of Registration and License All aircraft registrations and licenses will be issued for a period of one year but with the same expiration date of corresponding Federal license and will identify the airplane specified [the authorized type of engine and state the authorized gross weight] and will be granted subject to compliance with the provisions of this act and the rules and regulations adopted by the commission

Section 10 That section four hundred and twelve of said act is hereby amended to read as follows

Section 412 Renewal After Expiration Upon the expiration of the term of an existing aircraft license the aircraft will be relicensed for an additional [periods] period of one year upon the application of the owner for relicensing when the corresponding Federal license has been renewed and commercial aircraft license shall be renewed upon application and the finding of the commission that the commerical aircraft is airworthy [and is owned by an eligible owner] provided that the expiration date of such renewal shall be the same as the expiration date of the corresponding Federal license as provided in Section three hundred and one

Section 11 That section five hundred and three of said act is hereby amended to read as follows

Section 503 How Plate Shall Be Carried on Aircraft The registration plate shall be [rigidly attached to] posted in the fuselage of the aircraft in a prominent place

Section 12 That section five hundred and four of said act is hereby amended to read as follows

Section 504 Use of Plates Restricted No civil aircraft shall be navigated in the navigable air space over or above the territory or waters of the [State] Commonwealth of Pennsylvania under any other license plate than that of its own registration and license and no license plate shall be displayed on any civil aircraft other than that issued by the commission or the Department of Commerce of the United States except as provided in section four hundred nine

Section 13 That section five hundred and eight of said act is hereby amended to read as follows

Section 508 Identification marks to Be Carried on Aircraft Identification marks must be located at all times upon the aircraft to which they have been assigned and it shall be the duty of the owner of such aircraft to place the same upon the aircraft in accordance with the rules and regulations of the Commission [as follows

(a) On Airplanes On both sides of the fuselage the size of the keystone to be two-thirds of the surface in height and of equal width with the figures and letter "P" to be contained therein which letter and figures shall run the entire width of the keystone and the height of the letter and figures shall be one-third the height of the keystone The letter and figures shall be painted in plain white type on a black background or in any color on any background so that there is a strong contrast between the color of the keystone and the color of type of the figures and letter The letter and figures must be uniform in shape and size

(b) On Airships On the lower end surface of the tail the height to be equal to at least one-fifteenth of the circumference at the maximum transverse cross section but it need not exceed six (6) feet

(c) On Balloons Twice below the maximum horizontal circumference some distance removed from the identification mark issued by the Secretary of Commerce the height to be equal to at least one-fifteenth of the circumference of the balloon but it need not exceed six (6) feet]

Section 14 That section six hundred and one of said act is hereby amended to read as follows

Section 601 Transfer or Sale of Licensed Aircraft On the date of sale or transfer of title of licensed aircraft the operating agency recorded owner and purchaser shall report such sale or transfer to the commission on the form furnished by the commission [shall report in writing to the commission the date and place of sale or transfer and the name and residence of the vendee and on said date shall endorse the license card issued by the commission The recorded owner shall sign and acknowledge the record transfer and reassignment forms furnished by the commission and deliver the same to the purchaser The purchaser shall execute the form furnished by the commission and deliver the same to the commission] The new record owner and new operating agency [if eligible owners] may under the number already assigned operate the aircraft in accordance with the [terms of the license] rules of the commission for a period of twenty (20) days from the date of mailing to the commission the record transfer and reassignment form properly executed Between the date of sale and the posting in the mails of the record transfer and reassignment form properly executed the aircraft is considered unlicensed and unidentified and the operation thereof constitutes a violation of this act

Section 15 That section seven hundred and one of said act is hereby amended to read as follows

Section 701 Maintaining Licensed Aircraft in Proper Flying Condition After and as long as an aircraft is licensed and in addition to inspection of commercial aircraft for airworthiness by an inspector authorized by the commission the owner is charged with the continuous duty of maintaining the aircraft in a good and proper state of repair and flying condition

Section 16 That section seven hundred and four of said act is hereby amended to read as follows

Section 704 Report of Injury or Damage Caused by Licensed Aircraft Where serious injury to person or property is suffered or death results in operating licensed aircraft the owner of such aircraft shall immediately report by telegraph to the commission the license number of the aircraft and the time and place of the accident All accidents in the operation of licensed aircraft which result in injury to the aircraft shall be reported without delay on the form provided for that purpose Such report shall not be open for public inspection except by order of the commission and shall not be admitted in evidence for any purpose in any suit or action for damages growing out of any matter or thing mentioned in said report

Section 17 That section eight hundred and two of said act is hereby amended to read as follows

Section 802 Rights and Privileges of Pilots Except as otherwise provided in this act the privileges conferred and restrictions imposed upon licensed pilots are as follows

(a) Transport pilots may pilot any type of licensed aircraft carrying persons or property for hire in those types and within the classes specified in their licenses Transport pilots shall have all of the privileges of navigating aircraft conferred upon other classes of pilots which shall include the right to instruct students in the operation of aircraft in flight

(b) Limited commercial pilots shall have all of the privileges conferred and be subject to all of the restrictions imposed upon transport pilots except [they shall not pilot aircraft carrying persons for hire outside of the areas mentioned in their licenses nor shall they for hire instruct students in the operation of aircraft in flight] they shall be restricted in accordance with the rules and regulations governing limited commercial pilots as adopted by the commission

(c) Industrial pilots may pilot any type of licensed aircraft not carrying persons or property for hire or reward and shall not instruct students in the operation of aircraft in flight

(d) Private pilots not designated as students may pilot licensed aircraft but shall not carry persons or property for hire or reward in aircaft Private pilots designated as students are licensed only for the purpose of piloting licensed aircraft when receiving flying instruction and such student pilots shall not pilot licensed aircraft carrying persons or property for hire or for any other purpose than receiving flying instructions nor within any other area than that specified in their license Private pilots shall not instruct students in the operation of aircraft in flight

Section 18 That section eight hundred and three of said act is hereby amended to read as follows

Section 803 Student Pilot's Permit The commission shall issue a learner's permit to persons sixteen (16) years of age or over [not mentally or physcially incapacitated as defined by the rules and regulations of the commission governing pilot's physical qualifications] who have secured a Federal student pilot's permit and who may desire to learn to operate an aircraft such license or permit shall be numbered and shall be issued for [a] the period of [ninety (90) days] time provided in the corresponding Federal student pilot's permit [but shall be valid only when such person is operating aircraft under the supervision of and within the view of a qualified instructor]

Section 19 That section eight hundred and four of said act is hereby amended to read as follows

Section 804 Application for License An application for a pilot's license must be filed [under oath] with the commission upon the blanks furnished for that purpose

Section 20 That section eight hundred and five of said act is hereby amended to read as follows

Section 805 Physical Examination An applicant for a pilot's license including a student pilot's license [must appear for a physical examination before a physician designated by the commission and pass such examination unless he is exempt under this act] must furnish to the commission in lieu of an examination a copy of his Federal pilot's student pilot's license

Section 21 That section eight hundred and six of said act is hereby amended to read as follows

Section 806 Physcial Qualifications and Flying Experience [The physical qualifications and flying experience requirements of pilots shall be determined by the commission who shall establish rules and regulations governing pilot's examinations and tests] In lieu of physical qualilcations and flying experience requirements an applicant for pilot's license shall furnish to the commission a copy of his Federal Pilot's license

Section 22 That section eight hundred and seven of said act is hereby amended to read as follows

Section 807 Letter of Authority Following an application and pending receipt of Federal license [examination] the commission may issue a letter of authority in lieu of a pilot's license authorizing the piloting of aircraft in the grade for which such application is made and such letter of authority shall remain in force until the examination is completed and the license has been granted or refused

Section 23 That section eight hundred and eight of said act is hereby amended to read as follows

Section 808 Issuance of License Upon receipt of each application when the commission is satisfied as to the genuineness and regularity thereof and that the applicant has [passed the physical examination required by the commission and has the qualifications and flying experience requirements adopted by the commission] secured a Federal pilots's license the commission shall issue to the applicant a license of the classification applied for

Section 24 That section eight hundred and thirteen of said act is hereby amended to read as follows

Section 813 Renewal of License [Licenses may be renewed for like periods where the prescribed physical condition of the holder is shown by the same method as when the original license was issued except that a transport or limited commerical pilot must prove that he has had at least ten hours of solo flying within the last sixty days industrial pilots at least twenty-five hours within the last year and private pilots at least ten hours within the last year If an applicant for renewal has not had the required solo flying and applies for a renewal within six months after the expiration of his last license a new license will be issued to him upon proof of his physical qualifications and the passing of the flight tests required for the class of license he last held] In accordance with rules and regulations adopted by the commission licenses may be renewed for like periods when the corresponding Federal license has been granted to the applicant

Section 25 That section eight hundred and eighteen of said act is hereby amended to read as follows

Section 818 Denial Suspension or Revocation of Pilot's License

Pilot's licenses may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuant to this act

(b) Carelessness or inattention to duty

(c) Unsound physical condition or any demonstartion of incompetence in the operation of aircraft

(d) Being under the influence or using or having personal possession of intoxicating liquor cocaine or other habit forming drugs while navigating aircraft

(e) Refusal to exhibit license upon proper demand

(f) Violating air traffic rules adopted by the commission

(g) Tampering with or making use of or navigating any aircraft without the knowledge or consent of the owner or custodian thereof

(h) Making any false statement in the application for license or for certificate of qualifications and safety or certificate of public convenience to operate aircraft in commerical flying or as a common carrier

(i) Carrying passengers who are obviously under the influence of intoxicating liquor cocaine or other habit forming drugs

(j) Piloting aircraft carrying passengers in excess of the original designed seating arrangements of the aircraft infants under two years of age are excepted provided the maximum useful load is not exceeded

(k) Doing any act in connection with the aircraft which is contrary to the public safety or interest or detrimental to the morale of pilots or mechanics

(l) Using aircraft in the commission of or attempt to commit any crime under the laws of the Commonwealth of Pennsylvania or of the United States

(m) Use of aircraft in commercial flying or as a common carrier without first having obtained a certificate of qualifications and safety from the commission and a certificate of public convenience to operate as a common carrier from the Public Service Commission

(n) Denial suspension or revocation of corresponding Federal license

Section 26 That section ten hundred and four of said act is hereby amended to read as follows

Section 1004 Expiration of License Mechanics' licenses unless sooner suspended or revoked will remain in force for two years after date of issue and will be renewed for additional two year periods upon proof that during the term of the last license the holder has rendered services under his license [during at least one-half of the term thereof Upon application and good cause shown the commission may extend the license for a period of not more than sixty (60) days Before any license is renewed the commission may in its discretion require the holder of such license to undergo any of the theoretical or practical tests prescribed as requisites for the original license] in accordance with the rules and regulations adopted by the commission

Section 27 That section ten hundred and five of said act is hereby amended to read as follows

Section 1005 Denial Suspension or Revocation of License Mechanics' licenses may be denied suspended or revoked for

(a) Violating any of the provisions of this act or any of the rules and regulations adopted by the commission pursuaunt to this act

(b) Carelessness or inattention to duty

(c) Any demonstration of incompetence in the repair of aircraft

(d) Being under the influence or using or having personal possession of intoxicating liquor cocaine or other habit forming drugs while repairing working on or in connection with aircraft

(e) Refusal to exhibit license upon proper demand

(f) Tampering with or making use of aircraft without the knowledge or consent of the owner or custodian thereof

(g) Making any false statement in application for license or in any reports required to be submitted by the commission

(h) Doing any act in conection with aircraft which is contrary to the public safety or interest or detrimental to the morale of pilots or mechanics

(i) Denial suspension or revocation of corresponding Federal license

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson
Woodward

NAYS—1

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 642, as follows:

An Act authorizing and empowering counties of the third fourth fifth sixth seventh and eighth classes to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering said counties to acquire by lease purchase or condemnation proceedings any land within or without the limits of said counties for aviation purposes providing for the procedure in cases of condemnation to the extent of title acquired authorizing the lease by said counties of said lands or parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent empowering said counties to acquire said lands and operate and maintian the same for aviation purposes jointly with any other county city borough township or other political subdivision of this Commonwealth authorizing and empowering said counties to incur indebtedness and issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for aviation purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county of the third fourth fifth sixth seventh or eighth class is hereby authorized and empowered to acquire by lease purchase or condemnation any land lying either within or without the limits of said counties for the purpose of establishing maintaining and operating thereon airports airdromes landing fields intermediate landing fields or air navigation facilities whenever the county commissioners of the county by resolution duly adopted deem it advisable to so do

Section 2 Proceedings for the condemnation of lands for aviation purposes under the provisions of this act and for the assessment of damages for property taken injured or destroyed thereby shall be conducted in the same manner as now provided by the law for the condemnation of lands for county purposes in said county The title acquired by virtue of any such condemnation shall be a title in fee simple

Section 3 Any county acquiring land under the provisions of this act authorized and empowered to establish equip condition operate and maintain the same as a county airport air drome landing field or intermediate landing field and may lease the same or part thereof to any individual or corporation desiring to use the same for aviation purposes and any such county may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States for the use by said Government of said land for aviation purposes upon nominal rental or without consideration

Section 4 Any such county shall have the right and authority to use any land within the county now owned by it for any of the purposes provided in this act when in the judgment of the county commissioners thereof such use may be necessary for such purposes

Section 5 Any county acquiring land under the provisions of this act is authorized and empowered to acquire by lease purchase or condemnation proceedings land for aviation purposes as herein before provided jointly with any other county city borough township or other political subdivision of this Commonwealth and is hereby authorized and empowered to operate and maintain said airport airdromes landing field or intermediate landing field jointly with any other county city borough township or other political subdivision of this Commonwealth upon such terms and conditions as may be agreed upon by the proper authorities of the county city borough township or other political subdivision of this Commonwealth

Section 6 Any county acquiring land for aviation purposes as hereinbefore provided is hereby authorized and empowered to incur indebtedness for and to issue bonds for the acquisition construction completion operation or maintenance of airports airdromes landing fields intermediate landing fields air navigation facilities or lands for any of the purposes mentioned in this act in the same form and manner as debt is incurred and bonds issued for other county purposes

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. FREEMAN. Mr. President, before the members of the Senate cast their votes upon this bill, I think their attention should be called to just what it means. The first section of the bill provides that any county of the third, fourth, fifth, sixth, seventh or eighth class may be authorized and empowered to acquire by lease, purchase or condemnation any land lying either within or without the limits of said county.

Now if that means anything it means that if we of Lebanon wish a nice piece of land down in Bucks, we can go down there and seize it by condemnation proceedings; and I believe we are going entirely too far in this condemnation matter, and that we should be slow in passing this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—6

Apple,
Homsher,
Krause,
Sordoni,
Sprout,
Trainer,

NAYS—38

Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Brandt,
Buckman,
Chapman,
Clippinger,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Howell,
Hunsicker,
Kitts,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Weingartner,
Williamson,
Woodward,

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 186, as follows:

An Act creating a commission to make a study of local government and report thereon

Whereas Local government developed in its present complex form with small areas largely for the lack of adequate means of transportation and

Whereas The development and simplification of local government has not kept step with the development of transportation and

Whereas The support of local government has become a problem and ways and means should be devised to lessen the existing and ever increasing burden of local government on the taxpayer therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a commission is hereby created which shall consist of three members of the Senate to be appointed by the President Pro Tempore of the Senate three members of the House of Representatives to be appointed by the Speaker of the House and three citizens to be appointed by the Governor The commission shall be known as "The Local Government Commission" The commission shall organize at the call of the Governor by electing a chairman vice-chairman and a secretary The secretary need not be a member of the commission The members of the commission shall serve without compensation but shall be allowed all expenses necessarily incurred in the discharge of their duties

Section 2 It shall be the duty of the commission to study and investigate the cost of local government and ways and means of lessening the burden on the taxpayer by reducing the same to study the advisability and feasibility of increasing the areas of local governments and of establishing larger units for school administration and of abolishing certain forms of local government to study overlapping functions of local government and ascertain how the same may be eliminated and to frame such legislation and constitutional amendments as may be deemed necessary to carry into effect the recommendations of the commission

The commission shall make a report to the Legislature of the Session of one thousand nine hundred and thirty-three not later than March first

Section 3 The commission shall have power to employ and fix the compensation of such experts stenographers and assistants as may be deemed necessary to carry on the work of the commission The Legislative Reference Bureau and the Bureau of Statistics of the Department of Internal Affairs shall give the commission such assistance as it may require

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Baldwin,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 313, (House Bill No. 141), entitled:

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Williamson,
Woodward,

NAYS—1

Weingartner,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 343, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 378, (House Bill No. 134), entitled:

An Act to repeal sections one, two, three, four, five, six, eleven, twelve, thirteen, fifteen, seventeen, twenty-one, twenty-two, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one and thirty-two of the act approved the third day of April, one thousand eight hundred and sixty-seven (P. L. 708), entitled "A supplement to the charter of the City of Chester."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 401, entitled:

An Act to amend section fifteen of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," as amended, making certain changes relative to the commitment to, and imprisonment in such institution of women of more than twenty-four years of age.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 452, (House Bill No. 663), entitled:

An Act to amend section four of the act, approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violations of its provisions," as amended, limiting the time allowed electors to petition the county commissioners to have their names placed on the registers.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield.
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 456, entitled:

A Joint Resolution proposing an amendment to article fifteen, section four of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 507, entitled:

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county taxes on intangible personal property.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 520 (House Bill No. 1026), entitled:

A Supplement to an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance and regulation of the armed land forces of this Commonwealth," by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarship to sons of officers of Pennsylvania National Guard

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield
McClure,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,

Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILLS RECOMMITTED

Mr. NORTON. Mr. President, I move that Senate Bill No. 531, on third reading, entitled:

An Act to amend section five hundred and forty-one of, and to add sections five hundred and fifty-five, five hundred and fifty-six, five hundred and fifty-seven, five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one fire rating bureau to be organized and maintained by all stock fire insurance companies, to which all such stock companies shall belong.

be recommitted to the Committee on Insurance.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

Mr. NORTON. Mr. President, I move that Senate Bill No. 590, on third reading, entitled:

An Act to add sections six hundred and seventy-five, six hundred and seventy-six, six hundred and seventy-seven, six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance companies, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies, to which all such stock companies shall belong.

be recommitted to the Committee on Insurance.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 605 (House Bill No. 1024), entitled:

An Act relating to life insurance trusts extending the interpretation of the term "life or lives in being" in relation thereto

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 609, entitled:

An Act to amend section six hundred and sixty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing limitation on the amount of hazard that can be assumed on any one risk and prescribing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. SORDONI. Mr. President, I move that Senate Bill No. 640, on third reading, entitled:

An Act to amend article twenty-four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen), entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding thereto sections two thousand four hundred and ninety two thousand four hundred and ninety-two and two thousand four hundred and ninety-three authorizing boroughs to provide improve and operate or lease airports.

be recommitted to the Committee on Aeronautics.

Mr. FREEMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 643, entitled:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townshps to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

And said bill having been read at lengeh the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton.
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer.
Williamson,
Woodward,

NAYS—3

Chapman,
Painter,
Weingartner.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 644, entitled:

An Act to amend section twelve hundred and eight of The Administrative Code of one thousand nine hundred and twenty-nine approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) by authorizing and empowering the State Aeronautic Commission to establish operate and maintain along civil airways all necessary navigation facilities including airports landing fields and intermediate landing fields to accept donations of airports landing fields and intermediate landing fields and ground suitable therefor and to install equip maintain and operate airport landing field and intermediate landing field beacons landing lights markers and air navigation facilities along civil airways established and set apart by the State Aeronautics Commission

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. FREEMAN. Mr. President, this bill, if passed, would make possible the condemnation of lands by the Department of Property and Supplies. Now, the sponsor of this bill has a very good reason for wanting this in here, but it does not appear to me that there are some other considerations which are even more important.

I think we have about come to the time when we should make up our minds whether the departments are to be our servants or our master. Year after year we have been giving over more and more authority to these departments,—until it has come to a point where they are telling us, and the people whom we are supposed to represent, what we are to do; and I, for one, am very much opposed to any further grant of this sort of authority of departments of the Commonwealth.

Mr. SORDONI. Mr. President, the Senator from Lebanon, Mr. Freeman, has never flown in an airplane; so we can, of course, excuse his lack of appreciation for this bill.

This bill grants the Aeronautical Commission of the State of Pennsylvania authority to condemn ground for emergency landing fields, and so forth,—which is absolutely essential to the safety and well-being of the people who are carried in airplanes, including the pilots of passenger and mail planes. It is going to be used by the Aeronautical Commission, and that Commission is composed of people of intelligence and integrity. I believe this is a step in the right direction. This bill is the result of a conference by people interested in aviation, after public hearings; and it is the concensus of opinion of those men that this bill should be passed.

I quite agree with the Senator from Lebanon, Mr. Freeman, in connection with the other bills, as to condemnation; but this bill is absolutely essential for the State of Pennsylvania, because over some of these mountainous airways it is very difficult to find landing fields. The conditions are not like those in the west and middle west where there are many fields that are level; but here we see farmers having fields high in the mountains, where it is necessary to establish emergency landing fields, and they very frequently hold the department up to a point where it cannot afford to pay the price demanded, and as a result the passenger and aviator cannot secure a safe place to land. Therefore, I ask your earnest consideration of this bill. It is not my own bill, it is a department bill; but it is absolutely essential to the well-being of the citizens of this state.

Mr. FREEMAN. Mr. President, I desire to interrogate the Senator from Luzerne, Mr. Sordoni, the sponsor of the bill.

The PRESIDENT. Will the Senator from Luzerne, Mr. Sordoni, permit himself to be interrogated?

Mr. SORDONI. Mr. President, I will.

Mr. FREEMAN. Mr. President, I am wondering how the Senator from Luzerne, Mr. Sordoni, knows that the Department of Property and Supplies will confine its activities in condemnation to the mountains.

Mr. SORDONI. Mr. President, naturally, I have no way of knowing that the Department will confine its activities to the mountainous sections; but I feel that the Department, with the limited amount of money available, will have to exercise due prudence in any condemnation. If they go into our county, —if I may be permitted to speak about the county I am interested in,—and they begin condemnation proceedings, the individual whose land they condemn will receive a fair value for that ground, and in no instance is the man going to be robbed, —he is going to get a just and decent compensation for his ground.

We have an illustration up in Mehoopany at the present time, where one farmer is willing to sell a piece of ground for something like a hundred dollars an acre. There is not enough in that piece of ground to form a landing field, and it will be necessary to have an adjoining piece of land. The farmer who owns this adjoining land wants something like five hundred dollars an acre, and that is on land assessed at about twenty dollars an acre. It is injustice of that kind of thing that leads me to ask for the passage of this bill.

Mr. PRESIDENT and Gentleman, it is sane legislation, in my estimation. I have flown a good bit, and I tell you it is a funny feeling—and I hope the Senator from Lebanon, Mr. Freeman, never gets it—when you are up two or three thousand feet and your motor goes dead.

Mr. HUNSICKER. Mr. President, I desire to interrogate the Senator from Luzerne, Mr. Sordoni.

The PRESIDENT. Will the Senator from Luzerne, Mr. Sordoni, permit himself to be interrogated?

Mr. SORDONI. Mr. President, I will.

Mr. HUNSICKER. Mr. President, I would like to know how the Department of Property and Supplies will know when the emergency takes place, and how to arrange where it is.

Mr. SORDONI. Mr. President, that is like suggesting to the farmer to go out and inspect the fire plugs twenty-four hours before the fire. But the fact is, Mr. President, there are certain airways laid out in the State of Pennsylvania. There is one east and west, as you know, carrying the New York mail. There is another one from Wilkes-Barre to New York City. There is another one from Wilkes-Barre to Buffalo by way of Elmira. There is another one from Wilkes-Barre to Philadelphia. And so it goes. On these regularly established air routes it is absolutely essential that every so many miles apart emergency landing fields be purchased by the State, and maintained and equipped by the State; and in many instances, as I just mentioned a moment ago, the farmers owning ground—because they feel the state has something to do with it—ask exhorbitant prices.

Mr. McCLURE. Mr. President, I desire to interrogate the Senator from Luzerne, Mr. Sordoni.

The PRESIDENT. Will the Senator from Luzerne, Mr. Sordoni, permit himself to be interrogated?

Mr. SORDONI. Mr. President, I will.

Mr. McCLURE. Mr. President, I understand that the Department of Property and Supplies say that the amount of money is limited. Can the Senator from Luzerne, Mr. Sordoni, give me any assurance that it will be so in future years? And does he think that the State Department would use better judgment in the exercise of their Right of Eminent Domain than would the different counties?

Mr. SORDONI. Mr. President, that is rather a hard question to decide. Personally, I do not feel they would use any better judgment, other things being equal; but, because of the fact that they are more capable along the line of this particular business—I mean along the line of aeronautics—I think the Aeronautical Commission, who would make the recommendation to the Department of Property and Supplies, is better equipped to decide what should and what should not be in connection with a matter of this sort.

Mr. McCLURE. Mr. President, I hope the members of the Senate will see fit to vote "no" on this bill. I represent a populous district of the State, and there are gentlemen in my county who are very much against Eminent Domain in any respect. I think that might well be said for the eastern part of our State.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—19.

Apple,
Armstrong,
Bowers,
Brandt,
Clippinger,
Ealy,
Harris,
Harvey,
Heaton,
Homsher,
Krause,
Mansfield,
Norton,
Pethick,
Quigley,
Sordoni,
Sprout,
Weingartner,
Woodward,

NAYS—26.

Aron,
Baldwin,
Baumer,
Boyd,
Buckman,
Chapman,
Daix,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Hunsicker,
Lanius,
McClure,
Painter,
Parkinson,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Trainer,
Williamson,

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 645, entitled:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—1.

Chapman,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 647, entitled:

An Act to amend section three of the act approved the twenty-eighth day of June, one thousand nine hundred seventeen (P. L. 645), entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style, or designation, unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners, at the expense of the county, to provide books for the entry of such certificates; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties;" changing the penalty to a summary proceeding, and providing for the enforcement of this act by the Secretary of the Commonwealth.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 661, (House Bill No. 648), entitled:

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 696, (House Bill No. 842), entitled:

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 727, entitled:

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 744, (House Bill No. 1114), entitled:

An Act to repeal an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County"

And said bill have been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 747 (House Bill No. 1158), entitled:

An Act to amend section six of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 965), entitled "An act defining commodities; regulating the sale thereof; and providing penalties for violation hereof," as amended, by fixing the weight of bituminous coal by bushel.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 749 (House Bill No. 1163), entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred forty-six) entitled "An act to amend section three paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by the spouse of any interested party'" by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen.

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,

Chapman,
Clippinger,
Coyne,
Harvey,
Heaton,
Homsher,
Parkinson,
Pethick,
Prince,
Weingartner,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 750 (House Bill No. 1164), entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents' by providing that the court may appoint a guardian without petition in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 754 (House Bill No. 1173), entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for issuing of insurance covering loss occasioned by smoke, smudge and perils arising out of ownership of aircraft and motor vehicles.

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger, ,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley.
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartne
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 757, (House Bill No. 1203), entitled:

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 759 (House Bill No. 1243), entitled:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsner,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 766, entitled:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 785, entitled:

An Act to amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,

Clark,
Clippinger,
Coyne,
Heaton,
Homsher,
Pethick,
Prince,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,

NAYS—1

Bell,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 811, entitled:

An Act making it the duty of counties of the first class, cities, incorporated towns and poor districts, herein defined as municipalities, to require persons, co-partnerships, associations and corporations entering into contracts with such municipalities for the construction, erection, installation, completion, alteration, repair of or addition to any public work or improvement to give (in addition to any other bond which may now or hereafter be required by law), an additional bond conditioned for the payment of material, labor and services furnished, supplied or performed in the prosecution of or in aid of or auxiliary to prosecution of such work or improvement and providing for suits and recovery on such bonds.

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to amend tiltle, page 1, line 10, by inserting after the word "material" the following: "and"; also by striking out the words "and services"; also lines 11 and 12, by striking out the words "or in aid of or auxiliary to prosecution of"; also amend section 2, page 2, line 21, by striking out the words "and services"; also line, 23, by striking out the words "or in aid of or auxiliary to the"; also lines 24 and 25, by striking out the entire said line; also line 26, by striking out the words "parts of the work or improvement contemplated"; also page 3, line 3, by striking out the words "or services"; also line 4, by striking out the words "or in aid"; also line 5, by striking out the entire said line and insert in lieu thereof the following: "and".

The PRESIDENT. Is there objections? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 817 (House Bill No. 780), as follows:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page one hundred eighty-one) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sums or so much thereof as may be necessary for deficiencies in certain appropriations to the executive department by the act to which this is a supplement be and the same are hereby specifically appropriated to the several departments hereinafter named.

EXECUTIVE DEPARTMENT

OFFICE OF LIEUTENANT GOVERNOR

For the payment of the deficiency in salaries or other compensation and all contingent expenses including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile for the Lieutenant Governor the sum of two thousand six hundred dollars ($2,600)

TREASURY DEPARTMENT

BOARD OF FINANCE AND REVENUE

For the payment of the deficiency in the expenses of publishing monthly money statements of the sinking fund and all other funds as required by law the sum of fifteen thousand dollars ($15,000)

For the payment of the deficiency in the expenses of publishing proposals for the sale of State Road Bonds "Series B" four and one-half percent the sum of three hundred seventeen dollars ($317)

For the payment of the deficiency in the expenses of publishing proposals for supplies for the Department of Health the sum of one hundred sixty dollars ($160)

DEPARTMENT OF FOREST AND WATERS

For the payment of the deficiency in the appropriation to the department for salaries and expenses of employes for the conduct of the work with respect to waters and of the Water and Power Resources Board arising from the emergency making it necessary for the Commonwealth to intervene in the case of the State of New Jersey versus the State and City of New York before the Supreme Court of the United States in reference to the division of the waters of the Delaware River the sum of thirty thousand dollars ($30,000)

DEPARTMENT OF HEALTH

For the payment of the deficiency in the appropriation for salaries and expenses of the Sanitary Water Board arising from the emergency making it necessary for the Commonwealth to intervene in the case of the State of New Jersey versus the State and City of New York before the Supreme Court of the United States in reference to the division of the waters of the Delaware River the sum of fifteen thousand dollars ($15,000)

DEPARTMENT OF PROPERTY AND SUPPLIES

For the payment of the deficiency in the premiums on surety bonds for such officers and employes of the General Assembly and the several administrative department boards and commissions of the State Government as may be required by statute or otherwise to furnish them for the faithful performance of their official duties or to account for State funds in their possession for the payment of a premium or premiums on a policy or policies of liability insurance covering all motor vehicles owned by the Commonwealth and purchased from moneys of the General Fund except motor vehicles permanently assigned to departmental administrative boards having control of State institutions and protecting both the Commonwealth and State officers or employes operating the vehicles against claims for damages for injury to person or property and for the payment of a premium or premiums on a policy or policies of insurance insuring the Commonwealth against workmen's compensation liability for injuries to injured employes and dependents of deceased employes of its several departments boards and commissions except employes or dependents of deceased employes of departmental administrative boards having control of State institutions the sum of seventy-eight thousand two hundred ten dollars ($78,210) Provided That no part of this appropriation shall be available for expenditures to cover employes of the Department of Highways the Board of Fish Commissioners the Board of Game Commissioners and the State Workmen's Insurance Board

For the payment of the deficiency in the appropriation for the purchase of office supplies medicines medical sugical laboratory chemical and electrical supplies military stores and supplies food-stuffs solely for the use of the State Tuberculosis Sanatoria and the State Hospital for Crippled Children at Elizabethtown forage and other animal foods biological products and for the purchase of office chemical laboratory electrical medical and surgical equipment stationery furniture furnishings utensils military and police equipment firearms and other accoutrements artificial appliances fire protection and fire fighting equipment animals and poultry seedlings and transplants legal books and periodicals books maps charts manuscripts pamphlets exchanges records lantern slides periodicals archeological and historical markers and all other supplies or equipment or other matter except automotive equipment or supplies as set forth in the schedules of the Department of Property and Supplies or for which requisition is made but the want of which was not anticipated at the time of the making of the said schedules for the payment of rental charges for telephone service and patented leased office devices and for the payment of the cost of printing binding ruling lithographing color printing and engraving and for the purchase of paper envelopes cloth and other substances on which printing is done cuts electrotypes dies stamps and other printing and binding supplies as may be required for the General Assembly the Judicial Department the Executive Mansion and the several administrative departments boards and commissions of the State Government except the Department of the Auditor General the Treasury Department the Department of Banking the Department of Highways the Board of Fish Commissioners the Board of Game Commissioners the State Farm Products Show Commission the State Workmen's Insurance Board and departmental administrative boards or commissions having control of State institutions or supervision over or the duty of planning for State parks harbors or canals for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of the cost of making tests of materials supplies and equipment whether purchased by the Department of Property and Supplies directly or as purchasing agency for the payment of the cost of the preparation of plans designs and specifications including necessary tests or borings for preparation of same required for the performance of the work of the Department of Property and Supplies (When said cost is not otherwise provided for) including plans and specifications for and estimates of the cost of proposed State buildings or alterations or additions to existing State buildings prepared in anticipation of requests for appropriations including those to be purchased or altered at the expense of a fund other than the General Fund or those occupied by or to be occupied by State institutions and for the payment of expenses incident to condemnation proceedings in the event such expenses are not provided for in any act of the General Assembly authorizing the acquisition of land for the Commonwealth the sum of one hundred fifty-five thousand dollars ($155,000)

DEPARTMENT OF PUBLIC INSTRUCTION

For the payment of the deficiency in the salaries of the County Superintendents of public schools as required by law the sum of twenty-nine thousand seven hundred twenty-one dollars ($29,721)

For the payment of the deficiency in the salaries of the assistant county superintendents of public schools as required by law the sum of thirty-eight thousand two hundred fifty dollars ($38,250)

For reimbursement to school districts for transportation of school children as required by law the sum of six hundred eighty thousand dollars ($680,000)

For reimbursing school districts upon the salaries of school teachers and for closed schools as required by law the sum of five hundred thousand dollars ($500,000)

Section 2 This act shall be effective on the date of its approval by the Governor

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

RECONSIDERATION OF SENATE BILL No. 787.

Mr. SALUS. Mr. President, I move to reconsider the vote by which Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing for the election of city councilmen in such cities from Senatorial Districts and at large

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. SALUS. Mr. President, I voted "aye".

Mr. **FRAZIER**. Mr. President, I second the motion.

The **PRESIDENT**. How did the Senator vote.

Mr. **FRAZIER**. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. **SALUS**. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The **PRESIDENT**. How did the Senator vote?

Mr. **SALUS**. Mr. President, I voted "aye".

Mr. **FRAZIER**. Mr. President, I second the motion.

The **PRESIDENT**. How did the Senator vote?

Mr. **FRAZIER**. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. **SALUS**. Mr. President, I ask unanimous consent to amend section 1, page 2, line 10, by inserting before the words "thirty-one" the following: "[twenty-seven]" also; line 14, by inserting after the word "large" the following: "[The number of councilman to be elected in the various State senatorial districts in such cities shall be twenty-two. They shall be elected in the various State senatorial districts of such cities in proportion to the population thereof as determined by the last United States census and each succeeding United States census. The councilmanic ratio for the election of councilman as aforesaid shall be ascertained by dividing the whole population of all the State Senatorial districts of such cities by the number twenty-two. One councilman shall be elected for each such ratio, and an additional councilman shall be elected for any fractional portion of such ratio in excess of fifty per cent thereof. Every State senatorial district in such cities shall be entitled to elect as many city councilmen as it has councilmanic ratios of population as aforesaid, and an additional councilman for any fractional portion of such ratio in excess of fifty per cent thereof. The number of councilmen to be elected for each such district shall be determined and announced by the county commissioners on August first of one thousand nine hundred and twenty-seven, and of every fourth year thereafter, on the basis of population as aforesaid]"; also line 15, by inserting after the word "law" the following: "[and those receiving the highest votes shall be declared elected to the number to which each such district is entitled]"; also line 25, by inserting after the word "term" the following: "[The provisions of this act shall not affect present members of council in such cities; they shall continue in office until the expiration of their respective terms.]"

The **PRESIDENT** . Is there objections? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 813 (House Bill No. 1247), entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark.
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 819 (House Bill No. 1248), entitled:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton.
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield.
McClure,
Norton,
Painter,
Parkinson.
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with imformation that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 820 (House Bill No. 1298), entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Sordoni,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with imformation that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 825 (House Bill No. 1395), entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with imformation that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 828, entitled:

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties;" as amended, exempting from the provisions of said act boxing, sparring, and wrestling exhibitions conducted or sponsored by high schools, colleges and universities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Sordoni,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 829, entitled:

An Act to amend section three of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two), entitled "An act regulating the closing of public highways and providing for the locating, marking and maintenance of detours necessitated by such closing, requiring boroughs, cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours; providing penalties for removing, destroying, defacing signs erected for warning or detour purposes, and for driving on, over or across highways which are closed by the proper persons or authorities, except in cases; further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors, shall have the right to recover the amount of such damages from the person or persons responsible, in addition to the penalties herein provided: and repealing certain acts."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 834, entitled:

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervison of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner; providing for the approval of said changes by the Department of Forests and Waters; and providing for the ascertainment and payment of damages occasioned thereby.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 835, entitled:

An Act authorizing municipal subdivisions of the Commonwealth to convey or transfer to the Commonwealth any material, equipment, or supplies appropriate for use in the construction or maintenance of certain highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 848 (House Bill No. 1317), entitled:

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Lanius,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 851 (House Bill No. 1350), entitled:

A Supplement to the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection thereweith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of the grounds thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three million dollars ($3,000,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the construction of buildings and facilities and the purchase of furnishings and equipment for and the development of the grounds of the new Eastern State Penitentiary at Graterford now in the course of construction under the Act approved the fourth day of March one thousand nine hundred twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewtih upon the Governor the Board of Trustees of Eastern State

Penitentiary and the Department of Welfare and making an appropriation" as amended by the Act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws eight hundred twenty-six) entitled "An act to amend section four of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for the transfer to and employment of inmates at the said penitentiary the payment of wages to such inmates and the payment by the counties of the expense of keeping prisoners at the site of said new penitentiary" and supplemented by the Act approved the fifteenth day of May one thousand nine hundred twenty-nine (Appropriation Acts page one hundred sixty-four) entitled "A supplement to the Act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled 'An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation' providing for further construction of buildings and development and improvement of grounds of the new Eastern State Penitentiary and making appropriations to the Department of Property and Supplies for the use of the Board of Trustees of Eastern State Penitentiary"

Section 2 The appropriation made by this act shall be expended by the Department of Property and Supplies for furnishings and equipment recommended by the Board of Trustees of the Eastern State Penitentiary and approved by the Department of Welfare for the further construction of buildings and facilities under the plans and specifications thereof which may be made with the approval of the Governor the Department of Welfare and the Department of Property and Supplies and for the further development of the grounds as recommended by the Board of Trustees of Eastern State Penitentiary with the approval of the Department of Welfare

Section 3 All construction work and all work incident to the development of grounds shall be under the immediate supervision of the superintendent of construction heretofore selected or such other superintendent or superintendents as may hereafter be selected by the Department of Property and Supplies with the approval of the Governor

Section 4 All contracts for the purchase of furnishings equipment materials or supplies and all other contracts which it may become necessary to award and execute for carrying out the provisions of the act to which this is a supplement and its amendments shall be made by the Department of Property and Supplies and any contract made hereunder which shall involve an expenditure of more than five hundred dollars ($500) shall be made after advertisement and competitive bidding

Section 5 This act shall be effective immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 853 (House Bill No. 1373), entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 859 (House Bill No. 1469), entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three(P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the Board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 880, entitled:

An Act to authorize any corporation of this Commonwealth created by virtue of any special act of Assembly and possessing under such act or supplements thereto franchises for various purposes, including the right to construct and operate railroads for public use, to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith, not parallel or competing.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 881, entitled:

An Act to further amend section four of the act, approved the third day of May, one thousand nine hundred and nine, (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock-and-poultry-food, and patented, proprietary or trade mark stock-and-poultry-food, possessing nutritive value combined with medical properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground corn-stalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws, one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat-, rye-, corn-, and buckwheat-bran and middlings, or any admixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. **PRINCE**. Mr. President, I ask unanimous consent to amend section 1, page 5, line 19 by striking out the word "oaths" and inserting in lieu thereof the following: "oats."

The **PRESIDENT**: Is there objections? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 884, entitled:

An Act to amend sections one and two of the act, approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 276), entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector, by any person other than the elector against whom such tax is assessed, except upon the written and signed order of such assessed elector and prescribing penalties," by providing certain exemptions.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Daix,
Ealy,
Earnest,
Einstein,
Howell,
Hunsicker,
Kitts,
Krause,
Quigley,
Rial,
Roberts,
Salus,

Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 887, entitled:

An Act to further amend section two hundred eighty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary rivers of the Commonwealth."

An said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. BUCKMAN. Mr. President, I ask unanimous consent to amend section 1, page 2, line 3, by inserting before the word "is" the following: entitled "An act to amend sections two hundred twenty, as amended, two hundred twenty-one, two hundred twenty-two, two hundred twenty-three, two hundred twenty-four, two hundred twenty-five, as amended, and two hundred eighty-five as amended of the act, approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred forty-eight), entitled 'An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth.'"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS RECOMMITTED

Mr. FREEMAN. Mr. President, I move that Senate Bill No. 891 on third reading, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one), entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

be recommitted to the Committee on Banks and Building and Loan Associations.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agree to.

Mr. FREEMAN. Mr. President, I move that Senate Bill No. 888 on third reading, entitled:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department act of nineteen hundred and nineteen, with table of contents."

be recommitted to the Committee on Banks and Building and Loan Associations.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING POSTPONED FOR PRESENT

Mr. MANSFIELD. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 578 (House Bill No. 880), on third reading postponed for the present, entitled:

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (P. L. 126) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing of salaries by judges

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,
Bell,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Mr. MANSFIELD. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 611, on third reading postponed for the present, entitled:

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the [illegible] of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Woodward.

NAYS—3

Quigley,
Scott,
Williamson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 329, entitled:

An Act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purpose imposing taxes upon certain classes of personal property providing for the assessment and collection of the same prorividing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by exempting bank deposits from said tax

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities co-extensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" which was amended by the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seventy-one) entitled "An act to amend section one of an act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes'" which was last amended by the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred nine) entitled "An act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes' by exempting from taxation for county purposes and in cities coextensive with counties for city and county purposes loans shares of stock or other securities held by bankers or brokers solely for trading purposes and accounts or debit balances owing by customers of bankers and brokers in the usual course of business" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such persons or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest except bank deposits all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation or limited partnership that may be liable to a tax on its shares or its capital stock for State purposes under the laws of this Commonwealth or relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said securities bonds or other evidence of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company nonresident in or not loacted within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

On the question,

Will the Senate agree to the section?

Mr. BOWERS. Mr. President, I move to amend section 1, page 5, line 24, by striking out the word "not" and insert in lieu thereof the following: "no."

Mr. PAINTER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to:

An Act to amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting bank deposits from said tax.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 473, as follows:

An Act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provided revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by exempting from taxation for county purposes and in cities coextensive with counties for city and county purposes deposits of money in savings accounts in any bank or banking institution savings institution or trust company

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" which was amended by the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seventy-one) entitled "An act to amend section one of an act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes'" and the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred nine) entitled "An act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes' by exempting from taxation for county purposes and in cities coextensive with counties for city and county purposes loans shares of stock or other securities held by bankers or brokers solely for trading purposes and accounts or debit balances owing by customers of bankers and brokers in the usual course of business" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation or limited partnership that may be liable to a tax on its shares or its capital stock for State purposes under the laws of this Commonwealth or relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock [but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject] And provided further That the provisions of this act shall not apply to depositors of money in savings accounts in any bank or banking institution savings institution or trust company within this Commonwealth and if at any time either now of hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said securities bonds or other evidences of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth by any person or persons copartnership unincorporated associations company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 511 (House Bill No. 149), entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding promissory note or notes now existing or hereafter created by townships of the first class and now due or to become due may be funded at any time by the issue and sale at not less than par of bonds obligations or certificates bearing interest at a rate not exceeding six per cent. per annum Provided That no such bonds obligations or certificates shall be issued for a longer period than twenty years from the date thereof and it shall be the duty of the proper corporate authorities of such townships to provide for the payment of principal and interest of all such bonds obligations or certificates in the manner now provided by law for increasing the indebtedness of such townships

On the question,

Will the Senate agree to the section?

Mr. McCLURE. Mr. President, I move to amend section 1, page 1, line 7, by striking out the words "or hereafter created."

Mr. SARDONI. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second and third sections of the bill were read as follows and agreed to:

Section 2 All proceedings to issue bonds obligations or certificates for the purpose of funding such indebtedness shall be in accordance with the manner now provided by law for the issuance and sale of bonds obligations or certificates by townships of the first class for increasing the indebtedness

Section 3 All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

The title of the bill was read as follows and agreed to:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any prevous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 527 (House Bill No. 1011), entitled:

A Supplement to the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 558, as follows:

An Act fixing the fees of the recorder of deeds in the counties of the eighth class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the fees of the recorder of deeds in the counties of the eighth class shall be as follows

For recording and exemplifying deeds mortgages and other writing for every five words or figures one cent The minimum rate for recording same shall be two dollars and fifty cents

For indexing deeds mortgages and other writings with two or less names fifteen cents five cents extra for each additional name

For abstracting first description or parcel of land twenty-five cents for each additional description or parcel twenty cents

For entering satisfaction fifty cents

For taking acknowledgments for each person twenty-five cents

For certifying deeds mortgages assignments and satisfactions of record to county commissioners fifty cents each Certificate and seal fifty cents

For recording or exemplifying commissions of notary public pustice of the peace and county officers with bond and oath five dollars each commissions of special police officers and oath three dollars and fifty cents

Noting assignments of mortgages extensions of mortgages releases of mortgages revocations of power of attorney and any other instruments required by law ten cents each

Noting each satisfaction or mortgages on certificate of search ten cents

Section 2 All fees shall be exclusive of any State tax now provided for by law and said fees and State tax shall be payable in advance

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 598 (House Bill No. 980), entitled:

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 624 (House Bill No. 835), entitled:

An Act to amend article twenty-one of an act approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto, authorizing boroughs to construct and lay sewers upon streets, alleys or highways forming any portion of the boundary between such borough and any city, borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street, alley or highway using such sewer.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 668, entitled:

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employees for the County Controller and fix their salaries

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" is hereby amended to read as follows

Section 7 The county commissioners and county controllers where such office exists in all the respective counties coming under the provisions of this act shall be and they are hereby constituted a board for their several counties respectively whose duty it shall be to meet together from time to time as they may be required by and any of the officers whose salaries are established by this act for the purpose of ascertaining and determining the number of deputies or clerks including auditors for the County Controller required for the proper dispatch of business of each of such officers and for fixing the salary of each of said clerks [and] deputies and auditors whenever said board is assembled to consider the case of any one of said officers the officer holding it shall sit as a member of the board so long as the case of such officer is under consideration and no longer and a decision of a majority shall govern but if after such decision is made any officer shall think that the number of his clerks [or] deputies or auditors is too few or the compensation fixed for either is too small as the same may have been determined by the board he may appeal from the action thereof to the judge or judges of the court of common pleas of the county in which he is an officer who shall hear and determine such appeal as promptly as possible and their decision thereon shall be final each of said board shall keep a correct minute book of its proceeding in all cases heard and determined by it

On the question,

Will the Senate agree to the section?

Mr. HARVEY. Mr. President, I moved to amend section 1, page 2, line 15, by striking out the word "of" before the word "each" and insert in lieu thereof the following: "by."

Mr. EARNEST. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second section of the bill was read as follows and agreed to:

Section 2 That section eight of said act is hereby amended to read as follows

Section 8 All deputies [and] clerks and auditors receiving a salary shall make oath or affirmation before the county controller or president of the board of county commissioners that they have duly rendered services for which they claim a salary and said salary shall be paid direct to the person entitled to receive the same

The title of the bill was read as follows and agreed to:

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employees for the County Controller and fix their salaries.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 669, as follows:

An Act to amend section three hundred and forty-five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by regulating the publication of the reports of controllers and providing for the cost thereof by counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred and forty-five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 345 Report to Common Pleas Publication He shall in the month of January in every year make a report verified by oath or affirmation to the court of common pleas of said county of all receipts and expenditures of the county for the preceding year in detail and classified as required in the preceding section of this act together with a full statement of the financial conditions of the county Such report shall thereupon be published one time in such newspapers published in said county as the controller may direct the aggregate cost of which shall not exceed one thousand five hundred dollars in any one year to be paid out of the county treasury Such report may also be published in printed pamphlets at the cost of the county The number and cost of such pamphlets to be determined by the controller and the county commissioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 680 (House Bill No. 380), entitled:

An Act to amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-nine

(Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" fixing the mileage for assigned judges.

And said bill having been read at length the second time and and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 706, as follows:

An Act fixing the salaries of the district attorneys in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the annual salary of the district attorney in each county of the third class is hereby fixed at seven thousand five hundred dollars ($7,500) The salary of the district attorney in each such counties shall be paid by the county

Section 2 The act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred ninety-five) entitled "An act to fix the salaries of district attorneys in counties having a population of less than one million inhabitants" be and the same is hereby repealed so far as it relates to counties of the third class

All other acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 707, as follows:

An Act to provide for the appointment of assistant district attorneys in counties of the third class and fixing their salaries payable by the county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the third class the district attorney shall have authority to appoint a first assistant district attorney at an annual salary of four thousand dollars ($4,000) three assistant district attorneys at annual salaries of three thousand five hundred dollars ($3,500) each and two assistant district attorneys at annual salaries of three thousand dollars ($3.000) each All such salaries shall be paid out of the county treasury in the usual manner

Section 2 The act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred ninety-five) entitled "An act to provide for the appointment of assistant district attorneys in the several counties having over ninety thousand and less than seven hundred and fifty thousand inhabitants and fixing their salaries" be and the same is hereby repealed so far as it relates to counties of the third class

All other acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 708, as follows:

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the third class the district attorney shall have authority to appoint a chief clerk at an annual salary of three thousand dollars and an assistant chief clerk or stengrapher at an annual salary of twenty-four hundred dollars. All such salaries shall be paid out of the county treasury in the usual manner

Section 2 The salary board in all counties of the third class shall have authority to provide for the appointment by the district attorney of additional clerks and stenographers in the office of the district attorney when increased business or unusual conditions or circumstances necessitate the same at annual salaries not to exceed the sum of twenty-two hundred dollars each payable out of the county treasury in the usual manner

Section 3 All acts and parts of acts inconsistent are hereby repealed

And said bill having been read at length the second time and and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 709, as follows:

An Act authorizing district attorneys in counties of the third class to appoint county detectives defining their powers and duties fixing their salaries and providing for the payment of such salaries and the expenses of such detectives from the county treasury

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the third class the district attorney of the county shall have authority to appoint one chief county detective and five assistant county detectives The chief county detective shall receive an annual salary of three thousand dollars ($3,000) and the assistant county detectives shall receive annual salaries of two thousand seven hundred dollars ($2,700) each Each of such county detectives shall receive his actual and necessary expenses incurred in the performance of his duties All of such salaries and the expenses of the county detectives shall be paid out of the county treasury in the usual manner

Section 2 The county detectives herein provided for shall hold their positions during the term of the district attorney appointing them and shall be removable at his discretion They shall have possess and exercise all of the rights and powers conferred by existing law upon constables so far as such laws relate to crimes and criminal procedure and shall when requested by the district attorney make an investigation and endeavor to obtain such evidence as may be required in any criminal case They shall also perform such other duties as the district attorney may direct

Section 3 The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred thirty-five) entitled "An act authorizing district attorneys in counties of the third class to appoint county detectives defining their powers and duties fixing their salaries and providing for the payment of such salaries and the expenses of such detectives from the county treasury" be and the same is hereby repealed

All other acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 719, as follows:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding section three hundred and seventy-one and one-tenth authorizing county commissioners to make temporary loans

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding thereto section three hundred and seventy-one and one-tenth to read as follows

Section 371.1 Temporary Loans Whenever the funds of a county have been exhausted the county commissioners may borrow on the credit of the county money in anticipation of taxes levied and to be collected for the current fiscal year and issue a certificate of indebtedness payable on a certain date not exceeding one year from the date of issue

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 740 (House Bill No. 1025), entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeal to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts or appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporations required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," permitting resettlements and reviews thereof in cases of tax settlements made before April ninth, one thousand nine hundred and twenty-nine.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 770, as follows:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section four hundred thirty-three authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding thereto section four hundred thirty-three to read as follows

Section 433 Appropriations for Armistice Day Celebrations Third and Fourth Class Counties The County Commissioners of counties of the third and fourth classes are authorized to appropriate annually to combined posts camps and organizations of ex-service men incorporated under the general corporation laws of the Commonwealth a sum not to exceed five hundred dollars ($500) to aid in defraying the expenses of a county Armistice Day celebration Such payments shall be made to defray actual expenses only and shall be made only upon the filing of verified vouchers of such expenditures The place of holding the county Armistice Day celebration in such counties shall be determined by the various posts camps and organizations of ex-service men incorporated as aforesaid each post camp and organization having one vote

Nothing contained in this section shall be construed to modify or repeal any other section of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 784, as follows:

An Act to amend section five of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and County purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same Whereas The court of common pleas of Northampton providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" providing for the more efficient assessment of property and collection of taxes interest and penalties in cases of the refusal or failure of taxables to make return and/or where a taxable makes a false or incomplete return and authorizing and directing the county commissioners or Board of Revision of Taxes to assess or reassess personal property for any current or former year or years not exceeding five years where no return is made or a false or incomplete return is made and to charge interest thereon at the rate of six per cent per annum requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory which may be liable to a tax during the last completed taxing period for county purposes and providing for notice of the time for appeals

Whereas the court of common pleas of Northampton County has decided that amendments to section five of the aforesaid act adopted the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred seventy-four) and the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-five) were unconstitutional by reason of defective titles therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" is hereby amended to read as follows

Section 5 That upon the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make a return properly verified by oath or affirmation as required by this act within ten days after being notified so to do it shall be the duty of the assessor to make a return for such taxable person copartnership unincorporated association joint-stock association limited partnership or corporation from the best information he can obtain he shall examine the records and lists of judgments and mortgages returned by the prothonotary and the recorder of deeds and mortgages under the seventh and eighth sections of this act in the commissioners' office or office of the board of revision of taxes or remaining in their respective offices and assess such defaulting person copartnership unincorporated association joint-stock association limited partnership or corporation with the amounts of all such liens with interest thereon and add thereto the amount of all taxable property obtained from all other sources of information which return the proper county commissioners or board of revision of taxes shall have power and it shall be their duty to revise and correct according to the best information they can command from the records in their office or other sources and it shall be their duty to send for a person persons and papers and to administer an oath or affirmation to him or them in such form as shall be prescribed to which revised and corrected estimated return the proper county commissioners or board of revision of taxes shall add fifty per centum and the aggregate amount so obtained shall be the basis for taxation Provided That if such taxable person or copartnership or unincorporated association or company limited partnership joint-stock association or corporation on or before the day fixed for appeals from assessments shall present reasons supported by oath or affirmation satisfactory to the proper county commissioners or board of revision of taxes excusing a failure to make a return such as should be made to the assessors and shall then make such return the proper county commissioners or board of revision of taxes may substitute such return for that returned by the assessor and corrected as aforesaid to have like effect as if no failure to return had occurred Provided further That in cases where by the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make return a return has been made by the assessor which is incomplete and a penalty has been added by the county commissioners or board of revision of taxes or a return so made and no penalty added or whereby such refusal or failure no return has been made either by him or it or by the assessor such action shall not stop the county commissioners or board of revision of taxes from the assessment and collection from him or it or from the estate of any deceased person so failing or refusing of any tax or additional tax due whenever the facts may become known and it shall be the duty of the county commissioners or board of revision of taxes to assess or reassess any such personal property for any former year or years not exceeding five years and collect the tax or the balance of the tax which should have been paid together with interest thereon at the rate of six per centum per annum In ascertaining the balance found to be due no credit shall be given for any penalty formerly assessed and paid And provided further That in every case of a false or incomplete return it shall be the duty of the county commissioners or board of revision of taxes whenever the facts may become known to reassess the personal property of any such taxable for any former year or years and to collect the balance of the tax found to be due together with interest at the rate of six per centum per annum And provided further That the executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal property of such decedent for the purpose of determining the inheritance tax shall in addition thereto file an affidavit in duplicate setting forth the items included in such inventory or affidavit which may be liable to a tax during the last completed taxing period for county purposes or in cities coextensive with counties for county and city purposes under the provisions of this act

And the officer with whom the same is filed shall forthwith send one of said copies of such affidavit to the county commissioners or the board for the assessment and revision of taxes as the case may be whose duty it shall then be to proceed as hereinbefore directed for the assessment and recovery of the taxes due from such decedent to the said counties or cities coextensive therewith with interst as above provided and for that purpose to present a claim therefor to the orphans' court of the proper county or to proceed by action or suit at law in any court or competent jurisdiction for such recovery thereof or to take any or all appropriate steps or procedure for collection of said taxes

And provided further That it shall be the duty of the county commissioners or board of revision of taxes upon their making any assessment or reassessment where no return has been made or a false or incomplete return has been made as aforesaid to give notice thereof to the taxable or his or her executor or administrator of the assessment and when they will sit to hear an appeal therefrom

Section 2 This act shall take effect immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 868, as follows:

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary and conferring power on the board to grant to such company a perpetual easement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands

Whereas the West Penn Power Company of Pittsburgh Pennsylvania possesses a permanent right-of-way over lands of the Commonwealth under the purisdiction and control of the Board of Trustees of Western State Penitentiary and

Whereas such company is willing to relocate and rearrange its transmission and distribution lines upon such lands in a manner far more suitable for the use of such lands by the board

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of Trustees of Western State Penitentiary with the approval of the Department of Welfare is hereby authorized and empowered to execute and deliver to the West Penn Power Company of Pittsburgh Pennsylvania an appropriate legal instrument or instruments granting unto such company such perpetual easement or easements over upon or in lands of the Commonwealth under the jurisdiction and control of the board as may be necessary to effect any rearrangement and relocation of the transmission and distribution lines of such company including a location for a switching station that may be agreed upon by the board and such company subject to the approval of the Department of Welfare Provided That the West Penn Power Company shall contemporaneously execute and deliver to the board a quitclaim deed conveying unto the Commonwealth all its rights title and interest in and to the existing permanent right-of-way over or upon or in such lands and shall remove forthwith any existing transmission and distribution lines on any portion of the right-of-way conveyed unto the Commonwealth under this act All legal instruments or deeds authorized or required hereunder shall be approved by the Department of Justice It shall be the duty of the board to file with the Department of Internal Affairs a copy of any intrument or instruments executed and delivered by it and any deed received by it under this act

Section 2 This act shall become effective on the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

Mr. MANSFIELD. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 996.

The Clerk of the House of Representatives, being introduced, presented extract from the Journal of the House of Representativs, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 27, 1931.

Resolved (if the Senate concur), that House Bill No. 996, entitled:

An Act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing the directors to make temporary loans to meet unusual expenditures

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT FROM COMMITTEE

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINGARTNER, from the Committee on Game and Fisheries, reported as amended, Senate Bill No. 792 (House Bill No. 79), entitled:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws thee hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for raccoon.

BILLS INTRODUCED

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 992, entitled:

An Act to amend section four hundred eighty-one of the act, approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing for the annual appointment of a law library committee by the president judge of the court of common pleas, and for the annual report of the said committee to such judge.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 993, entitled:

An Act to regulate procedure for the more expeditious administration of justice and to avoid circuity of action where it is desired, after the institution of a suit at law, to have joined as additional defendants persons or corporations who, it is alleged, are liable over to or jointly liable with a defendant of record or severally liable to the plaintiff or to some other party of record with respect to the transaction or occurence upon which the suit is based, with provisions as to the effect of the act upon the statute of limitations and repealing the act of April tenth, one thousand nine hundred and twenty-nine, (P. L. 479), and inconsistent legislation.

Which was committed to the Committee on Judiciary General.

MOTION TO READ BILLS THE FIRST TIME

Mr SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 6, entitled:

An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 562, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges, providing penalties; and repealing existing laws," by adding thereto section six hundred and eight, further regulating the licensing of insurance agents.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 792 (House Bill No. 79), entitled:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for raccoon.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn until 10.00 o'clock (Eastern Standard Time) tomorrow morning.

Mr. QUIGLEY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:59 p. m. until Tuesday, April 28, 1931, at 10:00 a. m. (Eastern Standard Time).

HOUSE OF REPRESENTATIVES

MONDAY, April 27, 1931.

The House met at 9.00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Thou hast taught us Lord, that men ought always to pray and not to faint. In obedience to Thy command and in fulfillment of that which is to us both privilege and duty, we seek to approach into Thy presence in prayer. We bless Thee that angelic hosts cry out unto Thee, saying "Worthy art Thou, O Lord, to receive glory and honor and power; for Thou hast created all things, and for Thy pleasure they are and were created."

We thank Thee for the many favors we have received at Thy hands. If we would declare them, they are more than can be numbered. Thou art always reminding us that "Ye are of more value than many sparrows." Because Thou dost think upon us for good,—showering upon us unmerited favors,—teach us Lord, to be thankful where we can not repay.

As we meet again within these honored walls may the hand Divine lead us lest we go astray from Thy wish and Thy will. We pray especially for those co-laborers of ours who are absent from us because of affliction. Be Thou to them the great Physician. Bless the deliberations of this hour and may all our labors show forth Thy praise. Amen.

JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, April 22, 1931.

The Clerk proceeded to read the Journal of Wednesday, April 22, 1931, when, on motion of Mr. Emhardt, seconded by Mr. Metzinger, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WILSON. HOUSE BILL No. 1921.

An Act declaring contracts, leases, agreements for sale, agency, and all other understandings or arrangements for the sale, handling or other disposition of any product, goods, wares or merchandise to the exclusion of any product, goods, wares or merchandise of a competitor, which tends or any tend to lessen competition or which tends or may tend to create a monopoly, to be unlawful, and providing remedies and prescribing penalties.

Referred to the Committee on Judiciary Special.

By Mr. SPANGLER. HOUSE BILL No. 1922.

An Act to apportion the State into congressional districts.

Referred to the Committee on Congressional Apportionment.

By Mr. WITKIN. HOUSE BILL No. 1923.

An Act regulating searches and seizures; providing for the suppression of evidence obtained by oppressive or unlawful searches and seizures and imposing penalties for oppressive or illegal searches and seizures.

Referred to the Committee on Law and Order.

By Mr. GILLETTE. HOUSE BILL No. 1924.

An Act to establish as a State highway a certain section of public road in the County of Bradford and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. GILLETTE. HOUSE BILL No. 1925.

An Act to establish as a State highway a certain section of public road in the County of Bradford and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. RICE. HOUSE BILL No. 1926.

An Act requiring the Auditor General to make reports to the General Assembly with respect to his audits and the financial affairs of the State Government.

Referred to the Committee on State Government.

By Mr. STEWART. HOUSE BILL No. 1927.

An Act to amend section one of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and forty-four), entitled "An act relating to salaries, compensations, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," fixing the salaries of controllers in such counties.

Referred to the Committee on Counties.

By Mr. HEFFRAN. HOUSE BILL No. 1928.

An Act to amend subsection (g) of section two of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 429), entitled "An act relating to the descent and distribution of the real and personal property of persons dying intestate; and to provide for the recording and registering of the decrees of the orphans' court in connection therewith, and the fees therefor," conferring jurisdiction on the orphans' court of the county wherein real property of any intestate domiciled without the Commonwealth at the time of his or her death is situate, in securing the rights of the surviving spouse under said section, and validating proceedings heretofore instituted.

Referred to the Committee on Judiciary General.

By Mr. JAFFE. HOUSE BILL No. 1929.

An Act to promote the public health and safety by providing for the elimination of unsanitary and dangerous housing conditions, to relieve congested areas, and construction and supervision of dwellings and for the letting of apartments at reasonable rentals, and making an appropriation to carry out the provisions of this act.

Referred to the Committee on Appropriations.

By Mr. PETERS. HOUSE BILL No. 1930.

An Act to amend section one of the act approved the tenth day of May, one thousand nine hundred and twenty-nine (P. L. 1712), entitled "An act relating to assessment for county purposes, in counties of the fourth class; fixing the time for the issuance of precepts and completion of assessments; and providing for appointments and pay of assistants to the county commissioners in such counties," by extending the provisions of said act to counties of the third class.

Referred to the Committee on Counties.

By Mr. KAHLE. HOUSE BILL No. 1931.

An Act to amend clause (e) of section three hundred and six of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder."

Referred to the Committee on Insurance.

By Mr. KAHLE. HOUSE BILL No. 1932.

An Act to amend section seven of the act approved the fifth day of May, one thousand nine hundred and twenty-one (P. L. 399), entitled "An act regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners; providing for appointment of examiners; defining qualifications of applicants for examination; condition of granting and revoking licenses; regulating and limiting and defining the practice of dentistry; limiting and defining operator in dental surgery; prohibiting practice by or employment of unlicensed and unregistered persons, and providing punishment therefor; requiring the recording of licenses and registration of practitioners and disposition of fees and fines; providing for an annual registration fee for licensed practitioners and the disposition of such fees; defining evidence of violations and providing punishment; fixing the appropriations to the Dental Council," by prohibiting certain forms of advertising by persons practicing dentistry.

Referred to the Committee on Public Health and Sanitation.

By Mr. STAUDENMEIER. HOUSE BILL No. 1933.

An Act providing for superintendents of the Halls of the Senate and House of Representatives and fixing their salaries.

Referred to the Committee on State Government.

By Mr. HOOPES. HOUSE BILL No. 1934.

An Act making it unlawful for any person to wilfully fail to furnish any customary service facility to any occupant of any leased building, or to interfere with the quiet enjoyment by any person of such leased premises, and providing penalties.

Referred to the Committee on Public Utilities.

By Mr. MUSMANNO. HOUSE BILL No. 1935.

An Act prohibiting the further installation of mechanical self-operating telephone receiving and transmitting units.

Referred to the Committee on Public Utilities.

By Mr. LOCKHART. HOUSE BILL No. 1936.

An Act to provide for the location, drilling, casing, protection, operation, plugging and filling, and abandonment of natural gas and petroleum wells; having for their objectives the protection of life and property by prevention of intrusions of oil and gas into workable coal beds, and the conservation of oil and gas resources in territory not underlain with workable coal beds.

Referred to the Committee on Mines and Mining.

By Mr. STEEDLE. HOUSE BILL No. 1937.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Referred to the Committee on Appropriations.

By Mr. STEEDLE. HOUSE BILL No. 1938.

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Referred to the Committee on Appropriations.

By Mr. ROYLE. HOUSE BILL No. 1939.

An Act to further amend section eight of the act approved the nineteenth day of June, one thousand nine hundred and eleven (Pamphlet Laws, one thousand and sixty), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," as amended, by changing the sixth subdivision thereof so as to eliminate the exemption from the provisions of said act of private bankers based upon the length of time they have conducted the business of private banking and to exempt, by said subdivision six, only those private bankers who engage in none of certain enumerated banking activities; and giving the Secretary of Banking certain powers.

Referred to the Committee on Banking.

By Mr. BRAHAM. HOUSE BILL No. 1940.

An Act to amend paragraph one, section five of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," as amended; changing the effect of the by-laws of corporations.

Referred to the Committee on Judiciary General.

By Mr. POST. HOUSE BILL No. 1941.

An Act authorizing cities, boroughs, towns and townships to levy annually a special tax for the purposes of erecting sewage treatment works and acquiring property therefor; and regulating the expenditure of the same, and the accumulations thereof.

Referred to the Committee on Municipal Corporations.

By Mr. WHEELER. HOUSE BILL No. 1942.

An Act making an appropriation to the Department of Military Affairs for payment of property damages occasioned by a horse, the property of the Federal Government issued to, and in possession of, the National Guard of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 1943.

An Act making an appropriation to the Department of Military Affairs for the State Veterans Commission.

Referred to the Committee on Appropriations.

By Mr. WHITE. HOUSE BILL No. 1944.

An Act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of additional park lands for the Commonwealth of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 1945.

An Act to amend section one, as amended, and section two of the act approved the first day of June, one thousand nine hundred and seven, (P. L. 383), entitled "An act regulating the collection of taxes and other claims and demands due the Commonwealth, and providing for six per centum interest thereon, and an attorney's commission," providing for an Attorney General's Commission, and payment of attorneys employed by the Department of Justice, and repealing part of an inconsistent act.

Referred to the Committee on Ways and Means.

By Mr. RICHARDS. HOUSE BILL No. 1946.

An Act to amend the first section of an act entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make and to alter, amend and revoke, rules; and providing for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," approved the twelfth day of July, Anno Domini one thousand nine hundred and thirteen, as amended, to fix the number of State committeemen to be elected from each Senatorial district and providing that one thereof shall be a woman.

Referred to the Committee on Elections.

By Mr. SHEFFER. HOUSE BILL No. 1947.

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said district.

Referred to the Committee on Judicial Apportionment.

By Mr. SHEFFER. HOUSE BILL No. 1948.

An Act fixing the salary of the caretakers of highways appointed by the Department of Highways.

Referred to the Committee on Highways.

By Mr. BEYER. HOUSE BILL No. 1949.

An Act fixing qualifications for masters and auditors appointed by courts of common pleas.

Referred to the Committee on Judiciary General.

By Mr. BEYER. HOUSE BILL No. 1950.

An Act requiring members of the bar appointed as auditors and masters in divorce to be residents of the county of the court.

Referred to the Committee on Judiciary General.

By Mr. D. GLENN MOORE. HOUSE BILL No. 1951.

An Act to further amend sections one, two and three of the act approved the thirtieth day of January, one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth," as amended.

Referred to the Committee on Elections.

By Mr. BIDELSPACHER. HOUSE BILL No. 1952.

An Act prohibiting the transportation of volatile inflammable liquids and explosives in, upon, or by means of trailers on or over any way or place in the Commonwealth open to the use of the public as a matter of right for purposes of vehicular travel; imposing duties on certain police officers; and providing penalties.

Referred to the Committee on Highways.

By Mr. NOTHNAGLE. HOUSE BILL No. 1953.

An Act to prohibit the manufacture, sale, transportation, possession or storage of slot machines or roulette wheels to be used for gambling, and providing penalties.

Referred to the Committee on Law and Order.

By Mr. D. GLENN MOORE. HOUSE BILL No. 1954.

An Act to provide for calling a convention to revise the Constitution of this Commonwealth, the submission of a revised constitution or amendments to the voters for approval or rejection and making an appropriation.

Referred to the Committee on Constitutional Amendments.

By Mr. MILLER. HOUSE BILL No. 1955.

An Act to amend paragraphs seven and nineteen as amended of section one thousand two hundred and ten of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for a minimum annual increment in salary for teachers in districts of the fourth class, and for the contribution of the Commonwealth towards the payment of such increments.

Referred to the Committee on Education.

By Mr. DENNING. HOUSE BILL No. 1956.

An Act to amend section one of the act approved the twenty-second day of April, one thousand seven hundred and ninety-four (3 Sm. L. 177), entitled "An act for the prevention of vice and immorality, and of unlawful gaming, and to restrain disorderly sports and dissipation;" permitting baseball on Sunday where municipalities and townships have legalized the same by ordinance.

Referred to the Committee on Law and Order.

By Mr. WHEELER. HOUSE BILL No. 1957.

An Act providing for the salaries of the district attorneys in counties of the fourth class.

Referred to the Committee on Counties.

By Mr. WHEELER. HOUSE BILL No. 1958.

An Act fixing the salary of the district attorney in counties of the fourth class.

Referred to the Committee on Counties.

By Mr. MALONEY. HOUSE BILL No. 1959.

An Act to amend the act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1708), entitled "A supplement to an act approved the twenty-third day of June, one thousand nine hundred and eleven (P. L. 1123), entitled 'An Act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses thereof,' by providing for the compensation and mileage to be paid to the members of the board of viewers in counties of the third class," by removing the maximum salary limit.

Referred to the Committee on Counties.

By Mr. PEELOR. HOUSE BILL No. 1960.

An Act to amend sections twenty-six, twenty-nine, thirty, thirty-two and thirty-seven of the act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damages by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended.

Referred to the Committee on Agriculture.

By Mr. HAINES. (By Request) HOUSE BILL No. 1961.

An Act requiring persons, associations, partnerships and corporations, and their agents, herein defined as dealers and brokers, engaging in the business of buying, receiving, selling, exchanging, negotiating or soliciting the sale, resale, exchange or transfer of certain domestic animals to be licensed by the Department of Agriculture; providing for the revocation of such licenses; imposing certain duties on such dealers and brokers and their agents; conferring power on said department; and providing penalties.

Referred to the Committee on Agriculture.

By Mr. SCHWARTZ. HOUSE BILL No. 1962.

An Act relating to banks and the business of banking; providing that every corporation engaged in the business of banking shall contribute a proportion of their daily deposits to certain funds to be used by the Department of Banking, to protect depositors of banks which become insolvent, or is taken over by the Secretary of Banking.

Referred to the Committee on Banking.

By Mr. SCHWARTZ. HOUSE BILL No. 1963.

An Act to amend section one hundred and thirteen, as amended, of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537), entitled "An act relating to counties and townships, and county and township officers," by prohibiting the appointment of deputy constables in cities of the first class.

Referred to the Committee on Cities.

By Mr. MALONEY. HOUSE BILL No. 1964.

An Act authorizing Patrick J. Colangelo of Pittsburgh, to bring suit in the Court of Common Pleas of Allegheny County, against the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary General.

By Mr. DUNN. HOUSE BILL No. 1965.

An Act creating a commission to make a study of the various agencies for the blind, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. PETERS. HOUSE BILL No. 1966.

An Act authorizing the appointment by the Governor, upon approval by the Superintendent of State Police, of certain persons to act as Industrial Guards, and prescribing the duties and responsibilities of said guards, and imposing penalties.

Referred to the Committee on Manufacturers.

By Mr. EDERER. HOUSE BILL No. 1967.

An Act imposing an income tax for State purposes, and providing for the distribution of the proceeds thereof.

Referred to the Committee on Ways and Means.

By Mr. SOWERS. HOUSE BILL No. 1968

An Act providing for the payment of one-half of the tax collected under the provisions of the act approved the second day of May, one thousand eight hundre dand ninety-nine, (P. L. 184), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax," to the county in which it was collected.

Referred to the Committee on Ways and Means

By Mr. HEFFERON. HOUSE BILL No. 1969.

An Act to amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended, by increasing the rate of the tax on gross receipts.

Referred to the Committee on Ways and Means.

By Mr. ADAMS. HOUSE BILL No. 1970.

An Act providing for the reimbursement of counties for funds expended in the construction of State-aid highways.

Referred to the Committee on Counties

By Mr. BIDELSPACHER. HOUSE BILL No. 1971.

An Act making an appropriation to the Home of the Friendless of the city of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations

ACKNOWLEDGEMENT OF RECEIPT OF RESOLUTION UPON DEATH OF HONORABLE NICHOLAS LONGWORTH

The SPEAKER laid before the House a communication from the Clerk of the United States House of Representatives expressing thanks for resolution upon death of Honorable Nicholas Longworth.

The communication was read by the clerk as follows:

HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
WASHINGTON, D. C

April 23, 1931.

Honorable C. J. Goodnough,
Speaker, House of Representatives,
Harrisburg, Pennsylvania.

My dear Mr. Goodnough:

On behalf of the Members of the National House of Representatives I have the honor to acknowledge the receipt of the resolutions adopted by the House of Representatives of the State of Pennsylvania expressing the sorrow and bereavement of its members at the death of Honorable Nicholas Longworth, for which expression at this time I extend the thanks of the Members of the National House before which the resolutions will be presented when Congress convenes.

With assurance of high regard, I am,

Yours very truly,
(Signed) WM. TYLER PAGE,
Clerk of the House of Representatives, U. S.

DEMONSTRATION OF VOTING MACHINE

The **SPEAKER** laid before the House a communication inviting members of the General Assembly to a demonstration of voting machines.

The communication was read by the clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
HARRISBURG

April 23, 1931.

Hon. E. C. Shannon. Lieutenant-Governor,
Hon. Augustus F. Daix, Jr., President Pro Tempore of the Senate.
Hon. C. Jay Goodnough, Speaker, House of Representatives.

Gentlemen:

Voting Machines have been set up in the office of the Secretary of the Commonwealth, Room 308, third floor, south wing of Capitol building.

Legislators are herewith invited to inspect them and witness demonstrations by representatives of the manufacturers. Tuesday afternoon from 2:30 until 5 o'clock will be devoted to a series of formal demonstrations. The machines at other times will be available for informal explanation of their processes.

Sincerely yours,
(Signed) RICHARD J. BEAMISH,
Secretary of the Commonwealth.

QUESTION OF PERSONAL PRIVILEGE

Mr. SARIG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Berks, Mr. Sarig, will state his question of personal privilege.

Mr. SARIG. Mr. Speaker and members of the House, last Wednesday night when I reached my home, I picked up my local paper there, and saw on the front page the following headline "Watch Legislators Now, Pinchot Advised," and then it goes on to say, "Governor Pinchot today issued a statement to the people of Pennsylvania, advising them that as the adjournment of the Legislature is probably only a month away, this is the time to watch legislation and to watch legislators at Harrisburg," and then, further on down, it says, "What I want you men and women of good will to do is to get after your Senators and Representatives, whether they need it or not and remind them that you want the things done that you voted for last fall."

Ladies and gentlemen, isn't that a typical example of the Pinchot psychology and the Pinchot philosophy of government? It reminds me of the school teacher who used to whip the whole school every morning in anticipation not of what they had done but what they might do during the day that was coming. And, now, here is the Governor trying to whip the whole legislature not for what this legislature has done, but for what this legislature might do in the remaining days of the session. I just want to take a minute and analyze this peculiar Pinchot psychology, this peculiar Pinchot mentality. What does it mean? It means that he assumed that every member of this House is bound by the promises that he made to the people last fall, that he has the mandate of the people, and that every member of the House is bound to fall in line with him.

What does his accusation mean? He points the finger of suspicion at every member of this House. First of all, he says in that statement further on, that a certain number of the members in the Assembly are working against the people. He means by that those are opposed to the Administration. In plain words, if you boil it down to its real essence, he means that those who are against the administration, he means that those who vote against the administration are enemies of the people. But what does he say about his friends? Does he trust them? Hear what he says "See all of them. Get after them whether they need it or not." In other words, "my friends are all right, but they have no backbone, they are spineless weaklings." I would rather have the stigma that he places upon his enemies or opponents than have the stigma that he places upon his own friends, because if this statement means anything, it means that his friends have no backbone, that they are spineless, that they have backbones of rubber, that they cannot stand the wiles of lobbyists who are around the capital here. I call your attention to this statement, to analyze it and see just what it means: The Governor says that every member of this House is bound by the mandate of the people. If that is so, then why have a legislature at all? In the first place, I would suggest that if you want to keep up the semblance of a legislature, if you want to keep up the pretense of a legislature then, for heaven's sake why don't he economize, because he preaches economy, and put two hundred robots in these seats. You all know what a robot is, you push one button and he says, Aye, and you push another button, and he says No. When some bill comes along that he wants he will just push one button and the two hundred robots with one accord will shout aye, and then if some bill comes along, an anti-prohibition bill, or an anti-administration bill, then he presses the negative button and the two hundred will vote no. But I do not see the necessity of keeping up this pretense if this Governor is right, there is no excuse for this Legislature to be here. Why not abolish it entirely and put it on his Royal Highness, Gifford the First of Pennsylvania?

In the next place I call your attention to this fact: does not his very statement show a guilty conscience, is he not feeling guilty because he has made so many promises, and is not redeeming them, and he is now reneging on them, he is reneging on his tax revision promises, he is reneging on his road promises, he is reneging on his economy promises, he is reneging on a great many of them, and I say to you if anybody needs watching, watch the Governor, there is the real nigger in wood pile. If you are going to watch anybody, if any watching is necessary in this legislature, I say to the people of Pennsylvania, turn your eyes to the Executive Chamber and there you will find the real nigger in the wood pile. There is where the pledges are broken. If these twenty thousand miles of road cannot be paved with anything else, they can, at least, be paved with the broken promises of Gifford Pinchot.

In the next place, the Governor assumes that every one of us is bound by his campaign pledges. In my county forty-eight thousand votes were cast. Gifford Pinchot polled twelve thousand five hundred votes, or approximately twenty-five per cent. Mr. Hemphill polled twenty-seven thousand. Mr. Maurer the candidate of the Socialist Party polled approximately ten thousand votes. Pinchot polled twelve thousand five hundred, or approximately twenty-five per cent of the votes cast in my county, but he has the audacity, he has the boldness to come and tell the people of the state that all the members of the legislature including our county and including those from the counties which he lost, are bound by a mandate of the people. If that is true, then there is no excuse for this legislature whatsoever.

I just want you to take a moment and reflect, I want you to reflect for your yourselves. Is this Pinchot psychology not exactly the same psychology and the same governmental philosophy which Louis the XIV, the Bourbon King expressed in

France, when he slapped himself on the chest and said, "I am the State?" Isn't it the same philosophy that the Kaiser Wilhelm used when he said: "Ich undt Gott regiere die weldt". Isn't it the same philosophy that every autocrat throughout the history of the world has used when he has said: "I am the people." Louis the XIV said, "I am the state," but the Bourbons have long since been driven from the throne of France into exile, and the Kaiser is now sawing wood at Doorn, in Holland. Pinchot says, "I am the people" and I predict just as with Louis the XIV and Kaiser Wilhelm that some day he will be busy up in Milford catching trout instead of running the state of Pennsylvania. This proposition was conceived in selfish ambition, it was born in selfish ambition it has lived a life of selfish ambition, and it is going to die of selfish ambition. In my mind's eye I can see this epitaph out in the cemetery:

"Here lies the Pinchot Administration, aged four,
Surely it can humbug the people no more.
It died of a mania,
Caused by bull, bunk and bologna,
Peace to its ashes for ever more."

The SPEAKER. The remarks of the gentleman from Berks. Mr. Sarig, under his question of personal privilege will be spread upon the Journal.

RESOLUTION NO. 42

Mrs. WILSON. Mr. Speaker, I desire to call up at this time Resolution No. 42, Printer's No. 670.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 22, 1931.

Whereas, Under present law, practically every measure for the advancement of the interests of the workers must be fought out in each of the forty-eight states and when a victory is won, there is danger that the Supreme Court of the United States will declare legislation for the protection of wage earners unconstitutional; and

Whereas, In order to abolish this condition, there is being advocated an amendment to the Constitution of the United States, known as the "Workers' Rights Amendment", which, if adopted, would permit Congress and the several states to enact social welfare legislation, and which reads as follows:

ARTICLE XX

Section1. The Congress shall have power to establish uniform laws throughout the United States to regulate, limit and prohibit the labor of persons under eighteen years of age; to provide for the relief of aged, invalided, sick and unemployed wage earners and employes in the form of periodical grants, pensions, benefits, compensation or indemnities from the public treasury, from contributions of employers, wage earners and employes, or from one or more of such sources; and generally for the social and economic welfare of the workers in the United States.

Section 2. The power of the several states to enact social welfare legislation is unimpaired by this Article, but no such legislation shall supersede, abridge or conflict with any act of Congress under this Article.

Therefore be it

Resolved, (if the Senate concur), That the Legislature of Pennsylvania endorses such proposed amendment to the Constitution of the United States and urges upon the Members of the House of Representatives and the Senate of the United States the passage of the same; and be it further

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to each Member of the House of Representatives of the United States from Pennsylvania and to each of the two United States Senators from Pennsylvania.

On the question,

Will the House adopt the resolution?

Mrs. WILSON. Mr. Speaker and members of the House, in presenting this resolution, I wish to state that I believe it would be to the best interests of the people of this country —and particularly to the best interests of the great masses of working people—to include in the Constitution of the United States a new amendment, which would empower the Congress of the United States to enact legislation for the regulation of child labor; to provide assistance in the form of monetary compensation for the aged, for sick, injured and unemployed workers or employes; and in general for the social and economic welfare of workers in the United States.

The proposed amendment which this resolution endorses, and which I hope this body will adopt, would merely give the Congress the power to enact labor legislation along the lines I have indicated, without however impairing the power of the several States to enact welfare legislation if they see fit to do so. Such an amendment to the Constitution would enable our national lawmaking body to legally cope with the situation such as now confronts us, with six or more million persons unemployed, and to do so without the danger of having laws designed for the relief of the victims of our economic system declared unconstitutional.

Legislation which the adoption of this proposed federal amendment would make possible would be beneficial to the people as a whole. Such legislation being national in scope, would not handicap the economic life and activities of the States farthest advanced in social and labor legislation. On the other hand it would tend to stabilize industry, by stabilizing working conditions throughout the entire country, and everywhere improving the material welfare ot the masses and making their livelihood more secure.

Improved and automatic machinery, business mergers and speed-up methods will go on swelling the army of permanently unemployed workers, and precepitate other depressions similar to or even more severe than the present one. Do you imagine that millions of persons and their dependents will forever consent to accept charity or starve peaceably in the midst of plenty? Would it not be far better now to begin to pave the way for remedial legislation than to some day face millions of hungry, desperate men and women who have thrown caution to the winds, who scorn the beggarly doles of private charity, and who through violence thrust upon them as a last resort, seek the justice our capitalist societv now denied them?

Workers are entitled to legislative protection not subject to judicial review" and nullification by any court; and the right to this protection, set forth in definite and specific terms, should be written into the Federal Constitution. I trust that this will be done before it is too late to avert a national calamity during the present or some future depression; and I hope that you will adopt the resolution now before you urging upon the National Congress the passage of a "Workers' Rights Amendment," such as is embodied in this resolution. I move the adoption of the resolution.

On the question recurring,

Will the House adopt the resolution?

MOTION TO LAY ON TABLE

Mr. STORB. Mr. Speaker, I move that the resolution be laid upon the table.

Mr. EDERER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. HERMANSEN. Mr. Speaker, I desire to interrogate the maker of this motion.

The SPEAKER. Will the gentleman from Montgomery, Mr. Storb, permit himself to be interrogated?

Mr. STORB. Mr. Speaker, I will.

Mr. HERMANSEN. Mr. Speaker, I would like to know what the object of the gentleman from Montgomery is in moving that this resolution be laid on the table at this time?

Mr. STORB. Mr. Speaker, I do not think there is any good in it.

Mr. HERMANSEN. Mr. Speaker, well, let it go to a vote. Mr. Speaker, I have heard a great deal said about this session not accomplishing anything and not doing anything in the way of giving relief to the worker, and I cannot see but that this would be an opportunity to do something if we are really inclined so to do.

I would ask the members of the House to vote against the resolution.

Mr. DUNN. Mr. Speaker and members of the House, I wish to speak to you but one moment. I ask you to vote down this motion to table this resolution, because it is too humane legislation to kill.

On the question recurring,

Will the House agree to the motion.

The yeas and nays were required by Mrs. Wilson and Mr. J. T. Evans and were as follows·

YEAS—59

Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bauer,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Conner,
Cooke,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Gaghan,
Griffin,
Griffith, J. W.,
Haines,
Haws,
Heffernan,
Heffran,
Henderson,
Jones, B.,
Jones, E. F.,
Kirkbride,
Lockhart,
McAlee,
McCallister,
McGregor,
Meredith,
Moore, D. G.,
Mumford,
Nothnagle,
Pennock,
Peters,
Pitts,
Rhodes, C. H.,
Ruth,
Schrock,
Shellenberger,
Shortz,
Stadtlander,
Storb,
Stott,
Strickler,
Tahl,
Terry,
Weaver,
Williams, G. W.,
Wilson, T. B.,
Yeakel,
Goodnough, Speaker.

NAYS—106

Argentieri,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Black,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Evans, T. C.,
Eveland,
Fitzgerald,
Frederick,
Fuller,
Gicking,
Greeby,
Green,
Greenstein,
Grenet,
Hagmaier,
Hart,
Hefferon,
Heffner,
Hermansen,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Perry,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Staudenmeier,
Sterling,
Stewart,
Stone,
Surface,
Tucker,
Wade,
Watson,
Way,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Hoopes and Mrs. Wilson and were as follows:

YEAS—79

Barton,
Batchelor,
Bechtel,
Bell,
Cauffiel,
Cordier,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Eveland,
Fitzgerald,
Frederick,
Fuller,
Gicking,
Goehring,
Greeby,
Hagmaier,
Hart,
Hefferon,
Hermansen,
Hoffman,
Hoopes,
Jaffe,
Jones, B.,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McArran,
McClure,
Memolo,
Miller,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
O'Neill,
Perry,
Post,
Powell,
Raub,
Reader,
Rhodes, J. A.,
Rhys,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Scott,
Sheely,
Shortz,
Sinwell,
Soffel,
Spann,
Staudenmeier,
Stone,
Storer,
Surface,
Tucker,
Watson,
Wettach,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,

NAYS—102

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bauer,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Gaghan,
Gillette,
Graham,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Haines,
Hartsock,
Heffernan,
Heffner,
Heffran,
Henderson,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, E. F.,
King,
Kirkbride,
Lockhart,
Loucks,
Lucas,
Mathay,
McCallister,
McGregor,
McKay,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Price,
Reed, G. L.,
Rhodes, C. H.,
Rice,
Richards,
Royle,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Snyder,
Sowers,
Stadtlander,
Sterling,
Stevenson,
Stewart,
Storb,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Turner,
Weaver,
Weidemann,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

So the question was determined in the negative and the resolution was not agreed to.

REPORT OF COMMITTEE OF INVESTIGATION ON RESOLUTION NO. 10

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, I desire to offer the preliminary report of the House Committee on Investigation of the Public Service Commission and Public Utilities created under Resolution No. 10, adopted on February 17.

This report is signed by five members of the Committee, Mr. Richards, Mr. Hagmaier, Mr. Memolo, Mr. Rhodes and the Chairman.

The Committee has had it prepared in printed form, and it will shortly be laid on the desks of the members, and together with the report I wish to file this letter:

HOUSE OF REPRESENTATIVES
Harrisburg, Pa.

Committee on Investigation of Public Service Commission and Public Utilities Companies
Room 601, South Office Building

April 24th, 1931.

Honorable D. Glenn Moore, Chairman, Committee on Investigation of Public Service Commission and Public Utilities Companies, Harrisburg, Pennsylvania:

Sir:—

Under legislative provision we, the undersigned, have been sitting with your Committee as observers at hearings and participating in the conferences leading to the drafting of your Report.

This document is quite rightly to be considered the act of the voting members who are the direct representatives of the Legislature. However, we find ourselves to be in accord both with the methods used in conducting the inquiry and the conclusions based thereon, so that we are glad to avail ourselves of the opportunity of approving the report as drafted.

Yours very truly,

(Signed) Rev. JAMES R. COX
(Signed) H. J. CRAWFORD
(Signed) MORRIS L. COOKE

Mr. D. GLENN MOORE. Mr. Speaker, I ask that the report together with this letter be spread on the Journal.

The SPEAKER. Does the Chair understand that all of this has been mimeographed or printed so that it will be available to the members?

Mr. D. GLENN MOORE. Not the communication; this report.

The SPEAKER. If there is no objection the Chair will direct that the report of the Committee together with the letter of the observers be spread upon the Journal. The Chair hears none and it is so directed.

PRELIMINARY REPORT OF THE HOUSE COMMITTEE ON INVESTIGATION OF THE PUBLIC SERVICE COMMISSION AND PUBLIC UTILITIES COMPANIES UNDER RESOLUTION NUMBER 10.

The Committee has held twenty-two hearings and heard testimony covering over three thousand pages. The evidence to date consists principally of:

(1) The experience of the public with utilities and the Public Service Commission.

(2) Analyses by accountants of the rates and reports of various classes of utilities on file with the Commission.

(3) Analyses by a valuation engineer of the valuation methods used by the Commission.

(4) Testimony of several members of the Commission and the Chiefs of its Bureaus of Law, Engineering and Accounts.

(5) Testimony of experts in the field of public utility control.

(6) Testimony of representatives of a few of the utilities.

The Committee submits the following summary of its preliminary conclusions:

(1) The evidence before us clearly shows that the Public Service Commission of Pennsylvania has lost the confidence of the public.

The public service company law was designated primarily to protect the interests of the public in fair rates and to safeguard it from exploitation by utility companies. The Public Service Commission was intended to exercise its powers to prevent utilities from charging higher rates than necessary and to safeguard the investor.

(2) The evidence already before us shows that these objects have not been secured.

Under the law, as laid down by both the State and Federal courts, every utility is entitled to charge rates that will earn a fair return upon the fair value of its property. The Commission in Pennsylvania has almost uniformily held that this return should be seven per cent. It, therefore, becomes the duty of the Public Service Commission to so control the rates that this may be accomplished while protecting the public against unfair and discriminatory rates.

If rates are too high the Commission has the right under the law to initiate proceedings on its own behalf to reduce the rates.

It is apparent from the evidence that it has not instituted any complaints affecting rate reductions, (except during the years 1930 and 1931), notwithstanding the fact that for the past eight years reports filed with the Commission appear to have warranted inquiry on its part. From the evidence thus far adduced from 1925 to 1929 almost one-half of the electrical companies were earning, according to their own sworn statements, fifty per cent more than a seven per cent return on their depreciated book investment, which sometimes included inflations. Typical years show similar excess earnings by gas companies.

Any indifference or negligence on the part of the Commission tends to operate in favor of the utilities.

(3) The Public Service Commission has not only failed to use the information in its possession in the matter of rates, it has failed and neglected to use its powers in protecting investors in utility securities: (1) it has failed to make public the issuance of securities by holding companies, (2) it has without protest allowed certain utilities to "write-up" their fixed assets for the purpose of increasing security issues, (3) it has never certified any violation of the law to the Attorney General. The water company situation in many sections of the Commonwealth is an outstanding illustration of inflation by holding companies without objection or publicity from the Public Service Commission. The investing public has been left holding the bag.

(4) The Commission's neglect of its function as protector of the public has thrown the burden of expense of rate cases and appeals on citizens and municipalities, with the result of discouraging them in advance. Few important rate cases have been brought during the past ten years. We believe that the Commission has not disposed of some of these cases statements, fifty per cent more than a seven per cent return expeditiously. Many of them were not decided within three to six years. The decisions have usually favored the utilities. This has resulted in a marked lack of public confidence in the Public Service Commission.

(5) The reproduction cost system of valuation has not proven satisfactory. It enables the utilities to obtain high profits. Its use by the Public Service Commission of Pennsylvania has been out of line with its use by other Commissions. In making valuations the evidence discloses that double weight has been assigned to it over actual cost. Since the fall of prices no important efforts have been made to secure to the public corresponding benefits. In rate cases the companies themselves have presented different valuations for their own properties differing from each other by as much as 100%. The utilities have been favored by this loose, uncertain guess-work.

(6) Privately owned electrical plants located where the conditions are not more favorable than those encountered in Pennsylvania cities, have obtained through regulation markedly lower rates than are found almost anywhere in the Commonwealth. Examples of this are Washington, D. C. 4.2 cents; Cleveland, Ashtabula and Lakewood, Ohio and Worchester, Mass., 5 cents.

The records of a number of municipally-owned and operated plants located in Pennsylvania indicate that they can operate profitably with much lower rates for domestic and commercial service than are charged by many private utilities under regulation as it has been administered here.

(7) Members of the Public Service Commission called before this Committee admitted that the Commission had been guilty of many errors of omission. Indifference and negligence on the part of the Commission have tended to operate in favor of the utilities.

Regulation, if it is to be made effective, must be administered by men who are not bound by their own past mistakes, and who are under no obligations of any kind to make the public suffer for the errors made in allowing mergers or security issues to pass unnoticed which have characterized the present Commission.

In view of the open record of negligence and indifference on the part of the present Commission in regard to electric profits and water securities alone, it is essential that a new regulatory body be created to supercede it.

Supplementing the foregoing conclusions the Committee also makes the following findings and recommendations as to certain phases of regulation:

SECURITY ISSUES

Under the present act every public service company is required to file with the Commission before issuing securities a certificate of notification giving full information as to the amount, purpose, terms of sale, etc. The Commission is empowered to give full publicity to this information. It may also require complete reports of the application of the proceeds of all securities and every utility is forbidden to apply such proceeds to any purpose other than that set forth in the certificate. While the Commission is not given authority directly to prevent the issue of securities, it may certify to the Attorney General any violations of the law in regard to security issues.

The Commission's own records disclose clearly that certain investment banking interests have made it a practice upon acquiring the stocks of Pennsylvania utilities to write up the fixed capital on the books to inflated values, to issue bonds of the operating company on the basis of such write-ups and to use all or a large part of the proceeds of such bond issues to reimburse themselves in whole or in part for the amount paid for the stock.

In some cases the bond proceeds are used to redeem stock, in others actually to pay dividends out of capital. The bankers have also obtained for themselves large profits in handling these securities.

Certainly the public would never have invested in such bonds if the true facts had been disclosed to them by the Commission. They have put real money into the companies for which they receive only a five or six per cent return, while the bankers, with little or no investment have obtained complete control of the companies and have received dividends running as high as 300 per cent on the state value of their investment, in cases brought to the Committee's attention.

Many of these abuses could, we believe, have been prevented through the use of powers already vested in the Commission, but it has taken no action. Admittedly, no case has ever been certified to the Attorney General, and so far as this Committee is informed the Commission has never seriously attempted to exercise any of its powers to prevent abuses in security issues. Flagrant violations of the law, according to reports filed with the Commission, have gone entirely unchallenged.

If regulation is to be made effective, a Commission must not only vigorously use the powers it now has over security issues, but the law must be strengthened by giving a Commission complete control over the issue, sale and disposition of proceeds of all securities affecting utilities under its control

HOLDING COMPANIES

Many of the evils about which the public complains have arisen from mergers and consolidations that eventually terminate in holding companies—many of them located outside the State. The result has been financial structures and expenses for financing which have had, as a more or less direct result, increases in rates causing antagonism on the part of the public.

It is clear that the holding company arrangement has by no means been as beneficial as is often claimed. In many cases holding companies have weakened the financial structures and credit of operating utilities. Large bankers' and brokers' commissions have aided this process. The Commission by allowing the merger of the Scranton-Spring Brook water properties in 1928, involving $29,000,000 additional and superimposed securities, practically invited the rate increase two months later to pay the additional return on the securities.

Management fees, purchase fees, construction and engineering fees have been uncontrolled to all intents and purposes. Service fees to holding companies have ranged as high as 106 per cent above the actual cost of service. All such charges must have a definite relation to the cost of the service rendered.

Fees based on the percentage of gross income such as used by Mitten Management in charging for services alleged to have been rendered to P. R. T., and quite commonly by holding companies, should be prohibited. The courts have held that operating expenditures must be reasonable both as to purpose and amount. This has become so clearly recognized that certain holding companies are now charging at cost management services rendered to operating companies.

We recommend that contracts for all such services shall be subject to control by a Commission and that the burden of proof as to the reasonableness of such fees shall be upon the operating company to show the reasonable cost to the affiliated interest of services rendered to the operating company. We also recommend that every utility be required to furnish full information in regard to those controlling it directly or indirectly.

REPARATIONS

The Commission should be given power to determine and award reparations in the same hearing in which it finds that existing rates are unjust, unreasonable or discriminatory. A provision of this sort would eliminate the necessity of every consumer filing a separate suit in order to obtain reparations to which he is justly entitled.

ASSESSMENT OF COSTS

As an administrative function a Commission should regulate the amortizing of companies' costs in rate cases. It should provide that where in a rate case the rates are found to be reasonable, the utility shall be entitled to a fair and reasonable amount for its expenses in conducting the case. This amount so fixed by a Commission should be amortized over a period of years, and upon the termination of the amortization period it should be obligatory upon the utility to eliminate this item from its operating expense. If, however, the Commission finds that the rates are unjust, unreasonable or discriminatory, the expenses incurred by the utility should be paid by the stockholders of the utility, and not be charged against the consumers in any way.

APPROPRIATION

The appropriation to a Commission should be substantially increased in order to permit it to employ sufficient personnel to conduct investigations and examinations, provide for necessary research and fulfill its responsibility of actively protecting the people's interests.

APPROVAL BEFORE RATE INCREASE

Legislation should be enacted prohibiting any increase in rates by any utility until after the proposed increase has been approved by a Commission and the statutory period for appeal has passed. In fairness to the utility the Commission should be required to render its decision within a stipulated time, but under no curcumstances should the rate go into effect until the consumers have had an opportunity to be heard.

APPOINTMENT OF A COMMISSION

Legislation permitting the Governor of the Commonwealth to appoint and remove all members of a Commission should be enacted. This is the procedure and power given to the President of the United States in regard to the Interstate Commerce Commission.

EXPENSE OF APPEALS

Legislation should be enacted so that in an appeal from a Commission the appellant should be permitted to print only those parts of the record that pertain to his appeal. This has for many years been the law with regard to appeals from the inferior courts.

RURAL ELECTRIFICATION

Fairly complete rural electrification in Pennsylvania is both socially desirable and economically feasible.

Agriculture is one of our greatest power-consuming industries. Every dirt farmer is a potential power user in contrast with urban consumers who use electricity only for light and minor household operations. Experience shows that with every drop in rates the farmers' use of electric current increases. As has been the case with other classes of electrical development—first lighting for urban homes and stores, then industrial and later suburban-rural electric lines must be given a period of development in which to reach a paying basis. Otherwise rates will be prohibitive and the present restricted use of service, due to initial guaranteed return, will go on.

A commission must control both the cost of lines and the service rates. At present it controls neither. The farmer should be charged with the cost of lines required for his immediate use and not on the basis of the company's ultimate requirements. In many sections of the State electrification on an area-basis,—making it possible to reach every farm,—can be done at less cost than reaching individual groups by single lines built at various times.

ACCOUNTS AND REPORTS

While, in many respects, the annual reports made to our Commission are more informative than those in other states, there is great room for improvement, without burdening the operating companies with additional accounting detail. In most of the reports the items for general expenses—in some instances reaching one-third of the total—should be further subdivided if these reports are to be genuinely informative. Both capital and operating entries of electric companies should be subdivided so as to show the total cost of each class of service.

Changes in accounting practices necessary for the introduction of routine cost-fining should be made. Under proper accounting and cost-finding procedures adjustments in rates both up and down may frequently be made without the expense and delays incident to a rate case.

Unless we can make a routine of many of the acts incident to regulation now invariably arising as special cases the system will become wholly unworkable.

NET INVESTMENT AS THE PENNSYLVANIA STANDARD FOR RATE BASE DETERMINATION

Fundamental to the re-establishment of public confidence in regulation are measures through which valuation procedures can be stabilized. Without having reached any final conclusion on this point from the testimony before us, we believe that this can only be accomplished through the adoption of prudent or net investment depreciated as the Pennsylvania standard in determining the base upon which return is to be computed in valuation cases. Valuations arrived at through the reproduction-cost-new method are indefinite.

The question of doing justice as between the utility companies and the community is not involved, as under either of the two methods of determining value for rate making purposes any proper return can be allowed. The testimony before us indicates that prudent investment is an amount exact within reasonably narrow limits, stable, and one which can be very largely obtained from the books. Reproduction-cost-new valuation depends upon the use of intangibles, in largely imaginative in its conception and constantly flunctuates with the price level.

The rising price level following the war led our higher courts to give increasing weight to the reproduction-cost-new method but the lowering price level of recent months has somewhat modified the enthusiasm of its advocates. The moment therefore seems ripe for the adoption by the Commonwealth of valuation techniques without which regulation as a means of controlling monopoly prices seems doomed to a failure.

In shifting from the reproduction-cost-new to the net cost or prudent investment basis the one most effective step that can be taken is to provide that the new base shall control operations after a certain date allowing the adjudication of the rate base for property acquired before the time to be settled as occasion offers according to "the law of the land."

Because there is no existing property involved a charter for a new company can provide, as one of the considerations for the grant, that fair return be computed upon the basis of its actual legitimate capital prudently invested. Mergers can be refused to those who will not accept the new basis on all future operations. It is believed that many of the companies already in existence will voluntarily accept the proposal. To those who do not, material increases in their charter rights should be refused unless and until they contract with the Commonwealth to effect this reform.

There remains the problem of bringing to the prudent investment standard those book values and rate bases representing property which was acquired previous to the adoption of the new rule. If original costs is definitely established for all new operations, some time—say a decade—may well be allowed for the completion of the task of adjusting all rate bases to the single standard.

The current downward drift in the price level, obsolescence, the rapidly increasing volume of new construction which is inherent in expanding industries and a saner interpretation of the reproduction-cost-new method than has been practiced in Pennsylvania in recent years are all causes which may be depended upon to minimize the difference between correct depreciated reproduction-cost-new valuations and those which will result from net investment as defined in the Federal Water Power Act of January 10, 1920. Under the procedure to be provided for approving security issues it should be stipulated that statements be given the public showing the relation between outstanding securities and the net investment.

These procedures for putting valuations in Pennsylvania on a factual basis are admitted to be far from drastic. But under the plan there will be avoided endless litigation as well as the necessity for immediate, extensive and costly valuations made under the "law of the land," with all the possibility of "freezing" rate bases at high and indefinite levels. To pass too rapidly from the present basis to the new, even if there were no legal hurdles, has serious operating difficulties. The new system will require novel and adequate accounting and management mechanisms, the orderly development of which will be facilitated by the somewhat gradual transition to the prudent investment basis. Further, if the change is made too rapidly one utility industry, or one company, may be affected quite differently from another, depending on the prices obtaining during the period of most active construction.

This is a situation where to take only a first step, and one which no interest can reasonably object, will probably give the most satisfactory long run results.

IMMEDIATE LEGISLATION

The recommendations made so far should be enacted into law at this Session of the Legislature. Most of them are substantially incorporated in House Bill No. 1630, 1631 and 1632.

The Committee submits this as a priliminary report, admittedly far from complete. Further findings and more compete recommendations will be made in a final report.

Respectfully submitted,
THE COMMITTEE
(Signed) D. GLENN MOORE, Chairman,
BART RICHARDS, Sec'y.,
LOUIS W. HAGMAIER,
MARTIN MEMOLO,
CHESTER H. RHODES.

QUESTION OF PERSONAL PRIVILEGE

Mr. TURNER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Delaware, Mr. Turner, will state his question of personal privilege.

Mr. TURNER. I will say, Mr. Speaker and ladies and gentlemen of the House, that I prefer to make remarks to the House or address the House, if you will, without reading from a prepared paper, but I feel that this is so important, that the phraseology and the terms and the facts related are of such importance that I should not attempt to do it from memory, but should place it upon paper, where it can be given exactly.

I am always reluctant to deal in matters of a personal nature. The issue before this House, however, and its far reaching effect on the welfare of this Commonwealth and her citizens, will not permit me, under the circumstances, to remain silent.

About a month ago the House Committee investigating the charges against the Public Service Commission and the Utilities, decided that a preliminary report making recommendations as to legislation should be prepared and submitted. It was agreed that the members of the committee would give to Counsel for the committee their views upon such changes in the law as seemed advisable from the evidence which had thus far been taken before the committee.

Accordingly, on April 15th, Counsel for the investigating committee submitted to the members a draft of a proposed report. A copy of that draft I hold in my hand.

An executive meeting was held by the members of the committee and the said report briefly discussed. There were a number of provisions which were not acceptable to some of the members of the committee, and I proceeded to prepare a redraft of a part of the report. This redraft was handed to members of the committee. After reading it, some of the members felt that they would like to study the report over the following Sunday, which was Sunday, April 19th. Thereupon the Chairman stated that he would call an executive session for three o'clock Monday, April 20th, at which time, we would endeavor to prepare the final draft for submission to the Legislature that night.

At three o'clock on Monday, April 20th, all of the members of the committee with the exception of the gentleman from Lawrence, Mr. Richards, met in executive session. The Assistant Counsel of the committee was also present. Neither the observers nor the counsel appointed by the Governor were there.

At this session another draft of a report was submitted by the Assistant Counsel, which differed in some respects and added material recommendations to the report that had been submitted the week before. I hold a copy of that report in my hand. The committee proceeded to consider this report, paragraph by paragraph, together with these sections that had been submitted by me. Where a unanimous agreement was not reached on any section, discussions were had, and motions for adoption were made and carried. This procedure likewise prevailed as to some sections that were stricken out. In the end only Section Four was in dispute.

It then being six-thirty o'clock, and the members being desirous of adjourning, it was suggested that the gentleman from Monroe, Mr. Rhodes, and myself, would endeavor to prepare a redraft of Section Four and submit it to the members during the evening.

Accordingly, a draft of paragraph four was prepared by Mr. Rhodes during the evening and submitted to me. It being acceptable, at Mr. Rhodes' suggestion, we took it to Mr. Moore, and the same meeting with his approval, the Chairman wrote his O. K. upon the paper and it was dispatched by a page boy to Mr. Walker, the Assistant Counsel for the Committee, and was later delivered to him in the House.

At the conclusion of the meeting that afternoon, Mr. Walker asked the committee whether the report should be put in final shape as he did not want to have stencils cut until he knew that the report was complete. He was told by the committee that the report was now complete with the exception of Section Four, the draft of which would be given to him later. As there had been changes in the draft that had been submitted that afternoon, he was instructed to have the report typed and to bring it back to the committee on Tuesday morning for signature.

On Tuesday morning, April 21st, during the session of the House, I inquired of the Chairman, Mr. Moore, as to whether he had received the report from Mr. Walker, and he advised me that he had not, and asked me whether I had not received it, to which I replied "No".

Later I renewed the question with Mr. Moore, and was advised by him that he had not as yet received the report.

Later in the afternoon the Chairman, Mr. Moore, passing my desk, I asked him, "Who was holding up the report?" His reply was that he did not know unless the Attorney General was doing so, to which I made the query, "What has the Attorney General to do with our report?" He shrugged his shoulders and walked away.

Some time later I inquired of Mr. Rhodes what had become of our report. He said he wanted to know, so he had gone to the office of the committee in the South Office Building, and that Mr. Walker, our Assistant Counsel, had told him that Mr. Moore had held it up.

On Wednesday morning, April 22nd, I again inquired of the Chairman as to the report, and was advised by him that the stenographers had been unable to work on the report the day before, that he had gone to the office that morning, had found that some of the papers had been lost and that the report was all mixed up. However, he stated, he had gotten it straightened out and that the report would be delivered to us during the day. However, the report did not appear.

During the afternoon hearing of the House Investigating Committee, the Chairman stated that he would like to have an executive session and this was finally arranged for nine-thirty that night, being Wednesday, April 22nd. At that meeting all of the members of the committee but Mr. Bowers were present. The three observers appointed by the Governor were there, as were Mr. Evans, the Counsel appointed by the Governor, and Mr. Walker, Assistant Counsel. A typewritten report was handed to the committee, which, upon being compared with the report as approved and adopted by the committee on Monday, to my amazement, was found to contain paragraphs which had been previously considered and rejected from the report on Monday afternoon. Section Four, as prepared by Mr. Rhodes, was not in the report, but the one rejected was in again, and recommendations and findings and conclusions which did not even appear in any of the previous drafts had been inserted. The inquiry was then made, by whose authority the report had been changed, and as there was no statement forthcoming from the Chairman, the Assistant Counsel attempted to defend by saying that any changes in the report had been made at the direction of members of this committee. As there had been no meeting of the committee, such changes must have been made between Monday night and Wednesday night upon the demand of individual members and not in a meeting of the committee. It must be remembered that no notice of such change, or the desire for such change, was in any way called to the attention of myself, and insofar as I am able to gather no notice was given to other members of the committee, except that Mr. Hagmaier did state to me that he wanted paragraph four as it appeared in the original draft of April 20th and not as rewritten and agreed to by a majority of the committee.

The report submitted to this House tonight by the Chairman of the House Investigating Committee is not the report as adopted and approved at the committee meeting on Monday, April 20th.

We have refused to sign this report. In so doing we believe that the matter is far too important to permit it to pass without giving you the reasons therefor. It must be remembered that we are dealing with a great business in which billions of dollars of money are invested in this State, and large amounts of utility securities are in the possession, not alone of the rich, but of the average citizen, and the employes of these utilities, many of whom have invested their savings therein and are looking to the financial stability and the earning power of these companies for their competence and pensions in their old age. The ability of the industry to expand has a vital bearing upon the future development of Pennsylvania. At a time when we are expecting a great cut in the income of the State, most of which cut will come from the reduction in earning power of our corporations, one must bear in mind that the utilities have gone forward, and have been one of the bright spots in the business and employment depression that has been upon us. Therefore, any action that we may take or any legislation that we may enact must only be done after we have arrived at a calm and judicial determination of the issues supported by all of the testimony that we can secure. Any other course is contray to my training as a lawyer and my sense of fair play. The testimony is not all in. We have not heard all of the evidence, and I am loath to arrive at decisions on some of these questions until I have had the opportunity, not only to hear all the evidence, but also to review some parts thereof, which covers now over four thousand pages. And that this judgment is correct is proven by the fact that evidence heard last week changes my opinion on some of the findings in the report. To determine some of these questions would be like a jury rendering a verdict before the case was completed. True, such an investigating committee is not a court. While certain proprieties should be observed in the taking of testimony in such a proceeding, still it cannot be limited to rules of evidence that would apply in a judicial proceeding. By all the dictates of fairness, such testimony must be carefully weighed before basing conclusions thereon.

Therefore, Mr. Speaker, we desire to submit and file the report of the committee adopted and approved on Monday, April 20th, which we decline to characterize as a minority report, because it must be apparent to all that, without the committee's consent, outside influence altered and surreptitiously changed the findings of the committee as made on Monday, April the 20th, and for purposes which are as apparent as the noonday sun.

I offer the following report signed by Mr. Bowers and myself.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal, and the report as filed by the gentleman from Delaware, Mr. Turner, will also be spread upon the Journal.

The Committee has held twenty hearings and heard testimony covering over three thousand pages. The evidence to date consists principally of—

(1) The experience of the public with utilities and the Public Service Commission.

(2) Analyses of accountants of the rates and reports of various classes of utilities on file with the Commission.

(3) Analyses by a valuation engineer of the valuation methods used by the Commission.

(4) Testimony of four members of the Commission and the Chiefs of its Bureaus of Engineering and Accounts.

(5) The opinions of experts in the field of public utility control.

(6) Testimony of a few representatives of the utilities.

The Committee submits the following summary of its tentative conclusions:—

(1) The Public Service Company law was designated primarily to protect the interest of the public in fair rates and to safeguard it from exploitation by utility companies. The Public Service Commission was intended to exercise its powers to prevent utilities from charging higher rates than necessary, and to safe-guard the investor.

(2) Under the law, as laid down by both the State and Federal Courts, every utility is entitled to charge rates that will earn a fair return upon the fair value of its property. The Commission in Pennsylvania has almost uniformly held that this rate should be seven per cent. It, therefore, becomes the duty of the Public Service Commission to so control the rates that this may be accomplished while protecting the public against unfair and discriminatory rates. If rates are too high the Commission has the right under the law to initiate proceedings on its own behalf to reduce the rates. It is not apparent from the evidence that it has instituted any complaints affecting rate reductions (except during the year 1930 and 1931), notwithstanding the fact that for the past eight years reports filed with the Commission appear to have warranted inquiry on its part. From the evidence thus far adduced from 1925 to 1929 almost one-half of the electrical companies were earning, according to their own sworn statements, fifty per cent more than a seven per cent return on their depreciated book investment, which sometimes included inflations. Typical years show seemingly excess earnings by gas companies over a period of time.

Any indifference or negligence on the part of the Commission tends to operate in favor of the utilities.

(3) The Public Service Commission has no authority to prevent or restrict the issuance of securities. Under Article 3, Section 4, of the Public Service Company Law, the Commission is given the power to give such publicity (to security issues) as the Commission may deem to be for the public interest and welfare.

It has without protest allowed certain utilities to "write-up" their fixed assets for the purpose of increasing security issues. It has failed to make public the issuance of securities by holding companies. It has never certified any violations of the law to the Attorney General. The water company situation in many sections of the Commonwealth is an outstanding illustration of inflation by holding companies without objection by or publicity from the Public Service Commission. The investing company has been left holding the bag.

(4) The expense of rate cases and appeals on citizens and municipalities has been excessive, which has resulted in discouraging them in advance. Few important rate cases have been brought during the past ten years. We believe that the Commission has not disposed of these cases expeditiously; many of which were not decided within three to six years. The decisions usually have favored the utilities. This has resulted in a marked lack of public confidence in the Public Service Commission.

(5) The reproduction cost system of valuation has not proven satisfactory. It enables the companies to obtain high profits. Its use by the Public Service Commission of Pennsylvania has been out of line with its use by other Commissions. In making valuations the evidence discloses double weight has been assigned to it over actual cost. Since the fall of prices no important efforts have been made to secure to the public corresponding benefits. In rate cases the companies themselves have presented different valuations for their own properties differing from each other by as much as 100 per cent.

The utilities have been favored by this loose and uncertain guess-work.

(6) Privately owned electrical plants located where the conditions are not more favorable than those encountered in Pennsylvania cities, have obtained through regulation markedly lower rates than are found almost anywhere in the Commonwealth. Typical examples are Washington, D. C., 4.2 cents; Cleveland, Ashtabula and Lakewood, Ohio, and Worcester, Mass., 5 cents. The records of a number of municipally owned and operated plants located in Pennsylvania indicate that they can operate profitably with much lower rates for domestic and commercial service than are charged by many private utilities under regulation as it has been practiced here.

SECURITY ISSUES

Under the present act every public service company is required to file with the Commission before issuing securities (except those payable within one year) a Certificate of Notification giving full information as to amount, purpose, terms of sale, etc. The Commission is empowered to give full publicity to this information. It may also require complete reports of the application of the proceeds of all securities and every utility if forbidden to apply such proceeds to any purpose other than those set forth in the Certificate of Notification. While the Commission is not given authority directly to prevent the issue of securities, it may certify to the Attorney General any violations of the law in regard to security issues.

The Commission's own records disclose clearly that certain investment banking interests have made it a practice upon acquiring the stocks of Pennsylvania utilities to write up the fixed capital on the books to inflated values, issue bonds of the operating company on the basis of such write-ups and use all or a large part of the proceeds of such bond issues to reimburse themselves in whole or in part for the amount paid for the stock. In some cases the bond issue proceeds are used to redeem stock, in others actually to pay dividends out of capital. The bankers have also obtained for themselves large profits in handling these securities. Certainly the public would never have invested in such bonds if the true facts had been disclosed to them. They have put real money into the company for which they receive only a five or six per cent return, while the bankers with little or no investment have obtained complete control of the company and have received dividends running as high as 300 per cent on the stated value of their investment in cases brought to the Committee's attention.

Many of these abuses we believe could have been prevented through the use of powers already vested in the Commission but it has taken no effective action. Admittedly, no case has ever been certified to the Attorney General, and so far as this Committee is informed, the Commission has never seriously attempted to exercise any of its powers to prevent abuses in security issues. Flagrant violations of the law according to the reports filed with the Commission have gone entirely unchallenged.

If regulation is to be effective, the Commission must not only vigorously use the powers it now has over security issues, but the law must be strengthened by giving the Commission complete control over the issue, sale and disposition of proceeds of all securities affecting utilities under its control.

HOLDING COMPANIES

Many of the ills about which the public complains have arisen from mergers and consolidations that eventually terminate in holding companies—many of them located outside the State. The result has been financial structures and expenses for financing that have had as a more or less direct result increases in rates causing antagonism on the part of the public.

It is clear that the holding company arrangement has by no means been as beneficial as is often claimed. In many cases holding companies have weakened the financial structure and credit of operating utilities. Large bankers and broker's commissions have aided this process.

Management fees, purchase fees, construction and engineering fees under the present law have been uncontrolled to all intents and purposes. Service fees to holding companies have ranged as high as 106 per cent above the actual cost of service. All such charges must have a definite relation to the cost of the service rendered. Therefore fees based on the percentage of gross income such as used by Mitten Management in charging for management services alleged to have been rendered to P. R. T. and quite commonly by holding companies should be prohibited. The courts have held that operating expenditures must be reasonable both as to purpose and amount. This has become so clearly recognized that certain holding companies are now charging at cost management services rendered to operating companies.

We recommend that contracts for all such services shall be subject to Commission control and that the burden of proof as to the reasonableness of such fees shall be upon the operating company to show the reasonable cost to the affiliated interest of services rendered to the operating company. We also recommend that every utility be required to furnish full information in regard to those controlling it directly or indirectly.

REPARATIONS

The Commission should be given power to determine and award reparations in the same hearing in which it finds that existing rates are unjust, unreasonable or discriminatory. A provision of this sort would eliminate the necessity of every consumer filing a separate suit in order to obtain reparations to which he is justly entitled.

ASSESSMENT OF COSTS

As an administrative function a Commission should regulate the amortizing of companies' costs in rate cases. It should provide that where in a rate case the rates are found to be reasonable, the utility shall be entitled to a fair and reasonable amount for its expenses in conducting the case. This amount so fixed and determined by the Commission should be amortized over a period of years and upon the termination of the amortization period it should be obligatory upon the utility to eliminate this item from its operating expenses. If, however, Commission finds that the rates are unjust, unreasonable or discriminatory the expenses incurred by the utility should be paid by the stockholders of the utility and not be charged against the consumer in any way.

COMMISSION'S APPROPRIATION

The appropriation to the Commission should be substantially increased in order to permit it to employ sufficient personnel to conduct its investigations and examinations, provide for necessary research and fulfill its responsibility of actively protecting the people's interests.

RATES SHOULD NOT BE INCREASED UNTIL AFTER APPROVAL BY THE COMMISSION

Legislation should be enacted prohibiting any increase in rates of any utility company until after the proposed increase has been approved by a Commission and the statutory period for appeal has passed. In fairness to the utility the Commission should be required to render its decision within a stipulated time but under no circumstances should the rate go into effect until the consumer has had his day in court.

APPOINTMENT OF THE PUBLIC SERVICE COMMISSION

Legislation permitting the Governor of the Commonwealth to appoint and remove all members of a Commission should be enacted. Appointments and removals should be subject to the approval of the Senate.

EXPENSES OF APPEALS

Legislation should be passed so that in an appeal from the Public Service Commission the appellant should be permitted to print only those parts of the record that pertain to his appeal. This has for many years been the law with regard to appeals from the inferior courts.

RURAL ELECTRIFICATION

Fairly complete rural electrification in Pennsylvania is both socially desirable and economically feasible. Agriculture is one of our greatest power-consuming industries. Every dirt farmer is a potential power user in contrast with urban consumers who use electricity only for light and minor housekeeping operations. Experience shows that with every drop in rates the farmer's use of current increases. As has been the case with other classes of electrical development—first lighting for urban homes and stores, then industrial and later suburban—rural electric lines must be given a period of development in which to reach a paying basis. Otherwise rates will be prohibitive and the present restricted use of service due to initial guaranteed return will go on.

The Commission must control both the cost of lines and the service rates. At present it controls neither. The farmer should be charged with the cost of lines required for his immediate use and not on the basis of the company's ultimate requirements. In many sections of the State electrification on an area basis—making it possible to reach every farm—can be done at less cost than reaching individual groups by single lines built at various times.

ACCOUNTING AND REPORTING

While in many respects the annual reports made to our Commission are more informative than those of other states, there is great room for improvement without burdening the operating companies with additional accounting detail. In most of the reports the item for general expenses—in some instances reaching one-third of the total—should be further subdivided if these reports are to be genuinely informative. Both capital and operating entries of electric companies should be sub-divided so as to show the whole cost of each class of service. Changes in accounting practices necessary for the introduction of routine cost finding should be made. Under proper accounting and cost finding procedures adjustments in rates both up and down may frequently be made without the expense and delays usually incident to a rate case. Unless we can make routine of many of the acts incident to regulation now invariably arising as special cases the system will become wholly unworkable.

PROPOSAL FOR THE ADOPTION OF NET INVESTMENT AS THE PENNSYLVANIA STANDARD FOR RATE BASE DETERMINATION

Fundamental to the re-establishment of public confidence in regulation are measures through which valuation procedures can be stabilized. Without having reached any final conclusions from the testimony before us, we believe that this can only be accomplished through the adoption of prudent or net investment depreciated as the Pennsylvania standard in determining the base upon which return is to be computed in valuation cases. Valuations arrived at through the reproduction-cost-new method are indefinite.

The question of doing justice as between the utility companies and the community is not involved, as under either of the two methods of determining value for rate making purposes any proper return can be allowed. The testimony before us indicates that prudent investment is an amount exact within reasonably narrow limits, stable and one which can very largely be obtained from the books. Reproduction-cost-new valuation depends upon the use of intangibles, is largely imaginative in its conception and constantly fluctuates with the price level.

The rising price level following the War led our higher courts to give increasing weight to the reproduction-cost new method but the lowering price level of recent months has somewhat modified the enthusiasm of its advocates. The moment therefore seems ripe for the adoption by the Commonwealth of valuation techniques without which regulation as a means of controlling monopoly prices seems doomed to failure.

In shifting from the reproduction-cost-new to the net cost or net investment basis the one most effective step that can be taken is to provide that the new base shall control operations after a certain date allowing the adjudication of the rate base for property acquired before that time to be settled as occasion offers according to "the law of the land".

Because there is no existing property interest involved, as charter for a new company can provide, as one of the considerations for the grant, that fair return be computed upon the basis of its actual legitimate capital prudently invested. Mergers can be refused to those who will not accept the new basis on all future operations. It is believed that many of the companies already in existence will voluntarily accept the proposal. To those who do not, material increases in their charter rights should be refused unless and until they contract with the Commonwealth to effect this reform.

There remains the problem of bringing to the prudent investment standard those book values and rate bases representing property which was acquired previous to the adoption of the new rule. If original cost is definitely established for all new operations, some time—say a decade—may well be allowed for the completion of the task of adjusting all rate bases to the single standard.

The current downward drift in the price level, obsoloscence the rapidly increasing volume of new construction which is inherent in expanding industries and a saner interpretation of the reproduction cost-new method than has been practiced in Pennsylvania in recent years are all causes which may be depended upon to minimize the differences between current depreciated reproduction-cost-new valuations and those which will result from net investment as defined in the Federal Water Power Act of January 10, 1920. Under the procedures to be provided for approving security issues it should be stipulated that statements be given the public showing the relation between outstanding securities and the net investment.

These procedures for putting valuations in Pennsylvania on a factual basis are admitted to be far from drastic. But under the plan there will be avoided endless litigation as well as the necessity for immediate, extensive and costly valuations made under "the law of the land" with all the possibility of "freezing" rate bases at high and indefinite levels. To pass too rapidly from the present basis to the new, even if there were no legal hurdles, has serious operating difficulties. The new system will require novel and adequate accounting and management mechanisms, the orderly development of which will be facilitated by the somewhat gradual transition to the prudent investment basis. Further, if the change is made too rapidly one utility industry, or one company, may be affected quite differently from another depending on the prices obtaining during the period of most active construction.

This is a situation where to take only a first step, and one to which no interest can reasonably object, will probably give the most satisfactory long run results.

The Committee submits this as a preliminary report, admittedly far from complete. Further findings and more complete recommendations will be made in a final report.

Respectfully submitted,

FRANK L. BOWERS.
ELLWOOD J. TURNER.

QUESTION OF PERSONAL PRIVILEGE

Mr. RICHARDS. Mr. Speaker, I rise to a question of personal privilege.

The **SPEAKER.** The gentleman from Lawrence, Mr. Richards, will state his question of personal privilege.

Mr. RICHARDS. Mr. Speaker and members of the House, I yield to no member of this body in my respect for the gentleman from Delaware, Mr. Turner. My friendship for him goes back many years before my membership in this House began, and I trust that that friendship will continue for many years. But as much as I respect his judgment and as much as I cherish his friendship, I cannot let go unnoticed some of the remarks that he has made to you this evening, under a question of personal privilege.

Under the guise of a minority report, he has attempted to inject into your minds things which are absolutely untrue.

He tells you that the committee met on Monday afternoon to discuss the preliminary report, which was to be made, which is true. When he tells you that that report was adopted, I think that Mr. Turner has erred somewhat in his judgment or in his statement, because that report was not adopted, but it was taken up a paragraph at a time, and it was not adopted as a whole, nor was it signed. No report certainly can be filed or can be adopted finally until it is signed by the members of the committee.

This committee has been sitting for about eight weeks. I happen to be a member of the committee. The honor, or whatever you might care to call it, came to me unsolicited, it came at a time when I could ill afford the time or the expense of sitting on this committee, because you must not forget the days and the nights that we have spent in the capitol, over and beyond the adjournment of the weekly sessions of the House, have been at our own expense. There are many men in the House better able to afford financially, better able to afford the time, and also better able to sit as judges, if you please, than myself, but I was named by the Speaker of this House and I accepted the service. For eight weeks we have sat, not only in the afternoons and the mornings, but in the evenings until midnight, listening to testimony of witnesses. Those witnesses have included the members of the Public Service Commission, members of the personnel of the Public Service Commission, it's employes, members of the law, engineering and accounting bureaus of the Public Service Commission, analyses by experts of various kinds, some of the public utilities themselves. We have heard from the boroughs of the state, and I say to you ladies and gentlemen of this House, that if you will take the time to read that report, or rather the testimony that has been taken, or even a very small part of it, I think you will agree with me that the report that has been placed upon your desks tonight, is the kind of a report that should be made.

It so happens that one of the members of our Public Service Commission is a fellow-townsman of mine, and certainly it would not be my place to come down here and attempt to disparage him or cast any reflection upon a fellow-townsman, but this was an impersonal matter. This Committee was named by the Speaker, representing you, to look into a condition that has become nearly an open scandal in the state of Pennsylvania. You canot tell me that it would take you a year or two years to study, and debate and decide in your minds that there was something wrong in the Wyoming Valley. You cannot tell me that three thousand people would storm this Capitol if there was nothing wrong. You cannot tell me that the boroughs of this State—938 of them—would come down here and testify that in their opinion the confidence of the public in the Public Service Commission has been lost. Do you mean to tell me with the rates we have before us, with the Capital outlay and the financial structures that have been boosted of various utilities, have been boosted up just ad lib. that there is nothing wrong with that sort of financing, and that we should wait for a year or two years to file a preliminary report. Do you mean to sit here, anyone of you, and attempt to tell me seriously that there is nothing wrong in the regulation of the public utilities in the state of Pennsylvania today. I say to you that there is something wrong, otherwise we would not have had that storm of public opinion that has enshrouded the state for the past three years, and your committee, the Committee appointed by your Speaker and representing every one of you, has found that there is something wrong, and five members of that Committee have signed this preliminary report. One of the members has not signed it because he, unfortunately has been detained at home through matters over which he had no control. That gentleman would have been a valuable member, and he was a valuable member when he was here, but business relations at home made it impossible for him to attend.

This preliminary report that Mr. Turner tells you about was not adopted. I say to you that that report, as it was mimeographed, I would not have signed it because I did not intend to spend all those nights and sit through a series of hearings and sign a report that had no more force to it than it did.

This report is not as strong as it should be. The recommendations were buried in an avalanche of phrases. The gist of this Committee's report could be cut down to a half page, and any newspaperman, regardless of his experience can boil it down to twenty-five lines and tell you what has happened.

This report is the report of five members of this Committee of seven. We believe to be proper and I say to you—and I think the Chairman may verify it—that the report last Monday afternoon was not adopted. The paragraphs were taken up and discussed, there could be no adoption when there was no signature and there never would have been a signature, as far as I was concerned, if such a report had been presented because it resembled a very sad case of milk and water. We do not pretend to be judges. We have cast aside Wigmore on Evidence. We have done as nearly as possible as a group of seven men would do in endeavoring honestly and conscientiously to find out if there was any merit to the complaints of the boroughs, the complaints of the citizens, the complaints of the utilities themselves, if you please, in the state of Pennsylvania. We are not prejudiced, and we are not attempting to prejudice your viewpoint. As an independent member of this House, I am not tied to any group or to any individual, and my vote on every issue was independent, because I come from a district, thank God, where people are elected and not appointed, where votes are counted and not weighed and I expect to cast my vote in the future in the same spirit. I have sat on this Committee and I want to say to you that this report represents the best thought that this Comcould give it. I ask you to read it if you care to read the testimony consisting of some four thousand pages.

The SPEAKER. The remarks of the gentleman, under his question of personal privilege will be spread upon the Journal.

Mr. D. GLENN MOORE. Mr. Speaker and members of the House. I join with the gentleman from Lawrence County in my esteem for the gentleman from Delaware County who has just recently spoken. Mr. Turner's service in the House, if I recall correctly, began at the same time that mine began. We have had very delightful fellowships together. He was appointed, along with these other six members of the House, as a member of this Investigating Committee. I am sure he did not seek the appointment; I know I did not seek it. Like Mr. Richards, to me it has been a burden and a travail of soul; it kept me here when I ought to have been at home; it kept me paying a salary to a man to do my work while I have been down here. There has been no sign of getting any expenses out of it.

I have to say our associations together on the committee have been delightful. We have had disagreements naturally, but we have never had any rancor or ill feeling, and there is no rancor or any ill feeling tonight. However, I can not disabuse my mind of the idea that the gentleman from Delaware is laboring under a mistaken idea with reference to the report which he claims was adopted on last Monday night. We had a tentative draft of this report presented to us. It was not satisfactory to any of us. I think practically every member of the Committee had a hand in redrafting parts of that report. I know that I personally wrote several paragraphs myself. It came back again with a rehashed report on Monday of last week, and we made an effort to get together on a final draft.

Mr. Richards was not present. The other members were there, and as has already been stated, we spent three and possibly three and one-half hours on it. Practically all of the paragraphs, as they were discussed and considered, were voted on, but my understanding of parliamentary procedure is that a report is not adopted even though it may be adopted section by section until it is finally adopted as a whole. Personally, to my mind, it was such a "hodge podge" affair at that time I did not put it to a vote, but we adjourned without taking the vote on the report as a whole.

Mr. Memolo and Mr. Hagmaier expressed violent objections to the report after we had left the room. I was not satisfied with it myself. I said to them that we will have it retyped and go over it again. It is true that paragraph four referred to was brought to and ok'd by me, and I would be perfectly willing to substitute it for paragraph four that appears in the report at the present time, because there is only a slight difference in verbiage without any particular difference in ideas. I told Mr. Walker to have the report typed, telling him to make twelve copies but not to make a stencil, because I anticipated we would have trouble tearing it apart, and consequently in the rush of Tuesday, which is a busy day, as all of us recognize, I forgot about it entirely until Mr. Turner called my attention to it. I went over to the South Office building, and found that it had not been typed. I looked around for some of it, and found that the report had been torn apart, and I could not make head or tail of it. I don't know whose fault it was, but it was not the fault of any member of the committee; probably it may have been carelessness on the part of somebody in that office. Finally, after spending some time on it, I revamped it, and put back in it the paragraphs that were in the original report, to which some members did not object, and had it typed in that form, and that was the form in which it came to us later.

In reference to the remark about the Attorney General's interference, that was purely a facetious statement. As I walked past Mr. Turner's desk, I said, "May be the Attorney General," and shrugged my shoulders. I want here to declare that I have not talked to the Attorney General, to the Governor, nor to any one else on the make up of this report.

The report, as presented, was discussed fairly, freely and fully, and I think it is an honest and earnest endeavor on the part of a non-judicial body functioning, if I may use the illustration like the Massachusetts Public Service Commission. That is the kind of a report that is presented, and it is concurred in by the three observers appointed in accordance with the resolution passed by the House on February 17th last.

QUESTION OF INFORMATION

Mr. MUSMANNO. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. MUSMANNO. Mr. Speaker, I understand that this report, the original report, was signed by five members of the Committee. The copies on our desk do not show the identity of these members. May I inquire as to the names of the members who signed the report, in order that we may write in their names in this report which we have on our desks.

The SPEAKER. Does the gentleman from Allegheny refer to the report filed by the gentleman from Washington, Mr. Moore, or to the one filed by the gentleman from Delaware, Mr. Turner?

Mr. MUSMANNO. Mr. Speaker, I refer to the report a copy of which is on my desk; I have no way of knowing which one that is.

The SPEAKER. The report filed by the gentleman from Washington, Mr. Moore, a copy of which, as the Chair understands, is now on the desks of the members, is signed: D. Glenn Moore, chairman; Martin Memolo; Bart Richards, secretary; Chester H. Rhodes; and Louis W. Hagmaier.

QUESTION OF PERSONAL PRIVILEGE

Mr. BOWERS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Fayette County, Mr. Bowers, will state his question of personal privilege.

Mr. BOWERS. Mr. Speaker and members of the House, as a member of the Investigating Committee, I sat in the Executive meeting of Monday, April 20th, and we discussed the various phases of the preliminary report at that meeting. Some were omitted and some were added and it was my understanding, when we adjourned that this would be the report that the Committee would make to the House. I may have been mistaken, but that was my understanding, and that is my reason for signing this same report that the gentleman from Delaware, Mr. Turner, has submitted to this House tonight.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

QUESTION OF PERSONAL PRIVILEGE

Mrs. KIRKBRIDE. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The lady from Montgomery, Mrs. Kirkbride, will state her question of personal privilege.

Mrs. KIRKBRIDE. Mr. Speaker and members of the House, the finest experience that has ever been my pleasure has been the making of friends among the splendid workers for the good of Pennsylvania here in this House. Doubly so am I proud of any woman who has succeeded in gaining the honor and respect of the gentlemen of this Assembly, and we are very lucky in having with us tonight a woman who has made good, who has served several terms in this House. I would like to present the Honorable Alice M. Bentley of Crawford County.

The SPEAKER. The Chair appoints the lady from Montgomery, Mrs. Kirkbride and the gentleman from Philadelphia, Mr. Emhardt, to escort the lady to the Chair.

ADDRESS OF THE HONORABLE ALICE M. BENTLEY

Miss ALICE M. BENTLEY. Mr. Speaker and members of the Legislature, it is certainly a great pleasure to me to come in here again, after these years of retirement. Eight years ago this friend of mine, who was then Speaker invited me up here and frightened me almost to death, but I have grown up since. The six years that followed have helped me not to be so frightened as I was at that time.

I wish to extend to you greetings tonight. I am glad to see so many of my friends here. That is what makes it count, when you come year after year. It does not count when you only come a little while, it does not help so much.

I do not want to take any of your time tonight knowing as I do, the very serious problems that you have. I can only say to you that I hope that you will be guided in your deliberations and be wise in your decisions. Many hard problems are now before you. May you succeed in solving these problems is my wish.

Thank You.

The SPEAKER. The remarks of the lady from Crawford, Miss Bentley, will be spread upon the Journal.

HOUSE BILL No. 817 MADE A SPECIAL ORDER

Mr. SCHWARTZ. Mr. Speaker, I move that House Bill No. 817, Printer's No. 333, entitled:

> An Act to amend section one of the act approved the twenty-second day of April, one thousand seven hundred and ninety-four, (3 Sm. L. 177), entitled "An act for the prevention of vice and immorality of unlawful gaming, and to restrain disorderly sports and dissipation."

on page 22 of today's calendar, bill on second reading postponed, be made a special order of business on second reading on Tuesday, April 28, 1931, at 12.00 o'clock noon.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

RESOLUTION

RECALLING HOUSE BILL NO. 996 FROM THE GOVERNOR

Mr. TURNER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House, April 27, 1931.

> Resolved (if the Senate concur), That House Bill No. 996, entitled "An act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled 'An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto' by authorizing the directors to make temporary loans to meet unusual expenditures", be recalled from the Governor for the purpose of amendment.

Ordered, That the clerk present the same to the Senate for concurrence.

INFORMATION FROM SECRETARY OF INTERNAL AFFAIRS IN RESPONSE TO RESOLUTION No. 3

The SPEAKER laid before the House a communication from the Secretary of Internal Affairs containing information in response to Resolution No. 3.

(For Report see Appendix.)

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 78, 160, 414, 458, 975 AND 1048

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 78, Printer's No. 486, entitled, "An Act To amend sections one two and five of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-one) entitled 'An act providing for the service of process in civil suits on nonresident operators or nonresident owners of motor vehicles operated within the Commonwealth of Pennsylvania and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit' by extending the provisions of said act to a resident who becomes a nonresident or conceals his whereabouts and providing that the sheriff of Dauphin County may be deputized to make service on the Secretary of Revenue and validating prior service made in that manner."

House Bill No. 160, Printer's No. 267, entitled, "An Act to amend section two of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred twenty-four) entitled 'An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties' by requiring persons selling such insecticides and fungicides to give printed directions therewith."

House Bill No. 414, Printer's No. 99, entitled, "An Act Providing for the appointment and compensation of park guards in cities of the third class defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities."

House Bill No. 458, Printer's No. 88, entitled, "An Act To amend section two of the act approved the twenty-eighth day of April one thousand nine hundred three (Pamphlet Laws three hundred thirty-two) entitled 'An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same' providing that in case a part of a township is proposed to be annexed notice shall be given and the election held in the entire township affected."

House Bill No. 975, Printer's No. 256, entitled, "An Act To amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' as amended by extending the time for a present employe as defined in the act to elect to be covered by the retirement system."

House Bill No. 1048, Printer's No. 280, entitled, "An Act To repeal the act approved the twenty-eighth day of April one thousand eight hundred and seventy-six (Pamphlet Laws fifty-one) entitled 'An act to provide for the erection and maintaining of watering troughs for the use of horses and cattle on the public roads of this Commonwealth and providing penalties for the injury and destruction of the same' and its amendments."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 463, 95, 521, 525, 677, 689, 798, 994 AND 1074

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 463, Printer's No. 342, entitled, "An Act To amend section one Clause First Section one Clause second as amended Section one Clause Tenth as amended and section one Clause Twelfth of the act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fourteen) entitled 'An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs' giving the same effect to a single return of nihil habet in certain writs as of two returns."

House Bill No. 95, Printer's No. 95, entitled, "An Act Relating to prostitution defining and prohibiting pandering prohibiting the leaving of a wife in a house of prostitution the receipt or appropriation of money from earnings of a prostitute the detention of a female in a house of prostitution and the transportation of a female for purposes of prostitution fixing the jurisdiction of the courts in cases involving transportation providing penalties and regulating the competency of certain evidence at the trial of persons indicted for violations hereof."

House Bill No. 521, Printer's No. 46, entitled, "An Act To validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases."

House Bill No. 525, Printer's No. 48, entitled, "An Act To amend section twenty-two of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled 'An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates or the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection to certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claim filed under other and prior acts of Assembly' providing that one return nihil habet of a writ of scire facias to revive shall have the same effect as two returns."

House Bill No. 677, Printer's No. 440, entitled, "An Act To amend section forty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled 'An act relating to the commencement of actions' as amended providing that a foreign attachment may be issued against the real or personal property of a nonresident of the State temporarily in the State at time of issue and in certain cases of a resident thereof having removed therefrom."

House Bill No. 689, Printer's No. 489, entitled, "An Act To amend section two of Appropriations Act Number forty-four A approved May fourth one thousand nine hundred and twenty-seven (Appropriation Acts Page thirty-two) entitled 'An act authorizing the Department of Property and Supplies to construct erect and dedicate in the city of Chester a monument to the memory of John Morton and making an appropriation' by reducing the amount of money certain citizens are required to raise towards the cost of such monument and reappropriating to the Department of Property and Supplies the unused appropriation made by said act."

House Bill No. 798, Printer's No. 198, entitled, "An Act Making the surviving spouse competent to testify in all cases where the right of such spouse to share in a deceased spouse's estate is disputed because of alleged desertion or non-support of the decedent whether decedent died testate or intestate."

House Bill No. 994, Printer's No. 314, entitled, "An Act To amend paragraph twenty-five of section three and section six and to repeal section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) entitled 'An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings' by providing who shall verify a proof of publication eliminating the requirement that a receipt certifying the payment of advertising charges shall be filed before any matter or legal proceeding shall be finally determined and validating certain legal proceedings."

House Bill No. 1074, Printer's No. 265, entitled, "An Act To amend section one of article six of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled 'An act for the government of cities of the second class' as amended by making residents of adjacent territory annexed to such cities qualified to act as assessors."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 931

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 22, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 931, Printer's No. 255, entitled, "An act to further amend section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred nine) entitled 'An act relating to county rates and levies and township rates and levies' by permitting the levy on and selling of personal goods and chattels of partnerships associations and corporations as well as those of other persons and to extend the provisions of said amended section to all collectors of delinquent taxes acting under general or local laws.' "

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 37

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 37, Printer's No. 345, entitled, "An act authorizing and empowering cities of the first class in this Commonwealth to acquire by gift lease purchase or condemnation proceedings within or without the limits of said cities any land located within the Commonwealth of Pennsylvania necessary for the purpose of establishing and maintaining hospitals or other institutions for the care and treatment of the sick or disabled and with the consent of the local authorities where such land is situated to maintain the same in the exercise of the health functions of such city."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 495

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval House Bill No. 495, entitled "An act to provide for the jury to view premises in trials to recover damages for land taken under right of eminent domain and for the payment of costs thereof."

This bill provides that where an apeal is taken to the Court from the ward of viewers in condemnation proceedings, the Court shall, on motion of plaintiff or defendant, send the jury to see the premises before the testimony is heard. It authorizes the expense of transporting the jury to be taxed as costs in the case.

The Courts now have authority to send juries to view properties involved in eminent domain proceedings, and they are disposed to exercise that authority liberally. Approval of the present bill would make a view by the jury compulsory upon demand of any litigant. This procedure tends to delay, adds to the costs, and requires juries to be absent from court for extended periods of time. While there are compensating advantages in some cases, there are others in which a view has no advantages whatever. Therefore, the practice should not be made compulsory, but should remain as at present, within the sound discretion of the Court.

For this reason the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

MESSAGE AND BILL LAID ON TABLE

Mr. WAY. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. BICKER. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL NO. 336

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 24, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I am returning herewith, without my approval, House Bill No. 336, Printer's No. 238, entitled "An act to amend the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty-three) entitled 'An act to regulate the pay of witnesses in this Commonwealth' providing for the mileage of witnesses."

This bill proposes to amend the existing law regulating the compensation of witnesses for attending court by providing specifically that they shall receive mileage" at the prevailing railroad rates."

While I would not object to a provision increasing above three (3c) cents per mile the rate of mileage payable to witnesses I am very strongly of the opinion that when the present rate is increased the exact rate to be paid should be specified in the law. Assuming that the expression "at the prevailing railroad rates" would not result in confusion, railroad rates may change and it would be necessary for persons filing witness bills to prove as a fact what the prevailing rates were on the dates of the appearances of witnesses in court. This would not be necessary if the law definitely fixed the mileage rate to be paid.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. GEORGE L. REED. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. FOX. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 101

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor, House Bill No. 101, Printer's No. 484, for the purpose of further amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. SHUTT. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WIKE. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 662

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 662, Printer's No. 332, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. D. GLENN MOORE. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. McCallister. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 397

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 397, Printer's No. 62, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. HAGMAIER. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. DeFREHN. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from his Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 983

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 983, Printer's No. 439, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. RICE. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from his Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 143

Comonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor, House Bill No. 143, Printer's No. 123, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

RECONSIDERATION OF VOTE

Mr. **GEORGE L. REED.** Mr. Speaker, I move that the vote by which House Bill No. 143 passed finally be reconsidered.

Mr. **FOX.** Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. **GEORGE L. REED.** Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. **FOX.** Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. **GEORGE L. REED.** Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The **SPEAKER.** The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend the title by striking out in line 8, after the word "act" the words "[to cities of the first and third]."

Amend the title by striking out in line 9, at the beginning thereof, the words "[class and]."

Amend the title by striking out in line 10, after the word "the" the word "[city]" and inserting in lieu thereof the words "cities of the first, second and third class."

The **SPEAKER.** Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

MOTION TO RECONSIDER VOTE

Mr. **HART.** Mr. Speaker, I move that the vote by which House Bill No. 119, Printer's No. 507, entitled:

An Act to amend section one of the act, approved the twenty-ninth day of April, one thousand nine hundred and twenty-five (P. L. 357), entitled "An act prohibiting the manufacture of gambling machines, and providing penalties," extending the provisions of the act to the selling transporting shipping exhibiting possession and storage of gambling machines.

was defeated on final passage on Wednesday, April 15, 1931, be reconsidered.

Mr. **CAUFFIEL.** Mr. Speaker, I second the motion.

The **SPEAKER.** How did the gentleman from Philadelphia, Mr. Hart vote on the final passage of this bill.

Mr. **HART.** I voted "no" Mr. Speaker.

The **SPEAKER.** How did the gentleman from Cambria, Mr. Cauffiel vote on the final passage of this bill.

Mr. **CAUFFIEL.** I voted "no" Mr. Speaker.

On the question,

Will the House agree to the motion?

It was not agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and cosideration of House Bill No. 696, entitled:

A joint resolution proposing an amendment to article three of the Constitution of the Commonwealth by adding thereto section thirty-seven.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1007, entitled:

An Act to amend section two hundred and ten of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commowealth," by prohibiting the purchase, sale and exposing for sale of large and small mouth bass caught in waters without this Commonwealth, and received in interstate commerce or otherwise.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1035, entitled:

An Act providing for a State Industrial Police system; creating a State Industrial Police force; prescribing the powers and duties of such police; authorizing the assignment of such police to certain applicants upon filing of a bond; providing for the billing of such applicants by the Department of Revenue at certain rates per policeman for police service rendered; imposing duties upon the Governor and the Superintendent of the Pennsylvania State Police and imposing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1119, entitled:

An Act providing for the organization and equipment of a colored regiment of infantry, and making an appropriation therefor.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1228, entitled:

A Joint Resolution proposing an amendment to section one article eighteen of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1378, entitled:

An Act authorizing townships of the second class to fund floating indebtedness, orders or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes, now existing or hereafter created, and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1496, entitled:

An act providing for referendums to ascertain the opinion of the electors of counties with respect to the playing of professional baseball on Sunday; and declaring said game lawful where the electors vote in favor of the same.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1513, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition of lands for State forests.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1515, entitled:

A Joint Resolution amending article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1519, entitled:

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended, exempting from the provisions of said act certain boxing, sparring and wrestling exhibitions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1570, entitled:

An Act to amend section one, two, four and five of the act approved the tenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, nine hundred), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession withintent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof;" providing for the establishment of a standard of fresh eggs, and conferring other powers and duties on the Department of Agriculture.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1576, entitled:

An Act prohibiting the introduction of liquids other than tomato juice into cans containing or intended to contain tomatoes or tomatoes with puree and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1578, entitled:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1609, entitled:

A Joint Resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1647, entitled:

An Act to amend section one of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 530), entitled "An act authorizing the retention of the route of any vacated public road, or portion thereof, as a private road," reserving such roads also for the use of the Department of Forests and Waters, or the Board of Game Commissioners, and reserving roads vacated by road commissioners for the same purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1649, entitled:

An Act to further amend section four of the act, approved the tenth day of April, one thousand eight hundred and sixty seven (P. L. 991), entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins, borough of Pittston, and township of Pittston, in the county of Luzerne, approved May eighth, Anno Domini one thousand eight hundred and fifty-seven," by increasing the amount which may be expended for out-door relief.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1653, entitled:

An Act to further amend the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," by changing penalties provided therein.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1699, entitled:

An act to amend clause (III) of sub-section (d) of section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by further providing for the disposition of seized articles.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1782, entitled:

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1813, entitled:

An Act to amend sections one and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1052), entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth; authorizing counties, boroughs, towns and townships to expend moneys, and to incur indebtedness; and requiring certain moneys of the Motor License Fund to be expended as herein provided," by providing a different method of allocating moneys appropriated for State highway purposes, and eliminating the date before which county commissioners shall indicate their choice of State highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1545, (Senate Bill No. 542) entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1548 (Senate Bill No. 556), entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the courts to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1671 (Senate Bill No. 285), entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 178, entitled:

An Act providing for the pensioning of certain persons residents of this Commonwealth of Pennsylvania who have been or shall be soldiers, sailors, marines or members of the enlisted nurse corps designated as "blind veteran;" defining the term "blind veteran;" imposing certain duties on the Adjutant General; imposing penalties for violation theref; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 933, entitled:

An Act making an appropriation from the general fund to the Department of Highways for the purpose of rebuilding a county bridge in Armstrong County, destroyed by flood.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1376, entitled:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters, on its own volition, or at request and expense of any person, partnership, association, corporation, or municipal or quasi-municipal corporation, to determine the course, define the locations, fix the regimen, change the course, current and cross-section, protect the bed and banks, plug up holes in the beds and banks, and build dams in rivers and streams; providing for the recording of changes of and locations of rivers and streams, and the effect thereof; and for the ascertainment of damages for land taken, injured and destroyed; and making appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1593, entitled:

An Act to amend section fifty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for election of officers when officers elected fail to qualify or when no officer is elected.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1451 (Senate Bill No. 534), entitled:

An Act authorizing justices of the peace to take affidavits and acknowledgments without the district and county within which they reside and maintain offices.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1839 (Senate Bill No. 550), entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

The SPEAKER. If there are no objections the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 146, entitled:

An Act providing for the exemption from levy and sale on execution or distress for rent of personal property used in any store factory or other business or commercial enterprise and leased hired or conditionally sold under a reservation of title

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That within thirty days after delivery of such personal property upon the devised premises where originally delivered or hereafter all personal property used in any store factory or other business or commercial enterprise leased or hired to any person or persons residing or engaged in business within this Commonwealth or to any corporation or corporations doing business therein or conditionally sold to any such person persons corporation or corporations under a contract of sale reserving title in the vendor until paid for shall be exempt from levy and sale on execution or distress in case such property is moved to any other premises for rent so long as the title thereto remains in the owner lessor or conditional vendor Provided that before levy or distress the owner lessor or conditional vendor of such personal property shall have given written notice to the landlord that such property is leased hired or conditionally held under a reservation of title

On the question,
Will the House agree to the section?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, lines 4 and 5 by striking out the entire said lines.
Amend section 1, page 1, lines 6 by inserting after the word "any" the following: professional office, shop
Amend section 1, page 2, lines 1 and 2 by striking out the words "in case such property is moved to any other premises"
Amend section 1, page 2, line 4 by inserting after the word "that" the following: within thirty days after delivery of such personal property upon the demised premises where originally delivered, or
Amend section 1, page 2, line 4 by inserting after the word "distress" the following: in case such property is moved to any other premises

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The second and third sections were separately read and agreed to as follows:

Section 2 The written notice required to be served by section one of this act on a landlord shall be in substantially the following form
To........................
You are hereby notified that the following described personal property to wit ....
in the possession of ....
at .... in the ....
(street and number) (city borough or township)
County of .... and State of Pennsylvania (are) (is) the property of the undersigned and is..................
(leased hired
.... by said..........................
conditionally held)
under a reservation of title and that said personal property is not subject to levy and sale on execution or distress for rent

....

Such notice shall be served on the landlord by handing the same to him or any adult member of his family or to any employe or agent of such landlord and making known the contents thereof or by sending the same by registered mail addressed to the landlord at his proper post office address
Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

The title was read as follows:

An Act providing for the exemption from levy and sale on execution or distress for rent, of personal property used in any store, factory, or other business or commercial enterprise, and leased, hired or conditionally sold under a reservation of title.

On the question,

Will the House agree to the title?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, third line by inserting after the word "any" and before the word "store" the following: "professional office, shop,"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1394, as follows:

An Act to prevent suppress control and eradicate animal tuberculosis authorizing officers and agents of the Department of Agriculture to enter premises and to examine and tuberculin test animals and poultry providing for the appraising and slaughtering of diseased animals defining the powers and duties of the Department of Agriculture in relation thereto imposing certain duties upon owners of animals and providing penalties for the violation of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of this act the following words and terms shall be construed to mean

The word "department" shall mean the Department of Agriculture

The word "animal" shall mean and include bulls steers oxen cows heifers calves swine sheep goats and poultry

The word "owner" shall mean any person as herein defined owning animals or having custody of animals or allowing animals to remain about his premises and shall include the agent or representative of any such person

The word "person" shall mean any person firm copartnership association or corporation

The words "tuberculin test" and "tuberculin testing" shall mean physical examination and the applying and injecting of tuberculin or other biologic or any other method used for detecting tuberculosis in animals

The words "examine" "examination" and "examining" shall mean physical examination with or without the injecting or applying of tuberculin or other biologic

The word "untested" shall mean any animal that has not been subjected to a tuberculin test which has been reported to and approved by the department

The word "area" shall mean a township city borough or county or a group of townships or counties contiguous to each other

The word "premises" shall be construed in its broadest sense and shall mean and include lands enclosures structures buildings and any vehicle conveyance or vessel used in transporting animals products passengers or goods

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 2 The department is authorized and empowered to prevent the spread of tuberculosis among and to animals and to control suppress and eradicate said disease It shall be the duty of the department by its officers or agents to examine or test such animals as it may deem necessary For such purposes the officers and agents of the department shall have the right to enter at any time upon any premises where animals are or have been or are to be confined kept or harbored

It shall be unlawful and a violation of this act for any person to hinder impede or prevent any such officer or agent from so entering upon any premises or from examining or tuberculin testing any animal

Section 3 Whenever an owner shall have made written application to the department for an official tuberculin test of his cattle located on certain premises it shall be unlawful and a violation of this act for the owner or any other person to bring or allow to be brought to or to keep or harbor on such premises any additional cattle other than the natural progeny except by permission of the department

Section 4 Whenever the department or any officer or agent thereof shall give an owner written or verbal notification of the time set for an official examination or tuberculin testing of his animals it shall be the duty of the owner to have his animals collected and confined in a suitable building structure or enclosure at or before the time stated in the notice to facilitate such examining or tuberculin testing After receiving such notice it shall be unlawful and a violation of this act for any person without permit from an officer or agent of the department to remove or allow to stray from his premises any animal of the kind or class described in the notice until after the examining or tuberculin testing on the premises shall have been completed

Section 5 Any animal that reacts to a tuberculin test or that after physical examination by an authorized officer or agent of the department reveals physical symptoms of tuberculosis is hereby declared to be diseased with tuberculosis for the purpose of this act regardless of the findings by post mortem examination Such diseased animal may in the discretion of the department be first appraised and shall then be slaughtered within fifteen days after the appraisement and the owner compensated as provided by the laws of the Commonwealth for such cases

The owner shall arrange for the sale and the slaughtering of the animal within fifteen days after the date of appraisal unless an officer or agent of the department shall in writing extend the time for slaughtering or shall instruct the owner to dispose of the animal by burial burning rendering or other safe method Each animal so appraised shall be slaughtered under official veterinary ante mortem and post mortem inspection If the owner shall fail or refuse to arrange for the slaughtering of a diseased animal within the said fifteen days the department shall cause the animal to be slaughtered and the expense thereof shall be deducted from the amount of compensation payable by the Commonwealth for such slaughtered animal No compensation or indemnity shall be paid for any animal that is not appraised and slaughtered in accordance with the foregoing requirements

It shall be unlawful and a violation of this act for any person to hinder impede or prevent any officer or agent from removing and causing such animal to be slaughtered

Section 6 The department is authorized to cooperate with the United States Department of Agriculture and with municipalities townships and counties in Pennsylvania for the purpose of administering and enforcing this act The department is authorized from time to time to formulate adopt and promulgate plans methods rules and regulations for the purpose of carrying into effect the provisions of this act The duties imposed by this act shall be performed and the powers conferred and exercised in accordance with such plans methods rules and regulations

Section 7 It shall be unlawful and a violation of this act for any owner or any other person to make a false or fraudulent statement or affidavit pertaining to animals under the provisions of this act

Section 8 Any person violating or failing or refusing to comply with any of the provisions of this act shall upon conviction in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than twenty-five nor more than one hundred dollars and costs of prosecution and in default of the payment of such fine and costs shall be sentenced to undergo imprisonment for not less than ten nor more than thirty days

All fines imposed and collected under the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

Section 9 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SHEFFER. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture for the purpose of a hearing.

Mr. HOLMES. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1572, entitled:

An Act to amend section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" as amended granting said court concurrent jurisdiction with the courts of common pleas in cases of divorce from the bonds of matrimony from bed and board and in the annulment of marriages

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" as amended by section one of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seven) entitled "An act to further amend section ten and fourteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled 'An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof' as amended by requiring all proceedings in civil cases before magistrates that are sought to be reviewed by appeal to be taken only to the municipal court transferring original jurisdiction in certain cases from the court of common pleas to said court providing that costs in all cases shall follow the judgment and that certain judgments shall be final" by the act approved the eleventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred one) entitled "An act to amend section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled 'An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof' as amended" and by the act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws ten hundred thirty-five) entitled "An act to amend section ten of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and eleven) entitled 'An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof' as amended" is hereby further amended to read as follows

Section 10 The said court hereby created shall have jurisdiction in all civil actions at law and in equity where the value of the matter or thing in controversy exclusive of interest and costs does not exceed the sum of two thousand five hundred dollars ($2,500) In all civil cases where the value of the matter or thing in controversy exclusive of interest and costs does not exceed the sum of one hundred dollars the action shall be commended only in the municipal court or in a magistrate court In any civil action commenced in the said municipal court the costs shall follow the judgment as in the court of common pleas regardless of the amount claimed or of the amount of said judgment All proceedings in civil cases before magistrates that are sought to be reviewed by appeal shall hereafter be taken only to the municipal court created by the act of which this is an amendment instead of to the court of common pleas as heretofore practiced Save as aforesaid such review by appeal shall be had in the same manner and subject to the same restrictions as provided by existing law The amount claimed by the plaintiff where the said claim is for a sum certain shall be conclusive as to the jurisdiction of the court in all actions brought for the recovery of money and in actions at law or in equity not involving any sum certain the plaintiff shall file with his statement a certificate as to the amount of the thing or matter in controversy The said court shall also have jurisdiction in adoption proceedings and in any civil cases transferred to it by order of a majority of the judges of any court of common pleas in Philadelphia County

The said court shall also have authority with the consent of the count of comomn pleas upon the application of the plaintiff to transfer to that court all suits wrongfully brought in the municipal court in excess of its jurisdiction and also to transfer to the court of common pleas upon the application of the defendant all suits which may be brought in the municipal court within its jurisdiction where the defendant sets up as a defense a counter claim or set-off for an amount in excess of the jurisdiction of the municipal court

The court shall also have concurrent jurisdiction with the courts of Common pleas of cases of divorce from the bonds of matrimony from bed and board and in the annulment of marriages

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. TAHL. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further amendment.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 853, as follows:

An Act to amend section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" providing for the taking over of State-aid highways in boroughs and all State-aid highways and township reward concrete roads hereofter constructed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine Pamphlet Laws one thousand seven hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by authority of the same That whenever the Commonwealth with the aid of any county and township or borough or any county or any township or any borough has heretofore constructed or improved or shall hereafter construct or improve any section of road as a State-aid highway or whenever any township or any county and township has heretofore constructed or shall hereafter construct any reinforced concrete township reward road such section of State-aid highway or township reward road shall after the passage of this act be deemed a State highway in accordance with the laws of the Commonwealth relating to State highways and shall be taken over and be hereafter maintained and reconstructed by the Department of Highways in the same manner as State highways All moneys in the Motor License Fund appropriated for the maintenance and construction of State highways shall be available for use for the maintenance and reconstruction of such State highways and for such purposes are hereby reappropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1120, entitled:

An Act to amend section ten of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended by regulating the sentencing of and serving of sentences by persons while on parole

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended by the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred eight-eight) entitled "An act to amend the tenth and fourteenth sections of an act entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" approved the nineteenth day of June Anno Domini one thousand nine hundred eleven so that a convict sentenced to a penitentiary for a crime committed during his period of parole shall begin to serve the said sentence after having first served the remainder of the term which such convict would have been compelled to serve but for the commutation authorizing said parole and so that a convict violating his or her parole may be arrested and confined by authority of the Board of Inspectors of the penitentiary from which such convict shall have been released on parole and investigation and report upon said case made by said board before the Governor shall issue his mandate for the recommitment of such convict" be and the same is hereby further amended to read as follows

Section 10 If any convict released on parole as provided for in this act shall during the period of his or her parole or while delinquent on said parole [be convicted of] commit any crime punishable by imprisonment [under the laws of this Commonwealth] for which he or she is at any time thereafter convicted in any court of record and sentenced to any place of confinement other than [a] the penitentiary from which he or she was released or parole such convict shall in addition to the penalty imposed for such crime committed during the said period and after the expiration of same be compelled by detainer and remand as for an escape to serve in the penitentiary [to] from which said convict had been [originally committed] released on parole or in any other institution to which he or she may be legally transferred the remainder of the term (without commutation) which said convict would have been compelled to serve but for the commutation authorizing said parole and if not in conflict with the terms and conditions of the same as granted by the Governor but if sentenced to [a] the penitentiary from which said convict was released on parole then the service of the remainder of the said term originally imposed shall precede the commencement of the term imposed for said crime If no new sentence is imposed for such crime or crimes punishable by imprisonment committed during period of parole or while delinquent on parole for which he or she has been convicted in any court of record either by plea or trial said convict shall be compelled by detainer and remand as for an escape to serve in the penitentiary from which said convict had been released on parole or any other institution to which he or she may be legally transferred the remainder of the term (without commutation) which said convict would have been compelled to serve but for the commutation authorizing the parole and if not in conflict with the terms and conditions of the same as granted by the Governor

On the question,

Will the House agree to the section?

Mr. STADTLANDER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 3, line 19, by inserting after the word "of" the following: "the".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section ten of the act approved the nineteenth day of June, one thousand nine hundred and eleven

(P. L. 1055), entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"; as amended, by regulating the sentencing of and serving of sentences by persons while on parole.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1121, entitled:

An Act to amend section fourteen of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended providing for the arrest of persons violating the terms of his or her parole and the procedure thereon

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" which was amended by section two of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred eight-eight) entitled "An act to amend the tenth and fourteenth sections of an act entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' approved the nineteenth day of June Anno Domini one thousand nine hundred eleven so that a convict sentenced to a penitentiary for a crime committed during his period of parole shall begin to serve the said sentence after having first served the remainder of the term which such convict would have been compelled to serve but for the commutation authorizing said parole and so that a convict violating his or her parole may be arrested and confined by authority of the Board of Inspectors of the penitentiary from which such convict shall have been released on parole and investigation and report upon said case made by said board before the Governor shall issue his mandate for the recommitment of such convict" is hereby further amended to read as follows

Section 145 Whenever it shall appear [to the Board of Inspectors of a penitentiary that a person who has been sentenced thereto under this act and] that any convict released on parole [by commutation containing a condition that the convict shall be subject to this act has] as provided for in this act has during the period of his or her parole violated the terms of his or her parole other than by the commission of a crime punishable by imprisonment for which he or she is at any time thereafter convicted in a court of record the Secretary of [said Board of Inspectors] the Board of Trustees of the penitentiary from which he or she was released on parole may issue a warrant for the arrest of said person in the same manner as in the case of an escaped convict Upon said convict being returned to the penitentiary he or she shall give an opportunity to appear before its Board of [Inspectors] Trustees and if said Board shall find that said parole has not been broken the prisoner shall be released and continue subject to the terms of said parole but if it be found that said parole has been broken said Board shall declare such convict delinquent after which a full report of the case shall be forwarded immediately to the Governor who thereupon may issue his mandate reciting the date of commutation for the recommitment of such convict for breach of parole to the penitentiary of original commitment to be imprisoned in said penitentiary for the remainder of a period equal to the unexpired maximum term of such prisoner as originally sentenced (computing the same from the date of the arrest for breach of parole) unless sooner released on parole or pardoned but if the Governor shall disapprove the fining of the Board of [Inspectors] Trustees the said prisoner shall be released upon the conditions of his original parole

On the question,

Will the House agree to the section?

Mr. STADLANDER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 4, line 2, by inserting after the word "the" the following: "said".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section fourteen of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended; providing for the arrest of persons violating the terms of his or her parole and the procedure thereon.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1223, as follows:

An Act to amend an act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any defendant named in any action made during a period of thirty days after such action is at issue sue out as of course a writ of scire facias to bring upon the record as an additional defendant any other person alleged to be liable over to him for the cause of action declared on or jointly or severally liable therefor with him with the same force and effect as if such other had been originally sued and such suit shall continue both before and after judgment according to equitable principles although at common law or under existing statutes the plaintiff could not properly have joined all such parties as defendants

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1299, as follows:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law but did so before the charter was granted and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law but did so before the charter was granted

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or contract transfer conveyance or mortgage of any property been made to or by any corporation of the first class after the granting of a charter by decree of any court of common pleas of this Commonwealth where the applicants for incorporation had failed to register with the Secretary of the Commonwealth its proposed name and address prior to the advertisement as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" but did so before the charter was granted all such acts contracts transfers conveyances and mortgages shall be deemed and taken to be valid and effectual for all purposes as if the name of the corporation had been registered as required by law Provided That this act shall not apply to cases now in litigation

Section 2 That all charters of incorporation or supplements and amendments thereto heretofore granted by any of the courts of common pleas of this Commonwealth to applicants for incorporation who failed to register with the Secretary of the Commonwealth the name and address of the proposed corporation prior to the advertisement as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" but did so before the charter was granted shall be and hereby are validated and confirmed so that said charters shall have the same force and legal effect as if the applicants for incorporation had complied with all the requirements of law relative to the registration of their proposed names and addresses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 429, as follows:

An Act relating to the issuance of search warrants imposing duties on aldermen justices of the peace and magistrates in relation thereto and prescribing the form thereof

Whereas It is the purpose of this General Assembly to create uniformity in the issuance of search warrants by making the practice in this Commonwealth conform with that followed by the Federal authorities and

Whereas This can be done by the enactement of laws substantially the same as sections six hundred thirteen six hundred fourteen six hundred fifteen and six hundred sixteen of Chapter eighteen of Title eighteen of the Code of Laws of the United States therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no search warrant can be issued but upon probable cause supported by affidavit naming or describing the person and particularly describing the property and the place to be searched

Section 2 Any alderman justice of the peace or magistrate must before issuing a search warrant examine on oath the complaint and any witness he may produce and require their affidavits or take their depositions in writing and cause them to be subscribed by the parties making them The affidavits or depositions must set forth the facts tending to establish the grounds of the application or probable cause for believing that they exist

Section 3 If the alderman justice of the peace or magistrate is thereupon satisfied of the existence of the grounds of the application or that there is probable cause to believe their existence he must issue a search warrant signed by him with his name or office to an officer duly authorized to serve warrants in enforcing any law of the Commonwealth stating the particular grounds or probable cause for its issue and the names of the persons whose affidavits have been taken in support thereof and commanding him forthwith to search the person or place named for the property specified and to bring it before the aldermen justice of the peace or magistrate

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 751, as follows:

An Act to amend section three of the act approved the fourteenth day of April one thousand eight hundred and forty (Pamphlet Laws three hundred thirty-four) entitled "A further supplement to the act entitled an act to enable the Governor to appoint notaries public and for other purposes therein mentioned" by fixing the amount of the bond required to be given by notaries public appointed for counties of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the fourteenth day of April one thousand eight hundred and forty (Pamphlet Laws three hundred thirty-four) entitled "A further supplement to the act entitled an act to enable the Governor to appoint notaries public and for other purposes therein mentioned" is hereby amended to read as follows

Section 3 Hereafter every notary shall be subject to all the provisions of the act of assembly passed the tenth day of March one thousand eight hundred and ten entitled an act taxing certain officers and the supplement thereto passed the twenty-fourth day of March one thousand eight hundred and eighteen and shall give bond with two sufficient sureties to be approved by the Governor in such amount as may be determined by him except that the bond required to be given by any person appointed as a notary public for any county of the first class shall be in the sum of twenty thousand ($20,000) dollars Each bond shall be conditioned for the faithful payment to the State Treasurer of all taxes and moneys which [he] any such notary public shall become liable to pay to the Commonwealth under the above recital acts and for the delivery of his register and all other public papers into the office of the recorder of deeds of the proper county in case of his death resignation disqualification or removal or of his commission being superceded by the apointment of another person in his place as required by law which bond and also his commission and oath of office shall be recorded as other bonds required to be given by notaries are directed to be recorded The commission of every notary now in office who shall for the space of sixty days from the passage of this act neglect to give bond and cause the same and his commission and oath to be recorded shall be null and void and the commission of any notary hereafter apopinted who shall for the space of thirty days after his appointment neglect to give bond and cause the same and his commission and oath to be recorded as above directed shall also be null and void

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 822, as follows:

An Act to amend section sixty-six of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" by excepting certain sales purchases and contracts from provisions thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixty-six of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" is hereby amended to read as follows

Section 66 It shall not be unlawful for any councilman burgess trustee manager or director of any corporation municipality or public institution to be at the same time a treasurer secretary or other officer subordinate to the president and directors who shall receive a salary therefrom or be the surety of such officer nor shall any member of any corporation or public institution or any officer of agent thereof be in anywise interested in any contract for the sale or furnishing of any supplies or materials to be furnished to or for the use of any corporation municipality or public institution of which he shall be a member or officer or for which he shall be an agent nor directly nor indirectly interested therein nor receive any reward or gratuity from any person interested in such contract or sale and any person violating these provisions or either of them shall forfeit his membership in such corporation municipality or institution and his office or appointment thereunder and shall be held guilty of a misdemeanor and on conviction thereof be sentenced to pay a fine not exceeding five hundred dollars Provided That nothing in this section contained shall prevent a vice president of any bank from being a director of such bank or of receiving a salary as vice president And provided further That any purchase sale or contract by from or with any councilman or burgess of any borough by such borough involving no more than ten dollars in any one month nor more than one hundred dollars in any year shall not constitute a violation of any of the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1419, entitled:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person is sentenced to pay any fine and/or costs after conviction of the violation of any law or laws of the Commonwealth or after any costs have been imposed upon such person by any grand jury or petit jury and such person is unable to pay such fine and/or costs he or she shall serve such number of days imprisonment therefor as may be determined by computing such time to be served on the basis of a day's imprisonment for each dollar of fine and/or costs up to and including ten dollars and a day's imprisonment for each two dollars of fine and/or costs over ten dollars to and including thirty dollars and one day's imprisonment for each three dollars of fine and/or costs exceeding thirty dollars

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, by inserting between lines 3 and 4 the following:

"Section 2. Provided, That any such prisoner may, after having served such time for the liquidation of fine and/or costs so imposed, be discharged upon the payment of that portion of the fine and/or costs for which he has not yet served imprisonment.

Section 3. That no prisoner shall be required to serve more than sixty days for fine and/or costs."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendent will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page2, line 4, by striking out the numeral "2" and insert in lieu thereof the following: "4".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1420, entitled:

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person convicted of the violation of any felony or misdemeanor involving the fraudulent taking stealing embezzling or other unlawful obtaining of any money or other thing of value who has been sentenced in addition to any specific term of imprisonment and/or the payment of any fine to make restitution of the money or other thing or things of value so taken stolen embezzled or otherwise unlawfully obtained shall have served the term of imprisonment so imposed and/or paid such fine or served imprisonment therefor as provided by law and is unable to make restitution as ordered and directed by the court imposing sentence such person may present his petition to the court which imposed such sentence and made such order of restitution setting forth his inability to comply with such sentence and order of restitution

The second section was read as follows:

Section 2 Upon the presentation of any such petition the court shall fix a day for a hearing thereof of which hearing shall be served upon the district attorney of the county the prosecutor named on the bill of indictment under which sentence was imposed and to the person or persons to whom such restitution is due at least five days prior to the day fixed for such hearing

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 2, lines 8 and 9, by striking out the words "named on the bill of indictment under which sentence was imposed"

Amend section 2, page 2, lines 15 and 16, by striking out the words "or place him or her under parole"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third and fourth sections and title were separately read and agreed to as follows:

Section 3 If it shall appear to such court at the hearing held on such petition that such person is unable to comply with the sentence directing restitution to be made the said court may discharge such person or place him or her under parole under such terms and conditions as to the court may seem right and proper

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1520, as follows:

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the judges provided for by existing law two additional law judges are hereby authorized and provided for the court of common pleas of the thirty-second judicial district who shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and who shall hold his office for a like term and by the same tenure and shall have the same power authority and jurisdiction and shall be subject to the same duties restrictions and penalties and shall receive the same compensation provided for by law for judges of the courts of said district

Section 2 At the next municipal election after the passage of the act the qualified electors of the said thirty-second judicial district shall elect in the same manner prescribed by law for the election of president judge two competent persons learned in the law to serve from the first Monday of January Anno Domini one thousand nine hundred and thirty-two for a term of ten years Vacancies in the offices hereby created whether caused by death resignation expiration of term or otherwise shall be filled in the same manner as is provided by law in case of a similar vacancy in the office of president judge

Section 3 This act shall take effect on the first day of July one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1611, as follows:

An Act making a convict whose maximum sentence exceeds one-half of the maximum sentence eligible to apply for release on parole when said convict has served or will have served one-half his maximum sentence

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by authority of the same That any convict serving any sentence in a State Penitentiary the minimum of which sentence exceeds one-half the maximum sentence shall be eligible to apply for release on parole under present existing parole laws or any hereinafter passed when said convict has served or will have served one-half of the maximum sentence thereof

Section 2 This act shall be in force upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1624, as follows:

An Act to further amend section one thousand and three of chapter ten of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor district and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand and three of chapter ten of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" as amended by the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred seven) entitled "An act to amend section one thousand and three of chapter ten of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled 'An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto' " is hereby further amended to read as follows

Section 1003 Guardianship of Pauper When any person shall become a public charge the directors may make application by petition to the court of common pleas where such person is of full age or to the orphans' court where such person is a minor for a citation upon such person to show cause why the said directors shall not become the legal custodians of all the property real personal and mixed of such person Such petition shall set forth the fact of chargeability and shall have attached thereto an inventory of all property real personal and mixed which may be owned by such poor person or to which the directors may believe the said poor person to be entitled Whereupon the proper court shall fix a day when the matter shall be determined and due notice thereof shall be served upon the said person

On the day fixed the proper court may after due hearing in open court make an order constituting the directors guardians of the person and estate of such poor person (whether all of such estate be enumerated in the inventory or not) The prothonotary shall index the record of such proceedings and order in the name of such poor person in the adsectum equity index and the clerk of the orphans' court shall index such record filed in his office in the orphans' court index which indexing in either office shall be regarded as notice to the world of such facts and thereupon such directors shall have full charge and custody of the person and estate of such poor person and may with the approval of such court sell and dispose of said estate or such part thereof as may be necessary to reimburse the poor district for the post of maintenance of such peer person No poor person in such case shall be discharged form such guardianship and his property shall not be released therefrom until he has made application to the proper court by petition for a citation upon the directors and after service thereof has fully satisfied the court that he has become able and willing to resume control of his own person and estate and that the said district has been fully reimbursed for the expense of his maintenance or that all of his estate has been applied thereon The cost of such proceedings shall be paid by the petitioner unless otherwise ordered by the court Provided That nothing herein shall prejudice the right of an innocent purchaser for value of any personal property of said pauper

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1616, as follows:

An Act granting a pension to Madeline A. Albright widow of Lieutenant John Wilson Albright of the One Hundred and Third Observation Squadron of the Twenty-eight Division of the Pennsylvania National Guard who lost his life in an airplane crash near Jarrettsville Maryland due to heavy fog on the thirteenth day of March one thousand nine hundred and twenty-nine

Whereas John Wilson Albright a lieutenant of the One Hundred and Third Observation Squadron of the Twenty-eighth Division of the Pennsylvania National Guard while under military orders lost his life near Jarrettsville Maryland due to a heavy fog on the thirteenth day of March one thousand nine hundred and twenty-nine and

Whereas He left surviving him a widow and three children one of whom was a pothumous child in destitute circumstances and

Whereas The Workmen's Compensation Law of one thousand nine hundred and fifteen did not cover at that time accidents occurring to State employes outside the Commonwealth but was amended approximately two months thereafter to cover such accidents and said widow was unable to receive the benefits of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a pension of forty-five dollars per month is hereby granted to Madeline A. Albright during her widowhood from the first day of June one thousand nine hundred thirty-one until the first day of June one thousand nine hundred forty-five An amount sufficient to meet the payments authorized by this act for any fiscal biennium shall be included in the general appropriation bill

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1630, as follows:

An Act abolishing The Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That The Public Service Commission of the Commonwealth of Pennsylvania is hereby abolished

Section 2 The following acts and parts of acts are hereby repealed

Article IV section one two three five six seven eight eleven twelve fourteen fifteen and eighteen of the act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing fo rtheir regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing th Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate and construction alteration relocation or abolition of the crossings of railroad corporation street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation and abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and conpensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading thousand nine hundred and seven and the proviso of clause cars' approved twenty-fourth day of May Anno Domini one three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act"

Section one of the act approved the third day of June one thousand nine hundred fifteen (Pamphlet Laws seven hundred seventy-nine) entitled "An act to amend section four of article four and sections seventeen twenty-nine thirty thirty-two thirty-three thirty-five thirty-six and thirty-nine of article six of an act known as The Public Service Company Law approved the twenty-sixth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws thirteen hundred seventy-four) so as to authorize The Public Service Commission of the Commonwealth of Pennsylvania to appoint examiners to take testimony and evidence in any locality in the Commonwealth designated by the commission and to provide for the taking of appeals from the findings determinations or orders of the commission to the Superior Court instead of to the court of common pleas of Dauphin County vesting in the Superior Court the jurisdiction to hear and determine said appeals which is now vested in said court of common pleas of Dauphin County the same to be subject to an appeal to the Supreme Court and so as to make the other necessary changes due to the said substitution of the Superior Court of Pennsylvania for the court of common pleas of Dauphin County as the court by which appeals from the findings determinations and orders of the commission shall be determined"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary General for the purpose of further study and amendment.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. WHEELER. Mr. Speaker and members of the House, the motion is to recommit House Bill No. 1630 to the Committee on Judiciary Special, which is where it originated. This bill must be considered in relation to the two bills which follow it on the calendar. Much as I should like to be for these bills, in order to express my feeling toward certain abuses which may have crept into the operation of our public service companies, and into the administration of our public service laws, nevertheless, I cannot conscientiously approve many features contained in this legislation. Now, I am not concerned so much about the present Public Service Commission. I am concerned with what is to replace it. I am also concerned with the sweeping changes proposed in the public service laws of today, many of which appear to be in their present form unsound. In making this motion I desire also to express the hope that out of the welter of interest and fume of politics which has surrounded this question at this session there may yet be something worked out constructively by conference, by concession if necessary, something to the gratification of the judicious observers and the disinterested people and the protection of honest industry and last of all to the ultimate benefit of all classes in the Commonwealth, not forgetting the wage-earners who need our help most in these days of shaken confidence and economic adversity. With these convictions in mind, I have offered this motion.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, I have listened with a great deal of interest to the gentleman from Forest, Mr. Wheeler. When the remarks of the gentleman are assimilated, it simply amounts to the fact that he has some objection to the bill as it now is, No. 1630. He will be given every opportunity immediately after these bills come up for final passage to give this House and those concerned in the three bills his ideas in connection with them. I don't see at this late day where there is any necessity for House Bills No. 1630, No. 1631 and No. 1632, to go back to the Judiciary Special Committee. The Fair Rate Board, the original Bill No. 1275, was introduced in the House on March 23, 1931, and was only introduced after the House had gone to a great distance in its investigation and after this House was given an opportunity to read and to learn what the Senate Investigation Committee had produced. This bill as introduced was abandoned because there was some question about the title, and that was the only reason it was abandoned. It came up here on first reading and was then recommitted and the three bills which now appear before this House are nothing more or less than House Bill No. 1275, except that the bill is severed into three parts, the first of which refers to the Public Service Commission, abolishes it; the second creates the Fair Rate Board and the third provides for a series of regulations affecting the Public Service Law. Surely after what we have heard during the campaign and what we have heard proposed by the Senate Investigating Committee and what we have heard from the House Investigating Committee I think the minds of the members of the House, of each and every member in this House, are now made up. You know now that you are going to do and sending these bills back in committee means nothing more nor less than delay, useless delay, delay that is unexcusable, delay that has as its only purpose to cause the House which is smarting under the conditions that are now existing, the fact that we are here today and as it has been said and resaid and reiterated, that we have accomplished prctically nothing. This is our opportunity to clear the deck on matters pertaining to the Public Service Commission and the Public Service Law. There is absolutely no need for any further delay. If these bills come up here tomorrow, which I feel they are going to do, because I believe you are going to vote this motion down, then let every man and every woman stand on their own two feet and vote aye or no and in that way let the public see where they stand. I certainly hope the members of this House will vote the motion down.

Mr. GEORGE L. REED. Mr. Speaker and members of the House, in seconding the motion made by the gentleman from Forest, I did so because I believe this bill should be recommitted to the Committee on Judiciary Special. I cannot agree with the argument of the gentleman from Schuylkill, Mr. Staudenmeier, that the three bills now on the second reading calendar embrace all of the proposals. This particular bill, No. 1630, repeals virtually all of the provisions of the present Public Service Law, for there is a provision there referring to the constitution of that commission. One of these bills does provide for a Fair Rate Board and provides that it shall be constituted of members appointed by the Governor, with the consent of the Senate, it is evident from the consideration of that bill, that the provision referring to the constitution of the Fair Rate Board will be contained generally in the administrative code. In order that this House may have this entire proposition before it, I contend that these bills should be postponed until this House knows the provisions of the administrative code. It seems to me in voting on this bill at this time, we are putting the cart before the horse. We do not know from these bills the exact provisions relating to the Fair Rate Board, how it shall be constituted and how it shall function, and therefore I think that this motion should be adopted, to the end that the legislation immediately before the House may have its full consideration.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Staudenmeir and Mr. Cauffiel.

Mr. HEFFERON. Mr. Speaker, I desire to be recorded as voting "aye".

Mr. TALBOT. Mr. Speaker, I desire to inquire whether Mr. Hefferon was in the room when his name was called, because he did not answer when his name was called.

The SPEAKER. Was the gentleman from Luzerne, Mr. Hefferon, within the Hall of the House when his name was called.

Mr. HEFFERON. No, I was not, I was outside.

The SPEAKER. The rule requires that a member to have his vote recorded must be within the bar of the House, and the bar of the House is considered as the Hall of the House. Therefore, if the gentleman was in the Hall of the House, he is entitled to have his vote recorded; if he was not within the Hall of the House, he is not so entitled. Does the gentleman say he was within the Hall of the House.

Mr. HEFFERON. I was in the Hall of the House, but not inside of the railing.

The SPEAKER. The gentleman is then entitled to have his vote recorded.

Mr. STAUDENMEIER. Mr. Speaker, I ask for a verification of the roll.

The roll was verified as follows:

YEAS—88

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Beyer,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Dietrich,
Duffy,
Ederer,
Emhardt,
Fish,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Greeby,
Green,
Greenstein,
Griffin,
Hart,
Haws,
Heffernan,
Hefferon,
Hutton,
Jaffe,
Jones, E. F.,
King,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
McArran,
McCallister,
Metzinger,
Millar,
Miller,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Powell,
Price,
Raub,
Reed, G. L.,
Rice,
Rieder,
Ronemus,
Root,
Sarig,
Sautter,
Schrock,
Schwartz,
Sheely,
Simon,
Sinwell,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Watson,
Weaver,
Weidemann,
Wheeler,
Wike,
Witkin,
Ziesenheim,

NAYS—112

Adams,
Barton,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland.
Fitzgerald,
Flynn,
Garard,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Kahle,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts
Post,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Royle,
Ruth,
Schreck,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough, Speaker.

So the question was determined in the negative and the motion was not agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1631, entitled:

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law its amendments and supplements as successor to The Public Service Commission defining in part its powers and duties transferring to the Fair Rate Board records employes property and equipment of and jurisdiction over proceedings pending before The Public Service Commission and providing that all contracts orders rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an executive agency of the State government is hereby crated to be known as the Fair Rate Board

On the question,

Will the House agree to the section?

MOTION TO POSTPONE BILL

Mr. SOWERS. Mr. Speaker, I move that this bill be placed on the postponed calendar until tomorrow.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. SOWERS. Mr. Speaker and members of the House, before I made this motion I asked the sponsor of the bill to permit me to present an amendment to this bill on second reading. I had the amendments prepared and they were on my desk but they are gone and I will have to type them over again.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, of all of the ingenious reasons I have heard argued during my five sessions here, I have heard of none that could equal the motion made here by my friend from Philadelphia, Mr. Sowers. On account of our warm friendship, that has existed during the five sessions I have been here, I would gladly agree with him under ordinary circumstances, but House Bill No. 1630 having passed second reading, will be up for a vote tomorrow. I think that this motion of Mr. Sowers should be voted down inasmuch as House Bill No. 1631 is a companion bill to No. 1630. If he had amendments these amendments of course can either be presented to the committee in the Senate if this bill passes the House and action can be taken upon these amendments before that committee. I don't want to be discourteous to any member, but I feel that House Bill No. 1631 should pass second reading and have the same standing on the calendar tomorrow as House Bill No. 1630, and hence I ask the members of the House to vote the motion down.

Mr. SOWERS. Mr. Speaker and members of the House, my amendments were prepared by Mr. Fertig. The amendments relate to the method of appointing the board. I think the methods are very important and ought to be considered by the House, and I would ask as a favor to me and to other members of this House to give me an opportunity to have them typed again so they may be voted upon.

Mr. BEYER. Mr. Speaker and members of the House, I hold in my hand an appeal presented to me a week ago before this bill was reported out of committee by a number of gentlemen, all of them actively affiliated with the United Businessmen's Association of Philadelphia. They have taken considerable interest in all that concerned the reorganization of the Public Service Commission. I said to the chairman, and I think he will bear me out, that I had no purpose in mind when the bill came out of committee to delay it, but I made a request after it came to second reading and these gentlemen still cared to be heard, that their request should be granted. I now make an appeal to the House and I say candidly that these men whose appeal I have here have asked absolutely in good faith to be heard, and if the bill goes back once more they will have an opportunity to be heard and when you come to read the appeal I have here you will find that they are in perfect line with all that we are aiming at. What I am resenting is the knowledge that something is being forced upon us as members of the lower body. I may as a matter of principle upon a proper recommitment of these bills cast my vote in support of them, but I do say that the citizens of Pennsylvania have some right to be heard and not all bills must emanate from the executive chamber and they are not by no means immune, they have a right to be corrected and a right to be amended and it may be that even His Excellency the Governor will approve of the amendments or the suggestions that are incorporated in this appeal. For that reason I will support the motion to report this bill back to committee.

The SPEAKER. There is no motion before the House to recommit.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, the motion before the House is to place this bill on the postponed calendar so as to be on the second reading calendar tomorrow. The remarks of the gentleman from Philadelphia, Mr. Beyer, are not germane to it at all. I wish again to impress upon the members of this House that there has been no undue haste in this matter. If there are any amendments to these bills that in the course of the next few weeks before we go home deserve any consideration, I am sure these amendments can be given full consideration in the Senate committee, and of course when this bill comes back to the House to concur in the amendments we will have an opportunity to consider the amendments and give them consideration in this House. I again reiterate I don't see any need for further delay in having this bill take its place with House Bill No. 1630 on the calendar tomorrow, hence I ask that the motion of the gentleman from Philadelphia be voted down.

Mr. BEYER. Mr. Speaker, may I interrogate the gentleman from Schuylkill, Mr. Staudenmeier?

The SPEAKER. Will the gentleman from Schuylkill permit himself to be interrogated?

Mr. STAUDENMEIER. Gladly, Mr. Speaker.

Mr. BEYER. Have you any objections to one day's delay to examine this bill with the thought in mind of incorporating the amendments on second reading?

Mr. STAUDENMEIER. Mr. Speaker and members of the House, under ordinary circumstances I would have absolutely no objections but as I stated heretofore House Bill No. 1630 which provides for abolishing the Public Service Commission is followed in the natural course of events by House Bill No. 1631, which provides for a Fair Rate Board to take the place of the Public Service Commission. I am sure if these bills pass the House no matter what the nature of the appeal the gentleman from Philadelphia has in his hand, it would be given due and full consideration in the Senate.

On the question recurring,

Will the House agree to the motion?

It was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second, third, fourth, fifth, sixth, seventh and eighth sections and title were separately read and agreed to as follows:

Section 2 The Fair Rate Board shall consist of seven members to be appointed by the Governor by and with the consent of two thirds of all the members of the Senate Its members shall be appointed for such terms shall have such qualifications and shall receive such salaries as may be provided by The Administrative Code

Section 3 The Fair Rate Board shall be the successor to The Public Service Commission of the Commonwealth of Pennsylvania and shall administer the Public Service Company Law its amendments and supplements

Section 4 All books papers maps charts plans records and all other equipment in the possession of The Public Service Commission of the Commonwealth of Pennsylvania upon the effective date of this act or of any commissioner of said Commission or any officer or employe of said Commission shall be delivered to the Fair Rate Board

Section 5 All employes of The Public Service Commission of the Commonwealth of Pennsylvania on the effective date of this act shall become employes of the Fair Rate Board and shall continue to perform their usual duties upon the same terms and conditions as theretofore until removed or appointed to other positions by the Board Persons who upon the effective date of this act are employes of The Public Service Commission of the Commonwealth of Pennsylvania shall retain all retirement rights that shall have accrued or would thereafter accrue to them and their services shall be deemed to have been continuous as if the Public Service Commission had not been abolished

Section 6 All petitions hearings and other proceedings pending before The Public Service Commission of the Commonwealth of Pennsylvania and all investigations begun by said Commission or any member or officer thereof and not completed upon the effective date of this act shall continue and remain in full force and effect as if The Public Service Commission of the Commonwealth of Pennsylvania had not been abolished and may be completed before or by the Fair Rate Board

Section 7 All orders rules and regulations made by The Public Service Commission of the Commonwealth of Pennsylvania prior to the effective date of this act shall remain in full force and effect until revoked or modified by the Fair Rate Board

Section 8 All existing contracts and obligations of The Public Service Commission of the Commonwealth of Pennsylvania shall remain in full force and effect and shall be performed by the Fair Rate Board

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. PETERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. FISH. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. STAUDENMEIER. Mr. Speaker and members of the House, it certainly must be tiresome to you and somewhat irksome to be listening to what I am saying here tonight, but as you know these motions make it necessary to take the floor and hence I shall ask you to again bear with me for a few moments, because it evident it is going to be necessary to run the entire gauntlet to get these bills on the third reading calendar tomorrow. I don't know what motive prompted the gentleman from Montgomery to make a motion to recommit this bill to the Committee on Judiciary Special. There were no remarks made by him and hence in the absence of arguments as to the reason for the recommitment of the bill I am at a loss as to how to answer him so all I have to say to you is that the arguments that I made in connection with House Bill No. 1630 in opposition to the recommitment of the bill to the Committee on Judiciary Special applies with equal force to this motion made for the recommitment of House Bill No. 1631 to the Committee on Judiciary Special. In other words, that there is absolutely no necessity for these delays and for these bills to go back to the Committee on Judiciary Special and hence, in order to maintain the regular order of the bills on the calendar, I ask that this motion to recommit House Bill No. 1631 be voted down.

Mr. PETERS. Mr. Speaker and members of the House, amendments I have here in my hands is the reason I have for asking for this bill to be recommitted to the Committee on Judiciary Special. I ask the members of the House to recommit this bill for the purpose of amendment.

Mr. SOWERS. Mr. Speaker and members of the House, if you will take the trouble to look at paragraph 2 of section 2 of the bill, you will find that the Governor in this bill proposes a Fair Rate Board to consist of seven—

POINT OF ORDER

Mr. STAUDENMEIER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. STAUDENMEIER. Mr. Speaker, the gentleman from Philadelphia is discussing the merits of the bill.

Mr. SOWERS. Mr. Speaker, I am going to question only that part of the bill which I think should be amended in committee.

The SPEAKER. The gentleman from Philadelphia is informed that the merits of the bill are not open to discussion on a motion to recommit.

Mr. SOWERS. Mr. Speaker and members of the House, the demerits of this bill I cannot explain to you, the good merits of the bill I cannot find. The motion made is to recommit this bill for amendment. Is there only wisdom in the executive office? Is there only wisdom in this committee and in this House committee? Is there not a fairness in the executive that would permit his bill to be considered seriously? Can the executive be that invisible government that he has been complaining of? Is there a strong hand that keeps this measure that is so dear to the people from going back to a committee for a proper amendment and for full and careful consideration? I ask you in fairness to your constituents; I ask you in fairness to the people you represent, that this bill be given our best study and thought and what can be accomplished by sending it back to the committee because it is apparently unfair to refuse amendments which are made for the betterment of the people and for the correction of this defective bill.

Mr. TALBOT. Mr. Speaker and members of the House, I shall vote aye on this motion because I consider it one of the most important pieces of legislation that has come before this body, or will hereafter come before this body. It seems as if speed must be the only reason for the movement forward of these bills. It doesn't seem quite fair that we as members of this House cannot speak our minds and offer amendments that we believe are beneficial to the people of this Commonwealth. When the sponsor of these bills suggests that they may be amended in the Senate it seems to me the members of this House have a right to their own minds and to their own wishes and I trust that the members of this House will vote aye on this motion.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, the only thing advanced for your consideration here were some additional amendments. As I have stated again and again, these amendments can be presented to the Senate Committee if these bills pass tomorrow. I believe we should get our work over here in this House, to be done with it and get it over with just as soon as possible so that the people of this Commonwealth will know at an early date what is in store for them during the next two years and so the members can go home and take up their various occupations. I believe that these amendments will be given, fair, full and complete consideration by the Senate committee and hence I respectively request the members of this House to vote the motion down.

Mr. SOWERS. Mr. Speaker and members of the House, in reply to my friend from Schuylkill, Mr. Staudenmeier, I want to state that we are not members of the Senate and we cannot present our amendments to the Senate except through a Senator. I respectfully submit to the House that we ought to have an opportunity to vote on these amendments. We ought to have an opportunity to consider them and I feel the amendments are better than the bill for the people.

Mr. TURNER. Mr. Speaker and members of the House, it is unfortunate that under the rule we cannot discuss this measure at this time. I concur in what the gentleman my colleague, from Delaware, said on the importance of this measure. It has a far reaching effect. It will have a bearing upon the entire conduct of the Public Service Commission because in this bill is embodied the power to appoint and remove the members of the Commission. The gentleman from Schuylkill has given us an argument that we can pass this bill over to the Senate and there offer our amendments. It seems to me that that is a cowardly stand for this House to take. We have stood here all during this session in an endeavor to get the members of this House to be a House of Representatives and not a rubber stamp. The gentleman from Berks, Mr. Sarig, has time and time again pointed out and again tonight has told us we might as well put a lot of robots here and have the buttons pressed and vote aye on these bills if we are to go on as at present.

If these measures had been carefully considered in Committee; if they had been subject to careful scrutiny if they had had hearings as was followed out with ordinary bills, I would have nothing to say. We remember there was a fair rate bill introduced in this House and was referred to Committee and the same night it was reported out of committee and I do not believe it was even read by the committee on that occasion. Then it was found that that bill was not in proper form that it was unconstitutional in its makeup and it was split into three bills in order that it might meet the requirements of the Constitution and now they come here with three bills that have been drafted by the committee and I say that I doubt if any members of this House until the last two or three days have had an opportunity to read and consider these measures.

These are not ordinary bills that affect a small part of the Commonwealth, that affect only a few people. These bills go to the very root of things in so far as the great industries of the Commonwealth are concerned, the industries from whom we expect to collect a large part of the taxes that go to pay the bills of all of these communities and of the state government. Certainly it seems to me that the argument is most spicious on the part of the gentleman from Schuylkill when he wants us to pass this on to the Senate, and let the House shirk its duty. Let us do our duty here. Let us be men and women; let us stand on our own feet and on our own bottom. Let us see if the House of Representatives is the representative of the people of this state or is a rubber stamp. We can well pause for twenty-four hours, for the short time that is asked in order that amendments may be presented. It is not my privilege to speak upon the bill. It is not the occasion to say anything in behalf of this amendment but I think a good many have caught the drift of it from what has been said and will realize that there is a big question here.

The Governor in his campaign addresses said that if the organization in Philadelphia was enabled to elect a candidate that they would be able to raid the treasury of the state of Pennsylvania. We ought not to have laws which will allow anybody to raid the treasury. Mr. Pinchot will be Governor for only four years. I have been here and have seen three different administrations exist in this Commonwealth. Tomorrow we may have a different administration; we may have men that will not regard their obligations, as Mr. Pinchot perhaps will, with the highest honor and fairness in dealing with the Public Service Commission. Tomorrow we may have others that will not so deal with the matter and under the powers given under this bill may coerce and drag into line every public utility in Pennsylvania. I believe that no such power should be given to any man or to any Governor of the Commonwealth. I think the gentleman from Schuylkill would agree with me if left to his own decision that this bill should be carried over until tomorrow.

On the question recurring,

Will the House agree to the motion?

MOTION TO ADJOURN

Mr. BEYER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at eleven o'clock.

Mr. SOWERS. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. STAUDENMEIR. Mr. Speaker, I merely wish to draw the attention——

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Witkin, will state his point of order.

Mr. WITKIN. Mr. Speaker, my point of order is that the motion to adjourn is not debatable.

The SPEAKER. The Chair rules that the point of order is well taken.

Mr. STAUDENMEIER. Mr. Speaker, I merely wish to state—

Mr. WITKIN. There is a motion before the House.

The SPEAKER. The Chair again announces that a motion to adjourn is not debatable.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Staudenmeier and Mr. Hermansen.

Mr. BECHTEL. Mr. Speaker, I ask for a verification of the roll.

The roll was verified as follows:

YEAS—67.

Argentieri,
Baker,
Baldi, O.C.A.Jr.,
Baldi, J.F.M.,
Beyer,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Emhardt,
Fish,
Fleisher.
Fox,
Frederick,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Heffernan,
Hefferon,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
McCallister,
Metzinger,
Miller,
Musmanno.
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Price,
Raub,
Reed, G. L.,
Rice,
Root,
Sarig,
Sautter,
Schwartz,
Sinwell,
Sowers,
Spann.
Stadtlander,
Sterling.
Strickler,
Tahl,
Talbot,
Turner,
Watson,
Weaver,
Wheeler,
Witkin,
Ziesenheim,

NAYS—127.

Adams,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Braham,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland.
Fitzgerald,
Flynn,
Gangloff.
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose.
Loucks,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo.
Meredith,
Metzler,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel.
Goodnough,
Speaker.

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the motion?

MOTION TO RECESS

Mr. SOWERS. Mr. Speaker, I move that this House do now take a recess until today at 10.00 o'clock. It appearing to be twelve minutes after twelve.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

Mr. SOWERS. Mr. Speaker, I withdraw that motion temporarily.

QUESTION OF INFORMATION

Mr. WITKIN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. WITKIN. I ask the Speaker of the House to announce to the House, the day of month, the day of week and the time at this present moment.

The SPEAKER. The time is nineteen minutes or thereabouts past twelve o'clock. The day of the month is believed to be the——

Mr. WITKIN. I asked the Speaker for the day of the month.

The SPEAKER. If the gentleman refers to the calendar day, or rather if he refers to the Legislative day then the Chair would say that this is April 27th.

Mr. WITKIN. The time of the day.

The SPEAKER. The Chair is of opinion that the Legislative day commences on Monday night at nine o'clock and extends until the House is adjourned.

Mr. WITKIN. May I ask the Speaker, to announce if the calendar day is not Tuesday, April 28th, 1931, and the time as stated by the Speaker at nineteen minutes past twelve o'clock.

The SPEAKER. The Chair does not feel it necessary to announce the day of the week or the day of the month.

On the question recurring,

Will the House agree to the motion?

It was not agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1632, as follows:

An Act to amend the act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and proceedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hunderd and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the proviso of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalties in reference to public utility operations further regulating utility secruities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices in utility procedure and extending rights of consumers in reparation and appealed cases

Mr. SOWERS. Mr. Speaker, I desire to offer an amendment to House Bill No. 1632.

Mr. STAUDENMEIER. Mr. Speaker, I object to this bill being amended at this time.

The SPEAKER. The gentleman is not in order. The gentleman cannot object when the bill is on second reading, and the Chair is of the opinion that the amendments are in order and should be laid before the House.

The amendments of the gentleman from Philadelphia, Mr. Sowers, appear to be to section 4, if there are amendments prior to section 4, it will save time and save the reconsideration of votes perhaps if they are presented at this time before those sections are agreed to. The Chair will begin with section one and they will be placed before the House in their order for the attention of the House.

Mr. HERMANSEN. Mr. Speaker, I think we have a right to object to these amendments now, have we not?

The SPEAKER. The gentleman certainly has the right to object to the amendments when they are read in their order.

The first, second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Article one of the act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relacation or abolition of the crossing of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned all giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" as amended be and the same is hereby amended so that the first paragrph of said Article One and the two definitions at the end thereof shall read respectively as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as [“The Public Service Company Law”] “The Fair Rate Law”

The term “Commission” when used in this act means the [Public Service Commission] Fair Rate Board created by [this act] an act approved as of even date herewith

The term “Commissioner” when used in this act means any one of the members of such [commission] Fair Rate Board

Section 2 That Article two section one subsection (s) of the said act be and the same is hereby amended to read as follows

(s) If a railroad corporation or a street railway corporation to construct and maintain whenever the commission may require the same such switch or other connections with or between the lines of other companies of the same character where the same is reasonably practical and can readily be connected to form a continuous line of transportation and to cause the conveyance of persons and property between points within this Commonwealth to be without unreasonable interruption or delay and to establish through routes and service therein and just and reasonable joint rates fares and charges applicable thereto and where practicable transport freight over the same with out transfer from the originating cars and shall not discriminate in the said rates fares charges or in any rules or regulations applicable thereto between any such connecting lines Provided That no railroad corporation or street railway corporation shall be required to give the use of its tracks or terminal facilities to any other common carrier [And provided That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways elevated rail ways or subways] except when in the opinion of the Commission such use is a public necessity in which case the Commission may by its order require or permit such use for such time under such conditions and for such compensation as shall be prescribed by the Commission in its order

Section 3 That Article two of the said act be and is hereby amended by adding at the end of said Article two after subsection (y) the following subsection

(z) To use and expend all the proceeds from the sale of securities only in conformity with reasonably purdent practice for the economical construction and establishment of its capital business structures plants and capital equipment and facilities and to expend earnings and incur operating expense only to the extent and in the manner prudently necessary to conduct its business so as to serve the public fully efficiently and in conformity with the law and the rules regulations and orders of the Commission

The fourth section was read as follows:

Section 4 That Article three sections one two three four five seven and eight of the said act be and the same are hereby amended to read as follows

ARTICLE III

CREATION POWERS AND LIMITATIONS OF POWERS OF PUBLIC SERVICE COMPANIES

Section 1 It shall be lawful for every public service company always in conformity with this Act and all acts amendatory thereof and supplemental thereto and in conformity with such lawful rules regulations and orders as may be made by the Commission to carry out the administrative details of this Act

(a) To demand collect and receive fair just and reasonable prices rates fares tolls charges or other compensation for each and every service rendered or to be rendered by it to any person or corporation or to any other public service company with whom it interchanges facilities and services and it shall be unlawful for any public service company to demand collect or receive more or higher than fair just and reasonable prices rates tolls charges or other compensation Provided That if a public service company shall earn in any year a net amount over and above actual legitimate and prudent operating expenses taxes a proper depreciation allowance and any other reserves properly chargeable against operating receipts more than seven precent of the capital value of the property and facilities of the company as of such year determined according to the provisions of this Act one half of all such excess earnings above seven percent up to eight per cent of said capital value and all such excess earnings above eight percent of said capital value shall be paid to the Commission and deposited by it into and become a part of the General Fund of the State Treasury but any amounts ordered by the Commission to be repaid to users of the service of any public service company shall be so paid and not accounted for as a part of said excess net earnings

To establish [a] fair just non-discriminatory and reasonable [silding-scale] sliding scales of rates fares or charges Provided That a schedule showing such [scale] scales of rates fares or charges shall first have been filed with the Commission and approved by it

[To establish with the consent of the Commission a scale of charges subject to automatic adjustment in relation to the dividends to be paid to the stock holders of such public service company or the profit to be realized by any person engaged in like business]

[To participate to such an extent as may be permitted by the Commission and deemed by the Commission wise for the purpose of encouraging economics efficiencies or improvements in methods or service in the additional profits which will be afforded by such economics efficiencies or improvements in methods or service]

(b) To employ in the conduct and management of its business suitable and reasonable classifications of its service patrons and rates and such classification may in any proper case take into account the nature of the use and quantity used the time when used the purpose for which used the kind value and facility of handling of commodities and any other reasonable consideration Provided That such classifications and diversity in rates and charges based thereon will be unlawful if the difference in rates and charges between such classes shall not approximate reasonably the respective differences between the actual costs to the public service company for the respective services rendered

(c) To have reasonable rules and regulations subject to existing law and the provisions of this Act governing the conduct of its business and the conditions under which it shall be required to render service

It may require the payment of charges in advance the making of reasonable minimum payments and deposits to secure future payments of such charges or it may allow discounts for prompt payments of the same or impose penalties for failure to pay promptly Provided That such advance charges minimum payments deposits discounts or penalties are reasonable and apply equally and without discrimination or preference to all shippers consumers and patrons under like conditions and under similar circumstances and that any advance minimum stand-by read-to-serve or other fixed charges shall be absorbed and creidted in and toward the payment of any charge for service actually rendered for the period of time for which any such charge shall be made and that no penalty shall exceed the rate of twelve percent per annum from the date due until the date of payment

(d) To apply to the Commission by complaint in the manner hereinafter provided in this Act whenever such company claims to be aggrieved by any ruling regulation classification or order which [it] the company is or has been required by the Commission to observe or carry into effect and thereupon such public service company shall be entitled to a full and fair hearing and a speedy determination of its complaint on the merits by the Commission and to all just and reasonable relief consistent with the rights and duties of such public service company

(e) Whenever any owner of property transported by any common carrier or any user or patron of any other public service company renders directly or indirectly any service connected with such transportation or other public service the charge and allowance therefor shall be no more than is just and reasonable and the Commission may after hearing on its own motion or upon complaint determine what is a reasonable charge as a maximum to be paid by the carrier or other public service company for the use of the service so furnished or rendered and what is a proper proportion of the said cost and fix the same by appropriate order to be observed and enforced by the parties concerned

Section 2 Upon the approval of the Commission evidenced by its Certificates of Public Convenience first had and obtained and not otherwise it shall be lawful for any proposed public service company

(a) To be incorporated organized or created Provided That [existing] laws now or hereafter existing relative to the incorporation organization and creation of such companies shall first have have been complied with prior to the application to the Commission for its Certificates of Public Convenience

(b) To begin and continue the exercise of any right power franchise or privilege granted or belonging to the public service company under any ordinance municipal contract or otherwise

(c) Every public service company which after the date of the passage of this act obtains a charter shall as a consideration for the granting of said charter specifically agree in its application for charter to have its fair return computed upon the basis of the actual legitimate capital prudently invested in the business and facilities involved also any public service company which has obtained its charter prior to the passage of this Act may voluntarily file with such Commission an agreement to have its fair return computed upon basis and also if any public service company shall have its charter rights established prior to the passage of this Act and shall apply to the Commission for a Certificate of Public Convenience for any material increase in its charter rights or its issue of securities or for a merger or other material change in its rights and uties as a public service corporation the Commission shall not grant any such Certificate of Public Convenience unless and until the public service company making such application shall file with the Commission an agreement to thereafter have its fair return computed thereafter on said basis

(d) Certificates of public convenience granted by the Commission for charters or franchises to carry on a public service business in the Commonwealth of Pennsylvania and all grants of charters or franchises whether by the State government or by authority of any municipality district or other political entity subordinate to the State government shall in no case be for a longer term or period than fifty years and any grant of charter or franchise for a public service business for a longer period than fifty years shall be void from the beginning

Section 3 Upon like approval of the Commission first had and obtained as aforesaid and upon compliance with now or hereafter existing laws and not otherwise it shall be unlawful

(a) For any public service company to renew its charter or obtain any additional rights powers franchises or privileges by any amendment or supplement to its charter or otherwise

(b) For a foreign public service company upon compliance with existing laws if any there be permitting such foreign company to exercise its powers and franchises within this Commonwealth to obtain the right to do business within this Commonwealth

(c) For any public service company to sell assign transfer lease consolidate or merge its property powers franchises or privileges or any of them to or with any other corporation or person

(d) For any municipal corporation or lawfully constituted district to acquire construct or begin to operate any plant equipment or other facilities for the [rendering or] furnishing to the public of any service of the kind or character already being [rendered or] furnished by any public service company within the municipality Such acquisition construction or operation shall be allowed by Certificate of Public Convenience granted by the Commission to the municipality in preference to any public service company if the Commission shall find upon application and hearing that the municipality or district will be able by independent construction or operation to supply the service involved better or at a lower cost to the public in compensation with all other public service companies or if the municipality can show that it is capable of acquiring either by purchase or condemnation the property and facilities of any public service company already serving the municipality or the resident thereof and municipalities are hereby granted power to condemn in the courts of the county in which the property to be condemned may be situated all property and facilities necessary for the municipality to possess in acquiring or constructing such plant equipment and facilities

Provided however That nothing herein contained shall interfere with or affect the right or power of a municipal corporation to continue the operation of its municipal plant or to extend the same within the territory of such municipal corporation or any part thereof which is not then being supplied by a public service company [rendering or] furnishing service of a like kind or character And provided further That any municipal corporation which at the time this Act becomes effective has by authority of law in process of construction any such plant for the [rendering or] furnishing to the public of any such service may proceed with and complete the said construction and begin to operate the same without the aforesaid approval of the Commission first had and obtained

Section 4 It shall be lawful for any public service company unless the Commission shall have disapproved all or any part of the program for issuance of securities set forth by a public service company in the certificate of notification filed with the Commission as provided hereinafter in this section within sixty days after the filing of such certificate of notification but not lawful in case of such disapproval

(a) To issue stock trust certificates bonds notes or other evidences of indebtedness or other securities or make any increase in the issue thereof in the manner prescribed by law and only for money service or labor done or money or property actually received in accordance with the requirements of the Constitution and the laws of the Commonwealth and in accordance with the actual legitimate value as determined by the Commission of any such service or labor done or such property received

(b) All stocks trust certificates bonds notes or other evidences of indebtedness or other securities disapproved by the Commission and issued after such disapproval or issued in violation of [this subsection] and provisions or restrictions of this law and all [fictitious increase of stock trust certificates bonds notes or other indebtedness or securities] issues or increase of issues of securities for other than services or property at the actual legitimate value thereof or cash shall be void

(c) [Application as hereinafter provided may be made by such service companies to the Commission for a certificate of valuation to the effect that] The Commission shall if convinced that the provisions of this [section] Act have been compiled with as to any stocks trust certificates bonds notes or other evidences of indebtedness or other securities issued after [the passage of this Act] July twenty-six one thousand nine hundred and thirteen issues a Certificate of Valuation either upon its own motion or pon application of any public service corporation Both for information of the Commission when it shall so require and upon filing such application the public service company shall certify to the Commission as to the number and amount [thereof] of securities issued or to be issued and the purpose of such issue and said application shall contain such other facts and detailed information and be in such form as the Commission shall determine and prescribe and shall be signed and vertified by the affidavit of the treasurer auditor controller or other acting fiscal head of the public service company

[(b)] (d) Every public service company shall file with the Commission [on or] prior to the [date of] issuance of any stock trust certificates bonds notes or other evidences of indebtedness or other securities payable at periods of more than twelve months after the date thereof and now or hereafter to be authorized [(unless upon application as aforesaid a certificate of valuation shall have been obtained in accordance with the provisions of this act)] a certificate to be known as a Certificate of Notification in such form as the Commission may from time to time determine and prescribe which among other things that may be required by the Commission shall show

I The total amount thereof

II The number and amount thereof outstanding prior to the date of such certificate the amont thereof theretofore retired the amount thereof theretofore undisposed of and whether such amount undisposed of is held in the treasury of the public service company as a free asset or pledged and if pleadged the terms and conditions of such pledge

III The number and amount thereof to be issued and the purpose of such issue and whether to be sold pledged or held in the treasury of the public service company as a free asset if such securities are to be sold the terms of sale if a contract for such sale has been made and if any part of the consideration to be received therefor is other than money an accurate and detailed description thereof if such securities are to be pledged the terms and conditions of such pledge

IV The number and amount thereof remaining unissued

V If the issue is of shares of stock the certificate shall also show the par value thereof and the number of them outsanding shares previously issued

VI The preference or privilege granted to the holders of any such shares of stock the dates of maturity rates of interes of any bonds notes or other evidences of indebtedness or othe securities and any conversion rights granted to the holders thereof and the price if any at which such shares or such securities may be redeemed

[(c)] (e) Whenever any securities set forth and described in any Certificate of Notification as pledged or held as a free asset in the treasury of the public service company shall subsequent to the filing of such certificate be sold or repledged or other wise disposed of by the public service company such company shall file with the Commission a further Certificate of Notification to that effect setting forth therein all such facts as are required by subdivision three of subsection [(b)] (d) of [this] section four of this Article three

[(d)] (f) All Certificates of Notification furnished to the Commission shall be signed and verified by the affidavit of the treasurer auditor controller or other acting fiscal head of the public service company Such Certificates of Notification shall at all times be deemed to be public records and open to inspection and may be given such further publicity as the Commission may deem to be for the public interest or welfare

(g) The provisions [of] in this act [contained] in regard to Certificates of Valuation and unless so required by the Commission in regard to Certificates of Notification shall not apply to the issuance of bonds notes or other evidences of indebtedness payable at periods of twelve months or less nor to the pledging or repledging of stocks trust certificates bonds or other evidences of indebtedness to secure such bonds notes or evidences of indebtedness payable at periods of twelve months or less but if such bonds notes or other evidences of indebtedness shall in whole or in part directly or indirectly be refunded by any issue of bonds notes or other evidences of indebtedness running for more than twelve months then the said mentioned provisions with regard to Certificates of Notification and Valuation shall apply

(h) Neither the filing with the Commission of any Certification nor the issuing by the Commission of any Certificate of Public Convenience of Certificate of Valuation and nothing therein or in this Act contained nor any hearing had nor any approval disapproval [nor] finding [nor] order [nor] or decree made by the Commission nor any act or thing done by any public service company in pursuance thereof nor any act or thing done by the Commission under the provisions of this Act shall in any wise affect the invalidity if any of any stocks trust certificates bonds notes or other evidences of indebtedness or other securities issued [or] assumed [or] guaranteed or pledged by any public service company prior to [the date when this Act shall become effective by any public service company] July twenty-sixth one thousand nine hundred and thirteen

(i) The Commission shall have jurisdiction over the holders of voting capital stock of all public utility companies under the jurisdiction of the Commission to such extent as may be necessary to enable the Commission to require the disclosure of the identity and respective interests of every owner of any substantial interest in such voting stocks One per centum or more is a substantial interest within the meaning of this sub-division

(j) The Commission shall have jurisdiction over affiliated interests having transactions other than ownership of stock and receipt of dividends thereon with public service companies under the jurisdiction of the Commission to the extent of access to all accounts and records of such affiliated interests relating to such transactions including access to accounts and records of joint or general expenses any portion of which may be applicable to such transactions and shall have authority to require such reports to be submitted to the Commission by such affiliated interestes as the Commission may prescribe For the purposes of this section only "affiliated interests" include the following

1 Every corporation and person owning or holding directly or indirectly ten per centum or more of the voting capital stock of any such public service company

2 Every corporation and person in any chain of successive ownership of ten per centum or more of such voting capital stock

3 Every corporation ten per centum or more of whose voting capital stock is owned by any person or corporation owning ten per centum or more of the voting capital stock of such public service company or is owned by any person or corporation in any such chain of successive ownership of ten per centum or more of such voting capital stock

4 Every person who is an officer or director of such public service company or of any corporation in any chain of successive ownership of ten per centum or more of such voting capital stock

5 Every corporation which has one or more officers or one or more directors in common with such public service corporation

6 Every corporation or person which the Commission may determine as a matter of fact after investigation and hearing is actually exercising any substantial influence over the policies and actions of such public service company even though such influence is not based upon stockholding stockholders directors or officers to the extent specified in this sub-section (j)

7 Every person or corporation who or which the Commission may determine as a matter of fact after investigation and hearing is actually exercising such substantial influence over the policies and actions of such public service company in conjunction with one or more other corporation and/or persons with which or whom they are related by stock ownership and/or blood relationship or by action in concert that together they are affiliated with such public service company within the meaning of this section even though no one of them alone is so affiliated

Provided however That no such person or corporation shall be considered as affiliated within the meaning of this section if such person or corporation is otherwise subject to the jurisdiction of the Commission or such person or corporation shall not have had transactions or dealings other than the holding of stock and the receipt of dividends thereon with such public service company during the two-year period next preceeding

(k) No management construction engineering or similar contract hereafter made with any affiliated interest as hereinbefore defined shall be effective unless it shall first have been filed with the Commission If it be found that any such contract is not in the public interest or reasonably prudent as to terms and cost the Commission after investigattion and hearing is hereby empowered to disapprove such contract Contracts thus disapproved shall be void and it shall be unlawful for any public service company subject to the jurisdiction of the Commission and involved in such disapproved contract to proceed with the execution of the contract

Section 5 Upon the approval of the Commission evidenced by its Certificate of Public Convenience first had and obtained and not otherwise it shall be lawful

(a) For any municipality or public service company to extend its public service of any kind whatever into or sell its product used for public service in or for such territory adjacent to the municipality or to the area covered by the franchise of the public service company as may be definitely provided in said certificate of public convenience

(b) For any railroad corporation or street railway corporation to construct its tracks or other facilities across the tracks or other facilities of any other railroad corporation or street railway corporation or across any public highway at grade or above or below or for any public highway to be constructed across the tracks or other facilities of any railroad corporation or street railway corporation at grade or above or below grade or for any public service company to construct any of its facilities across the facilities of any other public service company at the same or different levels And it shall be lawful upon like approval first had and obtainde and not otherwise for any public service company to alter relocate remove or abolish any such crossing Provided however That in all cases in which the tracks or other facilities of a railroad corporation or street railway corporation cross the tracks or other facilities of another railroad corporation or street railway corporation or a public highway at grade and such crossing [is at the time this Act becomes effective] was on January first one thousand nine hundred and fourteen in process of abolition under and in accordance with an agreement or contract entered into with any municipality providing for such abolition it shall be lawful to proceed with the consummation of such abolition as provided in such agreement or contract without the aforesaid approval of the Commission first being obtained

Section 7 It shall be unlawful for any public service company after the first day of January one thousand nine hundred and fourteen to render or furnish or to offer to render or furnish within this Commonwealth any service of the kind or character rendered or furnished by it until it shall have filed and posted its tariffs and schedules in accordance with the provisions of subsection (d) of section one of article two hereof nor until its tariffs and schedules shall have been approved by the Commission

Section 8 It shall be unlawful for any public serivec company

(a) To charge demand collect or receive directly or indirectly by any special rate rebate drawback abatement or other device whatsoever from any person or corporation for any service rendered or to be rendered a greater or less compensation or sum than it shall demand charge collect or receive from any other person or corporation for a like and contemporaneous service under substantially similar circumstances and conditions

Provided however That where as the result of a bona fide mistake or error of a common carrier the full tariff charges are not collected in the first instance and the balance is subsequently found to be due and outstanding the collection of such balance may be waived by the carrier [provided the mater is submitted to the Commission and its approval of such waiver is first had and obtained]

(b) To make or give away any undue unreasonable preference or advantage in favor of or to any person or corporation or any locality or any particular kind or description of traffic or service in any respect whatsoever or to subject any particular person or corporation or locality or any particular kind or description of traffic or service to any undue or unreasonable perjudice or disadvantage in any respect whatsoever

(c) To make tariff charges or rates for those upon whose application extensions of service beyond the theretofore established facilities of any public service company have been made which are not based only on the actual legitimate and prudent cost of such extensions of facilities and actual increased cost of operation due to the extended service or to refuse to make extensions of service within areas covered by the franchise rights of the public service company if and when applying consumers will agree to pay charges minimum charges and rates thus determined

(d) To make any tariff schedules or rate structures including fixed charges of all kinds and spreads of charges more complicated than necessary to obtain without discrimination when the fair rate is to be computed on the basis of prudent investment of a fair return to the public service company on its actual legitimate capital investment as affected by depreciation and other allowable reserve or to obtain when the fair rate is to be computed on present fair value of the property and facilities of the public service company a fair return on said present fair value and further to make any greater spread of charges between the individuals served in any one class of service or between the individuals served in different classes of service than is reasonably represented by differences in cost of the service involved it being the intent of this subsection to require that the fair return to the public service company shall be obtained without discrimination not only between individuals deemed to be in the same class but also between different classes of the same kind of service

On the question,

Will the House agree to the section?

Mr. BLUMBERG. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 4, page 25, line 6, by striking out the words "nor until its tariffs and"

Amend section 4, page 25, line 7, by striking out the words "schedules shall have been approved by the Commission" and inserting in lieu thereof the following:

"Provided however that unless written protests be filed to such tariffs and schedules within a period of thirty days from the filing and posting thereof such tariffs and schedules shall at the end of such thirty day period forthwith become effectice without further approval by the Commission Should written protest as to such tariffs and schedules be filed with the Commission within thirty days from the filing and posting thereof the Commission shall hold public hearing thereon and shall make written determination therein within a period of one hundred twenty days from the filing of such said protest with the Commission"

The intent and purpose of this amendment is to amplify the section of House Bill No. 1632 in order to make the necessary distinction between proper and improper tariffs and schedules.

We feel that any tariff or schedule properly posted and filed, and against which no protest has been filed within thirty days, should be considered proper, fair and just, and should become effective forthwith. That in the event there is complaint as to such tariff or schedule, such complaint should be evidenced by a protest filed thereto within thirty days, and that in such event the decision of the Board should not be delayed more than one hundred twenty days from the date of such protest. We consider that the business of public service companies, the income derived from its tariffs and schedules should not be unreasonably delayed nor the harmful effect of such delay imposed upon the securities affected thereby and held by the public.

And this we seek to do by this amendment, not limiting the power of the commission as to their regulation of tariffs and schedules, but providing a practical working method for the enforcement of such a right.

On the question,

Will the House agree to the amendments?

AMENDMENTS LAID ON TABLE

Mr. D. GLENN MOORE. Mr. Speaker, I move that this amendment be laid upon the table.

Mr. CHESTER H. RHODES. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. BLUMBERG. Mr. Speaker and members of the House, I am rather surprised at the motion that was just made by that fair and very amiable gentleman of the House, Mr. Moore. His sense of fairness in this House has never until this moment been questioned by me, but the situation before the House is now this: here is a bill that was introduced into this House April 13, two weeks ago. It contains 37 pages of printed matter. It is not a bill that is new in form. It is an amendment to the Public Service—

The SPEAKER. The Chair feels that it is incumbent on it to state that a motion to lay upon the table is not debatable. The Chair does this for the purpose only of saving time.

QUESTION OF PERSONAL PRIVILEGE

Mr. BLUMBERG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. BLUMBERG. Mr. Speaker and members of the House, my only purpose in addressing the House at this time is to point out that these amendments are made under an honest attempt to point out to this House wherein there are defects in the act, not of strength but of weakness. If the members of this House had listened to the amendments, he would have seen that this amendment was offered not to limit or restrict the fair rate board, but as a matter of fact to increase its power. If any one will take the trouble to look at this section he will see that in the sale of securities the proceeds thereof can only be used for one purpose and that the fair rate board would be hedged in by that one purpose. My amendment, if allowed, will permit the fair rate board to dictate at all times the exact use of every dollar that will come from the sale of securities. I want to impress upon the House that the amendment is made in good faith and will strengthen the bill.

This bill has not had consideration by this House. It could not have had by its very nature. It came out of committee last week. It was amended. It is an amendatory act. I think the members of this House are entitled to know, even though the hour is late, if we are not to recommit these bills for amendment, in committee, that at least they will have an opportunity, honestly and fairly, to consider these amendments on the floor of the House.

Mr. Speaker, may I ask as a question of personal priviledge, that my amendments be again read for the information of the House?

The amendments were again read by the Clerk.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Blumberg and Mr. Witkin.

Mr. BEYER. Mr. Speaker and members of the House, before we proceed with the roll call, I have not on my file the bill that is now before us, printer's number 632. My page is 593, the next is 647, and I have looked all over this file and I have not been able to find it. I ask whether the bill is on file?

The SPEAKER. Are there any other members that do not have this bill on file? The printer's number is 632. The bill seems to be on the file of most of the members, and a copy will be furnished to the gentleman from Philadelphia, Mr. Beyer.

Mr. BEYER. Mr. Speaker, may I have an opportunity to read it? It is not here.

On the question recurring,

Will the House agree to the motion?

MOTION TO AMEND

Mr. SOWERS. Mr. Speaker, I move that the motion be amended.

The SPEAKER. There is a motion before the House and the Clerk has been directed to call the roll. There is nothing in order but the calling of the roll.

Mr. SOWERS. Mr. Speaker. The roll call has not started.

The SPEAKER. The Clerk has been directed to call the roll.

Mr. BLUMBERG. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—118

Baker,
Barton,
Batchelor,
Bauer,
Bechtel.
Bell,
Bicker,
Bidelspacher,
Braham,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel.
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Gangloff,
Garard,
Gillette,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins.
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Mason,
McAlee.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—74

Adams,
Argentieri,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Beyer,
Black,
Blumberg,
Bowers,
Burns.
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Gicking,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Heffernan,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
McCallister,
Metzinger,
Miller,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Price,
Raub,
Reed, G. L.,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Sinwell,
Sowers,
Stadtlander,
Sterling,
Storb,
Strickler,
Surface,
Tahl,
Talbot,
Turner,
Weaver,
Weidemann,
Wheeler,
Witkin,
Ziesenheim,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 4, page 13, lines 15 and 16, by striking out the words "actual legitimate capital prudently invested in" and inserting in lieu thereof the following: "the value of"

Amend section 4, page 13, line 17, by inserting after the word "involved" and before the word "also" the following: "determined in accord with the provisions of the public service company law and accepted business practices"

Amend section 4, page 15, line 7, by striking out the words "Such acquisi-"

Amend section 4, page 15, lines 8 to 24, all inclusive, by striking out entire said lines.

On the question,

Will the House agree to the amendments?

AMENDMENTS LAID ON TABLE

Mr. HERMANSEN. Mr. Speaker, I move that the amendments be laid on the table.

Mr. LEIDICH. Mr. Speaker, I second the motion

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Sowers and Mr. Schwartz.

Mr. BEYER. Mr. Speaker——

The SPEAKER. There is a motion before the House and the calling of the roll is in order.

Mr. BEYER. Mr. Speaker, I arose to interrogate the gentleman from Luzerne, before the call for the roll. I was up in time.

The SPEAKER. Will the gentleman from Luzerne, Mr. Hermansen, permit himself to be interrogated?

Mr. HERMANSEN. Yes, Mr. Speaker.

Mr. BEYER. Mr. Speaker, having made the motion to table these amendments, does the gentleman know what they are and can he explain them?

Mr. HERMANSEN. Yes, I know what they are. They are a trick to delay this legislation.

Mr. BEYER. Mr. Speaker, I desire to further interrogate the gentleman.

Mr. HERMANSEN. Mr. Speaker, I refuse to be further interrogated.

Mr. TALBOT. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—119.

Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Mason,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough, Speaker.

NAYS 70

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Beyer,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Dietrich,
Duffy,
Ederer,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Heffernan,
Hoopes,
Hutton,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
Metzinger,
Millar,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Raub,
Reed, G. L.,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Sinwell,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Weidemann,
Witkin,
Ziesenheim.

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 4, page 16, line 26, by inserting after the word "commission" and before the word "of", the following: "in accord with the provision of this act and accepted business practices."

On the question,

Will the House agree to the amendment?

AMENDMENTS LAID ON TABLE

Mr. HERMANSEN. Mr. Speaker, I move that the amendment be laid upon the table.

Mr. LEIDICH. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Root and Mr. P. M. Myers.

Mr. RICE. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—111.

Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Gangloff,
Gicking,
Gillette,
Goehring,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough, Speaker.

NAYS—63.

Adams,
Argentieri,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Beyer,
Black,
Blumberg,
Bowers,
Burns,
Conner,
Cooke,
Denning,
Dietrich,
Ederer,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Gaghan,
Garard,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Lockhart,
Lucas,
Maloney,
Mathay,
McCallister,
Metzinger,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Price,
Raub,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Sowers,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Weidemann,
Witkin,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the section?

Mrs. KIRKBRIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The Clerk read the amendments as follows:

Amend Section4, page 16, line 15, by striking out the word "sixty" and inserting in lieu thereof, the following: "thirty".

This amendment is proposed to House Bill No. 1632, and the Section thereof dealing with the time permitted the Commission to disapprove of all or any part of the program for the issuance of securities. Under the wording of the proposed Bill, it is declared lawful for public service companies to do certain things unless the Commission shall have disapproved of all or any part of the program within sixty days after filing of Certificate of Notification. Our amendment seeks to strike out sixty days and place in lieu thereof 30 days. We believe that this proposed change permits the Commission a sufficient length of time to voice their disapproval of any program as to the issuance of securities. We feel that the sixty days as proposed in House Bill No. 1632 is too lengthy a period and the additional thirty days will accomplish or make possible no additional power or authority to the Commission.

For that reason this amendment is submitted so as to make this provision in accordance with the present established practice and law.

On the question,
Will the House agree to the amendments?

AMENDMENTS LAID ON TABLE

Mr. HERMANSEN. Mr. Speaker, I move that the amendments be laid upon the table.

Mr. LEIDICH. Mr. Speaker, I second the motion.

On the question,
Will the House agree to the motion?

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Luzerne, Mr. Hermansen.

Mr. HERMANSEN. Mr. Speaker, what on?

Mr. TURNER. I desire to interrogate the gentleman.

The **SPEAKER.** Will the gentleman from Luzerne permit himself to be interrogated?

Mr. HERMANSEN. I will answer an interrogation if I can.

Mr. TURNER. Mr. Speaker, I would like to ask the gentleman from Luzerne whether he knows what section four of House Bill No. 1634 is?

Mr. HERMANSEN. If I look at it I do.

Mr. TURNER. The gentleman does not know now.

Mr. HERMANSEN. Just give me five minutes to look it over and I will explain it to you.

On the question recurring,
Will the House agree to the motion?

The yeas and nays were required by Mr. Fox and Mr. Turner.

Mr. WEIDEMANN. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—112

Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Evans, J. T.,
Evans, T. C.,
Eveland,
Flynn,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Mason,
McAlee,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—67

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Beyer,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Fitzgerald,
Fox,
Frederick,
Fuller,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Lucas,
Mathay,
McArran,
McCallister,
Metzinger,
Millar,
Miller,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Raub,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Sinwell,
Sowers,
Spangler,
Stadtlander,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Emhardt,
Fish,
Fleisher,
Kirkbride,
Lockhart,
Rice,
Rieder,
Weidemann,
Witkin,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,
Will the House agree to the section?

Mr. GEORGE L. REED. Mr. Speaker, I desire to offer the following amendment.

The **SPEAKER.** The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 4, page 14, lines 3 to 12 all inclusive, by striking out entire said lines.

On the question,
Will the House agree to the amendment?

MOTION TO ADJOURN

Mr. WITKIN. Mr. SPEAKER, I move that this House do now adjourn until 11 o'clock.

Mr. ROOT. Mr. Speaker, I second the motion.

The motion was not agreed to.

On the question recurring,
Will the House agree to the amendment?

AMENDMENT LAID ON TABLE

Mr. MASON. Mr. Speaker, I move that the amendment be laid upon the table.

Mr. CAUFFIEL. Mr. Speaker, I second the motion.

On the question,
Will the House agree to the motion?

The yeas and nays were required by Mr. Root and Mr. Greenstein and were as follows:

YEAS—111

Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Flynn,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Snyder,
Soffel,
Staudenmeier,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker

NAYS—64

Argentieri,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Beyer,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Gillette,
Greeby,
Green,
Lockhart,
Lucas,
Mathay,
McCallister,
Metzinger,
Miller,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Rice,
Rieder,
Sarig,
Sautter,
Sinwell,
Sowers,
Stadtlander,
Storb,
Strickler,

Burns,
Conner,
Cooke,
Denning,
Duffy,
Ederer,
Emhardt,
Greenstein,
Hart,
Haws,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Nothnagle,
Pennock,
Perry,
Peters,
Price,
Raub,
Reed, G. L.,
Talbot,
Turner,
Weaver,
Weidemann,
Williams, G. W.,
Witkin,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I move that all the amendments to this bill still unread be read at one time and be considered at one time.

Mr. STAUDENMEIER. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. E. P. BROWN offered amendments which were read as follows:

Amend section 4, page 26, lines 15 to 29, all inclusive by striking out the entire said lines.

Amend section 4, page 27, lines 1 to 5, all inclusive, by striking out the entire said lines.

Amend section 4, page 23, line 12, by inserting after the word "commission" and before the word "if" the following: "Upon protest being filed with the Commission as to such contract being opposed to public interest and not reasonably prudent as to the terms and costs thereof the Commission may hold hearing on such protest and"

Amend section 4, page 23, line 15, by striking out the words: "empowered to disapprove"

Amend section 4, page 23, line 16 to 20, all inclusive by striking out entire said lines and by inserting in lieu thereof, the following: "directed to file written determination thereof and in the same proceeding make order therein as to what portion of and in what amount such said contract is opposed to public interest and unreasonable as to the terms and costs thereof and shall order that any amount of said contract in excess as to what is reasonable as to terms and costs thereof shall be included as an item in the making of any valuation on revaluation or as an element in the fixing of any rate of return"

It is not intended by this amendment to deprive nor limit the Commission of any power or right of supervision and regulation over management, construction, engineering or similar contracts. It is intended, however, to re-vamp and re-write the provision of the present House Bill No. 1632 in relation thereto, so as to furnish a practical, common business method of exercising such right and power.

Under the provision of the Bill as it is now worded, no management, construction, engineering or similar contract made with any affiliated interests as defined in the Bill itself shall be effective unless first filed with the Commission. Then "if it be found that any such contract is not in public interest or reasonably prudent as to the terms and cost," the Commission, after hearing and investigation is empowered to disapprove such contract and the contract so disapproved shall be void.

Apparently the intent of this Bill is to grant unto the Commission the right to supervise, regulate and pass upon all such contracts.

The makers of this amendment are in hearty accord with that intent and hold no brief against the granting of such right to the Commission. The amendors seek to make no change as to such right, this amendment being confined only to the manner of exercising such a right.

This amendment seeks to remedy certain evils that will result from adherence to this section under the present wording thereof. It likewise seeks to suggest the manner in which such evils may be avoided, and right so granted, exercised in accordance with accepted business methods.

Except by change of constitution, this Body cannot deprive an individual or corporation of his or its inherent right to make and enter into contracts necessary and incidental to the conduct of its business. It can and does, by this Bill, exercise the right of supervision and regulation over the exercise of such a right, in so far as it is hostile to public interests. But such supervision and regulation must not and dare not be unreasonable, lest it be directly or indirectly a deprivation of private rights of individuals.

We feel that despite the possible intent of the present proposed House Bill No. 1632, to be reasonable, it is and will be an affect most unreasonable and indirectly will deprive all public service companies of their inherent rights to conduct their own business.

First, this act deals with contracts made with affiliated interests. The same Bill interprets affiliated interests to include any individual or corporation having transactions with such a company, who or shall in the opinion of the Board exercise either directly or through another any substantial influence upon the policies or actions of the company. Such interest to be affiliated, need not be based on stock ownership. The Commission, or as called by the Bill "the executive agency" is constituted and empowered to act as the sole judge of who or what is an affiliated interest. No restriction, no guidance, no rule has been set for them to follow. By logical inference, therefore, this Bill in its present form would include every average individual or corporation throughout the state, and perhaps nation, who transacts any business with a public service company. Therefore, with rare exception this section will apply to any and every management, construction, engineering or similar contract into which the company can and will enter.

For, by the very wording of the proposed Bill, the mere entering into of such a contract would make of such other party a suspected affiliated interest in as much as entering into a contract is most certainly having "transactions with."

With such an application, then in mind, this Bill requires such contract to be filed. With this, we are in hearty accord.

But House Bill No. 1632 goes further. It provides "if it be found, etc. after investigation and hearing," then the Commission may disapprove and the contract be void." "After investigation and hearing" means a long period of time. A contract of immediate necessity to the improvement of service or the lowering of costs may be entered into by a public service company, partically enforced, but its approval await many months of investigation and hearing. Possibly the very delay of such investigation and hearing may make performance of that contract of necessity either impossible or impractical. A short time ago, Virgin Islands was offered to the Federal government for five million dollars, but the matter was investigated and delayed, until not so long ago, the United States government bought the same island for twenty-five million dollars. And so it will be as to contracts by public service companies and whether the reasons causing such delay be justified or unjustified, whether the motives back of that delay is just or unjust, is immaterial. The delay will be disasterous despite the justification or motive. And this evil will apply to all such contracts despite their worthiness or merit, for the proposed House Bill provides no method of differentiation between good and bad contracts. Considering the Bill, therefore, all in all, we feel that the result of this section will be to impose upon the executive agency the power and duty of company operation, not supervision. And this, we believe, is not the intent of this Body.

Therefore, we present this amendment to correct those evils. By it, we permit meritorious contracts to be freed of the danger of such delay by requiring that complaint shall be filed thereto. As to contracts found to be opposed to public interest or not reasonably prudent as to terms and costs, we suggest what appears to us as a fair and just method of consideration thereof. Father than demand that the contract so entered into must be held in abeyance for the final disapproval or approval thereof, we suggest that the Board shall determine this matter and make an award as to what portion and amount thereof is in excess of prudent terms and cost. And when such excess is so found that the Board shall surcharge such excess amount to the parties justly liable for the same, namely the investors and owners of such public service company, and this will be obtained by the ultimate reducing of his or their return to such extent.

Mr. ADAMS offered amendments which were read as follows:

Amend section 4, page 17, line 3 by inserting therein after the heading "(c)" the following: "application as hereinafter provided may be made by such public service companies to the Commission for a Certificate of Valuation to the effect that"

Amend section 4, page 17, line 10 by striking out the words: "the Commission"

Amend section 4, page 17, line 11 by striking out the words: "shall if convinced that"

Amend section 4, page 17, line 14 by striking out the words: "issued after"

Amend section 4, page 17, lines 15 and 17, all inclusive, by striking out entire said lines.

Amend section 4, page 17, line 18 by striking out the partial word: "tion"

Amend section 4, page 17, line 27 by inserting after the word "company" the following: "Provided however that the sole purpose and intent of this section is to grant unto any public service company the right to have pre-determined by the Commission the validity and compliance with existing laws of any proposed issue of securities and/or proposed increase of issue of securities and for no other purpose whatever"

Mr. STRICKLER offered an amendment which was read as follows:

Amend section 4, page 14, line 16 by striking out the words: "unlawful" and inserting in lieu thereof the following: "lawful"

Mr. EMHARDT offered amendments which were read as follows:

Amend section 4, page 11, line 23, by striking out the words: "absorbed and credited in and"

Amend section 4, page 11, line 24, by striking out the words "toward the payment of any" and inserting in lieu thereof the following: "included and embraced in the total".

Amend section 4, page 11, line 24, by striking out the word: "actually".

Amend section 4, page 11, line 25, by striking out the words: "for the period of time for which any such charge".

Amend section 4, page 11, line 26, by striking out the words: "shall be made".

The amendment herewith proposed to House Bill No. 1632 is to amend the sub-section thereof relating to the absorption and credit of fixed charges for service rendered. It is not the purpose of this amendment to limit the power of the Commission over the fixing of ready-to-serve charges, etc., by companies, but rather to clarify and make practical the exercise of this right by the Commission. Under the wording of the present bill, it is impossible to ascertain or determine the meaning or scope of the right or limitation, thereby granted and imposed.

Under the section of House Bill No. 1632, to which this amendment is offered, the company is permitted the right to make advance, minimum, stand-by, ready-to-serve, and other fixed charges. But after granting such right, the sub-sections of the proposed bill then requires such charges to be "absorbed and credited in and toward the payment of any charge for service actually rendered for the period of time for which any such charge shall be made".

Many companies, under the right granted by the present public service company law, are making monthly advanced fixed charges. It is impossible to determine just how such a charge can be absorbed and credited to service actually rendered during the period for which such charge (namely the month) has been made. The intent of this body is to grant the Commission the power of supervision and regulation over the fairness of such fixed charges, and to prescribe the reasonableness of such charge. To this we agree and the intent of this amendment is not to destroy this control, but rather to so change the wording of the bill as to permit a practical working plan thereof. By this amendment the company would retain the right of making such fixed charge, but be required to include and embrace any such charge in the total charge for service rendered the public. That is to say, that the service charge so made will be embraced in the bills rendered the public for service actually received. Thus the true intent of the section can be easily construed and thereby avoid the necessity of much litigation in the interpretation thereof.

Mr. HUTTON offered amendments which were read as follows:

Amend section 4, page 17, line 1, by striking out the words: "or issued".

Amend section 4, page 17, line 2, by striking out entire said line.

Amend section 4, page 17, line 3, by striking out the words: "tions of this law".

Amend section 4, page 17, line 5, by striking out the words: "issues or increase of issues of securities for".

Amend section 4, page 17, line 6, by striking out entire said line.

Amend section 4, page 17, line 7, by striking out the words: "value thereof or cash" and inserting in lieu thereof the following: "fictitious increase of stock trust certificates bonds notes or other indebtedness or securities".

On the question,

Will the House agree to the amendments?

AMENDMENTS LAID ON TABLE

Mr. STAUDENMEIER. Mr. Speaker, I move that all the amendments just read be laid upon the table.

Mr. CAUFFIEL. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion.

Mr. SOWERS. Mr. Speaker, I was prompted to make the motion I did because I realized that the "invisible government" had crushed us.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Talbot and Mr. Weidemann and were as follows:

YEAS—115.

Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Denning,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Raub,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spann,
Staudenmeier,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—63.

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Beyer,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Byrne,
Conner,
Duffy,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Hoopes
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
McCallister,
Metzinger,
Miller,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Price,
Reed, G. L.,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Sinwell,
Sowers,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Weidemann,
Wettach,
Witkin,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The fifth section was read as follows:

Section 5 That Article five sections one four five seven and twenty-seven of the said act be and the same are hereby amended to read as follows

Section 1 The Commission shall have general administrative power and authority as provided in this act upon application from interested parties or on its own motion in any case to supervise [and] regulate and control all public service companies doing business within this Commonwealth with respect to any and all the powers and duties of such public service companies

Said power and authority shall include the power to inquire into and regulate the service rates fares tolls or charges of any and all public service companies including individual and joint rates the charges for long and short transmission of messages and conversations by telegraph and telephone companies the making of repairs alterations and improvements in and to such service as shall be reasonably necessary for the accommodation or safety of its patrons employes and the public the granting of transfers to ro from one part of the system of the same common carrier to another part the routing of the lines of street railways under the provisions of the act entitled "An act authorizing traction or motor power companies and street passenger railway companies owning leasing controlling or operating different lines of street railways to operate all of said lines as a general system and to lay out such new routes or circuits over the whole or any part of any street or streets occupied by such different companies and to run cars thereon for such distances and in such directions as will in the opinion of the operation company best accommodate public travel" approved the fifteenth day of May [Anno Domini] one thousand eight hundred and just and equitable distribution of trains cars vehicles and motive power or other facilities of all common carriers the granting construction operation or discontinuance of switches sidings and crossing the construction operation or discontinuance of switch or other connections with or between lines of railroad or street railway corporations the location or abolition of freight and passenger stations wharves docks or piers the use and compensation for cars owned or controlled by persons other than the carrier the safety adequacy and sufficiency of the facilities plant and equipment for the carrying on of their business by said public service companies the quantity or quality of water gas electricity or light heat or power supplied and [as specifically provided in this act] the issuing of stocks trust certificates bonds notes or other securities by public service companies [Provided That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways elevated railways or subways]

Section 4 (a) Whenever the Commission receives notice of any change proposed in any tariff or schedule filed or posted under the provisions of this act it shall have power either upon complaint or upon its own motion and if it so orders without answer or other formal pleading by the interested public service company after notice to hold a public hearing and make investigations as to the propriety of such proposed change and of the new rate practice or classification After such hearing and investigation [whether completed before or after such change goes into effect] the Commission may make such order in reference to the new proposed rate practice and classification as [would be proper in a proceeding initiated after the same had become effective] it may deem just and lawful and no change in any tariff shall take effect until after approval by the Commission At any such hearing involving any proposed increase in any rate the burden of proof to show that such increased rate is just and reasonable shall be upon the public service company

(b) The Commission shall have power in its discretion and for good cause shown to permit changes in the tariffs or schedules filed and published upon [less than the thirty days' notice specified in article two section one (g) of this act or upon other] conditions which shall be just and reasonable

(c) The Commission shall also have power in its discretion where any notice of increase in any rates fares tolls or charges of a public service company has been field to require by general rule or special order that such company shall furnish to its shippers consumers or other patrons a certificate or other evidence of payments made by them in excess of the prior established rate

(d) Whenever under the provisions of this Act or under any rule of practice or procedure adopted by the Commission notice or notices are required to be given by statements or publications such notices shall be published in one newspaper of general circulation as defined by the Newspaper Advertising Act of the sixteenth of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four printed in each county affected unless the matter in connection with which the notice is required to be given only one municipal district in which case such advertisement shall be published in a newspaper of general circulation defined as aforesaid printed in such municipal district if there be such newspaper and if there shall not be such newspaper then in a newspaper defined as aforesaid circulating generally in such municipal district If the matter concerning which such notice or notices is directed shall affect more than one municipal district such notice shall be published in at least one newspaper of general circulation defined as aforesaid if any published or circulating in each municipal district so affected In counties of the first second and third class all notices required to be published in newspapers of general circulation defined as aforesaid shall also be published in the legal newspaper if any designated by the rules of the court of the proper county for publication of legal notices and advertisements

Proof of publication of any notice required to be given by the posting of handbills or statements shall be made by attaching an original copy of such handbill or statement as actually printed and posted to an affidavit made by the person posting such notice His affidavit shall state where and when the notices were posted If the notice was published in newspapers as aforesaid a printed copy exactly as published in said newspaper shall be securely attached to a similar affidavit of the publisher or his designated agent

Section 5 If after hearing upon complaint or upon its own motion the Commission shall determine that any rates which have been collected or any acts which have been done or omitted to be done or any regulations classifications or practices which have been enforced for or in relation to any service rendered after this act becomes effective by any public service company complained of were in violation of any order of the Commission or were unjust and unreasonable or unjustly discriminatory or unduly or unreasonably preferential or in like manner shall find that the rates so collected are in excess of the rates contained in the tariffs or schedules of any such public service company on file or posted and in effect and applicable at any time the said service was rendered the Commission shall upon petition or its own motion have the power and authority to make an order for reparation applicable to persons or groups of persons having the right to such reparation awarding and directing the payment to any such [complainant petitioner] person or persons within a reasonable time specified in the order of the amount of damages sustained in consequence of said unjust unreasonable or unlawful collections acts or [commissions] omissions regulations classifications or practices of such public service company Provided That such damages have been actually sustained by such [complainant petitioner] person or persons

The commission shall state in said order the exact amount to be paid to such person or persons as well as its findings upon pertinent questions of fact

If the public service company does not comply with the aforesaid order for the payment of money within the time fixed therein the person or persons named therein or identifiable under any such order to whom such payment is directed to be made may sue therefor in any court of common pleas of this Commonwealth and said order made by the Commission shall be prima facie evidence of the facts therein stated and that the amount awarded is justly due the plaintiff in such suit and the defendant public company shall not be permitted to avail itself of the defense that the service was in fact rendered to the plaintiff at the rate contained in its tariffs or schedules in force at the time payment was made and received Provided That no such reparation order shall take final effect until the time for appeal if taken is finally decided against such company

No reparation as herein provided shall be awarded by the commission except on its own motion or unless the complaint or petition shall have been filed with it within two years from the time when the cause of action accrued A suit for the enforcement of an order directing such payment shall be filed in the said court of common pleas within one year from the date of the order and not after

[No action shall be brought in any court on account of the wrongs or injuries referred to in this section unless and until the Commission shall have determined that the rate regulation classification practice act or omission in question was unjust unreasonable or unjustly discriminatory or unduly or unreasonably preferential or in excess of the rates contained in the said tariffs or schedules and then only to recover such damages as may have been awarded and directed to be paid by the commission in said order]

Section 7 The commission shall have power to require railroad corporations and street railway corporations to construct and maintain such switch or other connections with or between the lines of other companies of the same character as are reasonably practicable and as the commission shall deem necessary and proper for the service accommodation and convenience of the public and shall also have power to establish through routes and joint rates and classifications for the conveyance of persons and property between any two or more points within this Commonwealth whenever the railroad or street railway corporations concerned shall have refused or neglected voluntarily to establish such through routes and joint rates and classifications and to prescribe the just terms and conditions under which said through routes shall be operated Provided That in establishing such through route the commission shall not require any railroad company without its consent to embrace in such route substantially less than the entire length of its railroad and of any intermediate railroad operated in conjunction and under a common management or control therewith which lies between the termini of such proposed through route unless to do so would make such through route unreasonably long as compared with other practicable through route which would otherwise be established

The commission shall in case of failure of the railroad corporations or street railway corporations concerned to agree among themselves upon the division of the cost of construction maintenance and operation of the connections thus provided for or the allowance to be made for the interchange of service or the apportionment of any joint rates ascertain and by order prescribe and fix the equiable and just apportionment and division of the same

[Provided That nothing in this section shall confer upon the Public Service Commission the power to establish through routes or joint rates for the transportation of passengers over street railways elevated railways or subways]

Section 27 In addition to the foregoing expressly enumerated powers the commission shall have full power and authority and it shall be its duty to enforce execute and carry out by its orders rulings regulations or otherwise all and singular the provisions of articles two and three of this act relating respectively to the duties and limitations and to the creation and the powers and limitations of the powers of public service companies and all and singular the other provisions of this act and the full intent thereof and shall have the power to rescind or modify any such orders or regulations

The Fair Rate Board and each member thereof is hereby ordered and directed to carry out diligently not only the letter of this act but also the intent and spirit thereof which is hereby declared to be the protection of the public with the minimum of trouble and expense to it against unfair rates and charges discriminations of any kind (including any discriminating effect of fixed charges and of wide spreads between classes of service and between blocks of service consumed by individual customers when such effect is not actually reflected in cost to the public service company) poor service and inflated issues of securities and equally to protect public service companies when and to the extent that (but only when and to the extent that) they conduct their business openly fairly and in compliance with this act

On the question,

Will the House agree to the section?

Mr. J. F. M. BALDI offered amendments which were read as follows:

Amend section 5, page 35, lines 8 to 22, all inclusive, by striking out the entire said lines, and inserting in lieu thereof the following: "The Fair Rate Board and each member thereof is hereby ordered and directed to carry out diligently not only the letter of this Act but also the intent and spirit thereof which is hereby declared to be a fair just and equitable supervision and regulation of public service companies by a fair impartial and unbiased Board so as to protect both public and public service companies as to rates charges service and issue of securities with a minimum of trouble and expense to either and by such supervision and regulation better promote the economies and efficiencies thereof for the benefit of both"

Mr. FISH offered amendments which were read as follows:

Amend section 5, page 29, line 16, by inserting after the word "commission" and before the word "At" the following: "Provided that unless written protest be filed to such change in tariff or schedules within thirty days from the date the Commission receives notice of any such change at the end of such 30-day period such change to tariff and schedules shall forthwith become effective. Should written protest be filed or the Commission upon its own motion within such said period require investigations and hearing thereon the Commission shall make written determination thereof within a period of one hundred fifty days from the time the Commission received notice of such proposed change."

Mr. E. P. BROWN offered amendments which were read as follows:

Amend section 5, page 27, line 12 by striking out the words "and control"

Amend section 5, page 27, line 12 by inserting after the words "supervise" and before the word "regulate," the following: "and"

This amendment proposes to eliminate from the wording of of the House Bill No. 1632, a word which is fraught with danger and menace to the entire system of government regulation. It permits the Commission"——as provided in this Act upon application from interest parties or on its own motion in any case to supervise regulate and control all public service companies——with respect to any and all the powers and duties of such public service companies." Up to the present time the laws of this State and the laws of the nation have granted to the government only powers of supervision and regulation over private matters. There still remains certain inherent and fundamental rights of individuals which should be and are inviolate and among these is the inherent right of of an individual (and by the laws of the State, a corporation is an individual) to exercise the control and operation of his or its business, subject only to the supervision and regulation of the government. That is a fundamental and basic principle upon which this or any representative government must be based. An examination of this section, especially in view of its relation to other sections of House Bill No. 1632, discloses an open, apparent desire to destroy that fundamental principle of government. Although it is true that no definition of the word, "control," is used in this act, yet a fair interpretation of these sections construe the word, "control" as meaning the right and authority of operation. To prove this assertion, examine the section of this Bill.

1. This section specifically mentions the power to the ComCommission, upon its own motion in any case, to control public service companies with respect to any and all the powers and duties of such companies.

2. Page 9 of this Bill grants the Board the right to confiscate the earnings of any company in excess of 7½ per cent of its capital value and places in the Board the authority and power to determine the basis upon which such earnings are to be computed.

3. Page 21 of this Bill grants to the Board jurisdiction not only over stockholders, but over any person or corporation who in the opinion of the Board exercises a substantial influence upon the policies or actions of the company, and by the broadness of its terms would include the average citizens of

the State. It classifies such individuals as affiliated interests and grants unto the Commission the right of jurisdiction over such persons and the power to be the exclusive judge of any construction, engineering or similar contract made with such an interest.

4. Page 5 of this Bill grants to the Commission the right of control over the receipts and expenditures of a public service company. It limits a public service company to the manner and the purposes for which it may expend its earnings or incur its operating expense. Without a question, the same right would vest in the Board the right to establish the rate of wages, the right of hiring and firing employees, the rate of services for individuals, the rate of compensation for the services of individuals, the expenditure of income or the earnings or incurrence of any operating expense, as well as any expenditure for construction, maintenance or operation.

5. Page 16 of this Bill places in that same Board the right of determination of what shall be the actual, legitimate value of ny service, labor or property for which an issue or increase of issue in any securities may be made.

These and other similar provisions of House Bill No. 1632 convinces us that a fair interpretation of the word, "control," as used in this act means to operate, and by their terms of this act and with this inference in mind, the power of operation of the public service company business in the State of Pennsylvania would then in a Fair Rate Board of seven members created by House Bill No. 1631. This becomes a danger for that body is designated as an executive agency and we infer from the term "agency" the right of the principal to dictate the policies and actions and control the decisions of an agent.

This a danger for no body of seven men can operate efficiently and properly all the business of the public service companies of the State of Pennsylvania. And this is especially true when such an individual or such a group of individuals are appointed "as an agency" and handicapped by the vagaries of political fortune.

On the question,

Will the House agree to the amendments?

Mr. RICHARDS. Mr. Speaker, I move that all the amendments be considered at once.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

AMENDMENTS LAID ON TABLE

Mr. HERMANSEN. Mr. Speaker, I move that all the amendments to Section 5 be laid upon the table.

Mr. CAUFFIEL. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appear to have it.

Whereupon a division was called for and one hundred and sixteen members, or more than a majority voting in the affirmative, the question was determined in the affirmative and the motion was agreed to.

The sixth section and title were read and agreed to as follows:

Section 6 That Article six sections twenty-two twenty-three and twenty-four of the said act be and the same are hereby amended to read as follows

Section 22 At the hearing of the appeal the said court shall upon the record certified to it by the commission determine whether or not the order appealed from is reasonable and in conformity with law Provided That when a complainant takes an appeal involving the fixing of rates of such extent and nature that the public service company would have been entitled to have the court make its own findings thereon based on an independent judgment of the law and the facts if said company had been the appellant in said appeal the appellant complainant shall have the right to have the court make its own findings based on the law and the facts the intent of this proviso being that complainants and public service companies shall have the same standing and rights at all times before the courts but not that their status before the courts shall be enlarged or changed in any other way

Section 23 In all such cases other than described in the proviso to Section twenty-two of this Article the orders of the commission shall be prima facie evidence of the reasonableness therof and the burden of providing the contrary shall be upon the appellant or appellants and in all appeals the notes of testimony taken before the commission or any of the members thereof duly certified under its seal and filed as aforesaid as a part of the record shall be considered by the court as the testimony in the case

Section 24 If the court shall upon the record find that the order appealed from is reasonable and in conformity with law and if the conditions described in the proviso to Section twenty-two of this Article are involved in conformity with the facts as disclosed by said record whether the appellant is a public service company or any other complainant is shall enter a decree dismissing the appeal and affirming the order of the commission If the court shall upon the record find that the order appealed from is unreasonable or based upon incompetent evidence materially affecting the determination or order of the commission or is otherwise not in conformity with law and if the conditions described in the proviso to Section twenty-two of this Article are involved in conformity with the facts as disclosed by said record whether the appellant is a public service company or any other complainant it may enter a final decree reversing the order of the commission with directions to reconsider the matter and make such order as shall be reasonable and in conformity with law and the facts In case the said court shall reverse an order of the commission dismissing a complaint after an investigation and hearing thereon before the commission it shall demand the record and proceedings to the commission with directions to reinstate the complaint proceed to another hearing and investigation and make such order as shall be reasonable and in conformity with law and the facts In making any final decree on any appeal the court shall have full power to dispose of all costs

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of th

Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

ADJOURNMENT

Mr. TALBOT. Mr. Speaker, I move that this House do now adjourn until 11.00 o'clock.

Mr. TAHL. Mr. Speaker, I second the motion.

The motion was agreed to, and at 2.00 o'clock A. M. the House adjourned until 11.00 o'clock, standard time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., TUESDAY, APRIL 28, 1931 No. 41

SENATE

TUESDAY, April 28, 1931.

The Senate met at 10 o'clock A. M. (Eastern Standard Time).

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Our Heavenly Father, we thank Thee for the providential, protecting care Thou art ever exercising on our behalf. We are not worthy of these favors Thou art so freely bestowing upon us.

We pray that Thou mayest impart unto us such generosity of soul that we may manifest true benevolence in our dealings with our fellow men. And thus may Thy kingdom come, Thy will be done on earth as it is in Heaven.

We pray thy blessing upon those who are in a needy condition, from whatever cause. Wilt Thou supply their needs out of Thine infinite resources.

Pardon us of all our offenses, we ask in our Redeemer's Name. Amen.

JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PRINCE, the further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 28, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Walter C. Burson, Pittsburgh.

BERKS COUNTY

Herman I. Klahr, Reading.

LAWRENCE COUNTY

William Pitts, New Castle.

MONTGOMERY COUNTY

John J. Lynch, Conshohocken.
Charles N. Moffett, Norristown.

PHILADELPHIA COUNTY

Edward T. Sieber, Philadelphia.

YORK COUNTY

Miss Gertie E. Ferree, York.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Baldwin,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Hunsicker,
Kitts,
Mansfield,
Norton,
Prince,
Rial,
Roberts,
Salus,
Scott,
Sordoni,
Sprout,
Trainer,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. FREEMAN. Mr. President, I move that the Executive Session do now rise.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGE

SENATE BILL No. 399 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced returned to the Senate, Senate Bill No. 399, entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class, in lieu of the tax on trades, occupations and professions, and defining the powers and duties of assessors, assistant and registry assessors, county tax collectors, county treasurer and delinquent tax collector in connection therewith.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. COYNE. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. NORTON. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend section 1, page 2, line 8, inserting after the word "law" the following: "The assessor shall also state the occupation of each such resident and inhabitant for the assessment of any township or borough tax on occupations as now provided by law"; also line 21 by inserting after the word "treasurer" the following: "of if other County taxes for the year have become delinquent then to the County Delinquent Tax Collector The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations and professions as now provided by law for the use of boroughs and townships and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades occupations and professions as now provided by law."

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33

Baldwin,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Hunsicker,
Kitts,
Mansfield,
Norton,
Prince,
Rial,
Roberts,
Salus,
Scott,
Sordoni,
Sprout,
Trainer,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 43, entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

Senate Bill No. 267, entitled:

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled: "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini, one thousand eight hundred and sixty-eight," by authorizing narrow gauge railroads to change their gauge to standard gauge.

Senate Bill No. 344, entitled:

An Act to amend section eight of and to add section sixteen to the act approved the fifth day of July one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children under the jurisdiction of the courts of quarter sessions of the peace or other courts sitting as juvenile courts and to acquire land therefor by purchase or by condemnation defining the scope and character of such schools regulating the proceedings for the establishment maintenance and management thereof authorizing the county commissioners to make appropriation levy taxes and to incur indebtedness therefor and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act removing the persons in charge thereof and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act" providing for the admission to such schools of non-residents regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith and for the maintenance of nonresident children

Senate Bill No. 460, entitled:

An Act to amend section five of the act approved the seventh day of May one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employes of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" as amended by defining the powers of the director with respect to the employes of the Bureau and their salaries

Senate Bill No. 533, entitled:

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

Senate Bill No. 540, entitled:

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment levy and collection of taxes

Senate Bill No. 555, entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF THE GENERAL ASSEMBLY A MEMORIAL TO HONORABLE BOIES PENROSE

Mr. DAIX presented Report of the Committee of the General Assembly of the State of Pennsylvania on a Memorial to Honorable Boies Penrose.

(For Report see Appendix)

REPORTS FROM COMMITTEES

Mr. **EALY**, from the Committee on Education, reported as committed, Senate Bill No. 807 (House Bill No. 1167), entitled:

An Act authorizing school districts with the assent of the electors duly obtained at an election to use moneys borrowed or authorized to be borrowed for purposes which have proved impracticable or impossible for any other lawful municipal purpose.

Mr. **WILLIAMSON**, from the Committee on Education, reported as committed, Senate Bill No. 824 (House Bill No. 1375), entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time co-operative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

Mr. **APPLE**, from the Committee on Education, reported as committed, Senate Bill No. 928 (House Bill No. 941), entitled:

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain presons to attend educational conferences and providing for the payment of the expenses of such persons

Mr. **FRAZIER**, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 838 (House Bill No. 801), entitled:

An Act to amend the act approved the twenty-fifth day of May, one thousand eight hundred and ninety-seven, (P. L. 83), entitled "An act to provide for the maintenance, care and treatment of the indigent insane in county and local institutions," as amended; increasing the weekly payments, and extending the provisions of said act to poor districts.

Mr. **MANSFIELD**, from the Committee on Education, reported as amended, Senate Bill No. 650, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens, and college certificates of teachers; annulling the right to certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

REPORT OF THE ELECTION LAW COMMISSION.

Mr. **EALY**. Mr. President, on request of the Honorable Horace W. Schantz, who was voted Chairman of the Election Law Commission created by an Act of Assembly passed in 1927, and subsequently continued by Act of Assembly in 1929, I ask permission to present the report of that Commission, in order that it may be transcribed in the Legislative Journal.

The **PRESIDENT**. The report of the Election Law Commission is received, and will be printed in the Journal.

REPORT OF THE ELECTION LAW COMMISSION

To the General Assembly, Session of 1931:

We have the privilege of making the following report and recommendations to your honorable bodies. The Election Law Commission was created by Joint Resolution No. 395, approved the fourth day of May, A. D. 1927, of which the following is a copy:

A JOINT RESOLUTION

Creating an Election Law Commission to codify, amend, and revise the election and primary election laws; defining its powers and duties; and making an appropriation.

Whereas, the existing election laws are contained in numerous separate acts of Assembly, and are spread over a great number of years, some being in force since one thousand eight hundred and thirty-nine, and since there has never been a complete codification or revision of these laws, whereby overlapping, inconsistent, and obsolete provisions could be eliminated, confusion avoided, and the certainty of the law be established; therefore,

Section 1. Be it resolved, &c., That there is hereby created an official commission to be known as "The Election Law Commission." Said commission shall consist of five citizens, to be appointed by the Governor, and the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the chairman of the standing committees on elections of the Senate and House of Representatives of the session of one thousand nine hundred and twenty-seven, ex officio.

Section 2. The commission shall, as soon as possible after the appointment of the five members by the Governor, organize by the election of a chairman. The committee shall have power to appoint a secretary who need not be a member of the commission, and may employ stenographers and fix their compensation payable from the appropriation hereinafter made. The members of the commission shall serve without compensation, but shall be allowed all traveling and hotel expenses incurred in the discharge of their duties.

Section 3. It shall be the duty of the said commission to study the election laws of this Commonwealth, and of other States, including laws relating to the conduct of general, municipal, and primary elections, the assessment, registration, and enrollment of voters, election returns, the use of voting machines, and, generally, all laws properly classified under the subject of election; to prepare and submit to the General Assembly of one thousand nine hundred and twenty-nine a complete codification and revision of the election laws; to eliminate and exclude from such codification and revision all overlapping, inconsistent, and obsolete provisions in the present laws, and to include therein such revision, change, amendment, and restatement of particular features of the present election laws as may be deemed of benefit by the commission to the practical operation of the election laws and to aid in their enforcement.

Section 4. The Commission shall make a report of its proceedings and work to the General Assembly of one thousand nine hundred and twenty-nine. For the benefit and information of the General Assembly and the public, the commission shall, in its said report, set further fully and clearly all changes from the existing law which it has suggested in the legislation submitted for consideration.

Section 5 The commission shall have power to hold such meetings and hearings at different places within the Commonwealth and other States as to it may appear necessary to accomplish the purposes for which it was created. It shall hear the evidence of all citizens appearing before it. It shall have power to issue subpoenas, under the name and seal of the chairman, to require the attendance of witnesses and their testimony and the production of books and papers relating to matters which it is authorized to consider.

Section 6. The sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby specifically appropriated for the payment of the compensation and expenses of the secretary and stenographers, the expenses of the members of the commission, and all other charges and expenses incurred by the commission in the performance of its duties.

Section 7. The Legislative Reference Bureau shall, upon request, give such legal advice, aid, and assistance in the preparation and drafting of such codification and revision of the election laws as the commission may require.

APPROVED—The 4th day of May, A. D. 1927.

JOHN S. FISHER.

The foregoing is a true and correct copy of Act of General Assembly No. 395.

CHARLES JOHNSON,
Secretary of the Commonwealth.

In December, 1927, Governor Fisher appointed the following five members of the Commission: Mrs. Mabel W. Mack, Indiana; Samuel E. Shull, Stroudsburg; Francis Shunk Brown, Philadelphia; Edwin W. Smith, Pittsburgh, and Guy W. Moore, Wilkes-Barre. In addition to the foregoing, those who became members of the Commission by the terms of the Act creating it, were: Horace W. Schantz, President Pro Tempore of the Senate; Thomas Bluett, Speaker of the House of Representatives; Albert Davis, chairman of the Elections Committee of the Senate; and Joseph C. Marcus, chairman of the Elections Committee of the House of Representatives, session of 1927. It is with regret that we record the subsequent death of Representative Marcus, and the resignation of Francis Shunk Brown from the Commission under date of November 17th, 1930.

Formal organization of the Commission was effected at Harrisburg, December 14th, 1927, at which time the members elected Horace W. Schantz as chairman, and Warren F. Doane, of Philadelphia, secretary.

In order that the Commission might procure all shades of individual and public opinion relating to the election laws and proposed changes therein, public hearings were held at such places as it was felt would fairly cover the Commonwealth, namely, Harrisburg, Scranton, Williamsport, Erie, Pittsburgh and Philadelphia. Advance public notices of such hearings were carried in the newspapers, in addition to which every civic or other interested organization, all county commissioners, election officers, judges, district attorneys and other public officials of each section were individually invited to appear and make recommendations. Every person who did appear was given full opportunity to express his or her ideas, and several hundred such witnesses were heard. A complete transcript of the testimony taken at each such public hearing accompanies this report.

Upon the basis of that study, but with its work not yet completed, the Commission made a partial or preliminary report to the General Assembly of 1929, said report containing the following recommendations:

A Constitutional amendment eliminating the existing tax requirement as a qualification to vote.

Enabling legislation to make the voting machine amendment effective.

Permanent registration for all cities.

Days and hours of registration to be made uniform throughout the State.

All election returns to be made to the prothonotary.

In view of the fact that codification of the election laws had not been completed, the Commission asked that it be continued for another biennium, which was done under an Act approved the 8th day of May, A. D. 1929, of which the following is a copy:

Supplementing the joint resolution approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred fifty-six), entitled "A joint resolution creating an Election Law Commission to codify, amend, and revise the election and primary election laws; defining its powers and duties, and making an appropriation," continuing the commission created thereunder, and reappropriating the unexpended balance of the appropriation made thereby to said commission.

Section 1 Be it enacted, etc., That the commission created to codify, amend, and revise the election and primary election laws of the Commonwealth, appointed under the provisions of a joint resolution, approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred fifty-six), entitled "A joint resolution creating an Election Law Commission to codify, amend, and revise the election and primary election laws; defining its powers and duties; and making an appropriation," is hereby continued until the close of the session of the Legislature of one thousand nine hundred and thirty-one. The commission shall continue its work, as specified in said resolution, and shall make a report, and submit to the General Assembly of one thousand nine hundred and thirty-one a complete codification and revision of the election laws, as authorized in said resolution.

Section 2. The commission shall have power to hold such meetings and hearings, at different places within the Commonwealth and other States, as to it may appear necessary, to accomplish the purposes for which it was created. It shall hear the evidence of all citizens appearing before it. It shall have power to issue subpoenas, under the name and seal of the chairman, to require the attendance of witnesses and their testimony, and the production of books and papers relating to matters which it is authorized to consider.

Section 3. The Legislative Reference Bureau shall, upon request, give such legal advice, aid and assistance in the preparation and drafting of such codification and revision of the election laws as the commission may require.

Section 4. That the unexpended balance of the appropriation made by section six of the said resolution, approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, seven hundred fifty-six), is hereby specifically reappropriated to the said commission for the payment of the compensation and expenses of the secretary and stenographers, the expenses of the members of the commission, and all other charges and expenses incurred by the commission in the performance of its duties.

Approved—The 8th day of May, A. D. 1929.

JOHN S. FISHER.

The foregoing is a true and a correct copy of Act of General Assembly No. 530.

ROBERT R. LEWIS,
Secretary of the Commonwealth.

In accord therewith, the work of the Commission was continued. Meetings were held in various parts of the State.

At the request of the Commission, the Legislative Reference Bureau prepared a Code of the existing election laws, systematically arranged and harmonized, with obsolete and inconsistent matter eliminated. This Code has been introduced as Senate Bill No. 6.

In making this report, the Election Law Commission makes the following recommendations, each of which is in the form of a bill submitted herewith:

1. An amendment to Section 1, Article 8, of the Constitution, so as to eliminate the present requirement that a voter shall have paid a State or county tax, which shall have been before the election.

(This proposed amendment passed at the Legislative session of 1929, and, if re-passed at the session of 1931, will be submitted to the voters at the election in November, 1933.)

2. A bill to provide watchers may be appointed from anywhere in the State, and with powers and duties like those of overseers, except that they may not make decisions for the election board or sign election returns.

3. A bill requiring all election returns at general, municipal and primary elections to be made to the prothonotary, and to be computed by the court sitting as a return board. This bill would eliminate the sittings of the county commissioners as return boards at primary elections, and would bring about uniformity in all election returns.

4. A bill amending the Uniform Primaries Law so as to prohibit a person from filing nomination petitions on more than one party.

5. A supplement to the party enrollment act, prohibiting any person who changes his party enrollment from voting any party ballot at the primary next succeeding such change of enrollment.

6. A bill providing a uniform system for the permanent registration of electors in cities, and to discontinue the system of annual registration now in force in all cities.

7. A bill to make uniform the days and hours for the personal registration of electors in all cities. The days chosen in even-numbered years are the ninth Thursday, the seventh Tuesday and the fifth Saturday preceding the November election, which are to be known as the Fall registration; and the third Wednesday preceding the Spring primary, which is to be known as the Spring registration. In odd-numbered years the Fall registration days chosen are the tenth Tuesday, the ninth Tuesday and the eighth Saturday preceding the election. These Fall registration days in the odd-numbered years also take care of the registration for the Fall primary.

While these suggestions are offered as the recommendations of the Election Law Commission, Judge Samuel E. Shull and Edwin W. Smith, Esq., desire it to be recorded that they do not approve, but vigorously disapprove, of Nos. 1 and 4, namely, the proposed amendment to the Constitution which would eliminate the present tax requirement as a qualification to vote, and the proposed amendment of the Uniform Primaries Law so as to prohibit a person from filing nomination petitions on more than one party ticket.

All of which is respectfully submitted by the Election Law Commission.

HORACE W. SCHANTZ, Chairman
THOMAS BLUETT
ALBERT DAVIS
MABEL W. MACK
GUY W. MOORE
SAMUEL E. SHULL
EDWIN W. SMITH.

BILLS INTRODUCED

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 994, entitled:

An Act to amend sections twenty-six, twenty-eight and twenty-nine of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," by regulating the return of subpoenas, alias subpoenas and services by publication.

Which was committed to the Committee on Judiciary General.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 995, entitled:

An Act to amend section six of the act approved the twenty-sixth day of June, one thousand eight hundred and ninety-five (P. L. 327), entitled "An act to provide for the incorporation of institutions of learning with power to confer degrees in art, pure and applied science, philosophy, literature, medicine, law, and theology, and for the supervision and regulation of the same, and providing a method by which institutions already incorporated may obtain the power to confer degrees; and exempting from the provisions of this act colleges heretofore incorporated by the courts of common pleas, with power to confer degrees, in cases where such colleges have, at the time of the passage of this act, a specified amount of capital or resources," as amended; broadening the classification of educational institutions which the State Council of Education may authorize to confer degrees.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 996, entitled:

An Act to amend section one of an act approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 884), entitled "An act exempting in certain cases the net proceeds of life insurance policies or annuities from the claims of creditors, by extending said act to proceeds of life insurance policies held by trustees.

Which was committed to the Committee on Insurance.

The PRESIDENT. The bills on page 9 of today's calendar will not be considered. They are on the calendar by mistake.

BILLS ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 158, as follows:

An Act to amend section three hundred fifty-two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two), entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law" as added by providing for filing of amended charters and certifications thereof in merger proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred fifty-two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two), entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as added by the act approved the twenty-sixth day of April one thousand nine hundred twenty-nine (Pamphlet Laws seven hundred eighty-four), entitled "An act to amend Article three of an act approved the seventeenth day of May one thousand nine hundred twenty-one (Pamphlet Laws six hundred eighty-two), entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws by adding thereto a new section to be known as 'Section three hundred fifty-two Proceedings to file amended charter and certification thereof'" is hereby amended to read as follows

Section 352 PROCEEDINGS TO FILE AMENDED CHARTER AND CERTIFICATION THEREOF Whenever any stock or mutual insurance company of this Commonwealth shall in the manner provided in Article three of this act amend its charter for the purpose of changing its name changing the location of its principal office or place of conducting its business increasing or diminishing the par value of the shares of its capital stock if any or changing its purpose or purposes or in merger and consolidation proceedings in pursuance of the terms of this act or for any other purpose or which shall increase or decrease the amount of its capital it shall be permissible for the stockholders or members of said company at the time of adopting said amendment or amendments or resolutions for the increase or decrease of its capital stock or resolutions approving the merger and consolidation of any stock or mutual insurance companies to include therein in its entirety the charter of the company as amended or as defined in said consolidation proceedings to the end that such amended charter or consolidated proceedings shall fully and completely set forth all the terms and conditions of the charter under which the company shall thereafter transact business Provided however That such amended charter or consolidated proceedings shall contain only such provisions as an original charter may lawfully contain and the same shall be filed in the office of the Secretary of the Commonwealth in the same manner as is in this act provided for the filing of amendments or certificates of increase or decrease of capital stock or merger or consolidated proceedings Copies of said amended charter or merger or consolidated proceedings certified by the Secretary of the Commonwealth or the Insurance Commissioner as the case may be may be used in evidence for or against the company with the same effect as the original

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. SALUS. Mr. Prseident, I move that the question, together with the further consideration of the bill be postponed for the present.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 167, as follows:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be the duty of the board for the assessment and revision of taxes or the board of revision of every county of the second class and city of the second class revising assessments and hearing appeals from valuations for taxation purposes to give each taxable whose valuation of property has been increased at least five days' written or printed notice of the day fixed for appeals stating in such notice the amount of the previous valuation of any land and buildings and the proposed new valuation thereof if such new valuation represents an increase

Such notice shall be served by the board or any member thereof or by any subordinate assessor or by any other person authorized so to do by the board upon said taxable person if he or she can be found in the county or upon an adult person residing upon the property in question in case the taxable person cannot be found in the county

When no service is made upon the taxable person or upon an adult person residing upon the property assessed said notice shall be deemed to have been properly served if tacked or conspicuously posted upon the property assessed

No defect in service of any such notice shall be sufficient ground for setting aside any assessment so made but upon proof thereof being made the taxable person shall have the right to a rehearing before said board relative to said assessment and to appeal therefrom to the court of common pleas as provided by law

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Apple,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideraiton of Senate Bill No. 338, as follows:

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same Tnat whenever any organization or body incorporated for the support of public worship has by reason of the shifting of population withdrawal of membership or other cause whatsoever ceased to support public worship within the intent and meaning of its charter or act of incorporation such corporation may be dissolved as hereinafter provided

Section 2 The Diocesan Convention Presbytery Synod Conference Council or other supervising and controlling organization of which such corporation is a member or with which it is in allegiance and subordinate thereto may petition the equity side of the court of common pleas of the county wherein such subordinate corporation is located setting forth the facts of the case and praying for a decree of dissolution Such petition shall be attested by the proper officers of such petitioning organization under the seal thereof

The said court shall after notice and hearing as hereinafter provided enter a decree of dissolution together with such other orders as it deems necessary if satisfied that the prayer of the petitioners may be granted without prejudice to the public welfare or the interests of the corporators

Section 3 All proceedings under this act shall be under the equity jurisdiction vested in said court by the Constitution and laws of this Commonwealth

Section 4 Upon the presentation of such petition the court shall make such order as it may deem fit as to the manner in which notice shall be given to the surviving resident members of said corporation and the congregation thereof which notice shall be given by publication in such manner as the court may determine but of sufficient time as to enable all of the members of said corporation to be heard in relation thereto if they so desire By the said notice all creditors and lienors shall be notified and required to present their respective claims to said court on the day set in said notice

Section 5 Before entering a final decree of dissolution the court shall cause the assets of said corporation to be marshaled and the property rights adjudicated either by proceedings before the court or by hearing before a special master appointed for that purpose

Section 6 In entering the final decree upon any such petition the court shall provide for and order the vesting of the title to any real estate theretofore held by such corporation in such corporation as may by its charter be organized for the purpose of holding title to the real estate held for public worship according to the formularies of the church to which said corporation was in allegiance or for the sale thereof by a master appointed for that purpose and the vesting of the proceeds upon the confirmation of such sale in such body as may be directed by the court to be held in trust for carrying out the intent and purpose of public worship and such decree and sale shall vest in the purchaser a title in fee simple discharged of any trust under which the property has been heretofore held but which trust shall be impinged upon the proceeds of such sale in the hands of the holder thereof

Section 7 The court of common pleas in its discretion may instead of decreeing a sale of the property of the dissolved corporation by proper order and decree vest the title to all of the real estate owned by said corporation in any body of incorporated trustees or other holding corporation or body designated by the petitioners either incorporated or a voluntary organization under the same uses and trusts as the same was theretofore held by the said dissolved corporation

Section 8 A decree of dissolution by any court under the provisions of this act shall not go into effect until a certified copy of the record and of such decree shall be recorded in the office of the recorder of deeds of such county and in the office of the Secretary of the Commonwealth

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Apple,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Prince,
Rial,
Roberts,
Salus,
Scott,
Sordoni,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 539, as follows:

An Act Authorizing the merger and consolidation of corporations organized and formed for the support of public worship

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any corporation heretofore or hereafter organized under the provisions of any general or special act of assembly whether through letters patent or proceedings in the Supreme Court or court of common pleas for the support of public worship to merge its corporate rights franchises powers and privileges with and into those of any other corporation or corporations formed for the support of public worship so that by virtue of this act such corporations may consolidate and so that all the property rights franchises and privileges then by law vested in either of such corporations so merged shall be transferred to and vested into such merged corporation

Section 2 Said merger or consolidation shall be effected in the following manner

First The trustees directors vestrymen or other official board of each corporation shall enter into a joint agreement under the corporate seals of each of them for the merger and consolidation of said corporations prescribing the terms and conditions thereof the mode of carrying the same into effect the name of the new corporation the number and names of the trustees directors and vestrymen and other officers thereof and how and when such officers shall be chosen with such officers shall be chosen with such other details as shall be deemed necessary to perfect the said consolidation and merger but such agreement shall not become effective unless the same shall be approved by the members of each of said corporations as hereinafter provided and by the Ecclesiastical authority or other organization of which the said merging corporations are subordinate members or with which they are in union or of which they form a part

Second Said agreement shall be submitted to the membership of each of said corporations at separate special meetings or regular meetings the time place and object of which respective meetings due notice shall be given by publication once a week for two consecutive weeks before said respective meetings in at least one newspaper in the county or in each of the respective counties in which the said congregations maintain public worship At said meetings the said agreement shall be considered and a vote of the membership in person shall be taken. by ballot for the adoption or rejection of the same and if a majority in number of those present shall vote in favor of said agreement merger and consolidation then that fact shall be certified by the secretary or clerk of each of said corporations under the corporate seal thereof

Section 3 The said certificates together with the said agreement or a copy thereof shall be recorded in the office of the recorder of deeds of the proper county or counties and in the offices of the Secretary of the Commonwealth and when so recorded the said agreements shall be deemed and taken to be the act and consolidation of said corporation and said merger shall be deemed to have taken place and the said corporations to be one corporation under the name adopted by said agreement possessing all the rights franchises and privileges theretofore vested in each of them

All the estate and property real and personal and all rights of action of each of said corporations shall be deemed and taken to be transferred to and vested in the said new corporation without any further act or deed

Section 4 All rights of creditors and all liens upon the property of each of said corporations shall continue unimpaired and the respective constituent corporations shall be deemed to be in existence to preserve the same and all debts duties and liabilties each of said constituent corporations shall thence forth attach to the said new corporation and may be enforced against it to the same extent and the same process as though said debts duties and liabilities had been contracted by it

Section 5 A certified copy of said certificate and agreement or copy of agreement so filed in the office of the recorder of deeds and in the offices of the Secretary of the Commonwealth shall be the evidence of the lawful holding and action of such meetings and of the merger and consolidation of said corporations

Section 6 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Apple,
Baldwin,
Baumer,
Bell,
Coyne,
Daix,
Ealy,
Earnest,
Homsher,
Hunsicker,
Kitts,
Krause,
Roberts,
Salus,
Scott,
Snyder,

Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Prince,
Rial,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators havng voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. ARON. Mr. President, I ask that Senate Bill No. 787, on final passage, entitled:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 811, as follows:

An Act making it the duty of counties of the first class cities incorporated towns and poor districts herein defined as municipalities to require persons co-partnerships associations and corporations entering into contracts with such municipalities for the construction erection installation completion alteration repair of or addition to any public work or improvement to give (in addition to any other bond which may now or hereafter be required by law) an additional bond conditioned for the payment of material and labor furnished supplies or performed in the prosecution of such work or improvement and providing for suits and recovery on such bonds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "municipality" as used in this act shall be construed to mean and include a county of the first class city incorporated town and poor district

Section 2 It shall be the duty of every municipality to require any person co-partnership association or corporation entering into a contract with such municipality for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such municipality in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such municipality may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all materials furnished and labor supplied or performed in the prosecution of the work provided for in the said contract Such additional bond shall be deposited with and held by the municipality for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the municipality for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon provided however that the municipality shall not be liable for the payment of any costs or expense of any suit

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

YEAS—43

Apple,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators havng voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 881, as follows:

An Act to further amend section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled "An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same providing also for the expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled 'An act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof' et cetera approved the twenty-eighth day of May one thousand nine hundred and seven" by changing the registration fee required for selling concentrated commercial feeds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled "An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls, ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same providing also for expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled 'An act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof' et cetera approved the twenty-eighth day of May one thousand nine hundred and seven" as last amended by the act approved the nineteenth day of March one thousand nine hundred and twenty-three (Pamphlet Laws twelve) entitled "An act to further amend section four of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws three hundred ninety-five) entitled 'An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock- and poultry-food and patented proprietary or trade mark stock- and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuff sold offered or exposed for sale in this State with oat hulls ground corn cobs flax plant refuse elevator chaff cottonseed hulls ground cornstalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same, providing also for the expense of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred seven page two hundred seventy-three) entitled "An Act regulating the sale of wheat- rye- corn- and buckwheat-bran and middlings or any admixture thereof" et cetera approved the twenty-eighth day of May one thousand nine hundred and seven' as amended fixing the amount of and providing for the collection of license fees for the sale of certain brands of feeding-stuffs" is hereby further amended to read as follows

Section 4 Each and every manufacturer importer agent person corporation or firm on or before the first day of January of each year or before selling offering or exposing for sale in this Commonwealth any concentrated commercial feeding-stuffs as defined in section two of this act shall register and file annually with the Secretary of Agriculture a certified statement of the names and number of each kind or brand of such concentrated comemrcial feeding-stuffs that he shall offer for sale during the next ensuing year and a copy of the analysis of each one of such brands as required by section one of this act and he or they shall pay to the Secretary of Agriculture the sum of ten dollars for each and every new brand of such concentrated feeding-stuffs to be sold or offered for sale within the Commonwealth. Every manufacturer or importer of commercial feeding-stuffs shall file annually with the Secretary of Agriculture an affidavit showing the amount of each brand of feeding-stuffs sold within the Commonwealth during the last preceding year and if the said amount of such feeding-stuffs shall exceed one hundred tons and not more than two hundred tons he or they shall pay the sum of fifteen dollars as aforesaid if the said amount shall exceed two hundred tons and not more than three hundred tons he or they shall pay the sum of twenty dollars and if the amount shall exceed three hundred tons and not in excess of five hundred tons he or they shall pay the sum of twenty-five dollars and if the amount shall exceed five hundred tons he or they shall pay thirty dollars [twenty-five dollars for each and every brand of such concentrated commercial feeding-stuffs to be sold or offered for sale within the Commonwealth] except brands of (a) pure wheat bran (b) pure wheat middlings (c) pure wheat mixed feed (d) pure rye bran (e) pure rye middlings (f) pure rye mixed feed (g) pure buckwheat bran (h) pure buckwheat middlings (i) pure buckwheat feed being by-products resulting from the milling of pure wheat rye and buckwheat in the manufacture of wheat rye and buckwheat flour and (j) pure corn meal made by grinding and bolting corn and (k) pure corn and oats chop made by grinding together or by grinding separately and mixing together pure corn and oats standards for which brands shall be fixed by the Secretary of Agriculture in which cases he shall pay to the Secretary of Agriculture the sum of six dollars instead of the amounts hereinbefore specified [twenty-five dollars] for each and every such brand to be sold or offered for sale within the Commonwealth All moneys so received shall be immediately paid by the Secretary of Agriculture to the State Treasury for the use of the Commonwealth

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

YEAS—43

Apple,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators havng voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 887, as follows:

An Act to further amend section two hundred eighty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred eighty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as last amended by the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred fifty-one) entitled "An act to amend sections two hundred twenty as amended two hundred twenty-one two hundred twenty-two two hundred twenty-three two hundred twenty-four two hundred twenty-five as amended and two hundred eighty-five as amended of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled 'An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth'" is hereby further amended to read as follows

Section 285 Fish License Fund Established All fees fines penalties and other moneys paid received recovered and collected (a) under the provisions of any law repealed and replaced by this act and now held in the State Treasury as a fund or any part of a fund separate and apart from the various purposes designated by law or (b) that may be hereafter paid recovered received and collected under the provisions of any act repealed and replaced by this act or (c) that may be paid received recovered and collected under the provisions of this act shall be placed in a separate fund by the State Treasurer to be known as "The Fish Fund" and shall be used solely for the payment of all expenses incurred by the Department of Revenue in procuring issuing or supervising the issuance of resident and nonresident fishing licenses and license buttons and under the direction of the board for the following purposes

(a) The payment of the salaries wages or other compensation of the Commissioner of Fisheries [and] such deputies directors superintendents bureau or division chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers fish wardens laborers and other assistants and employes as may be required for the work of the board and such special deputy attorneys general assistant deputy attorneys general as may be assigned by the Attorney General to the board or for handling any legal business pertaining to its work

(b) The payment of the traveling and other expenses of the members officers and employes of the Board of Fish Commissioners

(c) The purchase through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials equipment fuel motor vehicles and printing and binding as may be necessary in the conduct of the work of the board and the payment of premiums on surety bonds for such officers or employes of the board as may be required to furnish them policies of Workmen's Compensation Insurance and policies of liability insurance covering the aforesaid motor vehicles and persons operating same which bonds or insurance policies shall have been contracted for by the Department of Property and Supplies as agent of the board

(d) The payment of postage telegrams telephone rentals telephone toll charges and rentals for patented leased office devices or machines

(e) Rentals for any offices outside of the Capitol Buildings or any other grounds buildings or quarters necessary for the work of the board

(f) The propagation protection and distribution of fish and the stocking of waters within this Commonwealth as provided by law

(g) Necessary repairs and improvements to fish hatcheries or other buildings offices or quarters used in the work of the board

(h) Field work gathering spawn and transferring fish

(i) The maintenance and operation of a boat on Lake Erie and the cruiser "Anna" at Torresdale on the Delaware River and

(j) Any contingent incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the board

(k) With the consent of the Governor for the purchase of lands and waters and for the impounding of waters and to make the same available for use by the citizens of the Commonwealth for fishing hunting and forest purposes and said lands and waters so purchased shall be under the supervision direction and control of the board and

(l) The purchase and acquisition of additional land and water for State fish hatcheries the purchase, acquisition and erection of buildings ponds and other extensions incidental to fish hatcheries and for the propagation and protection of fish and hatcheries hereafter established and for the distribution of fish from hatcheries and the stocking of waters within this Commonwealth All moneys received from license fees in any fiscal year in excess of three hundred and fifty thousand ($350,000) dollars shall be expended solely and exclusively for the purposes set forth in this clause

All moneys in such separate fund from time to time are hereby specifically appropriated to the Department of Revenue and the board and may be expended for the purposes hereinbefore enumerated [The amount of this appropriation to be expended by the Department of Revenue hereunder shall be subject to approval by the Governor and all] All printing buttons and other supplies or materials purchased by the Department of Revenue for the purpose of performing its duties under the provisions of this act shall be purchased through the Department of Property and Supplies as purchasing agency

Estimates of the amounts to be expended under this act from time to time by the Department of Revenue and the Board of Fish Commissioners respectively shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisition for the expenditure of any moneys out of this appropriation by the Department of Revenue or by the Board of Fish Commissioners in excess of the estimates approved by the Governor Subject to the foregoing provision [The] the Auditor General shall from time to time upon requisition of the Secretary of Revenue or of the Commissioner draw his warrant on the State Treasurer for the amount specified in such requisition not exceeding however the amount in such fund at the time of making such requisition

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

Apple,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Mr. SALUS. Mr. President, I move that the **Senate do now** proceed to the consideration of Senate Bill No. 787, on final passage, entitled:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of the Commonwealth" by providing for the election of city councilmen in such cities from Senatorial Districts and at large

Mr. FREEMAN. Mr. Presdent, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 787, as follows:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing for the election of city councilmen in such cities from Senatorial Districts and at large

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" as amended by the act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty-six) entitled "An act to amend section two of Article VI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled 'An act for the better government of cities of the first class of this Commonwealth' by providing for the election of city councilmen in such cities in proportion to the population thereof" is hereby further amended to read as follows

Section 2 At the municipal election held in such city in the year one thousand nine hundred and twenty-seven thirty-one and in every fourth year thereafter two city councilmen shall be elected in each of the various state senatorial districts in such city and nine city councilmen shall be elected in the city at large The number of councilmen to be elected in the various State senatorial districts in such cities shall be twenty-two They shall be elected in the various State senatorial districts of such cities in proportion to the population thereof as determined by the last United States census and each succeeding United States census The councilmanic ratio for the election of councilman as aforesaid shall be ascertained by dividing the whole population of all the State Senatorial districts of such cities by the number twenty-two One councilman shall be elected for each such ratio and and additional councilman shall be elected for any fractional portion of such ratio in excess of fifty per cent thereof Every State senatorial district in such cities shall be entitled to elect as many city councilmen as it has councilmanic ratios of population as aforesaid and an additional councilman for any fractional portion of such ratio in excess of fifty per cent. thereof The number of councilmen to be elected for each such district shall be determined and announced by the county commissioners on August first of one thousand nine hundred and twenty-seven and of every fourth year thereafter on the basis of population as aforesaid Councilmen shall be nominated and elected according to law and those receiving the highest votes shall be declared elected to the number to which each such district is entitled Councilmen shall serve for the period of four years from the first Monday in January following their election If any vacancy shall happen in the office of councilman the vacancy may be filled at the next general municipal or special election occurring not less than thirty days thereafter to be held in the city at large if the vacancy is in the office of a councilman elected at large or from a senatorial district if the vacancy is in the office of a councilman elected therefrom but the councilman thus elected shall serve only for the unexpired term The provisions of this act shall not affect present members of council in such cities they shall continue in office until the expiration of their respective terms

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President and members of the Senate, I simply want to get it on the record that no matter how perfect I think this bill is, I want to explain the necessity I have to vote against it. It is simply that in my own district I have one ward that has more voters in it than the entire State of Delaware. In this ward every man, woman and child votes.

We now have three councilmen from our district, and this bill cuts it down to two. If this bill were not put in we would have four from the district.

This particular ward is so ambitious to have a councilman that I would never get a vote in the world if I voted "aye" on this bill; and, therefore, I have to vote "no," I am very sorry.

Mr. SALUS. Mr. President and members of the Senate, this bill gives nine additional councilmen-at-large, and those nine extra ones are for the independent element that Senator Woodward represents. They have been crying for represntation, and not only want the representation for the independent councilmen but if we leave the present bill as it is that district would have all the councilmen; and between Senator Woodward's district and West Philadelphia they would run the entire City of Philadelphia. South Philadelphia, Central Philadelphia and the eastern portion of Philadelphia would virtually have no representation.

Senator Woodward need not worry much about what is going to happen with the extra councilmen in his district, because there will be extra councilmen, under this bill, appointed from that district to get rid of just such annoyances as Senator Woodward and his constituents.

Mr. WOODWARD. Mr. President, I merely want to say that if the Senator from Philadelphia, Mr. Salus, will amend his bill so all nine of the councilmen-at-large may be elected from this Forty-second Ward, I will vote for it.

Mr. SALUS. Mr. President, they will get them anyhow.

Mr. FRAZER. Mr. President, the Senator from Philadelphia, Mr. Woodward, is always kind and very gracious, and I am sure the Senate will accept the apology he has made for voting against the bill.

And the amendments made thereto having been printed as required by the Constitution,

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,

NAYS—3

Chapman,
Sordoni,
Woodward

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 329, entitled:

An Act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by exempting bank deposits from said tax

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" which was amended by the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seventy-one) entitled "An act to amend section one of an act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes'" which was last amended by the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred nine) entitled "An act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes' by exempting from taxation for county purposes and in cities coextensive with counties for city and county purposes loans shares of stock or other securities held by bankers or brokers solely for trading purposes and accounts or debit balances owning by customers of bankers and brokers in the usual course of business" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest except bank deposits all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation or limited partnership that may be liable to a tax on its share or its capital stock for State purposes under the laws of this Commonwealth or relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owning by customers of bankers or brokers in the usual courses of business And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said securities bonds or other evidences of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth. and not doing business within this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple.
Aron,
Baldwin,
Coyne,
Daix,
Ealy,
Howell,
Hunsicker,
Kitts.
Rial,
Roberts,
Salus,

Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 473, entitled:

An Act to amend section one of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting from taxation for county purposes and, in cities coextensive with counties, for city and county purposes, deposits of money in savings accounts in any bank or banking institution, savings institution or trust company.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Apple
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 511 (House Bill No. 149), entitled

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding promissory note or notes now existing by townships of the first class and now due or to become due may be funded at any time by the issue and sale at not less than par of bonds obligations or certificates bearing interest at a rate not exceeding six per cent per annum Provided That no such bonds obligations or certificates shall be issued for a longer period than twenty years from the date thereof and it shall be the duty of the proper corporate authorities of such townships to provide for the payment of principal and interest of all such bonds obligations or certificates in the manner now provided by law for increasing the indebtedness of such townships.

Section 2 All proceedings to issue bonds obligations or certificates for the purpose of funding such indebtedness shall be in accordance with the manner now provided by law for the issuance and sale of bonds obligations or certificates by townships of the first class for increasing the indebtedness

Section 3 'All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 527 (House Bill No. 1011), entitled:

A Supplement to the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1530), entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers; conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir; providing for the acquisition of necessary lands therefor, and the necessary agreements and releases relating thereto, and the disposition of surplus land and materials," authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 558, entitled:

An Act fixing the fees of the recorder of deeds in the counties of the eighth class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 598 (House Bill No. 980), entitled:

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 624 (House Bill No. 835), entitled:

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 668, entitled:

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employes for the County Controller and fix their salaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" is hereby amended to read as follows

Section 7 The county commissioners and county controllers where such office exists in all the respective counties coming under the provisions of this act shall be and they are hereby constituted a board for their several counties respectively whose duty it shall be to meet together from time to time as they may be required by any of the officers whose salaries are established by this act for the purpose of ascertaining and determining the number of deputies or clerks including auditors for the County Controller required for the proper dispatch of business by each of such officers ad for fixing the salary of each of said clerks [and] deputies and auditors whenever said board is assembled to consider the case of any one of said officers the officer holding it shall sit as a member of the board so long as the case of such officers is under consideration and no longer and a decision of a majority shall govern but if after such decision is made any officer shall think that the number of his clerks [or] deputies or auditors is too few or the compensation fixed for either is too small as the same may have been determined by the board he may appeal from the action thereof to the judge or judges of the court of common pleas of the county in which he is an officer who shall hear and determine such appeal as promptly as possible and their decision thereon shall be final each of said board shall keep a correct minute book of its proceeding in all cases heard and determined by it

Section 2 That section eight of said act is hereby amended to read as follows

Section 8 All deputies [and] clerks and auditors receiving a salary shall make oath or affirmation before the county controller or president of the board of county commissioners that they have duly rendered services for which they claim a salary and said salary shall be paid direct to the person entitled to receive the same

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 669, entitled:

An Act to amend section three hundred and forty-five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by regulating the publication of the reports of controllers, and providing for the payment of the costs thereof by counties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 680 (House Bill No. 380), entitled:

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," fixing the mileage for assigned judges.

And said bill having been read at lengeh the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 706, entitled:

An Act fixing the salaries of the district attorneys in counties of the third class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,

Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,

Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,

Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 707, entitled:

An Act to provide for the appointment of assistant district attorneys in counties of the third class, and fixing their salaries payable by the county.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,

Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,

Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,

Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 708, entitled:

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,

Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,

Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,

Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 709, entitled:

An Act authorizing district attorneys in counties of the third class to appoint county detectives, defining their powers and duties, fixing their salaries, and providing for the payment of such salaries and the expenses of such detectives from the county treasury.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,

Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,

Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,

Rial,
Roberts.
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 719, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," by adding section three hundred and seventy-one and one-tenth; authorizing county commissioners to make temporary loans.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 740 (House Bill No. 1025), entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment colleition and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 770, entitled:

An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred thirty-three, authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 784, entitled:

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and County purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 868, entitled:

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary, and conferring power on the board to grant to such company a perpetual easement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

The **PRESIDENT.** Senate Bill No. 6, entitled:

An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto.

is not up from the Printer and will go over in its order.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 562, as follows:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" by adding thereto section six hundred and eight further regulating the licensing of insurance agents

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" is hereby amended by adding thereto section six hundred and eight as follows

Section 608 AGENTS TO BE RESIDENTS No insurance company association or exchange authorized to transact business in this Commonwealth shall make write place or cause to be made written or placed any policy or contract of insurance in this State except through an agent whether an individual copartnership or corporation who or which is a resident of this State Provided however That the Insurance Commissioner may under such regulations and restrictions as may be deemed necessary issue licenses to nonresident agents who are licensed in the State in which they reside but such agents shall not countersign any policy or contract of insurance but all such policies and contracts shall be signed only by resident agents

This section shall not apply to foreign mutual companies or reciprocal exchanges authorized to transact business in this Commonwealth but maintaining no office in this Commonwealth and paying no commissions to agents or representatives in this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 792 (House Bill No. 79), as follows:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for racoon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred seventeen) entitled "An act to amend section one hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-thee (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' further defining game and protected and unprotected birds" is hereby amended to read as follows

Section 101 DEFINITIONS Whenever used in this act unless a contrary intention is evident from the context the word "person" shall include individuals copartnerships, associations and corporations the singular shall include the plural and the masculine the feminine and neuter

The word "board" shall mean the Board of Game Commissioners

The word "secretary" shall mean the Executive Secretary of the Board of Game Commissioners

The term "game birds" shall include (a) the anatidae commonly known as geese brant and river and sea ducks (with the exception of wood duck and eider duck) (b) the rallidae commonly known as rails coots mud-hens and gallinules (c) the limicolae commonly known as shore birds plover surf birds snipe woodcock sandpipers tattler and curlew (d) the gallinae commonly known as wild turkey grouse pheasants partridges and quail and (e) the birds commonly known as blackbirds

The term "game animals" shall include (a) the wapiti or elk (b) the deer (c) the bear (d) the wild rabbit and hare (e) the red gray black and fox squirrel and (f) the raccoon

The word "game" shall include "game animals" and "game birds"

The term "fur-bearing animals" shall include (a) the mink (b) the muskrat (c) the opossum (d) the otter (e) the raccoon (f) the skunk commonly called the polecat and (g) the beaver

The word "vermin" shall include all wild animals not classed as game animals or fur-bearing animals and all wild birds other than game birds and protected birds

The term "unprotected birds" shall include (a) the blue jay (b) the English sparrow (c) the European starling (d) the kingfisher (e) the buzzard (f) the goshawk (g) the sharp-shinned hawk (h) the Cooper's hawk (i) the red-tailed hawk (j) the red-shouldered hawk (k) the broad-winged hawk (l) the marsh hawk (m) the rough-legged hawk (n) the duck hawk (o) the pigeon hawk (p) the barred owl (q) the great horned owl (r) the snowy owl and (s) the crow

The term "protected birds" shall include all wild birds not included within the terms "game birds and "unprotected birds"

The term "wild birds" includes all birds other than domestic birds

The term "open season" shall mean the time during which game or fur-bearing animals may be legally taken or killed and shall include both the first and the last day of the season or period designated by this act

The term "close season" shall mean the time during which game or fur-bearing animals may not be legally taken or killed and includes all periods of time not included within the open season

Section 2 That section five hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws eight hundred three) entitled "An act to amend sections five hundred and one and five hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' " as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred nineteen) entitled "An act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" is hereby further amended to read as follows

Section 501 OPEN SEASON The open season for game birds and game animals Sundays and other periods fixed by special regulations for particular counties excepted is as follows

Kind of Game	Open Season
Blackbirds	From August 1st to November 30th
Rail	From September 1st to November 30th
Woodcock and Wilson or jacksnipe	From October 1st to November 30th
All birds known as wild waterfowl coots or mud-hens and gallinules	From October 1st to January 15th
Raccoon	From [November 1st to January 15th] November 1st to January 1st in the Counties of Greene Fayette Bedford Fulton Franklin Adams York Chester Montgomery Lehigh Bucks Dauphin Lebanon Cumberland Philadelphia Washington Delaware Lancaster Berks and Carbon and from October 15th to December 15th in all other counties
Wild turkey ruffed grouse commonly called pheasant male ringneck pheasant Virginia partridge commonly called quail gambel quail valley quail and Hungarian quail and gray black and fox squirrel	From November 1st to November 30th
Red squirrel	From November 1st to August 15th next following
Wild rabbit and hare	From November 1st to December 15th
Bear over one year old	From November 10th to December 15th
Male deer with two or more points to one antler	From December 1st to December 15th
Male elk with four or more points to one antler	From December 1st to December 15th

Section 3 That section five hundred two of said act as amended by the act approved the fourteenth day of May one thousand nine hundred twenty-five (Pamphlet Laws eight hundred three) is hereby further amended to read as follows

Section 502 BAG LIMIT It is unlawful for any person to kill in any one day or in any one season more game animals or game birds than hereinafter enumerated

Kind of Game	In One Day	In One Season
Wild Turkey	1	1
Ruffed grouse	3	15
Male ring-neck pheasants	2	6
Quail also known as partridge of the combined kinds	8	25
Woodcock	6	20
Squirrels including the fox black and gray combined	6	20

Kind of Game	In One Day	In One Season
Wild rabbits	5	30
Hares	3	15
Raccoons (by individual or hunting party)	3	10
Wild ducks of the combined kinds	15	60
Wild geese	5	30
Brant	5	30
Bear	1	1
Bear (by hunting party	4	4
Deer	1	1
Deer (by hunting party)	6	6
Elk	1	1
Elk (by hunting party)	1	1

Except as hereinafter otherwise provided every deer taken shall be a male deer having two or more points to one antler

Every bear taken shall be not less than one year old

Every elk taken shall be a male elk killed through the method known as "Still Hunting" only having not less than four points to one antler

Nothing contained in this section shall prohibit any owner who raises ring-neck pheasants strictly in captivity from killing any number of such birds during the open season on lands he may own or control Provided That no game protector shall have power to enforce or be called upon to assist in the enforcement of any law except laws pertaining to the protection of game or other wild birds or wild animals or to fish frogs or terrapin or to forests

Section 4 That section six hundred one of said act as amended by the act approved the second day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand two hundred fifty-five) entitled "An act to amend section six hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' fixing the open season for muskrats" is hereby further amended to read as follows

Section 601 OPEN SEASON FOR FUR-BEARING ANIMALS The open season for fur-bearing animals excepting raccoons beavers and muskrats is from the first day of November to the last day of February next following [The open season for raccoons is from the first day of November to the fifteenth day of January next following Sundays excepted] The open season for muskrats is from the first day of December to the last day of February both days inclusive There is no open season for beavers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED

Mr. NORTON. Mr. President, I ask unanimous consent to read bills in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON (By request) read in his place and presented to the Chair Senate Bill No. 997, entitled:

An Act to regulate elections and primaries, and to provide for the personal registration of electors in cities of the first, second and third classes, as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, members and appointees of registration commissions, election officers, city councils, city treasurers, city controllers, police officers, civil service commissions, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registers of vital statistics, and boards of school directors, and imposing penalties.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 998, entitled:

A Joint Resolution proposing an amendment to article eight, section one, of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 999, entitled:

An Act to make uniform in the several cities of the Commonwealth the days and hours for the personal registration of electors.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1000, entitled:

An Act providing for the appointment of watchers at primary and general elections, and at places of registration by political parties, groups of electors and candidates; prescribing their qualifications and duties, and imposing duties on election officers.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1001, entitled:

An Act to make uniform the law with regard to election returns at general, municipal and special elections.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1002, entitled:

An Act to amend section six as amended, and section eight of an act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation;" prohibiting persons from being candidates for more than one party nomination.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1003, entitled:

An Act supplementing the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1043), entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences; fixing the compensation of assessors and registry assessors for making said registration and enrollment; and prescribing penalties for false registration or enrollment, and for voters voting or attempting to vote, and for election officers wilfully permitting or conspiring to permit them to vote, at a primary, by or on any other than their own party ticket," by providing that a voter changing his party enrollment shall not be permitted to vote the ballot of any party at the next succeeding primary election.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1004, entitled:

An Act authorizing the appointment by the Governor, upon approval by the Superintendent of State Police, of certain persons to act as Industrial Guards, and prescribing the duties and responsibilities of said guards, and imposing penalties.

Which was committed to the Committee on Judiciary General.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 398

Mr. COYNE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 28, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 398, entitled:

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEES

Mr. BOYD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOYD, from the Committee on Education, reported as committed, Senate Bill No. 950 (House Bill No. 830), entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue: and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Corporation, reported as committed, Senate Bill No. 981, entitled:

An Act to further amend section twelve of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage or transportation of water and water power, or for the supply of light, heat and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER, from the Committee on Corporations, reported as committed, Senate Bill No. 974, entitled:

An Act relieving canal corporations owning any canals or other artificial waterways, constructed by the Commonwealth as parts of its public works, from the obligation to maintain the same for transportation purposes under certain conditions; and authorizing such corporations to use, sell, or lease the waters of such canals and waterways for domestic, manufacturing, commercial and other lawful purposes, and to use, sell, lease, or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto; and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes.

Mr. HARRIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS, from the Committee on Education, reported as committed, Senate Bill No. 808 (House Bill No. 1235), entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

BILL INTRODUCED

Mr. SORDONI. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SORDONI read in his place and presented to the Chair, Senate Bill No. 1005, entitled:

An Act empowering the court of common pleas or court of quarter sessions of any county, to cause an audit of the books papers and accounts of any officer of a borough, town, township, school district or poor district lying wholly or partly within such county, and providing for the payment of the expenses thereof.

Which was committed to the Committee on New Counties and County Seats.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess until 4 o'clock this afternoon.

Mr. BOWERS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 398.

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, Apirl 28, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 398, entitled "An act providing for the assessment by the board of assessment and revision of taxes in counties of the second class of persons subject to the county tax on trades occupations and professions not theretofore assessed at any time more than sixty days prior to any election" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 437.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 27, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 437, entitled "An Act for the acceptance of a site from the University of Pittsburgh and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital providing for the erection construction and equipment of said hospital when appropriations are made available and for its management by the Department of Welfare," be recalled from the Governor for the purpose of amendment.

TIME OF NEXT MEETING

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate April 27, 1931.

Resolved (if the House of Representatives concurs), That when the Senate adjourns this week it reconvene on Monday evening, May 4, at 9:00 o'clock, Eastern Standard Time; and when the House of Representatives adjourns this week it reconvene on Monday evening, May 4, at 9:00 o'clock, Eastern Standard Time.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 399, entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), in the presence of the Senate signed the same.

HOUSE MESSAGES

AMENDMENT TO HOUSE BILL No. 143, RECALLED FROM THE GOVERNOR

He also presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 143, entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to cities of the first and third class and to firemen and drivers of volunteer departments when paid by the city.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been printed as required by the Constitution were twice read as follows:

Amend title page 1, lines 8 and 9 by striking out the following: "to cities of the first and third class and"; also line 10 by adding after the word "city" the following: "cities of the first and third class."

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Dalx,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 253.

He also returned to the Senate, Senate Bill No. 253, entitled:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of non-resident decedents.

with the information that the House has passed the same without amendment.

SENATE BILL No. 341 RETURNED WITH AMENDMENTS.

He also returned to the Senate, Senate Bill No. 341, entitled:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164) entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Gallium Mollygo, the weed commonly known as white bedstraw,

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. BUCKMAN. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title, page 1, line 7, by striking out "Gallium Mollygo" and inserting in lieu thereof "Galium Mollugo"; also section 1, page 2, lines 22 and 23 by striking out "Gallium Mollygo" and inserting in lieu thereof "Galium Mollugo"; also section 2, page 3, lines 9 and 10, by striking out "Gallium Mollygo" and inserting in lieu thereof "Galium Mollugo."

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Daix,
Ealy,
Earnest,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 27 (Senate Bill No. 1006), entitled:

A Supplement to a joint resolution approved the third day of May one thousand nine hundred and twenty-nine (P. L. 1541) entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn" by providing for additional members of said commission and making an appropriation

Which was committed to the Committee on Appropriations.

House Bill No. 711 (Senate Bill No. 1007), entitled:

An Act to amend clause three, section thirty-seven, of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

Which was committed to the Committee on Banks and Building and Loan Associations.

House Bill No. 1244 (Senate Bill No. 1008), entitled:

An act to amend clause C of section seven of the act approved the twelfth day of July, one thousand nine hundred nineteen, (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners; defining the power and duties of said board of examiners; and providing penalties for the violation of this act;" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination.

Which was committed to the Committee on Education.

House Bill No. 1362 (Senate Bill No. 1009), entitled:

An Act relating to insurance making all fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance sisued by domestic mutual fire insurance companies null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period and requiring policies and contracts to contain stipulations to that effect.

Which was committed to the Committee on Insurance.

House Bill No. 1475 (Senate Bill No. 1010), entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school system employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of of said funds; imposing powers and duties upon the boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties, as amended; providing for the continuation in servce of school superintendents in certain cases.

Which was committed to the Committee on Education.

House Bill No. 1485 (Senate Bill No. 1011), entitled:

An Act amending the Act of the ninth day of June one thousand eight hundred and eighty-one (P. L. 98) entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode of their so doing" by adding thereto Section four providing a method to ascertain the amount of bonus due in such cases

Which was referred to the Committee on Finance.

House Bill No. 1518 (Senate Bill No. 1012), entitled:

An Act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof, and a trust fund for the maintenance of the same; providing for the control, management, supervision, restoration, and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof.

Which was committed to the Committee on Judiciary General.

REPORTS FROM COMMITTEES

Mr. NORTON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON, from the Committee on Insurance, re-reported as amended, Senate Bill No. 531) entitled:

An Act to amend section five hundred and forty-one of, and to add sections five hundred and fifty-five, five hundred and fifty-six, five hundred and fifty-seven, five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one fire rating bureau to be organized and maintained by all stock fire insuranc companies, to which all such stock companies shall belong.

Also from the Committee on Insurance, re-reported as committed, Senate Bill No. 590, entitled:

An Act to add sections six hundred and seventy-five, six hundred and seventy-six, six hundred and seventy-seven, six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies, to which all such stock companies shall belong.

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINGARTNER, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 802 (House Bill No. 1091), entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five.

Also from the Committee on Judiciary General, reported as amended, Senate Bill No. 812, entitled:

An Act to amend section seven hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising, amending, consolidating and changing the law relating thereto," providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen, and providing for suits and recovery on such bonds.

Also from the Committee on Judiciary General, reported as amended, Senate Bill No. 813, entitled:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished, supplied or performed in connection with any public work or improvement.

Mr. CLIPPINGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLIPPINGER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 918, entitled:

An Act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river; authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation.

Mr. RIAL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RIAL, from the Committee on Judiciary General, reported as committed, Senate Bill No. 806 (House Bill No. 1151), entitled:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 961, entitled:

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania.

Also from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 944 (House Bill No. 1052), entitled:

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 976, entitled:

An Act to amend an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled 'To provide the maximum car service charges, including car storage charges that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by requiring the approval of the Commission to proposed changes in rates; limiting the capitalization and financing of companies engaged in furnishing public utilities service, the transfer of franchises and rights to furnish public utilities service and the holding of capital stock of such companies by similar companies or other corporations; regulating mergers, consolidations and reorganizations of such companies; defining the duty of the court on appeals from orders of the Commission; providing that orders of the Commission shall be prima facie evidence except in rate cases; requiring the court on appeals to consider the testimony; and providing assistance for rate-payers and municipalities in the prosecution of complaints against the rates, tariffs, service or facilities of public service companies through a People's Counsel Bureau in the Department of Justice and prescribing the duties of such Bureau in connection therewith; and providing penalties

Mr. PAINTER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PAINTER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 865, entitled:

An Act to amend section thirty of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six, (P. L. 761), entitled "An act relating to executions;" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars.

Mr. BELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BELL, from the Committee on New Counties and County Seats reported as committed, Senate Bill No. 860 (House Bill No. 1491), entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of railroad and street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

Mr. BOWERS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOWERS, from the Committee on Banks and Building Loan Associations re-reported as committed, Senate Bill No. 704, entitled:

An Act to amend sections one and three of the act, approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud; to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn;" extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

Mr. WILLIAMSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WILLIAMSON, from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 832, entitled:

An Act providing for the relocation and change of width, grades and lines of State highways in boroughs by the Secretary of Highways, with the approval of the Governor and commissioners of the proper county; and for the payment of damages occasioned thereby by the county; and repealing certain acts.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 978, entitled:

An Act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof, such lien shall take effect from the date of issuance of the writ.

Mr. APPLE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. APPLE, from the Committee on Banks and Building and Loan Associations, re-reported as amended, Senate Bill No. 665, entitled:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money.

Mr. DAIX. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAIX, from the Committee on Judiciary General, reported as committed, Senate Bill No. 748 (House Bill No. 1162), entitled:

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Judiciary General, re-reported as committed, Senate Bill No. 840 (House Bill No. 1108), entitled:

An Act to amend section one as amended, sections six seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

Mr. PARKINSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 729, entitled:

An Act to amend section nine hundred and eleven of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by increasing the amount for which poor directors are liable for expense of burial of indigent persons.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Insurance, reported as committed, Senate Bill No. 960, entitled:

An Act to amend section one hundred three as amended, and section five hundred and one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies.

Also from the Committee on Banks and Building and Loan Associations, re-reported as amended, Senate Bill No. 888, entitled:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three, (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, un-incorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents."

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 900 (House Bill No. 1428), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 443 (House Bill No. 723), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto an additional section.

REPORT FROM COMMITTEE

Mr. ARMSTRONG. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARMSTRONG, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 982, entitled:

An Act to amend route number one hundred and twenty-three, of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for the work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, boroupgh, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvements and repairs; providing penalty for injuring or destroying State Highways; making apropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Also from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 991, entitled:

An Act to amend section twenty-three of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three), as amended by an act, entitled "An act to amend section twenty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, as amended by the fifth section of an act, entitled 'A supplement to an act, approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled 'An act to provide for the incorporation and regulation of certain corporations,' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations,' approved April seventeenth, one thousand eight hundred and seventy-six; requiring the filing of all the reports required by the Auditor General of the Commonwealth, and the payment of all taxes due the Commonwealth of Pennsylvania, by certain corporations, up to and including the date of the proposed sale, assignment, disposition, and conveyance of the franchises and property of such corporation before the returns authorizing such sale, assignment, disposition, and conveyance shall be filed in the office of the Secretary of the Commonwealth," approved June second, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four); providing that in the case of the sale, assignment, disposition or conveyance by certain building and loan associations of their franchises and property, to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned, notice of the time, place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting, in at least one newspaper published in the county, city or borough wherein the place of business of the building and loan association so selling, assigning, disposing or conveying is situate.

Mr. PARKINSON (for Mr. Ealy). Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON, from the Committee on Judicary General, reported as amended, Senate Bill No. 618 (House Bill No. 431), entitled:

An Act to amend section one, as amended, of the act approved the tenth day of April, one thousand eight hundred and sixty-two, (P. L. 364), entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny," by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be published at a fixed cost for the benefit of lien-holders.

Mr. KITTS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KITTS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 980, entitled:

An Act to amend paragraph (g) of section fifteen of the act, approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries the administration and distribution of the estates of presumed decedents, widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other building devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," providing that certified copies of judgment liens against decedents may be filed in other counties wherein real estate of the decedent is situated.

Mr. FRAZIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 751 (House Bill No. 1187), entitled:

An Act to amend section two of an act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1185), entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole," by authorizing field parole agents to arrest parole violators.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 752 (House Bill No. 1169), entitled:

An Act to amend an act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three), entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatary at Huntington and regulating the procedure when such persons violate the terms of paroles, and the effect of such violations," by authorizing field parole agents to arrest parole violators.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 753 (House Bill No. 1170), entitled:

An Act to amend section one of an Act approved the first day of May, one thousand nine hundred and twenty-nine, (Pamphlet Laws, one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole; and fixing the penalty for such violation," by authorizing field parole agents to arrest parole violators.

Mr. McCLURE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 488 (House Bill No. 680), entitled:

An Act concerning townships of the first class: amending, revising, consolidating and changing the law relating thereto and abolishing the elected office of township auditor.

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 903, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five, (P. L. 762), entitled "An act concerning poor relief, and the creation and government of poor districts, and the administration of the same in all counties of the Commonwealth except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto;" removing the exemption of the county of Lycoming, which retained the existing poor districts, and the existing number of directors, overseers and authorities in charge of said districts, the manner of their election or appointment, and the administrative system of giving poor relief thereby; creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Also from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 831, entitled:

An act to amend section eight as amended, section ten as amended, section thirteen as amended, section sixteen as amended, section seventeen as amended, section thirty-three as amended, and section eighteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by providing for the recording of certain plans in the office of the Department of Highways; regulating the payment of damages for land taken for future construction; making it the duty of the Department of Highways to require an additional bond conditioned for the payment of labor and materials; providing for the restoration of highways opened under permits and providing penalties for opening of highways without permits; providing for the payment of damages for changing of grades or location of connecting roads by the county; authorizing certain charges and restoration fees for permits, authorizing payment for certain materials delivered on site of work; specifying minimum width of surface construction.

Also from the Committee on Banks and Building and Loan Association, re-reported as committed, Senate Bill No. 891, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine, (Pamphlet Laws, one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 915, entitled:

An Act to amend section one of the act, approved the fourth day of June, one thousand nine hundred and nineteen (P. L. 384), entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath, and produce books or papers, before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts," by extending its provisions to the Supreme Court of Pennsylvania.

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 953 (House Bill No. 979), entitled:

An Act to amend the title and section one of the act approved the tenth day of April, one thousand nine hundred and twenty-nine (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on," by permitting joinder of persons alone liable, and defining rights of original defendant as to service of process.

Also from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 755 (House Bill No. 1197), entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction, reconstruction and improvement of State highways and State-aid highways.

Mr. BRANDT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BRANDT, from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 492 (House Bill No. 212), entitled:

An Act to further amend section twelve of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing The Banking Department Act of nineteen hundred and nineteen, with table of contents," by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations.

Mr. SNYDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 728, entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire property whereon was the John Brown farm and tannery, in Richmond Township, Crawford County, from the John Brown Memorial Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof.

Mr. TRAINER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TRAINER, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 921, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; by adding thereto section one hundred and fifty-four, providing for a stenographer to the county solicitor in counties of the fourth class.

Mr. HOWELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOWELL, from the Committee on Judiciary General, reported as committed, Senate Bill No. 809 (House Bill No. 1263), entitled:

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and seventeen (P. L. 802), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court, and providing for the repayment of moneys collected in such cases

BILLS INTRODUCED

Mr. NORTON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 1013, entitled:

An Act prohibiting the killing, wounding capturing or hunting of foxes by certain methods in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny, making the possession of a fox or fox hide, prima facie evidence of a violation, and fixing penalties.

Which was committed to the Committee on Agriculture.

Also read in his place and presented to the Chair, Senate Bill No. 1014, entitled:

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny; providing for the appointment of inspectors and of all other acts for the protection of foxes; appropriating moneys received; and prescribing penalties.

Which was committed to the Committee on Agriculture.

Mr. COYNE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr.COYNE read in his place and presented to the Chair, Senate Bill No. 1015, entitled:

An Act making an appropriation to the Eye and Eas Hospital, of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appripriations.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair, Senate Bill No. 1016, entitled:

An Act creating a commission to study the law relating to the Department of Insurance and the business of insurance, and to draft such new laws as may appear necessary; and making an appropriation.

Which was committed to the Committee on Insurance.

Mr. BALDWIN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN read in his place and presented to the Chair, Senate Bill No. 1017, entitled:

An Act for the adjustment of claims of retired State employes which are moral obligations of the Commonwealth, and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. ROBERTS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS read in his place and presented to the Chair, Senate Bill No. 1018, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power of finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

Which was committed to the Committee on Judiciary General.

RECONSIDERATION OF SENATE BILL NO. 787

Mr. SALUS. Mr. President, I move to reconsider the vote by which Senate Bill No. 787, entitled:

An Act to further amend section two of article sixteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

The PRESIDENT. How did the Senator vote?

Mr. SALUS. Mr. President, I voted "aye."

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote.

Mr. BUCKMAN. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. SALUS. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. SALUS. Mr. President, I voted "aye."

Mr. BUCKMAN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. SALUS. Mr. President, I ask unanimous consent to amend section 1, page 2, line 12 by placing light-faced brackets before and after the word "twenty-seven"; also line 16 by placing a light-faced bracket after the word "large"—thus "["; also line 29, by placing a light-faced bracket after the word "it"—thus"]"; also page 3, line 1, by placing a light-faced bracket before the word "has"—thus "["; also line 8, by placing a light-faced bracket after the word "aforesaid"—thus "]"; also line 9, by placing light-faced bracket before the word "and"—thus "["; also line 11, by placing light-faced bracket after the word "entitled"—thus "]"; also line 21, by placing light-faced bracket after the word "term"—thus "["; also line 24, by placing a light-faced bracket after the word "terms"—thus"]."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

MOTION TO READ BILLS THE FIRST TIME

Mr. SCOTT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the first reading and consideration of Senate Bill No. 443 (House Bill No. 723), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto an addition section

And said bill having been read at length the first time and agreed to,

Ordered, To be laid aside for a second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 488 (House Bill No. 680), entitled:

An Act concerning townships of the first class amending revising consolidating and changing the law relating thereto and abolishing the elected office of the township auditor

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 492 (House Bill No. 212), entitled:

An Act to further amend section twelve of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 618 (House Bill No. 431), entitled:

An Act to amend section one as amended of the act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred sixty-four) entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny" by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be posted for the benefit of lien-holders

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 728, entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire property whereon was the John Brown farm and tannery, in Richmond Township, Crawford County, from the John Brown Memorial Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 729, entitled:

An Act to amend section nine hundred and eleven of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by increasing the amount for which poor directors are liable for expenses of burial of indigent persons.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 748 (House Bill No. 1162), entitled:

An Act to amend the act approved the eleventh day of June one thousand eight hundred and seventy-nine (P. L. 141) entitled "An act regulating the satisfaction of mortgages when payment of the same has been made in full and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record" by including the equitable holder or holders of mortgages providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 751 (House Bill No. 1168), entitled:

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1185) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 752 (House Bill No. 1169), entitled:

An Act to amend an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three) entitled "An Act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntingdon and regulating the procedure when such persons violate the terms of paroles and the effect of such violations" by authorizing field parole agents to arrest parole violators

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 753 (House Bill No. 1170), entitled:

An Act to amend section one of an act approved the first day of May one thousand nine hundred and twenty-nine

(Pamphlet Laws one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole and fixing the penalty for such violation" by authorizing field parole agents to arrest parole violators

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 755 (House Bill No. 1197), entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and Sate-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injury or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act" as amended permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction reconstruction and improvement of State highways and State-aid highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 802 (House Bill No. 1091), entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 806 (House Bill No. 1151), entitled:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlets Laws four hundred forty-seven, entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 807 (House Bill No. 1167), entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 808 (House Bill No. 1235), entitled:

An Act to amend section two section four as amended sections five six and seventeen and to repeal section fifteen of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-three) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public non-sectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowment for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violations of library regulations and repealing existing laws in relation to the above subjects" excepting cities boroughs towns and townships where libraries are maintained from county library districts unless such libraries are merged with the county library and providing for taxation in such cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 809 (House Bill No. 1263), entitled:

An Act to amend section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court, and providing for the repayment of moneys collected in such cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 812, entitled:

An Act to amend section seven hundred one of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising, amending, consolidating and changing the law relating thereto," providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen, and providing for suits and recovery on such bonds.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 813, entitled:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished, supplied or performed in connection with any public work or improvement.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 824 (House Bill No. 1375), entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time cooperative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 831, entitled:

An Act to amend section eight as amended, section ten as amended, section thirteen as amended, section sixteen as amended, section seventeen as amended, section thirty-three as amended, and section eighteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by providing for the recording of certain plans in the office of the Department of Highways regulating the payment of damages for land taken for future construction; making it the duty of the Department of Highways to require an additional bond conditioned for the payment of labor and materials; providing for the restoration of highways opened under permits and providing penalties for opening of highways without permits; providing for the payment of damages for changing of grades or location of connecting roads by the county; authorizing certain charges and restoration fees for permits, authorizing payment for certain materials delivered on site of work; specifying minimum width of surface construction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 832, entitled:

An Act providing for the relocation and change of width, grades and lines of State highways in boroughs by the Secretary of Highways, with the approval of the Governor and commissioners of the proper county, and for the payment of damages occasioned thereby by the county; and repealing certain acts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 838 (House Bill No. 801), entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 840 (House Bill No. 1108), entitled:

An Act to amend section one as amended sections six seven and thirteen of the act approved the eleventh day of May one thousand nine hundred and twenty-five (P. L. five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" regulating the personnel of the board in certain contingencies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 860 (House Bill No. 1491), entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 865, entitled:

An Act to amend section thirty of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 761), entitled "An act relating to executions;" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 900 (House Bill No. 1428), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the apopintment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 903, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief, and the creation and government of poor districts, and the administration of the same in all counties of the Commonwealth except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto;" removing the exemption of the county of Lycoming, which retained the existing poor districts, and the existing number of directors, overseers and authorities in charge of said districts, the manner of their election or appointment, and the administrative system of giving poor relief thereby; creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 915, entitled:

An Act to amend section one of the act, approved the fourth day of June, one thousand nine hundred and nineteen (P. L. 384), entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath, and produce books or papers, before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts," by extending its provisions to the Supreme Court of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 918, entitled:

An Act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river; authorizing the Governor for these purposes to enter into an agreement with New Jersey creating The Delaware River Joint Commission and specifying the powers and duties thereof, including the power to finance projects by the issuance of revenue bonds; transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 921, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto;" by adding thereto section one hundred and fifty-four, providing for a stenographer to the county solicitor in counties of the fourth class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 928 (House Bill No. 941), entitled:

An Act to amend article four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establsh and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences, and providing for the payment of the expenses of such persons.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 944 (House Bill No. 1502), entitled:

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 950 (House Bill No. 830), entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for examination for teachers on subjects not included in their certificates.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 953 (House Bill No. 979), entitled:

An Act to amend the title and section one of the act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on" by permitting joinder of persons alone liable and defining rights of original defendant as to service of process

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 960, entitled:

An Act to amend section one hundred three as amended, and section five hundred and one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies association or exchanges; providing penalties, and repealing existing laws," extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 961, entitled:

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 974, entitled:

An Act relieving canal corporations owning any canals or other artificial waterways, constructed by the Commonwealth as parts of its public works, from the obligation to maintain the same for transportation purposes under certain conditions; and authorizing such corporations to use, sell, or lease the waters of such canals and waterways for domestic, manufacturing, commercial and other lawful purposes, and to use, sell, lease, or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto; and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 976, entitled:

An Act to amend an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, and abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expenses and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the court of common pleas, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations, or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by requiring the approval of the Commission to proposed changes in rates; limiting the capitalization and financing of companies engaged in furnishing public utilities service, the transfer of franchses and rights to furnish public utilities service and the holding of capital stock of such companies by similar companies or other corporations; regulating mergers, consolidations and reorganizations of such companies; defining the duty of the court on appeals from orders of the Commission; providing that orders of the Commission shall be prima facie evidence except in rate cases; requiring the court on appeals to consider the testimony; and providing assistance for rate-payers and municipalities in the prosecution of complaints against the rates, tariffs, service or facilities of public service companies through a People's Counsel Bureau in the Department of Justice and prescribing the duties of such Bureau in connection therewith; and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 978, entitled:

Providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof, such lien shall take effect from the date of issuance of the writ.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 980, entitled:

An Act to amend paragraph (g) of section fifteen of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administratros therein, and suits aganist fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," providing that certified copies of judgment liens against decedents may be filed in other counties wherein real estate of the decedent is situated.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 981, entitled:

An Act to further amend section twelve of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage or transportation of water and water power, or for the supply of light, heat and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 982, entitled:

An Act to amend route number one hundred and twenty-three, of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 991, entitled:

An Act to amend section twenty-three of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three), as amended by an act, entitled "An act to amend section twenty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, as amended by the fifth section of an act, entitled 'A supplement to an act, approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled 'An act to provide for the incorporation and regulation of certain corporations,' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations,' approved April seventeenth, one thousand eight hundred and seventy-six; requiring the filing of all the reports required by the Auditor General of the Commonwealth, and the payment of all taxes due the Commonwealth of Pennsylvania, by certain corporations, up to and including the date of the proposed sale, assignment, disposition, and conveyance of the franchises and property of such corporation before the returns authorizing such sale, assignment, disposition, and conveyance shall be filed in the office of the Secretary of the Commonwealth," approved June second, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four); providing that in the case of the sale, assignment, disposition or conveyance by certain building and loan associations of their franchises and property, to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned, notice of the time, place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting, in at least one newspaper published in the county, city or borough wherein the place of business of the building and loan association so selling, assigning, disposing or conveying is situate.

And said bill having been read at length the first time,

Ordered. To be laid aside for second reading.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of nonresident decedents

An Act to amend sections one and two of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (P. L. 164) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" as amended by extending the provisions of said act to Gallium Mollygo the weed commonly known as white bedstraw.

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), in the presence of the Senate signed the same.

RESOLUTION RECALLING FROM THE GOVERNOR

SENATE BILL NO. 566

Mr. SCOTT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 28, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 566, entitled:

A Further Supplement to an act approved the ninth day of April, one thousand eight hundred and sixty-two (P. L. 352), entitled "An act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," requiring the county commissioners of Luzerne County upon the requisition of the poor directors of such district to levy and collect the poor taxes therefor.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn until 10.00 o'clock (Eastern Standard Time) tomorrow morning.

Mr. QUIGLEY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:52 p. m. (Eastern Standard Time) until Wednesday morning, April 29, 1931, at 10.00 o'clock.

HOUSE OF REPRESENTATIVES

TUESDAY, April 28, 1931

The House met at 11.00 o'clock A. M. (Eastern Standard Time.'

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

To Thee, O God of our Fathers, we lift our hearts in prayer. Help us to yield to Thee the right of sovereignty in Thy world and in our lives. We bless Thee that the law of the Lord is perfect. May we be willing always to accept it as the rule of our lives.

Enlarge our sense of charity one toward another, and keep us free from all prejudice. We would be men and women of good will,—scattering sunshine in Thy dear name. Bless us in our labors here, and watch over the loved ones from whom we are separated.

When perplexing problems of the day confront us, give us of Thy patience and help us to put away from us all useless and hurtful things. May we each live Thy law,—that teaches us to do unto others as we would have others do unto us. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Memolo, seconded by Mr. Gicking, the further reading was dispensed with and the Journal approved.

REPORTS FROM COMMITTEES

Mr. HEFFRAN, from the Committee on Counties, reported as committed, House Bill No. 320, entitled:

An Act to amend sections one and four of the act approved the eighth day of July, one thousand eight hundred and eighty-five (P. L. 268), entitled, "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time within which a county commissioner's sale must be held.

Mr. HEFFRAN, from the Committee on Counties, reported as committed, House Bill No. 391, entitled:

An Act to amend sections thirteen and fourteen of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time when a county commissioner's sale must be held.

Mr. HEFFRAN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 535, entitled:

An Act relating to delinquent taxes on seated lands and fixing penalties for the non-payment thereof, requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

Mr. SHELLENBERGER, from the Committee on Agriculture, reported as amended, House Bill No. 1571, entitled:

An Act to amend section three of the act approved the eleventh day of March, one thousand nine hundred and nine, (Pamphlet Laws, thirteen), entitled "An act for the protection of the public health, by prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, of eggs unfit for food, as therein defined, and prohibiting the use of such eggs in the preparation of food products; providing penalties for the violation thereof, and providing for the enforcement thereof;" making unlawful the sale, possession and use of incubated and incubator reject eggs unless such eggs or their containers or foods in which used are properly stamped.

Mr. HEFFNER, from the Committee on Game, reported as committed, House Bill No. 1583, entitled:

An act to further amend sections four hundred two and four hundred four, and to amend section four hundred ten of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing provisions relating to licensing of taxidermists.

Mr. McARRAN, from the Committee on Repeal Bills, reported as committed, House Bill No. 1737, entitled:

An Act to repeal the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 155), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings."

Mr. SHELLENBERGER, from the Committee on Agriculture, re-reported as amended, House Bill No. 1566, entitled:

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests; providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital; and making an appropriation.

Mr. FOX, from the Committee on Highways, reported as commiitted, House Bill No. 896, entitled:

An Act to amend the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An Act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways," by extending provisions of act to all township roads constructed of reinforced concrete.

Mr. LOUCKS, from the Committee on Counties, reported as commitited, House Bill No. 1291, entitled:

An Act to amend section one of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred ninety-four), entitled "An act fixing the fee to be charged for the issuing of marriage licenses," by increasing the fee to be charged for marriage licenses and requiring clerks of orphans' courts to make certain reports.

Mr. HAGMAIER, from the Committee on Boroughs, reported as amended, House Bill No. 1336, entitled:

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Mr. LOUCKS, from the Committee on Counties, reported as committed, House Bill No. 1590, entitled:

An Act providing for the licensing and regulation of second hand dealers, imposing duties upon peace officers, district attorneys and sheriffs, and prescribing penalties.

Mr. LOUCKS, from the Committee on Counties, reported as committed, House Bill No. 1634, entitled:

An Act to further amend section one of the act approved the first day of June, one thousand nine hundred and seven (P. L. 364), entitled "An act to increase the pay of jurors and witnesses in this Commonwealth," by increasing the pay for jurors.

Mr. HAGMAIER, from the Committee on Counties, reported as committed, House Bill No. 1645, entitled:

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," by providing that such property shall be exempted on the basis of its use for purposes for which organized.

Mr. HAGMAIER, from the Committee on Boroughs, reported as amended, House Bill No. 1772, entitled:

An Act to amend sections two hundred sixteen, two hundred seventeen, two hundred eighteen, three hundred one, three hundred two, three hundred three, to add section three hundred four, to amend paragraph four of section one thousand six, sections one thousand twenty-six, one thousand thirty-five, one thousand thirty-seven, one thousand thirty-eight, one thousand thirty-nine, one thousand one hundred five, clause twenty-six of section one thousand two hundred two, sections one thousand three hundred eight, one thousand three hundred ten, one thousand six hundred five, one thousand six hundred ten, one thousand six hundred eleven, one thousand six hundred twelve, one thousand six hundred thirteen, one thousand six hundred fourteen, and one thousand six hundred fifteen, one thousand seven hundred forty-five, to add sections two thousand one hundred seventy-four and two thousand one hundred seventy-five, to amend sections two thousand five hundred one and two thousand nine hundred ten, and to repeal section two thousand nine hundred eleven, of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs and revising, amending, and consolidating the law relating to boroughs," by further regulating the consolidating of boroughs; providing that in annulment proceedings territory formerly included in the borough may be created a new township; providing for the change of corporate names of boroughs; requiring the advertisement only of certain ordinances; fixing the costs to be charged by burgesses; regulating surcharges against borough officers, and reports of auditors and appeals therefrom; further regulating the manner in which payments shall be made out of funds in the treasury; authorizing the fixing of the time of opening and closing certain exhibitions; reducing time for allowance of tax reductions and changing penalties; authorizing tax collectors to retain certain moneys; eliminating the necessity of appointment of viewers in certain proceedings; providing for vacation of highways in certain cases; authorizing adjoining boroughs to construct and maintain passageways; authorizing boroughs to construct sewers and assess the costs thereof; providing for the appropriation of lands for airports; and empowering boroughs to regulate and license transient retail business.

Mr. HAGMAIER, from the Committee on Counties, reported as committed, House Bill No. 1927, entitled:

An Act to amend section one of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and forty-four), entitled "An act relating to salaries, compensations, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," fixing the salaries of controllers in such counties.

Mr. LOUCKS, from the Committee on Counties, reported as committed, House Bill No. 1930, entitled:

An Act to amend section one of the act approved the tenth day of May, one thousand nine hundred and twenty-nine (P. L. 1712), entitled "An act relating to assessment for county purposes, in counties of the fourth class; fixing the time for the issuance of precepts and completion of assessments; and providing for appointments and pay of assistants to the county commissioners in such counties," by extending the provisions of said act to counties of the third class.

Mr. RICHARDS, from the Committee on Highways, reported as committed, House Bill No. 1875 (Senate Bill No. 814), entitled:

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

Mr. HAGMAIER, from the Committee on Counties, reported as committed, House Bill No. 1836 (Senate Bill No. 221), entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

Mr. SOWERS, from the Committee on Municipal Corporations, re-reported as amended, House Bill No. 813, entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

Mr. LOUCKS, from the Committee on Counties re-reported as amended, House Bill No. 1442 (Senate Bill No. 413), entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

REQUEST TO INTRODUCE BILL

Mr. BECHTEL asked unanimous consent to introduce a bill at this time.

The SPEAKER. The gentleman from Schuylkill, Mr. Bechtel, asks unanimous consent to introduce a bill at this time.

Is there objection? The Chair hears objection and unanimous consent is not granted.

Mr. TALBOT. Mr. Speaker, I will withdraw my objection, so that the gentleman from Schuylkill, may explain his purpose in introducing the bill.

The SPEAKER. The Chair hears objection and unanimous consent is not granted.

Mr .HAWS. Mr. Speaker, I also objected and I did not withdraw my objection.

The SPEAKER. The Chair hears objections and unanimous consent is not granted.

REQUEST TO INTRODUCE BILL

Mr. PEELOR asked unanimous consent to introduce a bill at this time.

The SPEAKER. The gentleman from Indiana, Mr. Peelor, asks unanimous consent to introduce a bill at this time. Is there objection? The Chair hears objection and unanimous consent is not granted.

RESOLUTION

Mr. MILLAR asked and obtained unanimous consent to offer a resolution which was twice read and laid over for printing under the rules:

In the House of Representatives, March 28th, 1931.

Whereas, The Hon. Bart Richards, a member of the committee of this House investigating charges against the Public Service Commission of the Commonwealth under authority of House Resolution No. 10, stated on the floor of this House that, although over four thousand pages of testimony had been taken before the committee, he could summarize the same in twenty-five lines, and

Whereas, The legislative work imposed upon the Members of this House makes it impossible for them to read the four thousand pages of testimony, and much time and labor could be saved to them by an intelligent summarization of such testimony, therefore be it

Resolved, That the House hereby requests the said Hon. Bart Richards to prepare and submit to this House, not later than nine o'clock P. M. Monday, May 4th, 1931, a summary of the four thousand pages of testimony taken before said committee, not to exceed twenty-five lines.

BILLS ON SECOND READING

The SPEAKER. If there is no objection the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 891, as follows:

An Act fixing the salary of the coroner in counties of the third and fourth classes and authorizing the coroner in such counties to appoint a clerk and fixing his salary payable by the county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of the coroner in counties of the third and fourth classes is hereby fixed at four thousand dollars ($4,000) per annum payable by the county The coroner in each of said counties is authorized to appoint a clerk who shall receive a salary of one thousand eight hundred dollars ($1,800) per annum payable by the county

Section 2 The following acts are hereby repealed

The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred sixty-eight) entitled "An act to fix the salary of the coroner of counties of the fourth class"

The act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred forty-eight) entitled "An act to fix the salaries to be paid to coroners in counties of the third class"

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1335, as follows:

An Act relating to the use and disposition of money and property given devised or bequeathed for the care and maintenance of graves and lots in cemeteries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where any person or persons have heretofore made or shall hereafter make a bequest or any other provision for the care and maintenance or beautifying of a grave or graves a lot or lots in any cemetery or burial ground in this Commonwealth and the income from such fund or property is more than can be expended advantageously directly for the purpose indicated a part of such income may be diverted to the general care fencing improvement and beautifying of such cemetery or burial ground whereby such grave or graves lot or lots will be indirectly benefited

Section 2 In all cases where money or property has been or shall be given devised or bequeathed to a church a society or any other agency in trust for the care and maintenance of a grave or graves a lot or lots in any cemetery or for the general care of any such cemetery in the Commonwealth and a responsible cemetery association or company has been or shall be incorporated and properly organized for the caring of such cemetery such fund or property may with the consent and under the direction of the court of common pleas of the county wherein such cemetery lies be transferred to such association or company for the purposes intended and a petition with that in view may be presented to said court by any person or persons interested in said cemetery or by the custodians of such moneys or property but the court shall not make an order granting the petition until after due hearing upon the advisability of the steps to be taken and the probability of the trust being carried out by such change

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1636, as follows:

An Act to amend section one of the act approved the nineteenth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws thirty-seven) entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas" providing for the payment of taxes appealed from into court and for the disposition thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the nineteenth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws thirty-seven) entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any owner of real estate or taxable property in this Commonwealth who may feel aggrieved by the last or any future assessment or valuation of his real estate or taxable property may appeal from the decision of the county commissioners or board of revision and appeal to the court of common pleas of the county within which such property is situated and for that purpose may present to said court or file in the prothonotary's office within sixty days after the county commissioners or board of revision and appeal have been held the appeals provided for by law and acted on the said assessments and valuations a petition signed by him his agent or attorney setting forth the facts of the case and thereupon the said court shall proceed at the earliest convenient time to be by them appointed of which notice shall be given to the county commissioners of the proper county or to the board of revision and appeal of the proper city to hear the said appeal and the proofs in the case and to make such orders and decrees touching the matter complained of as the judges of said court may seem just and equitable having due regard to the valuation and assessment made of other real estate in such county or city the costs of the appeal and hearing to be apportioned or paid as the court may direct Provided however That the said appeal shall not prevent the collection of the taxes complained of but in case the same shall be reduced then the excess shall be returned to the person or persons who shall have paid the same And provided further That the appellant may pay the amount of the tax to be due by reason of the assessment appealed from into the court to which such appeal is taken whereupon said court shall allocate and pay over to the proper authorities such amount of said tax as shall appear to said court to be reasonably free from dispute and the remainder of the amount paid in shall be held by the court pending the final disposition of the appeal

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1695, as follows:

An Act to amend section nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' court the powers and duties of the judges thereof and appeals therefrom" by extending the jurisdiction of the orphans' court to trusts inter vivos and life insurance trusts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" is hereby amended to read as follows

Section 9 The jurisdiction of the several orphans' courts whether separate or otherwise shall extend to and embrace

(a) The appointment control removal and discharge of the guardians of minors and the settlement of their accounts

(b) The appointment of trustees for any persons interested in the real or personal estate of any decedent and the control removal discharge and settlement of the accounts of trustees so appointed and of testamentary trustees whether the testamentary trustees be appointed nominatim or virtute officii

(c) The appointment of trustees for absent persons the control removal and discharge of trustees so appointed and the settlement of their accounts

(d) The control removal and discharge of executors and administrators deriving their authority from the register of the respective county and the settlement of their accounts

(e) The distribution of the assets and surplusage of the estates of decedents among creditors and others intrested

(f) The sale of real estate of decedents for payment of their debts

(g) The disposition of the title to real estate of decedents and of persons disabled from dealing therewith in order to render the same freely alienable and productive to the living owners thereof

(h) The partition of the real estate of decedents among the parties entitled thereto the valuation of such real estate and the sale thereof for the purpose of distribution

(i) The specific execution of contracts made by decedents to sell and convey any real estate of which such decedents shall die seised and of contracts made by decedents to purchase any real estate

(j) Proceedings for the collection of enforcement of payment or delivery of all legacies whether pecuniary specific or otherwise and whether charged on real estate or not

(k) Proceedings for the discharge of real estate of decedents from the lien of debts of decedents and for the discharge of real and personal estates from the liens of legacies annuities dower recognizances and other charges

(l) All cases within their respective counties wherein executors administrators guardians or trustees may be possessed of or are in any way accountable for any real or personal estate of the decedent

(m) All appeals from the orders or decrees of the registers of wills of their respective counties and all proceedings removed from said registers by certifications

(n) The control removal discharge and settlement of accounts of trustees or trusts inter vivos

(o) The control removal discharge and settlement of accounts of trustees of life insurance trusts whether taking effect during the lifetime or at or after the death of the insured or settlor

[(n)] (p) The exercise of all other powers needful to the doing of anything which is or may be hereafter required or permitted to be done in said court whether incidental to the powers hereinbefore enumerated or in addition thereto

And such jurisdiction shall be exercised under the limitations and in the manner provided by law

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1413 (Senate Bill No. 234), entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1418 (Senate Bill No. 475), entitled:

An Act permitting the sale of prison made goods in counties of the first class to such counties and to cities and school districts and to political subdivisions of such counties and to certain institutions therein, permitting contracts for such sales and purchases, without advertising or competitive bidding, permitting payment of compensation to inmates and repealing inconsistent laws.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. CAUFFIEL. Mr. Speaker, with the consent of the sponsor of the bill, I move that House Bill No. 891, Printer's No. 618, entitled:

> An Act fixing the salary of the coroner in counties of the third and fourth classes, and authorizing the coroner in such counties to appoint a clerk and fixing his salary, payable by the county.

on page 13 of today-s calendar, bills on second reading, be recommitted to the Committee on Counties for further study.

The SPEAKER. The gentleman from Cambria is advised that a motion to recommit is not in order when the bill is not before the House, the House having already passed the bill on second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1541, (Senate Bill No. 476), entitled:

> An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1718, entitled:

> An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities

The first section was read as follows:

> Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage and approval of this act in any county of the fourth class there may be created by resolution of the board of county commissioners with the approval of the court of common pleas a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members who shall be appointed by the county commissioners When such board is first established under the provisions of this act in any county the members thereof shall if appointed on or before July fifteenth of any year hold office for four years from the first Monday of January of such year If appointed after July fifteenth they shall hold office for a term of four years from the first Monday of the following January Members thereafter shall be appointed for terms of four years to date from the expiration of the term of the person whom they succeed In case of a vacancy on said board due to death resignation removal or otherwise the county commissioners shall fill said vacancy for the unexpired term to be filled Each member of said board shall receive such salary as shall be fixed by the salary board which shall be payable out of the county treasury

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

> Amend section 1, page 2, line 22, by striking out the words "to be filled"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth and sixth sections were separately read and agreed to as follows:

> Section 2 It shall be the duty of said board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes.
>
> Section 3 The said board shall divide the county into convenient districts which it may change as occasion may require and shall appoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the salary board shall fix which salaries shall be paid out of the county treasury The said board shall also have the right to appoint such clerks at such salaries as the salary board of the county may allow for the proper discharge of the duties of said board which salaries shall be paid out of the county treasury
>
> Section 4 The said board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said board both in triennial and intermediate years
>
> Section 5 The subordinate assessors shall make the triennial assessment of all property and persons taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them They shall also have and possess except as modified by this act the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 6 The said board shall examine and revise the said triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for aforesaid purposes until the next triennial assessment

The seventh section was read as follows:

Section 7 It shall be the duty of said board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of a time and place of such appeal

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 5, line 7, by striking out the letter "a" and inserting in lieu thereof the following: the

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth section was read and agreed to as follows:

Section 8 After action on such assessments by said board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the said county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

The ninth section was read as follows:

Section 9 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting error and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment

They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessments

The assessors shall also revise assessments and valuations between the triennial assessment by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been subdivided or laid out into a plan of lots or other sub-divisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of the property or subject of taxation assessed does not conform to the generality or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Suprem eor Superior Court as provided in that section

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 9, page 6, line 3, by striking out the word "assesments" and insert in lieu thereof the following: "assesssments"

Amend section 9, page 6, line 19, by striking out the word "generality" and insert in lieu thereof the following: "general"

Amend section 9, page 6, line 22, by striking out the word "generality" and insert in lieu thereof the following: "general"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth and nineteenth sections were separately read and agreed to as follows:

Section 10 All notices required by this act may be served in manner following anything herein contained to the contrary notwithstanding upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said board relative to said assessment with the same right of appeal from its decision as provided in section eight of this act

Section 11 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 12 No appeal taken from any such assessments made under the provisions of this act shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 13 Upon request of any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 14 When the said valuations and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 15 The office of ward borough town and township assessor as now existing in counties coming under the provisions of this act is hereby abolished insofar as respects the assessment and valuation of persons and property for taxation purposes In any county which acts under this act before July fifteenth of the year one thousand nine hundred and thirty-one no assessors for taxation purposes shall be elected at the municipal election in the year one thousand nine hundred and thirty-one

Section 16 The county commissioners of any such county shall have authority to prepare at the cost of the county proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

Section 17 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of common pleas or the Superior or Supreme Court in the same manner subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

Section 18 Any city in any county wherein such a board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed A copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

Section 19 This act shall be in effect immediately upon its passage and approval by the Governor

The twentieth section was read as follows:

Section 20 All acts and parts of such acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 20, page 10, line 6 by striking out the word "such"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 83, entitled:

An Act relating to the employment of persons in the service of the Commonwealth

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be unlawful for any department board commission or agency of the State Government or any officer thereof to deny any person employment in the service of the Commonwealth on account of his or her age

The second section was read as follows:

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed but nothing contained in this act shall be construed to repeal any of the provisions of the child labor laws of the Commonwealth

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 1, line 12 by inserting after the word "Commonwealth" the following: "nor to repeal or affect any of the provisions of the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," and the amendments thereto."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act relating to the employment of persons in the service of the Commonwealth.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 785, as follows:

An Act to repeal section four hundred and thirty of and to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repeal existing laws" by adding thereto section four hundred and twenty A authorizing minors of the age of eighteen years and upwards to become members of any life insurance company and giving them full powers rights and privileges in contracts relative to insurance with the same force and effect as if they were of age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto a new section to be known as section four hundred and twenty A to read as follows

Section 420A MINORS MAY ENTER INTO INSURANCE CONTRACTS AND HAVE FULL RIGHTS POWERS AND PRIVILEGES THEREUNDER That all minors in Pennsylvania of the age of eighteen years and upwards shall have full power and authority to make all needful contracts to become members of any life insurance company authorized to do business in the State of Pennsylvania either domestic or foreign and shall have all the powers rights and privileges of ownerships of any and all such life insurance annuity contracts or otherwise applied for or issued to them and with full power to surrender assign pledge or receive dividends or modify or change such contracts and generally to have the full power and authority in the premises that persons twenty-one years and upwards could and would have relative to any and all such contracts

Section 2 That section four hundred and thirty of said act which reads as follows

"Section 430 MINORS MAY BE MEMBERS OF MUTUAL COMPANIES It shall be lawful for minors who have attained the age of eighteen years to make all needful contracts to become members of mutual life insurance companies organized and doing business under the laws of this Commonwealth" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1134, as follows:

An Act providing for liens in favor of the Commonwealth and every charitable association corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity and furnishing therein care treatment and maintenance to persons injured in accidents upon the rights of action claims or demands of such injured persons against other persons corporations partnerships and other unincorporated associations whatsoever for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Commonwealth of Pennsylvania and every Charitable association corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity shall be entitled to a lien upon any and all rights of action suits claims counterclaims or demands of any person admitted to any such hospital and receiving care treatment and maintenance therein on account of any personal injuries received in any accident as the result of the negligence of any other person corporation partnership or other unincorporated association which any such injured person may or shall have assert or maintain against any such other person corporation partntership or other unincorporated association for damages on account of such injuries for the amount of the charges of such hospital for such care treatment and maintenance

Section 2 The lien created by section one of this act shall attach to any verdict report decision decree award judgment or final order made or rendered in any action or proceeding in any court of record of this Commonwealth in any suit action or proceeding brought by such injured person or by the persons entitled to recover damages for any injuries causing death in case of deaths as the result of such injuries against any other person corporation partnership or other unincorporated association for the recovery of damages or compensation on account of injuries received in any such accident as well as to the proceeds of any settlement thereof or the settlement of any such claim or demand effected by any such injured person with any other person corporation partnership or other unincorporated association whose negligence is claimed or alleged to have been the cause of the said accident or effected with any other person corporation partnership or other unincorporated association on account thereof

Section 3 No release of any claim or demand on account of any such injuries or in respect of any such verdict report decision decree award judgment or final order made or rendered as hereinbefore mentioned executed by any such injured person or by the persons entitled to recover damages for any injuries causing death shall be valid or effectual between the parties thereto or otherwise unless prior to the execution and delivery thereof all such hospital charges shall have been paid in full or to the extent of the full and true consideration paid or given to the injured person consideration paid or given to the injured person by the other party or parties to such release or paid or given by any other person in behalf of such other party or parties and unless such release shall also have been executed by the Commonwealth charitable association corporation or other institution maintaining such hospital and every such verdict report decision decree award judgment or final order shall remain in force and effect until all such hospital charges shall have been paid in full or to the extent of any such verdict report decision decree award judgment or final order Provided that a notice containing the name of the injured person the date of the accident and the amount of such hospital charges shall be filed within three months after the date of the admission of such injured person to any such hospital by the Commonwealth charitable association corporation or other institution maintaining such hospital in the office of the prothonotary of the county in which such hospital is situated

Section 4 Every prothonotary shall at the expense of the county provide a suitable well-bound book to be called the hospital lien docket in which upon the filing of any lien claim under the provisions of this act he shall enter the name of the injured person the date of the accident the name of the claimant and the amount of the claim And the said prothonotary shall make a proper index of the same in the name of the injured person and said prothontary shall be entitled to twenty-five cents for filing each claim and at the rate of twenty-five cents per one hundred words or fraction thereof for such entry made in the lien docket and fifteen cents for every search in the office for such lien claim

Section 5 The provisions of this act are severable and in the event of any provisions hereof being declared unconstitutional it is hereby declared as the legislative intent that such unconstitutional provisions shall not affect the validity of this act

Section 6 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1409, as follows:

An Act to repeal the act approved the twenty-ninth day of April one thousand eight hundred and ninety-seven (Pamphlet Laws thirty-four) entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census and biennially one copy of the School Laws and Decisions and providing for the same"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-ninth day of April one thousand eight hundred and ninety-seven (Pamphlet Laws thirty-four) entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census and bi-ennially one copy of the School Laws and Decisions and providing for the same" is hereby repealed

Secion 2 This act shall become effective immediately upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1596, as follows:

An Act authorizing Frederick J. Osterling Architect a citizen of the City of Pittsburgh Pensylvania to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Frederick J. Osterling Architect a citizen of the City of Pittsburgh Pennsylvania is hereby authorized to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennyslvania for any sum or sums of money that may be legally or justly due the said Frederick J. Osterling from the Commonwealth of Pennsylvania for the preparation of plans and specifications and rendering services as architect to the State Institution for Feeble Minded at Polk Pennsylvania performed under contracts with the Board of Trustees of the said Institution for building work on the premises of said Institution at Polk Pennsylvania and under appropriations made therefor by the Legislature of the Commonwealth of Pennsylvania during the years one thousand nine hundred twenty-two to one thousand nine hundred and twenty-seven inclusive This suit shall be subject to the same rules of pleading and evidence as in other cases between individuals The right to bring suit hereby given shall not preclude the Commonwealth from raising any defense available to it in the suit hereby authorized

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1627, as follows:

An Act to amend clause (e) of section three hundred and six of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" as amended by providing that hospital bills shall include the charges of attending surgeons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (e) of section three hundred and six of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" as last amended by the act approved the thirteenth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred eighty-six) entitled "An act to further amend sections three hundred and six three hundred and seven four hundred and ten four hundred and thirteen four hundred and seventeen and four hundred and twenty-six and to amend sections three hundred and eleven and three hundred and seventeen of the act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of the employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder' as amended by increasing changing and revising compensation schedules fixing the time when compensation begins providing that hernia shall be considered as a physical weakness and compensable only when certain proof given providing a time limit for notice to employer in order to obtain compensation fixing the time within which agreements or awards may be reviewed modified or reinstated and the time within which rehearings may be granted by the board providing for the payment of interest on certain compensation claims and for the payment of compensation to dependents and personal representatives where a claimant for compensation dies before final adjudication of his claim making certain changes in practice and procedure under the said act and fixing the date when this act becomes effective" is hereby further amended to read as follows

(e) During the first thirty days after disability begins the employer shall furnish reasonable surgical and medical services medicines and supplies as and when needed unless the employe refuses to allow them to be furnished by the employer The cost of such services medicines and supplies shall not exceed one hundred dollars ($100) If the employer shall upon application made to him refuse to furnish such services medicines and supplies the employe may procure the same and shall receive from the employer the reasonable cost thereof within the above limitations In addition to the above service medicines and supplies hospital treatment services and supplies shall be furnished by the employer for the said period of thirty days The cost for such hospital treatment service and supplies shall include all charges of the attending surgeon if such surgeon is not a regular salaried officer or employe of such hospital and shall not in any case exceed the prevailing charge in the hospital for like services to other individuals If the employe shall refuse reasonable surgical medical and hospital services medicines and supplies tendered to him by his employer he shall forfeit all right to compensation for any injury or any increase in his incapacity shown to have resulted from such refusal

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. EMHARDT. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance for the purpose of a hearing.

Mr. HAWS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1652, as follows:

An Act providing aid by the Commonwealth to free public non-sectarian county libraries authorizing the Department of Public Instruction to provide books for demonstration purposes to encourage the establishment of such county libraries and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a system of State-aid for the maintenance of free public non-sectarian county libraries in counties of the third fourth fifth sixth seventh and eighth classes is hereby established The annual aid by the Commonwealth to any such county library shall be measured by the amount appropriated annually by the county commissioners from county moneys for the maintenance of any such county library and shall be determined as follows

Classes of Counties	Percentage of aid calculated **on county appropriation**
3	20%
4	25%
5	33%
6	50%
7	75%
8	125%

The amount to be paid by the Commonwealth for the maintenance of any county library shall not in any year exceed two thousand five hundred dollars ($2,500) and such payment shall be made to the board of trustees in charge of any such free public non-sectarian county library A report of the expenditure of such State moneys shall be made annually to the county commissioners and the Department of Public Instruction in such form as the Department may require

Section 2 For the purpose of encouraging the establishment of county libraries the Commonwealth may through the Department of Public Instruction provide books to be used for demonstrations and circulation purposes in counties where it is proposed to establish a free public non-sectarian county library in the manner provided by law Any such books shall remain the property of the Commonwealth and shall not be used in any county for a longer continuous period than two years after which they shall be returned to the possession of the Department of Public Instruction and be made available for like purposes in some other county

The Department of Public Instruction shall have power to adopt and promulgate such rules and regulations as may be deemed necessary to regulate the use demonstration distribution and return of books made available under the provisions of this section

Section 3 The sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the purpose of paying the maintenance aid to county libraries and for the purchase and transportation of books as provided in this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mrs. KIRKBRIDE. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further consideration.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1743, as follows:

An Act providing for the preparation of plans and specifications and for the erection of two State institutions for the confinement and treatment of persons suffering from venereal diseases on lands acquired therefor in the eastern and western parts of the Commonwealth imposing duties in connection therewith upon the Governor the Department of Property and Supplies and the Department of Welfare and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred thousand dollars ($300,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the erection and equipment of buildings for two new State institutions for the confinement and treatment of persons suffering from venereal diseases to be erected and developed on sites to be selected and purchased by the Department of Property and Supplies in the eastern and western parts of the Commonwealth

Section 2 Plans for Buildings The plans and specifications for the buildings to be erected on the tracts of land aforesaid shall be prepared under the direction of the said Department of Property and Supplies subject to the approval of the Governor and of the Department of Welfare The buildings shall be of modern design plain and substantial and capable of extension as the needs of the said institutions may require

Section 3 Superintendent of Construction A superintendent of construction and such other persons as may be necessary to secure the speedy and economical construction of the buildings shall be appointed by the said Department of Property and Supplies with the approval of the Department of Welfare The compensation of said superintendent of construction as well as of such other persons as may be employed by the said Department of Property and Supplies shall be paid from the appropriation made by this act All contracts for material as well as contracts for the work shall be made by the said Department of Property and Supplies and any contract involving an expenditure of more than five hundred dollars shall only be made after advertisement and competitive bidding

Section 4 When completed equipped and ready for occupancy the said institutions shall be managed and conducted by the Department of Welfare in the same manner as other State institutions are managed and conducted and the cost thereof shall be paid by the said Department of appropriations made thereto for that purpose

Section 5 Such institutions shall receive for confinement and/or treatment (a) any person found to be afflicted with or who has been exposed to communicable venereal diseases quarantinable under the laws of this Commonwealth and committed thereto by any person or court authorized by law so to do (b) any person committed to any penal institution under sentence of any court and afterwards found to be afflicted with any communicable venereal disease (c) any person afflicted or presumed to be afflicted with any such communicable disease who shall apply to such institution for observation and/or treatment (d) any person who has been exposed to any communicable venereal disease and who makes application thereto for observation and treatment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1730, as follows:

An Act to further amend Sections fourteen and twenty-two of an act approved the tenth day of June eighteen hundred ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" so as to provide that the names of condidates for Presidential electors shall no longer be printed on the ballot

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section fourteen of an act approved the tenth day of June eighteen hundred ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as amended by Section two of an act approved the twenty-ninth day of April nineteen hundred and three (Pamphlet Laws three hundred and thirty-eight) entitled "An Act to further amend the ninth and fourteenth sections of the act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved the tenth day of June eighteen hundred and ninety-three as amended by an act approved the ninth day of July one thousand eight hundred and ninety-seven also to amend the twenty-second twenty-seventh twenty-eighth and thirtieth sections of said act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections approved the tenth day of June eighteen hundred and ninety-three by repealing the limit upon the number of times the names of candidates shall appear on the official ballots by specifying the form contents and manner of printing and counting of official ballots and of making return of all votes and of announcing the total vote by directing the manner in which voters may designate their choice of candidates and their votes upon constitutional amendments or other questions submitted for their votes by prescribing the duties of voters election officers police officers constables deputy constables and helpers and prescribing forms of punishment for violations thereof" is hereby further amended to read as follows

Section 14 When Presidential electors are to be voted for [the names of candidates for Presidential electors shall be arranged in party groups as presented in the several certificates of party nomination and nomination papers and the groups shall be printed upon the ballot] their names shall not be printed upon the ballot but in lieu thereof the names of the candidates for their respective parties for President and Vice-President of the United States shall be printed together in pairs upon the ballot under the title "Presidential Electors" and the names of the candidates of the various parties shall be arranged thereunder in order of the vote obtained in the State at the last Presidential election by the parties nominating beginning with the party which obtained the highest vote Provided That in the case of political parties not represented on the ballot in the last Presidential election the order of arrangement shall be alphabetically

[At the head of each group of candidates shall be printed the appropriate party name or political appelation together with the surnames of the candidates of such party for President and Vice-President underneath which shall be printed the names of the appropriate candidates for Presidential electors]

At the right of the [space containing the surnames] names of the candidates for President and Vice-President [and] of each party shall be printed their party name or political appellation there shall be a square of sufficient size for the convenient insertion of a cross-mark (X) [and at the right of the name of each candidate for Presidential elector there shall be a similar but smaller square] Every mark within such square shall be counted as a vote for each candidate for Presidential Elector of such party

The names of candidates for all other offices shall be in all cases arranged under the title of the office for which they are candidates and be printed in the order of the votes obtained for the head of the respective tickets of the parties or bodies nominating at the last Presidential election beginning with the party obtaining the highest vote Provided That in the case of parties not represented on the ballot at the last Presidential election the names of the nominees of such parties shall be arranged alphabetically according to the party name or political appelation At the right of the name of each nominee or candidate shall be printed the name or appellation of the political party presenting or nominating him and at the right of such party name or political appellation there shall be a square of sufficient size for the convenient insertion of a cross-mark

Whenever any candidate shall receive more than one nomination for the same office his name shall be printed once and the names of each political party so nominating him shall be printed to the right of the name of such candidate arranged in the same order as candidates names are grouped that is to say in the order of the votes obtained by such party at the last preceding Presidential election beginning with the party obtaining the highest vote If such candidate shall be nominated by any political party not represented on the ballot in the last Presidential election the name of such parties shall follow the other names and be arranged alphabetically according to the party name or appellation At the right of every party name or political appellation shall be a square of sufficient size for the convenient insertion of a cross-mark

There shall be left at the end of the groups of candidates for Presidential electors [and] as many blank spaces as there are Presidential electors to be elected in which spaces the voter may insert the names of any individual candidates for Presidential electors for whom he desires to vote There shall also be left at the end of the list of candidates for each other different office (or under the title of the office itself for which an election is to be held in case there are no candidates legally nominated therefor) as many blank spaces as there are persons to be voted for for such office in which space the voter may insert the name of any person whose name is not printed on the ballot as a candidate for such office and such insertion shall count as a vote without the cross-mark as hereinafter mentioned

Whenever the approval of a constitutional amendment or other question is submitted to the vote of the people such question shall be printed upon the ballot in brief form and followed by the words "yes" and "no" and if such question be submitted at an election of public officers it shall be printed after the list of candidates

The ballots shall be so printed as to give to each voter a clear opportunity to designate his choice of candidates by a cross-mark (X) in a square of sufficient size at the right of the name of each candidaet and inside the line enclosing the column and in like manner answers to questions submitted by similar marks in squares at the right of the words "yes" and "no" And on the ballot may be printed instructions how to mark and such words as will aid the voter to do this as "mark one" "mark two" and the like

[Provided That a voter may designate his choice of an entire group of candidates for Presidential electors by one cross-mark (X) in a large square which shall be placed at the right of the names of the candidates for President and Vice President at the head of such group and such mark shall be equivalent to a mark against every name in the group]

Provided [further] That each voter may have the opportunity of designating his choice for all the candidates as nominated by one political party there shall be printed on the extreme left of the ballot and separated from the rest of the ballot by a space of at least one-half inch a list of the names of all the political parties or groups of nominees represented on such ballot and presenting candidates to be voted for at such election Such names shall be arranged in the order of the votes obtained at the last Presidential election by the candidate at the head of the respective tickets of the parties or bodies nominating beginning with the party that received the highest vote cast Following the names of such political parties shall be the names of the parties or principles not presented on the ballot at the last Presidential election arranged alphabetically according to the party name or political appellation A square of sufficient size for the convenient insertion of a cross-mark shall be placed at the right of each party name or appellation Every mark within such square shall be equivalent to a mark against every name designated by that political appellation or party name including candidates nominated by more than one party or group of citizens except as otherwise provided in section twenty-two of this act

At the head of every ballot shall be printed the following instructions

To vote a straight party ticket mark a cross (X) in the square opposite the name of the party of your choice in the first column A cross-mark in the square opposite the name of any candidate indicates a vote for that candidate

Section 2 That Section twenty-two of the said act as amended by Section one of an act approved the ninth day of July nineteen hundred and nineteen (Pamphlet Laws eight hundred twenty-nine) entitled "An act to further amend the twenty-second section of an act entitled 'An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections' approved the tenth day of June eighteen hundred and ninety-three as amended by an act approved the twenty-ninth day of April nineteen hundred and three by providing a manner in which voters may designate their choice of candidates and repealing acts or parts of acts inconsistent therewith" is hereby further amended to read as follows

Section 22 On receipt of his ballot the voter shall forthwith and without leaving the space enclosed by the guard-rail retire to one of the voting shelves or compartments and draw a curtain or shut the screen or door and shall then prepare his ballot as follows

If he desires to vote for every candidate of a political party he may make a cross-mark in the appropriate square opposite the name of the party of his choice in the straight party column on the left of the ballot and every such cross-mark shall be equivalent to a vote for every candidate for the party so marked Provided That the voter may make a cross-mark in the appropriate square opposite the name of the party of his choice in the straight party column on the left of the ballot and may also make a cross-mark in the square to the right of any individual candidate whom he favors In such case his vote shall be counted for all the candidates of the party in whose straight party column on the left of the ballot he placed such cross-mark except for those offices for which he has indicated his choice by marking in the squares to the right of individual candidates and his vote shall be counted for such individual candidates which he has thus particularly marked notwithstanding the fact that he made a mark in the straight party column on the left of the ballot Provided further That in any case where more than one candidate is to be elected to any office the voter shall if he desires to divide his vote among candidates of different parties make a cross (X) mark in the appropriate square to the right of each candidate for whom he desires to vote not exceeding the total number to be elected for such office and no vote shall be counted for any candidate in such group not individually marked notwithstanding the mark in the party square

If he desires to vote for an entire group of Presidential electors he may place a cross-mark in the appropriate square at the right of the name of the candidates for President and Vice-President of the party of his choice If he desires to divide his vote among candidates [from different groups of] of different parties for Presidential electors [he shall make a cross-mark in the appropriate square to the right of the name of each candidate for Presidential elector for whom he desires to vote] or to vote for candidates not nominated by any party he may insert their names in the blank spaces provided therefor in accordance with section fourteen of this act Provided That a mark in the straight party column opposite the name of the party of his choice shall also be counted as a mark for each Presidential elector nominated by such party

He may vote according to the above provisions for the candidate of his choice for each office to be filled according to the number of persons to be voted for by him for each office or he may insert in the blank space provided therefor in accordance with section fourteen of this act any name not already on the ballot and such insertion shall count as a vote without the cross mark as herein mentioned And in case of a question submitted to the vote of the people he may mark in the appropriate margin or space a cross (X) opposite the answer which he desires to give In all cases where by existing laws a voter is entitled to cast more than one vote for a single candidate he shall place in the appropriate square instead of a cross (X) a number which shall indicate the number of votes to be counted for the candidate whose name is so marked

Before leaving the voting shelf or compartment the voter shall fold his ballot without displaying the markings thereon in the same way it was folded when received by him and he shall keep the same so folded and deposit it in the ballot-box without undue delay and shall quit the enclosed space immediately thereafter

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1763, as follows:

An Act authorizing the Department of Property and Supplies to furnish periodically one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That beginning with the year one thousand nine hundred and thirty-one and every four years thereafter the Department of Property and Supplies shall furnish to each public school of this Commonwealth one copy of the current Pennsylvania Legislative Manual The Department of Property and Supplies shall cause sufficient number of Pennsylvania Legislative Manuals to be printed to carry into effect the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1149 (Senate Bill No. 87), entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1447 (Senate Bill No. 557), entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1669 (Senate Bill No. 159), entitled:

An Act to amend section three hundred thirty-two of and add section three hundred and thirty-seven to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for merger of domestic and foreign fire and marine insurance companies and-or casualty and-or surety companies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1672, (Senate Bill No. 434), entitled:

An Act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure and registration of persons and registration of corporations engaging in the care, preparation and dispositions of the bodies of deceased persons, and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. TURNER. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of a hearing.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. BATCHELOR. Mr. Speaker, I would like to interrogate the gentleman from Delaware, Mr. Turner.

The SPEAKER. Will the gentleman from Delaware, Mr. Turner, permit himself to be interrogated?

Mr. TURNER. Willingly, Mr. Speaker.

Mr. BATCHELOR. Mr. Speaker, I would like to know the purpose of the motion. I was not clear just exactly what was said.

Mr. TURNER. Mr. Speaker and members of the House, this motion to recommit is for the purpose of a hearing. I had a request from some people who were interested in the bill. Personally I do not know much about the bill, the request came at the last moment and I merely made the motion in order to afford them a hearing.

Mr. BATCHELOR. Mr. Speaker, I would like to ask the gentleman from Delaware whether the sponsor of the bill has consented that it be recommitted.

Mr. TURNER. Mr. Speaker, the sponsor of this bill is Senator Pethick. I have had no conversation with him about it.

Mr. BATCHELOR. Mr. Speaker and members of the House, I see no reason in the world for the recommitment of this bill. This bill simply codifies several acts affecting the undertaking business and I think it would be a mistake to send this bill back for a hearing. There is nothing new involved in the bill. I am going to ask the members of the House to vote no on that motion.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Batchelor and Mr. Chester H. Rhodes and were as follows:

YEAS—84

Adams,
Argentieri,
Baker,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Evans, J. T.,
Fish,
Fitzgerald,
Fleisher,
Fox,
Gaghan,
Gangloff,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Harkins,
Haws,
Heffernan,
Henderson,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Labar,
Lucas,
Lynch,
Marcks,
Mathay,
McAlee,
McGregor,
Metzinger,
Millar,
Nothnagle,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reed, G. L.,
Rhodes, J. A.,
Rice,
Rooney,
Royle,
Sautter,
Schrock,
Schwartz,
Sowers,
Spangler,
Spann,
Stadtlander,
Storb,
Stott,
Strickler,
Tahl,
Talbot,
Turner,
Weidemann,
White,
Williams, J. J.,
Witkin.

NAYS—60

Baldi, J.F.M.,
Barton,
Batchelor,
Braham,
Carmany,
Cauffiel,
Emhardt,
Evans, T. C.,
Eveland,
Frederick,
Fuller,
Garard,
Gicking,
Gillette,
Griffith, C. R.,
Haines,
Hart,
Hartsock,
Heffran,
Himes,
Holcombe,
King,
Lewis,
Lockhart,
Lose,
Maloney,
Mason,
McCallister,
Metzler,
Moore, D. G.,
Musser,
Neely,
Patterson,
Peelor,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Richards,
Roan,
Ronemus,
Scott,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Snyder,
Staudenmeier,
Stevenson,
Stewart,
Storer,
Surface,
Tucker,
Wade,
Williams, G. W.,
Williams, I. B.,
Wise,
Yeakel.

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1086, entitled:

An Act requiring the departments and agencies of the Commonwealth institutions maintained in whole or in part thereby counties and county institutions to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Welfare shall cause to be prepared a catalogue containing a description and price list of all the articles manufactured or produced by the penal or correctional institutions within its jurisdiction Copies of this catalogue shall be sent to all institutions supported in whole or in part by the State to the Department of Property and Supplies to the county commissioners of each county in the State and to each of the institutions maintained by each county and the receipt of said catalogue by each of them shall be sufficient notice to each of them that the articles described in said catalogue are or are about to be manufactured or produced by the labor of the inmates of the institutions within the jurisdiction of the Department of Welfare

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, line 9 by striking out the words "or in part"

Amend section 1, page 1, line 10 by striking out the words "to the county commissioners of each"

Amend section 1, page 1, line 11 by striking out the entire said line

Amend section 1, page 1, line 12 by striking out the words "tained by each county"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 The several institutions maintained in whole or in part by the State and all departments and agencies of the State and all counties in the State and the institutions maintained by the counties of the State are hereby required to purchase from the Department of Welfare all articles or supplies manufactured or produced by the penal and correctional institutions of the Commonwealth which are needed for use therein or thereby and they shall not purchase any articles or supplies manufactured or produced from any other source until and unless the Department of Welfare shall first certify on the requisition made to it that such articles or supplies or the equivalent thereof cannot be furnished All requisitions for articles or supplies made as herein provided shall be honored by the State Department of Welfare as far as practicable

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 2, line 7 by striking out the words "or in part"

Amend section 2, page 2, lines 8 and 9 by striking out the words "and all counties in the State and the institutions maintained by the counties of the State"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 At least thirty days before the commencement of each State fiscal year the proper officials of each institution department or agency of the State or the counties thereof shall report to the State Department of Welfare estimates for the ensuing year of the amount of supplies of different kinds required by them which shall refer to the catalogue issued by the State Department of Welfare in so far as the articles indicated are included within such catalogue No purchasing agency shall be allowed to evade the intent and meaning of this act by specifying slight variations from the standards adopted by the State Department of Welfare when the articles provided by it in accordance with is standards are reasonably adapted to the actual needs of the purchasing agency

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 2, line 23 by inserting after the word "each the following: "such"

Amend section 3, page 2, lines 24 and 25 by striking out the words "or the counties thereof"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section was read and agreed to as follows:

Section 4 Any surplus product shall be kept and retained and shall not be sold in the open market in competition with free labor

The fifth section was read as follows:

Section 5 Any official of the State or county who shall fail to comply with the provisions of this act relative to the purchase of prison made goods and materials from the State Department of Welfare shall upon summary conviction thereof be sentenced to pay a fine of not more than one hundred dollars and costs of prosecution

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 5, page 3, line 10, by striking out the words "or" county"

Amend sec. 5, page 3, line 15 by striking out the words "one hundred" and inserting in lieu thereof the following twenty-five

On the question,

Will the House agree to the amendments?

They were agreed to

On the question,

Will the House agree to the section as amended?

It was agreed to.

The sixth section was read and agreed to as follows:

Section 6 All acts and parts of acts inconsistent with this act are hereby repealed

The title was read as follows:

An Act requiring the departments and agencies of the Commonwealth, institutions maintained in whole or in part thereby, counties, and county institutions to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth.

On the question,

Will the House agree to the title?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 2, by inserting before the word "institutions" the following: "and"

Amend title, page 1, line 2, by striking out the words "or in part"

Amend title, page 1, line 3, by striking out the words "thereby counties and county institutions" and inserting in lieu thereof the following: "thereby"

Amend title, page 1, line 6, by inserting after the word "Commonwealth" the following: "and the surplus to be held and not sold in competition with free labor"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question.

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered. To be transcribed for a third reading.

Agreeably to order.

The rule requiring the bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1567, entitled:

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State imposing certain duties upon the Department of Public Instruction and the State Council of Education defining violations providing penalties and for appeal to the court of common pleas of Dauphin County

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Public Instruction shall provide for the registration of persons qualified to teach in elementary and secondary schools of this Commonwealth which are accredited by the Department of Public Instruction as conforming to the official standards promulgated by the department

Section 2 The State Council of Education shall have the power and its duty shall be subject to the approval by the Department of Public Instruction

(a) To adopt and promulgate rules and regulations not inconsistent herewith for the execution and administration of this act

(b) To establish and promulgate standards of preliminary and professional education and training for teachers in such schools

(c) To provide for and to regulate the certificates and the registration of persons qualified to teach in such schools

(d) To certify as qualified to practice the art of teaching in such schools any applicant eighteen (18) years of age of good moral character not addicted to the use of intoxicating liquor or narcotic drugs and who has graduated from a college university or institution of learning approved as herein provided and to register such person upon such proof as the State Council of Education may require that such applicant possesses such qualifications

(e) To make permanent such certificate and/or registration upon evidence of such teaching experience as it may by rule require in such schools

(f) To investigate and to determine the acceptability of colleges universities and institutions of learning of this Commonwealth and of other states and countries issuing credentials diplomas or degrees to persons who may desire to be registered to teach in such schools of this Commonwealth to approve such colleges universities and institutions of learning as are deemed by it to be acceptable to revoke its approval of such as shall fail to maintain the required standards and to compile and publish annually a registry of such approved colleges universities and institutions of learning

(g) To provide for and regulate limited and permanent registration of such certificates to teach or certificates of registration to teach approved by the council

(h) To accept and endorse or approve for registration certificates to teach or certificates of registration to teach issued by other states countries and bodies upon the payment of such fee for registration in this Commonwealth as may be fixed by the State Council of Education Provided That the standards of such other state or country as adopted by such body are approved by the State Council of Education as equal to the standards of this Commonwealth

(i) To prescribed the professional title or other designation which a registrant may use in connection with his or her name in the practice of the art of teaching to regulate the use thereof and prohibit its use by non-registrants and to prosecute persons who illegally use such title or designation

(j) To investigate any violation of this act or application for reinstatement of certificate or registration and to conduct hearings either before the council or a committee or examiner appointed by the council to hear and report to it upon such violation or application and to discipline or prosecute such violations

(k) To suspend and revoke by majority action of the entire council the certificate and/or registration of any person found guilty upon hearing of immorality incompetency intemperance habitual use of drugs or narcotics cruelty negligence or for violation of any provision of this act and it shall be the duty of the council to suspend the certificate and/or registration of any person indicted for a crime or misdemeanor involving moral turpitude or as a drug addict whenever a certified copy of such indictment shall have been filed with the council and to revoke the same upon conviction thereof whenever a certified copy of the verdict or judgment or sentence of the court shall have been filed with the council and to reinstate such certificate and/or registration in any case where after hearing a majority of the entire council shall deem the same just and proper

(l) To keep a record and it shall be the duty of the council so to do of every certificate issued modified suspended revoked or reinstated and registration thereof made by or with the council and to prescribe the form of such record

(m) To submit biannually to the Department of Public Instruction an estimate of the financial requirements of the council for administrative expenses

The third section was read as follows:

Section 3 Before any certificate to teach and/or registration of a certificate under this act is suspended or revoked by the council except as otherwise herein provided the holder thereof shall be furnished with a written copy of the complaint made against him or her and have an opportunity to be heard personally and by counsel before the council or its committee or examiner appointed by it for that purpose At least ten (10) days' written notice of the time and place of such hearing shall be given such registrant by registered mail addressed to his or her post office address as shown as the registration docket or other record or information in possession of the council Any person aggrieved by the action of the council in suspending or revoking any certificate and/or any registration may appeal from such order of the council to the court of common pleas of Dauphin County Appeals from order suspending or revoking certificate and/or registration shall be taken within thirty (30) days after entry of such order of which action immediate notice shall be given the registrant by the council by registered mail Such appeal shall not act as a supersedeas The court shall fix a time and place at which the appeal shall be heard by the court At the hearing of the appeal the court shall upon the record certified to it by the council determine whether or not the order appealed from is reasonable and in conformity with law The order shall be prima facie evidence of the reasonableness thereof and the burden of proving the contrary shall be on the appellant The court may sustain or dismiss the appeal and its action shall be final

On the question,

Will the House agree to the section?

Mr. E. P. BROWN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 5, line 5 by striking out the word "as" after the word "shown" and inserting in lieu thereof the following: "on".

Amend section 3, page 5, line 11 by inserting after the word "revoking" the following: "a"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth, sixth, seventh, eighth and ninth sections and title were separately read and agreed to as follows:

Section 4 The records of the State Council of Education authorized and maintained under this act shall be public and open to inspection during business hours Copies thereof duly certified by the Secretary of the Council and the Superintendent of Public Instruction shall be received in evidence in all courts and elsewhere

Section 5 All fees required to be collected under the provisions of this act shall be received by the Department of Public Instruction and by it paid through the Department of Revenue into the State Treasury for the use of the Commonwealth

Section 6 Any person now holding a provisional professional a permanent State certificate a State normal school certificate a State normal school diploma a provisional college certificate a permanent college certificate a temporary or permanent certificate for teachers of kindergartens drawing vocal music mechanical drawing physical training and other special branches issued by the Superintendent of Public Instruction of this Commonwealth a special temporary certificate a special permanent certificate a standard temporary certificate a standard permanent certificate issued by the Department of Public Instruction as provided by law or the rules and regulations of the State Council of Education shall hereafter continue to possess the same rights and privileges with respect to the practice of the art of teaching as heretofore and may register such certificate under the provisions of this act within two years from the date of the approval of this act subject however to the right of the council to suspend or revoke such registration for causes set forth in this act and subject to the right of said council to require such person to register limited certificates annually with the council as in this act provided

Section 7 It is unlawful for any person within this Commonwealth to assume or use the professional title or other designation which any registrant may use in connection with his or her name in the practice of the art of teaching which may be prescribed in accordance with this act unless he or she has a legal and valid certificate of registration issued under this act or to forge any such certificate of registration or alter any certificate of registration so issued

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall for a first offense be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to suffer imprisonment not exceeding six (6) months or both at the discretion of the court and upon conviction of a second or subsequent offense shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) or more than one thousand dollars ($1,000.00) and to suffer imprisonment for a term of not less than six (6) months or more than one (1) year

Section 8 This act shall take effect immediately upon its passage and approval by the Governor

Section 9 All acts or parts of acts inconsistent herewith are hereby repealed

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State imposing certain duties upon the Department of Public Instruction and the State Council of Education defining violations providing penalties and for appeal to the court of common pleas of Dauphin County

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1750, as follows:

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board with the approval of the Court in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Salary Board of any County of the Third Class in case of an emergency or on account of increased business of unusual circumstances or conditions may authorize the District Attorney to appoint such additional Assistant District Attorneys as may be approved by the Court provided however that the salary of said appointees shall not exceed the minimum salary provided for Assistants in the respective offices

Section 2 All other acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1751, as follows:

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore the Salary Board of any County of the third class of the Commonwealth of Pennsylvania on account of increased business or unusual circumstances or conditions has authorized the District Attorney to appoint a chief county detective and such number of additional assistant county detectives as it deemed necessary and proper and has fixed the salaries of all such detectives such action is hereby ratified validated and approved

Section 2 All other acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1774, as follows:

An Act validating the action of the salary boards in counties of the third class in providing additional assistants to the district attorneys in the respective counties when such appointments became necessary on account of sickness of assistant district attorneys or on account of increased business or unusual conditions or circumstances provided the salary of such appointees did not exceed the minimum salary provided for assisttant district attorneys in the respective counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore the salary board in any county of the third class has authorized the appointment of additional assistant district attorneys in the respective counties on account of illness of any of the regularly appointed assistant district attorneys or on account of unusual circumstances or conditions or increased business arising in the office of the district attorney of such county when the salary stipulated does not exceed the minimum salary provided for assistant district attorneys in the respective counties the action of the salary board is hereby ratified approved and validated

All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 696, as follows:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth by adding thereto section thirty-seven

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to article three of the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article three be amended by adding thereto section thirty-seven as follows

Section 37 The General Assembly shall have power to enact laws requiring contractors engaged on public work for the Commonwealth or its subdivisions to pay mechanics and labor a minimum rate of wage

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1007, as follows:

An Act to amend section two hundred and ten of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" by prohibiting the purchase sale and exposing for sale of large and small mouth bass caught in waters without this Commonwealth and received in interstate commerce or otherwise

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and ten of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 210 SALE OF CERTAIN FISH PROHIBITED No person and no proprietor manager clerk or agent of any market hotel boarding house eating house restaurant or saloon shall purchase sell or expose for sale any brook trout or any species of trout except lake trout any small mouth bass or large mouth bass caught in waters wholly within this Commonwealth or any small mouth bass or large mouth bass caught in waters without this Commonwealth and received in interstate commerce or otherwise No person and no proprietor manager clerk or agent of any market hotel boarding house eating house restaurant or saloon shall contract with or employ any person to catch and keep such fish for him by the day or otherwise

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1035, as follows:

An Act providing for and creating a Pennsylvania Protective Service force prescribing the powers and duties of such service and of the members thereof authorizing the assignment of the members thereof to certain applicants upon filing of a bond providing for the billing of such applicants by the Department of Revenue at certain rates per man for service rendered imposing duties upon the Governor conferring jurisdiction and imposing duties upon courts of common pleas declaring ineligibilities to certain public offices and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a Pennsylvania Protective Service is hereby established

Section 2 The Governor shall appoint the members of the Pennsylvania Protective Service which shall from time to time consist of an active list of privates sufficient in number for assignment to persons copartnerships associations unions and subordinate bodies thereof corporations applying for such service as hereinafter provided but which shall not exceed two hundred fifty men a reserve list of privates sufficient in number to replace members of the active list on leave of absence due to vacation sickness disability or otherwise and to replace members who resign or are dismissed from service or who are transferred to the reserve list which reserve list shall not exceed in number ten per centum (10%) of the number of privates constituting the active list

No person shall be appointed a member of the Pennsylvania Protective Service unless he shall be a citizen of the United States a resident of this Commonwealth for at least one year immediately preceding his application at least twenty-one years of age at the time of his application honest sober peaceful orderly and of good repute in his community and until he has satisfactorily passed a physical and mental examination based upon the standards provided by the rules and regulations of the police force of cities of the first class

The Governor as between applicants for appointment possessing substantially equal qualifications shall prefer those candidates who served as soldiers sailors or marines in the army or navy of the United States when a state or condition of war existed between the United States and any foreign state country or territory and who have honorable discharges from said service No person shall be appointed to be a member of the Pennsylvania Protective Service until he shall have executed and delivered to the Governor an agreement with the Commonwealth providing that he will not for a period of one year after the termination of his service therein accept hold or follow any office appointment or employment with or under any individual copartnership association corporation union or subordinate body thereof to or with which he may be assigned for duty while a member of the Pennsylvania Protective Service In case any member of the Pennsylvania Protective Serviec shall after the termination of his service therein accept hold or follow any such office appointment or employment in violation of the provisions of said agreement any court of common pleas of any county in which said office appointment or emloyment is accepted held or followed contrary to the provisions of said agreement upon a bill in equity filed by any adult resident of such county is hereby given jurisdiction to and shall enjoin the further violation of the provisions of said agreement until the period of one year shall have elapsed from the date of the termination of such service in the Pennsylvania Protective Service and shall punish any violation of the provisions of any such injunction as a matter of contempt of court

Section 3 It shall be the duty of the Pennsylvania Protective Service

(a) To guard and protect and prevent damage to and offenses against the property facilities and rights of individuals copartnerships associations corporations unions and subordinate bodies thereof entitled under this act to such service and the safety security rights and property of their officers members and employes whether then employed or recently resigned or discharged

(b) To protect such individuals copartnerships associations and corporations in their right to employ labor and to protect all persons in their right to accept follow and at any time surrender such employment

(c) Whenever possible to cooperate with counties municipalities and the State Police force in the detection of crime the apprehension of criminals and the preservation of law and order within the Commonwealth involving the safety security rights and property of such individuals copartnerships associations corporations union subordinate bodies and their officers members and employes

Section 4 Any individual copartnership association or corporation owning leasing or being in possession of any colliery furnace or rolling mill and any water company water supply company water power company electric light company electric power company electric transmission company mineral mining or quarrying company or express company within this Commonwealth and any union a substantial part of the membership of which is employed by one or more such individuals copartnerships associations or corporations and any subordinate body of any such union shall within the limits hereinabove fixed be entitled to the benefits of the Pennsylvania Protective Service and the services of one or more members thereof upon making application to and filing a bond with the Governor as hereinafter provided

Section 5 Such application shall be made under oath or affirmation on a form prepared prescribed and furnished by the Governor and shall set forth the business in which the applicant is engaged the nature extent and location of its property and facilities the circumstances deemed to require the such service the nature of the duties which the applicant desires the members thereof to perform the post or posts of duty at which the applicant desires such members to be stationed the financial responsibility of the applicant and such other information as the Governor may require

Upon receipt of any application it shall be the duty of the Governor to cause to be made a careful investigation of the truthfulness of the statements contained in the application the character and responsibility of the applicant and the necessity for the assignment of members or additional members of the Pennsylvania Protective Service as the case may be for the protection of the applicant's property facilities and rights After proper investigation the Governor shall either grant in whole or in part or refuse the requst of the applicant and the Governor's action thereon shall be binding on the applicant Every applicant shall be notified promptly of any action taken on his application by the Governor

Section 6 Before the Governor shall assign to an applicant any members of the Pennsylvania Protective Service the applicant shall file with the Governor a corporate surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the Governor except that such amount shall never be less than one thousand dollars ($1,000.00) Such bond shall be approved by the Department of Justice and conditioned that the applicant will faithfully comply with the provisions of this act and will pay when due the charges for service rendered and ascertained in the manner prescribed in this act The Governor may require any applicant to furnish such additional acceptable corporate surety bond as shall be necessary to secure at all times any charges for the services of additional members of the Pennsylvania Protective Service assigned to said applicant Upon the filing of such bond or bonds the Governor shall designate and assign to the applicant the requisite number of members of the Pennsylvania Protective Service at such post or posts of duty as may be approved by the Governor

Section 7 No individual copartnership association corporation union or subordinate body thereof entitled to the assignment to it of a member of the Pennsylvania Protective service shall be entitled to the services of any particular member of such service The Governor may transfer any assigned member of such service to another individual copartnership association corporation union or subordinate body to another station or post of duty or to the reserve list The Governor may at any time assign members on the reserve list to the active list to replace assigned members absent from duty because of vacation sickness disability resignation discharge from service or otherwise The Governor may establish by general order a system of periodic rotation of post of duty for members of the Pennsylvania Protective Service

The Governor may revoke for cause in whole or in part the approval of any application for Pennsylvania Protective Service and may withdraw any member of such service assigned to duty pursuant to such application

Any individual copartnership association corporation union or subordinate body thereof to which a member of the Pennsylvania Protective Service has been assigned for duty may at any time by proper notice in the form prescribed by the superintendent withdraw from the State Industrial Police system after three months' notice in writing to the Governor in the form which he shall prescribe surrender such service and upon reimbursing the Commonwealth for all such service rendered up to the expiration of said three months' period relieve itself of the obligation to pay for such service thereafter

Section 8 Each individual copartnership association corporation union or subordinate body thereof to which a member of the Pennsylvania Protective Service has been assigned for duty under this act shall reimburse the Commonwealth for the rendition of said service at a uniform rate per man which shall be fixed by the Governor from time to time and as often as he may deem necessary subject to the following limitations

(a) The rate per man shall not be less than the average rate of compensation paid by the Commonwealth to the privates comprising the Pennsylvania Protective Service

(b) The rate per man shall not in any case exceed one hundred twenty-five per centum (125%) of the average rate of compensation received by privates

(c) The rate per man shall be fixed at an amount which multiplied by the number of men on the active and reserve lists shall approximately equal the cost of administering maintaining and enforcing the Pennsylvania Protective Service

Section 9 The Department of Revenue on or before the tenth day of each month shall render to each individual copartnership association corporation union or subordinate body thereof to which one or more members of the Pennsylvania Protective Service have been assigned for duty a bill for such service supplied to such individual copartnership association corporation union or subordinate body during the preceding month based upon the number of members of such service so assigned and the time during which they respectively rendered service Said monthly bills shall be due when rendered and shall bear interest at the rate of six per centum (6%) unless paid within thirty (30) days after their date If any such bill shall not be paid within thirty (30) days after its date the Department of Revenue shall notify the Governor who may forthwith terminate and discontinue the service theretofore furnished to the delinquent individual copartnership association corporation union or subordinate body thereof or proceedings may be instituted on the bond of such individual copartnership association corporation union or subordinate body thereof or both

Section 10 The Governor shall have the power and it shall be his duty

(a) To make provisions for the training and instruction of the members of the Pennsylvania Protective Service

(b) To provide quarters and subsistence for members of said service while undergoing instruction or training or while assigned to the reserve list

(c) To prescribe and provide suitable uniforms arms equipment and accoutrements for members of the Pennsylvania Protective Service which uniforms shall be readily distinguishable from those approved for the State police force and the State highway patrol and shall be worn whenever on duty

(d) To make such rules and regulations as he may deem necessary for the control discipline and regulation of the members of the Pennsylvania Protective Service and the operation of the Pennsylvania Protective Service

Section 11 The members of the Pennsylvania Protective Service shall have and exercise all the powers and perrogatives conferred by law upon members of the police force of cities of the first class and upon constables of the Commonwealth

Section 12 Any member of the Pennsylvania Protective Service assigned to duty with any individual copartnership association corporation union or subordinate body shall not be subject to the orders commands directions or supervision of such individual copartnership association corporation union or subordinate body or of any officer or employe of such individual copartnership association corporation union or subordinate body but shall notwithstanding such assignment be subject only to the laws of the Commonwealth and to the orders commands and supervision of his superior officers of the Pennsylvania Protective Service and of the Governor

No member of the Pennsylvania Protective Service whether in uniform or not shall attend any meeting of all or some of the directors officers employes or members of the individual copartnership association corporation union or subordinate body thereof to or with which he shall be assigned for duty nor any meeting of any other union or subordinate body thereof nor any meeting of the employes of one or more industrial establishments engaged in the same business as the individual copartnership association or corporation to or with which he shall be assigned for duty nor shall any member of the Pennsylvania Protective Service be within such distance of any such meeting that he can hear the speeches debates or proceedings of such meeting or recognize or identify the participants No member of the Pennsylvania Protective Service shall during his term of service therein nor for a period of one year after the termination of such service be eligible for election or appointment regular or special as a sheriff deputy sheriff constable deputy constable or municipal police officer

Section 13 It is hereby declared to be the legislative intent that this act shall not be deemed to impose upon the Commonwealth any liability for loss of or damage or injury to the property of any individual copartnership association corporation union or subordinate body thereof to which one or more members of the Pennsylvania Protective Service have been assigned for duty under this act or for injury to their officers members employes or any other person whatsoever whether such loss damages or injury was or was not caused by the act or omission of any member of the Pennsylvania Protective Service

It is hereby declared to be the legislative intent that this act shall not be deemed to limit the right of any individual copartnership association corporation union or subordinate body to protect and guard his or its property facilities and rights but every such individual copartnership association corporation union and subordinate body whether a member or members of the Pennsylvania Protective Service have or have not been assigned to him or it may guard and protect his or its property facilities and rights and the safety security property and rights of his or its employes and members by the appointment and maintenance of guards and watchmen and in all other ways authorized by the Constitution and laws of the Commonwealth

Section 14 All service charges fees fines penalties and other moneys authorized to be collected or paid under this act shall be paid into the General Fund of the State Treasury through the Department of Revenue

Section 15 (a) Any member of or employe engaged in the work of the Pennsylvania Protective Service who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any individual copartnership association corporation union or subordinate body to or with which he may be assigned for duty any money reward thing of value or enjoyment or of personal advantage or promise thereof shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding two thousand dollars ($2,000.00) or by imprisonment not exceeding two (2) years or both

(b) Any member of the Pennsylvania Protective Service who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any individual copartnership association corporation union or subordinate body whatever any money reward thing of value or enjoyment or of personal advantage or promise thereof upon any understanding express or implied that his official conduct or the discharge of his duties shall be in any way influenced thereby or who shall allow his official conduct or the discharge of his duties to be influenced by any such payment delivery or promise of money reward matter or thing shall be guilty of corrupt solicitation and upon conviction thereof shall be punished by a fine not exceeding two thousand dollars ($2,000.00) or by imprisonment not exceeding two (2) years or both and shall be forever incapable of holding any office or position of honor trust or profit in this Commonwealth

(c) Any member of the Pennsylvania Protective Service who shall upon his discharge or dismissal from service fail or refuse to surrender to the Governor or his duly authorized representative any State equipment or property in his possession within twenty-four (24) hours after receiving notice from the Governor of his discharge or dismissal shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding one hundred dollars ($100.00) or by imprisonment not exceeding sixty (60) days or both

Section 16 The Act of Assembly approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An Act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties" be and the same is hereby repealed Provided however That commissions granted under the authority of said act shall remain in full force and effect until revoked by the Governor And Provided further That it is not the legislative intent by the repeal of said act to revive any law thereby repealed

Section 17 This act shall become effective on the date of its approval by the Governor

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WILSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Law and Order for the purpose of further study.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1119, as follows:

An Act providing for the organization and equipment of a colored regiment of infantry and making an appropriation therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That within six months after this act becomes effective the Adjutant General of the Commonwealth shall organize and equip a colored regiment of infantry in the Commonwealth Such regiment when organized and equipped shall become a part of the National Guard of the Commonwealth and subject to all the provisions of law providing for and regulating the National Guard of the Commonwealth

The officers of such regiment shall be commissioned by the Governor in the same manner as provided by law for the commissioning of officers of other units of the National Guard of the Commonwealth

The Armory Board of the Department of Military Affairs shall provide quarters for such regiment or the different units thereof as may be necessary

Section 2 The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for the organization equipment and uniforming of the officers and enlisted men of such regiment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. RICE. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further consideration.

Mr. HART. Mr. Speaker, I second the motion.

The motion was agreed to

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1228, as follows:

A Joint Resolution proposing an amendment to section one article eighteen of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one article eighteen of the Constitution of Pennsylvania is hereby amended to read as follows

Section 1 Any amendment or amendments to this Constitution may be proposed in the Senate or House of Representatives and if the same shall be agreed to by a majority of the members elected to each House such proposed amendment or amendments shall be entered on their journals with the yeas and nays taken thereon and the Secretary of the Commonwealth shall cause the same to be published three months before the next general election in at least two newspapers in every county in which such newspapers shall be published and if in the General Assembly next afterwards chosen such proposed amendment or amendments shall be agreed to by a majority of the members elected to each House the Secretary of the Commonwealth shall cause the same again to be published in the manner aforesaid and such proposed amendment or amendments shall be submitted to the qualified electors of the State in such manner and at such time at least three months after being so agreed to by the two Houses as the General Assembly shall prescribe and if such amendment or amendments shall be approved by a majority of those voting thereon such amendment or amendments shall become a part of the Constitution An amendment or amendments may be submitted at any general or municipal election but not amendment which has been submitted and has failed of approval shall be again submitted within a period of five years thereafter When two or more amendments shall be submitted they shall be voted upon separately

And said bill having been read at length the second time and agreed to.

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1378, entitled:

An Act authorizing townships of the second class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing or hereafter created and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

The first, second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding promissory note or notes now existing created by townships of the second class and now due or to become due may be funded at any time by the issue and sale at not less than par of bonds obligations or certificates bearing interest at a rate not exceeding six per cent per annum Provided that no such bonds obligations or certificates shall be issued for a longer period than twenty years from the date thereof and it shall be the duty of the proper corporate authorities of such townships to provide for the payment of principal and interest of all such bonds obligations or certificates in the manner now provided by law for increasing the indebtedness of such townships

Section 2 All proceedings to issue bonds obligations or certificates for the purpose of funding such indebtedness shall be in accordance with the manner now provided by law for the issuance and sale of bonds obligations or certificates by townships of the second class for increasing the indebtedness

Section 3 All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

The title was read as follows:

An Act authorizing townships of the second class to fund floating indebtedness, orders or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes, now existing or hereafter created, and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

On the question,

Will the House agree to the title?

Mr. BLACK. Mr. Speaker, I desire to offer the following amendment.

The amendment was read by the Clerk as follows:

Amend title, page 1, fifth line from bottom by striking out the words "or hereafter created"

On the question.

Will the House agree to the amendment?

It was agreed to.

On the question.

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1496, as follows:

An Act providing for referendums to ascertain the opinion of the electors of counties with respect to the playing of professional baseball on Sunday and declaring said game lawful where the electors vote in favor of the same

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of ascertaining the opinion of the electors of each county with respect to the playing of professional baseball on Sunday the county commissioners shall at the municipal election in the year one thousand nine hundred and thirty-one cause the following question in the following form to be submitted to the electors of the county

Do you favor permitting professional	Yes	
baseball to be played on Sunday	No	

Section 2 For districts where ballot boxes are used the said question shall be printed on a separate official ballot to be furnished to the election officers of each such polling place by the county commissioners In districts where voting machines are used said question shall appear on the face of the voting machine

Section 3 The votes on said question deposited in ballot boxes shall be counted by the election officers after the close of the polls and return of the votes for and against such question made by them and by the election officers of districts where voting machines are used to the prothonotary of the county who shall lay such returns before the return board at the same time and manner as in the case of other returns made at said election The returns shall be computed in the several counties in the manner provided by the election laws and when so computed shall be certified by the return board and filed in the office of the prothonotary

Section 4 When it appears by said returns that a majority of those voting on the question in any county have voted in favor of professional baseball on Sunday it shall be lawful to play professional baseball in such county on Sunday any law of the Commonwealth to the contrary notwithstanding If a majority of those voting in any county shall vote against playing professional baseball on Sunday in such county it shall be unlawful to play professional baseball in such county on Sunday

Section 5 At any time thereafter whenever a petition signed by voters equal to at least five per centum of the highest number of votes cast for any person for office in any county at the preceding general or municipal election shall petition the county commissioners to have the question set forth in this act placed on the ballot it shall be the duty of the county commissioners to do so at the first general or municipal election occurring at least ninety days after the filing of such petition The vote on such question shall be taken in the manner provided in this act If a majority of those voting on said question in any county shall be in favor of professional baseball on Sunday it shall thereafter be lawful to play said game on Sunday in said county but if a majority shall be against professional baseball on Sunday it shall be unlawful to play professional baseball in said county

Section 6 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1513, as follows:

An Act making an appropriation to the Department of Forests and Waters for the acquisition of lands for State forests

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one million dollars ($1,000,000) is hereby specifically appropriated to the Department of Forests and Waters for the acquisition survey and boundary lines and title examination of lands to be set aside and held as State forests

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 1515, as follows:

A Joint esolution amending article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That article nine of the Constitution of the Commonwealth of Pennsylvania be amended in accordance with article eighteen thereof

That article nine be amended by adding thereto section sixteen to read as follows

Section 16 The General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of fifteen million dollars ($15,000,000) for the purpose of acquiring land for forest and park purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1570, as follows:

An Act to amend sections one two four and five of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred) entitled "An act relating to eggs prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell eggs for and as fresh that are not fresh eggs or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" providing for the establishment of a standard of fresh eggs and conferring other powers and duties on the Department of Agriculture

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred) entitled "An act relating to eggs prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell eggs for and as fresh that are not fresh eggs or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person firm or corporate body by himself herself or themselves or by his her or their agents or servants to sell expose for sale advertise for sale or have in his her or their possession with intent to sell any eggs [for and] as fresh eggs strictly fresh eggs hennery eggs new laid eggs or other words or descriptions of similar import that are not fresh eggs [as may appear upon proper test]

No egg shall be deemed to be fresh which does not meet the standards of quality of fresh eggs as shall be established by the Department of Agriculture

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Eggs shall be deemed to be misbranded under this act if they are in any way branded labeled marked stamped as being fresh eggs or by a similar term when they are in fact not fresh eggs [as may appear upon proper test]

Section 3 That section four of said act is hereby amended to read as follows

Section 4 That the [Dairy and Food Commissioner] Department of Agriculture shall be charged with the enforcement of the provisions of this act

Section 4 That section five of said act is hereby amended to read as follows

Section 5 That all fines and penalties imposed and received for the violation of any of the provisions of this act shall be paid to the [Dairy and Food Commissioner or his agent] Department of Agriculture and when so collected and paid shall thereafter be by the [Dairy and Food Commissioner] Department paid through the Department of Revenue into the State Treasury for the use of the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 817 MADE A SPECIAL ORDER

Mr. SOWERS. Mr. Speaker, I move that the motion by which House Bill No. 817, Printer's No. 333, entitled:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (3 Sm. L. 177) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

on page 1 of today's calendar, was made a special order on second reading for Tuesday, April 28, at 12 o'clock noon, be rescinded, and that the bill be made a special order of business for this afternoon at 3.30 o'clock.

Mr. D. GLENN MOORE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1576, as follows:

An Act prohibiting the introduction of liquids other than tomato juice into cans containing or intended to contain tomatoes or tomatoes with puree and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person copartnership association or corporation to sell or offer for sale within the Commonwealth either by retail or wholesale any canned tomatoes or canned tomatoes with puree or goods purporting in any way to be canned tomatoes or canned tomatoes with puree or having anything on the label or advertised in any way likely to deceive prospective customers with believing that they are canned tomatoes or canned tomatoes with puree if such canned tomatoes or canned tomatoes with puree have had at any time any liquid substance of any kind whatever introduced into the cans except the juice or juices arising from the tomatoes themselves after having been properly peeled trimmed cored and prepared for canning as food

Section 2 Any person copartnership association or corporation or the agent or employe of any person copartnership association or corporation violating any of the provisions of this act relative to the sale or offering for sale by wholesale of canned tomatoes or canned tomatoes with puree shall upon conviction in a summary proceeding before any magistrate alderman or justice of the peace be sentenced to pay a fine not exceeding one hundred ($100.00) dollars for the first offense and not less than five hundred ($500.00) dollars for each succeeding offense and the costs of prosecution and in default of the payment of said fine and costs to undergo imprisonment for not more than thirty days for each one hundred ($100.00) dollars of fine and costs

Section 3 Any person copartnership association or corporation or the agent or employe of any person copartnership association or corporation violating any of the provisions of this act relative to the sale or offering for sale at retail of canned tomatoes or canned tomatoes with puree shall upon conviction in a summary proceeding before any magistrate alderman or justice of the peace be sentenced to pay a fine not exceeding one hundred ($100.00) dollars for each and every offense and the costs of prosecution and in default of the payment of said fine and costs to undergo imprisonment for not more than thirty (30) days

Section 4 This act shall become effective on the first day of January one thousand nine hundred and thirty-two

Section 5 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1578, as follows:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania is hereby proposed in accordance with the eighteenth article thereof

That article three be amended by adding thereto the following

Section 35 The General Assembly is authorized to establish a system for providing social insurance to employes covering accident death and maternity insurance and to require employers and/or employes to contribute thereto and to provide for contributions thereto by the Commonwealth

And said bill having been read at length the second time and agreed to.

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1609, as follows:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article nine is hereby amended to read as follows

Section 1 All property taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit institutions of purely public charity and real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines Uniformity shall not be required in the case of income taxes but all such taxes shall be levied and collected under general laws

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1647, as follows:

An Act to amend section one of the act approved the seventeenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred thirty) entitled "An act authorizing the retention of the route of any vacated public road or portion thereof as a private road" reserving such roads also for the use of the Department of Forests and Waters or the Board of Game Commissioners and reserving roads vacated by road commissioners for the same purpose

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred thirty) entitled "An act authorizing the retention of the route of any vacated public road or portion thereof as a private road" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That (a) Whenever viewers appointed by the court of quarter sessions to view and vacate any public road within this Commonwealth shall find and report that there is no necessity for such public road but shall recommend in their report that the route thereof or of any portion thereof be and remain a private road or a road of the Commonwealth for the use of the Department of Forests and Waters or the Board of Game Commissioners upon the approval of their said report and the confirmation thereof by the court and the vacation of said public road the court shall have power to enter a decree that the route of such abandoned public road or any portion thereof so recommended for a private road or a road of the Commonwealth for the use of the Department of Forests and Waters or the Board of Game Commissioners shall be and become a private road of the width of twenty-five feet for the use and benefit of the owners of lands through or along which it passes to be maintained and used as private roads are now maintained and used under existing laws or a road of the Commonwealth of the existing width for the use of the Department of Forests and Waters or the Board of Game Commissioners to be maintained by the said department or board in accordance with existing laws for roads on State forests or State game lands.

(b) In all cases where road supervisors otherwise known as road commissioners are vested under existing laws with power to vacate the whole or any part of a public road such supervisors or commissioners shall have the power upon vacating any public road or part thereof to retain such vacated road as a private road of the width of twenty-five feet for the use and benefit of the owners of lands through or along which it passes to be maintained and used as private roads are now maintained and used under existing law or a road of the Commonwealth of the existing width for the use of the Department of Forests and Waters or the Board of Game Commissioners to be maintained by the said department or board in accordance with existing laws for roads on State forest or game lands In all cases where any vacated road or part thereof is so retained as a private road or a road of the Commonwealth by the said supervisors or commissioners the said supervisors or commissioners shall furnish the town clerk of said township with a return of all such roads so retained in the same manner as they are required to make report in the case of laying out roads

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1649, as follows:

An Act to further amend section four of the act approved the tenth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws nine hundred ninety-one) entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth Anno Domini one thousand eight hundred and fifty-seven" by increasing the amount which may be expended for out-door relief

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the tenth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws nine hundred ninety-one) entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne approved May eighth Anno Domini one thousand eight hundred and fifty-seven" which was last amended by the act approved the thirty-first day of May one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-two) entitled "An act to amend section one of an act approved the fifth day of May one thousand nine hundred eleven entitled 'An act to amend section one of an act approved June twenty-two one thousand eight hundred and ninety-seven entitled "An act to amend section four of an act approved June eight one thousand eight hundred and eighty-one entitled 'An act to authorize the erection of a poorhouse by the township of Jenkins borough of Pittston and township of Pittston in the county of Luzerne' approved May eight one thousand eight hundred and fifty-seven allowing an increase in the amount of relief that may be granted to paupers not residing in the poorhouse in said district" authorizing an increase in the amount of relief that may be granted to paupers not residing in the poorhouse in said district'" is hereby further amended to read as follows

Section 4 The amount of relief granted to paupers not residing in the poorhouse in said district shall not in any one year exceed the sum of [thirty] fifty thousand dollars

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

Tre rule requring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1653, entitled:

An Act to further amend the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" by changing penalties provided therein

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of "Canada Thistles" as last amended by section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) entitled "An act to amend section one two as amended and three of an act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled 'An act to amend an act entitled "An act to provide for the destruction and to prevent the spread of Canada thistles" approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two' extending the provisions of said act to Cichorium intybus the weed commonly known as chickory or succory or blue daisy" is hereby further amended to read as follows

Section 1 That from and after the passage of this act it shall be the duty of every person or persons and of every corporation holding land or lands in any county or counties of this Commonwealth either by lease or otherwise on which any Canada thistles or weeds commonly known as Canada thistles or Cichorium intybus the weed commonly known as chickory or succory or blue daisy may be growing to cut the same so as to prevent such weeds from going to seed and the seed of the same from ripening and every person or persons or corporation as aforesaid who shall or may have land as aforesaid and who shall neglect or refuse to comply with the provisions of this act shall [forfeit and pay a fine of fifteen dollars to the treasurer of the school district in which such land may be situated to be recovered the same as debts of like amount are now recoverable] be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred ($100) dollars and/or undergo imprisonment for a term of not more than thirty days

The second section was read as follows:

Section 2 That section two of said act as last amended by section two of the said act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) is hereby further amended to read as follows

Section 2 That if any person or persons or corporation so holding lands as aforesaid on which any Canada thistles or the weeds commonly known as such or Cichorium intybus the weed commonly known as chickory or succory or blue daisy shall be growing and likely to ripen seed thereon shall neglect or refuse to cut and destroy the same so as to prevent the seed from ripening it shall and may be lawful for any person or persons who may consider themselves aggrieved or about to be injured by such neglect or refusal to inform by written notice any constable or supervisor of the township or district in which the said weeds may be growing whose duty it shall then be to give five days' notice in writing to such person or persons or corporation to cut and destroy such weeds and on their neglect or refusal to cut and destroy the same at the end of five days it shall be the duty of the officer giving such notice to enter upon such premises with such other person or persons as he may employ and cut down and destroy such weeds and the said officer or other persons so employed shall be entitled to recover from such person or persons or corporation owning or holding land as aforesaid compensation for necessary man labor horse labor and machinery at the same rate as paid by the township or district for similar work on the roads and the officer serving such notice shall likewise be entitled to a fee of fifty cents together with six cents mileage for each mile circular necessarily traveled to be recovered as debts of like amount before any justice or court in said counties And it shall be the further duty of such officer to cause an information to be made against any such person or the proper officers of any such corporation upon whose lands such weeds are cut down and destroyed by such officer charging such person or officers of any such corporation with a violation of the provisions of the preceding section

On the question,

Will the House agree to the section?

Mr. RUTH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 3, line 12 by inserting after the word "seed" the following: "thereof".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section and title were separately read and agreed to as follows:

Section 3 That section three of said act as added by section three of the act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled "An act to amend an act entitled 'An act to provide for the destruction and to prevent the spread of Canada thistles' approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two" and as last amended by section three of the said act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) is hereby further amended to read as follows

Section 3 It shall be the duty of the supervisor or supervisors of the public roads or highways in every township or district as aforesaid to cut and destroy in the same manner all such weeds on or along such roads and in case of unseated or mountain lands whenever it shall come to the knowledge of either the supervisor or constable of the existence of any such weeds thereon it shall be his duty to notify the owner or owners or agents of said lands in writing giving ten days' notice to cut and destroy the same as aforesaid and upon failure to comply at the end of ten days such officer or any person or persons employed by him shall proceed in the manner hereinbefore provided with like fees and compensation and if any such constable or supervisor shall neglect or refuse to perform his duties as prescribed by this act he shall [be liable to a fine of ten dollars the same to be sued for and recovered as aforesaid by the party or parties aggrieved or about to be injured by such neglect or refusal] upon summary conviction before a magistrate alderman or justice of the peace be sentenced to pay a fine of ten ($10) dollars and the costs of prosecution and in default of the payment of said fine and costs to undergo imprisonment for not more than ten (10) days

An Act to further amend the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," by changing penalties provided therein.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1699, as follows:

An Act to amend clause (III) of sub-section (D) of section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" by further providing for the disposition of seized articles

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (III) of sub-section (D) of section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" is hereby amended to read as follows

(III) If the owner of said property is unknown or outside the jurisdiction of the court and there was no person in possession of said property when seized or such person so in possession can not be found within the jurisdiction of the court notice of said petition shall be given by the [sheriff] district attorney by advertisement once in a newspaper of general circulation published in the county where such property shall have been seized [once a week for three (3) successive weeks] Said notice shall contain a statement of the seizure of said property with a description thereof the place and date of seizure and shall direct any claimants thereof to file a claim therefor on or before a date given in said notice which date shall not be less than seven (7) [twenty-one (21)] days from the date of [the first] publication and the court of quarter sessions or one of the judges thereof upon petition may make an order directing the immediate dismantling and removal of the articles so seized and the storage thereof in a place designated by such order and that thereafter upon the condemnation of the articles seized the same shall be publicly destroyed by the sheriff of the county and the salvage shall thereupon be sold with the approval of the court by the sheriff of the county to the highest and best bidder and the bids so received shall be filed and made a part of the record of the case The moneys so received by the sheriff of said county from said salvage shall be paid by him to the treasurer of said county

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1782, as follows:

An Act to amend section five of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as amended by providing that all property owned by any county city or other municipality or municipal division and actual places of religious worship places of burial not held or used for private or corporate profit and institutions of purely public charity shall be subject to roadway paving claims

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sale and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" as amended by the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred thirty-three) entitled "An act to amend sections five six nine eleven of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled 'An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such claims and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby further amended to read as follows

Section 5 All real estate by whomsoever owned and for whatsoever purpose used other than poperty owned by the State or the United States shall be subject to all tax and municipal claims herein provided for except that all property owned by any county city or other municipality or municipal division and actual places of religious worship places of burial not held or used for private or corporate profit and institutions of purely public charity shall not be subject to tax or municipal claims on property by law exempt from taxation except for the removal of nuisances for roadway paving claims for sewer claims and sewer connections or for the curbing recurbing paving repaving or repairing the footways in front thereof All other real estate by whomsoever owned and for whatsoever purpose used shall be subject to all tax claims and municipal claims herein provided for Provided however That nothing in this act contained shall hinder or prevent any municipality from providing that any municipal work may be done at the expense of the public generally and be paid out of the general funds of the municipality

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1813, as follows:

An Act to amend sections one and three of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-two) entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness and requiring certain moneys of the Motor License Fund to be expended as herein provided" by providing a different method of allocating moneys appropriated for State highway purposes and eliminating the date before which county commissioners shall indicate their choices of State highways

Secion 1 Be it enacted by the Senate and House of Representatives of theCommonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-two) entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth authorizing counties boroughs towns and townships to expend moneys and to incur indebtedness and to require certain moneys of the Motor License Fund to be expended as herein provided" is hereby amended to read as follows

Secion 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That out of the moneys in the Motor License Fund of the Commonwealth available in any fiscal biennium for the construction and improvement of State highways and bridges on State highways such sum as shall be specified by the General Assembly shall hereafter be apportioned by the Department of Highways for expenditure in the several counties of this Commonwealth as follows Two hundred thousand dollars of the total sum so apportioned shall be first apportioned to each county and the balance of the total sum so apportioned shall be allocated to the several counties in the ratio that the unimproved mileage of State highways taken over in any county prior to January first one thousand nine hundred and thirty-one bears to the total unimproved mileage of State highways taken over in this Commonwealth prior to January first one thousand nine hundred and thirty-one [but the amount to be allocated for expenditure in any county shall not be more than six hundred thousand dollars ($600,000) or less than two hundred thousand dollars ($200,000) in any] [fiscal biennium and if the allocation above provided for allows to any county an amount in excess of the maximum herein permitted then the amount representing the excess over the maximum shall be deducted in each such case and shall be credited to the counties which by the aforesaid allocation would receive less than the maximum allotment but only to the extent necessary to give each of the counties the minimum allotment of two hundred thousand dollars ($200,000) If after such deductions from the allotments exceeding the maximum and credits to the counties below the minimum any moneys remain unallocated the same shall again be reallocated to the several counties (excepting those having a maximum allotment) on the ratio of unimproved mileage as first provided in this section]

The moneys thus available for expenditure in any county shall be expended by the Department of Highways for State highway and bridge construction and improvement in boroughs towns and townships on any State highway whether the same be designated as a primary State highway or secondary State highway without any assistance whatsoever from the county or any borough town or township any law to the contrary notwithstanding

Section 2 That section three of said act is hereby amended to read as follows

Section 3 Before letting contracts for the construction and improvement of State highways and bridges in any county the Department of Highways shall consult the county commissioners and ascertain their preference as to the State highways and bridges or sections of State highways which are to be constructed and improved by the use of the moneys allocated for expenditure in such county as in this act provided and the county commissioners shall indicate [prior to June first of each year] their first second and third choices and the Department of Highways may select the State highways bridges or sections of State highways to be improved in such county from such choices or in its discretion may select other State highways bridges or sections in such county for improvement Provided That where the Department of Highways has issued or is about to issue authorizations for work to be performed by department forces or has heretofore prepared plans and was about to let contracts for the improvement of any State highway or section thereof in any county the department may proceed with such improvement but no such improvement requiring moneys in excess of the amount allocated to the county shall be made from moneys allocated to other counties under the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1545, (Senate Bill No. 542), entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1548, (Senate Bill No. 556), entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the courts to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1671, (Senate Bill No. 285), entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 178, as follows:

An Act providing for the pensioning of certain persons residents of this Commonwealth of Pennsylvania who have been or shall be soldiers sailors marines or members of the enlisted nurse corps designated as "blind veteran" defining the term "blind veteran" imposing certain duties on the Adjutant General imposing penalties for violation thereof and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "blind veteran" as used in this act shall be defined and construed to mean and include any honorably discharged soldier sailor marine or member of the enlisted nurse corps who is now or who shall hereafter become blind of both eyes and who served or who shall hereafter serve in the military naval or other branch of the combative forces of the United States

The term "legal resident of this Commonwealth" as used in this act means any individual who gave the State of Pennsylvania or any specific place in this Commonwealth as his place of residence at the time of entering the military naval or other branch of the combative forces of the United States without regard to the place of enlistment commission or induction The proof of such residence shall be the official records on file in the War Department of the United States

The term "blind of both eyes" as used in this act shall be defined and construed to mean the loss of sight by injury or disease of both eyes to such degree that the blind veteran has no vision at all or only light perception

Section 2 That a pension shall be payable under this act to any blind veteran a legal resident of this Commonwealth at the rate of twenty-five dollars ($25.00) per month payable quarterly

Section 3 Application for such pension shall be made to the Adjutant General of this Commonwealth on such forms and in such manner as he shall prescribe and he shall establish rules governing the filing of such claims and upon satisfactory evidence submitted or obtained grant the pension hereinbefore provided for

Section 4 No pension payable under this act to a blind veteran shall be subject to attachment levy or seizure under any legal or equitable process and shall be exempt from all Stat taxation No right to a pension under the provisions of this act shall be assignable or serve as a security for any loan nor be regarded as the assets of the estate of a blind veteran nor be made the basis of administration thereof Any assignment or loan made in violation of the provisions of this section shall be void

Section 5 Any person who charges or collects or attempts to charge or collect either directly or indirectly any fee or other compensation for assisting in any manner a blind veteran in obtaining the pension to which he is entitled under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than five hundred dollars ($500.00) or imprisonment for not more than one year either or both at the discretion of the court This provision shall not apply to the fees authorized by law that may be collected by a notary public or other officer having power to administer oaths for necessary affidavits required under this act

Section 6 In all cases not within the express perview of this act the decision of the Adjutant General as to payment or nonpayment of the pension or eligibility therefor shall be in all things final

Section 7 Whoever knowingly makes any false or fraudulent statement or a material fact in any application certificate or document made under the provisions of this act or any regulations made by the Adjutant General in administering this act shall be guilty of a misdemeanor and upon conviction thereof be fined not more than one thousand dollars ($1,000.00) or undergo imprisonment of not more than five years either or both at the discretion of the court

Section 8 For the purpose of carrying into effect the provisions of this act the Adjutant General of the Commonwealth is charged with the administration thereof and for that purpose he shall prepare and distribute application blanks investigate all claims and applications filed with him and if satisfied of the proof of such claim or application approve the same and direct payment thereof and shall make any regulations necessary to the efficient administration of the provisions of this act

The books papers and records together with the filing cases and equipment procured and used in the administration of this act shall become a part of the permanent records of the office of the Adjutant General

Section 9 The Adjutant General may employ the necessary clerical help and fix their salaries and pay for postage and other expenses incurred in the administration of this act In all appointments under this act preference shall so far as practicable be given to veterans

Section 10 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decisions of the court shall not affect or impair any of the remaining provisions of the act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein

Section 11 The sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for the purpose of carrying out the provisions of this act

Section 12 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 933, as follows:

An Act making an appropriation from the general fund to the Department of Highways for the purpose of rebuilding a county bridge in Armstrong County destroyed by flood

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated from the general fund to the Department of Highways for the purpose of rebuilding a county bridge over Mahoning Creek between Pine and Madison Townships in Armstrong County destroyed by flood in the year one thousand nine hundred and twenty-eight said bridge to be erected in accordance with the terms of and this appropriation being made to carry into effect the provisions of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the rebuilding by the Commonwealth through the Department of Highways of certain county bridges the procedure therefor the payment of a portion of the cost thereof in certain cases by counties cities and railroads and the maintenance thereof when completed by the counties"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1376, entitled:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters on its own volition or at request and expense of any person partnership association corporation or municipal or quasi-municipal corporation to determine the courses define the locations fix the regimen change the course current and cross-section protect the bed and banks plug up holes in the beds and banks and build dams in rivers and streams providing for the recording of changes of and locations of rivers and streams and the effect thereof and for the ascertainment of damages for land taken injured and destroyed and making appropriations

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Water and Power Resources Board of the Department of Forests and Waters is hereby vested with authority in the name of the Commonwealth of Pennsylvania to determine the course and define the location width and depth of any river or stream or part thereof wholly or partly within or forming part of the boundary of this Commonwealth except the tidal waters of the Delaware River and of its navigable tributaries Said Board shall have power to of any stream protect the bed and banks thereof build dams retaining walls or other structures in or along rivers or streams plug holes in the beds and banks thereof and/or undertake such other works as will in the opinion of the said Board improve and fix the regimen of any river or stream or portion thereof for the purpose of regulating the flow of such river or stream for the prevention of percolations from streams through holes in the beds and banks thereof for the protection of property fish life and the lives of riparian owners and other persons and for any other purpose not incompatible with the present and future interests of the Commonwealth and its people in the rivers streams and water resources of the Commonwealth

On the question,

Will the House agree to the section?

Mr. ADAMS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 8, by striking out the words "of any stream."

Amend sec. 1, page 2, line 9, by striking out the word "thereof" and insert in lieu thereof the following: of any stream.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second third fourth fifth and sixth sections were separately read and agreed to as follows:

Section 2 Whenever the Water and Power Resources Board shall define the location of a river or stream or part thereof it shall prepare and have recorded a plan thereof in the office for the recording of deeds of the county where such location was defined and such recording shall definitely fix the course location and lines of such river for all purposes in law until altered by any subsequent plan recorded in like manner

Section 3 The Water and Power Resources Board may in carrying out the provisions hereof act on its own volition or upon request of any person or persons partnership association corporation county city borough town or township if the Board considers the same necessary or advisable for any of the reasons set forth in section one of this act The Board and its agents shall have power to enter upon take appropriate or injure any land or lands necessary to carry out the provisions of this act Where the Board acts and undertakes any works herein authorized as the result of a request from a person or persons partnership association corporation county city borough town or township the actual cost of such work or works shall be paid by the person or persons partnership association corporation county city borough town or township making such request

Section 4 The Water and Power Resources Board is authorized to accept such moneys as may be subscribed or appropriated by any person or persons or other agency making requests for work or works under the provisions of this act but no such work or works shall be commenced until the Board is satisfied that the moneys received from such person or persons or other agency is sufficient to complete such work or works in a satisfactory manner Moneys received from such person or persons or other agency shall be deposited with the State Treasurer subject to requisition upon order of the chairman of the Water and Power Resources Board Any moneys so deposited in the State Treasury are hereby appropriated to the Department of Forests and Waters for the purposes to which they were dedicated If after receiving such money or moneys the Board shall decide it inadvisable or inexpedient to undertake the work or if insufficient moneys are received to defray the cost of the proposed improvement then upon order of the Board through the chairman the money shall be returned to the person or persons or other agency making the subscription and for such purposes said moneys are hereby appropriated Requisitions for such purposes shall be drawn by the Department of Forests and Waters

Section 5 Any damages sustained by any property owner by reason of the said Board carrying out the provisions of this act shall be paid by the Department of Forests and Waters and the amount thereof if not agreed upon between the property owners and the Department shall be ascertained on the petition of the Department or any person copartnership association or corporation interested in the manner provided by section five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" for ascertaining the amount of damages sustained by reason of the erection and maintenance of the dam and reservoir provided for in said act

The amount of damages assessed against the Commonwealth in any such condemnation proceedings shall be paid by the Department of Forests and Waters out of any moneys appropriated for that purpose or received from the person or persons or other agency making the request for the work or works authorized under this act and hertofore appropriated

Section 6 All acts and parts of acts inconsistent herewith are hereby repealed

The title was read as follows:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters on its own volition or at request and expense of any person partnership association corporation or municipal or quasi-municipal corporation to determine the courses define the locations fix the regimen change the course current and cross-section protect the bed and banks plug up holes in the beds and banks and build dams in rivers and streams providing for the recording of changes of and locations of rivers and streams and the effect thereof and for the ascertainment of damages for land taken injured and destroyed and making appropriations

On the question,

Will the House agree to the title?

Mr. ADAMS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 5, by striking out the words "determine the courses"

Amend title, page 1, lines 6 and 7, by striking out the words "change the course current and cross section"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1593, as follows:

An Act to amend section fifty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for election of officers when officers elected fail to qualify or when no officer is elected

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred and seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 51 Enumeration of Elected Officers In each county there shall be the following officers elected by the qualified electors of the county (a) three county commissioners (b) three auditors or in all counties where the office of auditor has heretofore or shall hereafter be abolished one controller (c) one treasurer (d) one county surveyor (e) one coroner (f) one recorder of deeds (g) one prothonotary (h) one clerk of the court of quarter sessions and of the court of oyer and terminer (i) one clerk of the orphans' court (j) one register of wills (k) one sheriff (l) one district attorney and (m) two jury commissioners All such officers shall remain as now constituted in each county

All such officers shall be elected at the municipal election next preceding the expiration of the terms of the officers now in office and quadrennially thereafter and shall hold their offices for a term of four years from the first Monday of January next after their election and until their successors shall be duly qualified but in the event that any such officer so elected shall fail to qualify or if no successor shall be elected then the officer then in office shall continue in office only until the first Monday of January following the next municipal election at which time his successor shall be elected for a term of four years This section does not create any office in any county where such office does not now exist

Section 2 This act shall become effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1451 (Senate Bill No. 534) as follows:

..An Act authorizing justices of the peace to take affidavits and acknowledgments without the district and county within which they reside and maintain offices provided the name of the place for which they are commissioned is appended thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter justices of the peace shall have power to take affidavits and acknowledgments outside the district and county in which they reside and maintain their offices but within the Commonwealth all such affidavits and acknowledgments shall be valid to all intents and purposes as if taken within the district or county of residence Every justice of the peace shall hereafter append to such affidavits and acknowledgments the name of the place for which he is commissioned Provided That nothing in this section contained shall apply to or effect any case now pending in or heretofore decided by any court of the Commonwealth

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1839 (Senate Bill No. 550), entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the judicial districts of the Commonwealth shall be numbered composed designated and shall each have the number of judges respectively as follows

The first district shall be composed of the city and county of Philadelphia and shall have fifteen judges learned in the law in the common pleas and six judges learned in the law in the orphans' court and such judges of the municipal court as now or may hereafter be provided by law

The second district of the county of Lancaster and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The third district of the county of Northampton and shall have three judges learned in the law

The fourth district of the county of Tioga and shall have one judge learned in the law

The fifth district of the county of Allegheny and shall have fourteen judges learned in the law in the common pleas and three judges learned in the law in the orphans' court and such judges of the county court as now or may hereafter be provided by law

The sixth district of the county of Erie and shall have two judges learned in the law in the common please and one judge learned in the law in the orphans' court

The seventh district of the county of Bucks and shall have two judges learned in the law

The eighth district of the county of Northumberland and shall have two judges learned in the law

The ninth district of the county of Cumberland and shall have one judge learned in the law

The tenth district of the county of Westmoreland and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have five judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twelfth district of the county of Dauphin and shall have three judges learned in the law

The thirteenth district of the county of Greene and shall have one judge learned in the law

The fourteenth district of the county of Fayette and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The fifteenth district of the county of Chester and shall have two judges learned in the law

The sixteenth district of the county of Somerset and shall have one judge learned in the law

The seventeenth district of the counties of Union and Snyder and shall have one judge learned in the law

The eighteenth district of the county of Clarion and shall have one judge learned in the law

The nineteenth district of the county of York and shall have two judges learned in the law

The twentieth district of the county of Huntingdon and shall have one judge learned in the law

The twenty-first district of the county of Schuylkill and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-second district of the county of Wayne and shall have one judge learned in the law

The twenty-third district of the county of Berks and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-fourth district of the county of Blair and shall have one judge learned in the law

The twenty-fifth district of the counties of Cameron Clinton and Elk and shall have one judge learned in the law

The twenty-sixth district of the county of Columbia and shall have one judge learned in the law The county of Montour shall be attached to this district

The twenty-seventh district of the county of Washington and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-eighth district of the county of Venango and shall have one judge learned in the law

The twenty-ninth district of the county of Lycoming and shall have one judge learned in the law

The thirtieth district of the county of Crawford and shall have one judge learned in the law

The thirty-first district of the county of Lehigh and shall have two judges learned in the law

The thirty-second district of the county of Delaware and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-third district of the county of Armstrong and shall have one judge learned in the law

The thirty-fourth district of the county of Susquehanna and shall have one judge learned in the law

The thirty-fifth district of the county of Mercer and shall have one judge learned in the law

The thirty-sixth district of the county of Beaver and shall have two judges learned in the law

The thirty-seventh district of the county of Wayne and shall have one judge learned in the law The county of Forest shall be attached to this district

The thirty-eighth district of the county of Montgomery and shall have thre judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-ninth district of the county of Franklin and shall have one judge learned in the law

The fortieth district of the county of Indiana and shall have one judge learned in the law

The forty-first district of the counties of Juniata and Perry and shall have one judge learned in the law

The forty-second district of the county of Bradford and shall have one judge learned in the law

The forty-third district of the counties of Monroe and Pike and shall have one judge learned in the law

The forty-fourth district of the counties of Wyoming and Sullivan and shall have one judge learned in the law

The forty-fifth district of the county of Lackawanna and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-sixth district of the county of Clearfield and shall have one judge learned in the law

The forty-seventh district of the county of Cambria and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-eighth district of the county of McKean and shall have one judge learned in the law

The forty-ninth district of the county of Centre and shall have one judge learned in the law

The fiftieth district of the county of Butler and shall have one judge learned in the law

The fifty-first district of the counties of Adams and Fulton and shall have one judge learned in the law

The fifty-second district of the county of Lebanon and shall have one judge learned in the law

The fifty-third district of the county of Lawrence and shall have two judges learned in the law

The fifty-fourth district of the county of Jefferson and shall have one judge learned in the law

The fifty-fifth district of the county of Potter and shall have one judge learned in the law

The fifty-sixth district of the county of Carbon and shall have one judge learned in the law

The fifty-seventh district of the county of Benford and shall have one judge learned in the law

The fifty-eighth district of the county of Mifflin and shall have one judge learned in the law

And in all cases where a county is or shall be attached to a contiguous district the qualified voters of said county shall be entitled to vote for the judge or judges

On the question,

Will the House agree to the section?

Mr. I. B. WILLIAMS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 6, line 6 by striking out the word "three" and inserting in lieu thereof the word "two".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth section and title were separately read and agreed to as follows:

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves, unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 Returns of votes cast in all such counties at the municipal elections for all judges shall be made out by the prothonotary of the court of common pleas of such county under directions of said court or of the judge or persons authorized by law to receive and compute returns in such counties at its his or their meeting to receive and compute the returns of the preceding municipal election Such returns shall be properly attested by the seal of said court One of such returns shall be filed and entered in the office of the prothonotary of such court Another of such returns such prothonotary shall enclose in a sealed envelope and direct and immediately mail it to the Secretary of the Commonwealth It shall also be the duty of the prothonotary to deliver a copy of such return to each person elected judge at such municipal election

Section 4 In case of the election of a judge or judges in any judicial district composed of two or more counties or of a single county to which one or more counties is or are attached as provided by this act on the day of the sitting of the court or of the judge person or persons authorized by law to receive and compute returns in each of such counties the prothonotary of the court of common pleas shall open and in its his or their presence shall make out a return of all votes cast at the preceding municipal election within each county for every person voted for as judge such return shall be properly attested by the seal of said court The court or judge or person or persons receiving and computing returns shall thereupon appoint one of the judges of election in said county to take charge of such return and produce the same at a meeting of the judges so appointed in each of the counties comprising said district

Section 5 In all judicial districts composed of two or more counties the county commissioners of each county shall appoint one of the judges of elections of such county to take charge of the returns of all votes cast at any primary election in said county for any candidate or candidates for the nomination of judge of the courts of said district

Section 6 In all judicial districts composed of two or more counties the persons appointed as return judges to compute the vote cast at any municipal or primary election for any judges of the courts of such districts shall meet and cast up the several returns of the counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed Such meetings shall he beld at the courthouse of one of the counties taking said counties alternately in alphabetical order

Section 7 The return judges having met and cast up the votes of their respective districts shall execute under their hands and seals a general and true return of the whole district which in case such return is of a municipal election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding municipal or primary election for the office or offices for which the election was held or the nominations were made in the district

Section 8 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 9 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 10 In all districts in which by the provisions of this act two or more judges are provided one of said judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district

Section 11 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law

Section 12 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred and thirty-two At the municipal election to be held in the year one thousand nine hundred and thirty-one successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred and thirty-two Where any office of judge has been created at the Session of the General Assembly of one thousand nine hundred and thirty-one otherwise than by this act such office shall be in addition to those provided for by this act

Section 13 The following acts are hereby repealed

The act approved the twenty-sixth day of February one thousand nine hundred and nineteen (Pamphlet Laws three) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the Fifth Judicial District"

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-four) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-first Judicial District"

The act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-three) entitled "An act to provide for a second additional law judge of the several courts of the twelfth judicial district"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Tenth Judicial District"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-two) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-sixth Judicial District"

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts"

The act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred fifteen) entitled "An act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District"

The act approved the twenty-fourth day of February one thousand nine hundred and twenty-seven (Pamphlet Laws three) entitled "An act providing for an additional associate judge of the separate Orphans' court of the County of Philadelphia"

The act approved the ninth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws twenty) entitled "An act to provide for an additional law judge of the court of common pleas of the Fifty-third judicial district"

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-eight) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-third Judicial District"

The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred sixty) entitled "An act to provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District"

The act approved the twentieth day of February one thousand nine hundred and twenty-nine (Pamphlet Laws three) entitled "An act to provide for an additional law judge of the court of common pleas of the Seventh judicial district"

The act approved the sixth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws ten) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-eight judicial district"

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-seventh judicial district"

The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred sixty-nine) entitled "An act to provide for an additional law judge of the court of common pleas in the Forty-seventh judicial district"

Section 14 This act shall be in force immediately upon its passage and approved by the Governor

Nothing in this act shall be construed to repeal or alter the provisions of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expense thereof" or the amendments thereto nor to repeal or alter any of the provisions of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or the amendments thereto

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution, and to provide for the election and commissioning of judges, learned in the law, for the said districts.

And said bill hving been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Mr. **FITZGERALD** asked and obtained to call up, out of order, House Bill No. 1642, Printer's No. 633, on page 14 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1642, as follows:

An Act fixing the qualifications of deputy sheriffs in this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for the sheriff of any county of this Comonwealth to appoint as deputy sheriff any person who shall not have been a citizen and resident of the county for which he is appointed for at least one year immediately preceding such appointment or to appoint as deputy sheriff any person who within ten years immediately preceding such appointment shall have been convicted of any crime punishable under the laws of this Commonwealth by imprisonment exceeding one year

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED

Mr. **BECHTEL** asked and obtained unanimous consent to introduce a bill the title of which was read as follows:

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred on account of the visit and speech of the President of the United States at Valley Forge on Saturday, May thirtieth, one thousand nine hundred and thirty-one.

BILL INTRODUCED

Mr. **PEELOR** asked and obtained unanimous consent to introduce a bill the title of which was read as follows:

An Act to amend section thirty-two as amended of an act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of the Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," providing the method for the taxation of stock of corporations incorporated in Pennsylvania and other states.

BILL ON SECOND READING

Mr. **J. F. M. BALDI** asked and obtained unanimous consent to call up, out of order, House Bill No. 1052, Printer's No. 639, on page 15 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1052, as follows:

An Act requiring the board of revision of taxes in each county of the first class to give taxables notice of increases in valuations and appeal days

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the board of revision of taxes in each county of the first class shall upon revising assessments therein give each taxable whose valuation of property is increased at least five days' written or printed notice of such increase and the time fixed for hearing appeals therefrom In such notices the amount of the previous valuation of such land and buildings and the proposed new valuation thereof shall be given

Section 2 All acts and parts of acts either general special or local inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Mr. **CAUFFIEL** asked and obtained unanimous consent to offer the following motion:

BILL RECOMMITTED

Mr. **CAUFFIEL**. Mr. Speaker, I move that House Bill No. 891, Printer's No. 618, entitled:

An Act fixing the salary of the coroner in counties of the third and fourth classes and authorizing the coroner in such counties to appoint a clerk and fixing his salary payable by the county

on page 13 of today's calendar, bills on second reading, be recommitted to the Committee on Counties for the purpose of further consideration.

Mr. **RUTH**. Mr. Speaker, I second the motion.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendment made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 399.

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class, in lieu of the tax on trades, occupations and professions, and defining the powers and duties of assessors, assistant and registry assessors, county tax collectors, county treasurer and delinquent tax collector in connection therewith.

SENATE MESSAGE

AMENDED BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 267.

An Act to amend section one of the supplement approved the eighteenth day of March, one thousand eight hundred and seventy-five (Pamphlet Laws, twenty-eight), entitled: "A supplement to an act to authorize the formation and regulation of railroad corporations, approved April four, Anno Domini, one thousand eight hundred and sixty-eight," by authorizing narrow gauge railroads to change their gauge to standard gauge.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, February 16, 1931.

Whereas, It is of vital importance that channel approaches to any port shall be free from obstructions which delay and are a hazard to navigation and which will be reflected in freight and insurance rates and

Whereas Experience has shown that the erection of the Philadelphia-Camden bridge has prevented a number of vessels from passing beneath it causing additional expense and loss in the discharge of cargo the dispatch of vessels and has occasioned unfavorable comment with respect to the port of Philadelphia and

Whereas There has been introduced in Congress of the United States House Bill number ten thousand eight hundred eighty-seven and Senate Bill number one thousand four hundred ninety-eight to grant the consent of Congress for the construction of a bridge across the Delaware River from Wilmington Delaware to the New Jersey side of the River and

Whereas The building of such bridge will tend to obstruct the navigation of the Delaware River the course of which is now being improved by the Federal Government will handicap the shipyards located thereon and prevent them from competing for the building and repair of the largest types of vessels will prevent the fullest utilization of the Philadelphia Navy Yard will be a menace in foggy weather to air navigation and will be an object of easy destruction in event of war and

Whereas The desire for this bridge is local while the need for an unobstructed channel in the Delaware River with safe egress and ingress to and from the port of Philadelphia and the Philadelphia Navy Yard is National both from the standpoint of commerce and defense therefore be it

Resolved (if the Senate concur) That the Members of the General Assembly of the Commonwealth of Pennsylvania in Session assembled do hereby protest against the enactment into law of any bills providing for bridges across the Delaware River between Allegheny Avenue Philadelphia and the sea

Resolved That in place of a bridge the construction of a tunnel under the river is recommended as entirely feasible and as furnishing a practical and safe means of transit between the shores of navigable streams

Resolved That copies of this resolution be forwarded by the Chief Clerk of the House of Representatives to the Members of Congress from Pennsylvania to the Secretary of War the Secretary of the Navy and any others interested in the mater

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 27, 1931.

Resolved (if the Senate concur), That House Bill No. 966, entitled "An act to amend article eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled 'An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto' by authorizing the directors to make temporary loans to meet unusual expenditures," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 141.

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof

HOUSE BILL No. 134.

An Act to repeal sections one two three four five six eleven twelve thirteen fifteen seventeen twenty-one twnty-two twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-two of the act approved the third day of April one thousand eight hundred and sixty-seven (Pamphlet Laws seven hundred eight) entitled "A supplement to the charter of the City of Chester"

HOUSE BILL No. 663.

An Act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers

HOUSE BILL No. 1024.

An Act relating to life insurance trusts; extending the interpretation of the term "life or lives in being" in relation thereto.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 842.

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners

HOUSE BILL No. 1114.

An Act to repeal an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County"

HOUSE BILL No. 1158.

An Act to amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" as amended by fixing the weight of bituminous coal by bushel

HOUSE BILL No. 1164.

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing that the court may appoint a guardian without petition in certain cases

HOUSE BILL No. 1203.

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable

HOUSE BILL No. 1243.

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by providing for construing the word "population" as mentioned in section four of said act

HOUSE BILL No. 1247.

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

HOUSE BILL No. 1248.

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

HOUSE BILL No. 1395.

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

HOUSE BILL No. 1317.

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

HOUSE BILL No. 1373.

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age

HOUSE BILL No. 1469.

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hunred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 27, 1931.

Resolved (if the House of Representatives concur), that Senate Bill No. 437, Printer's No. 218, entitled:

An Act for the acceptance of a site from the University of Pittsburgh, and for surveys and the preparation of preliminary plans and estimates for a Western State Psychiatric Hospital; providing for the erection, construction and equipment of said hospital when appropriations are made available, and for its management by the Department of Welfare.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 28, 1931.

Resolved (if the House of Representatives concur) that when the Senate adjourns this week it reconvene on Monday evening, May 4, 1931, at 9.00 o'clock, Eastern Standard Time; and when the House of Representatives adjourns this week it reconvene on Monday evening, May 4, 1931, at 9.00 o'clock, Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 28, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 398, Printer's No. 139, entitled:

An Act providing for the assessment by the board of assessment and revision of taxes, in counties of the second class, of persons subject to the county tax on trades, occupations and professions not theretofore assessed, at any time more than sixty days prior to any election.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 143, as follows:

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to firemen and drivers of volunteer departments when paid by the cities of the first second and third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" which was amended by the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-four), entitled "An act to further amend the act approved the thirtieth day of March one thousand nine hundred and fifteen entitled 'An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities' as amended by extending the same to cities of the third class" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the head of the department of public safety or of the department having charge of or supervision over the fire department or bureau in each city of the first second and third class shall from and after the first day of January one thousand nine hundred twenty divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer and assistant chiefs into two shifts bodies or platoons one to perform day service and the other to perform night service. The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon In cases of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said shifts bodies or platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day shift body or platoon or fourteen hours in the night shift body or platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided Provided however That this act shall not apply to employes who are employed subject to call

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1475, as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended providing for the continuation in service of school superintendents in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" clause three of said section as amended by the act approved the seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred sixty-two) and said section as last amended by the act approved the fifteenht day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred fifty-nine) entitled "An act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws ten hundred forty-three) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' as amended by providing for the payment by the State of compensation to certain former teachers who hold themselves in readiness to perform certain duties" is hereby further amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execuion of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained School superintendents reaching the age of seventy years may continue in service to the expiration of their respective commissions

Allowance on Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) An employe's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of service and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section eleven of this act

4 Any person sixty-two years of age or older who was a class-room teacher in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen or any person who was a class-room

teacher in the public schools of Pennsylvania for at least fifteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State compensation equal to one-eightieth of his or her final salary for each year of school service if such former teacher shall agree in writing and hold himself or herself ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teacher when able to examine and report on public school work to visit pupils' homes in the interests of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests The Genreal Assembly shall from time to time appropriate moneys sufficient to make payments under this subsection Provided That any teacher who is entitled to receive State compensation hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the Commonwealth only the difference between the compensation to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Way,
Weaver,
Weidemann,
Wettach,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough.
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MR. WILSON IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 27, as follows:

A Supplement to a joint resolution approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred forty-one) entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn" by providing for additional members of said commission and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the members of the Penn Landing Commission provided for in the joint resolution approved the third day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred forty-one) entitled "A joint resolution authorizing the appointment of a commission by the Governor to formulate plans for the celebration of the two hundred and fiftieth anniversary of the landing of William Penn" to which this is a supplement the President Pro Tempore of the Senate shall appoint two senators and the Speaker of the House of Representatives shall appoin three members of the House who shall act with the members of said commission appointed under the act to which this is a supplement with like powers and privileges in carrying into effect the provisions of said act

Section 2 In addition to the duties imposed upon said Penn Landing Commission by the act to which this is a supplement the said Commission is hereby further authorized to select and acquire in the name of the Commonwealth a suitable site upon which to erect a fitting memorial to commemorate the landing of William Penn and to select procure erect thereon and dedicate such memorial

Section 3 The sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby appropriated to said Penn Landing Commission for the preparation and carrying out of fitting and adequate plans for such celebration for the purchase of a site and for the cost of procuring erecting and dedicating a memorial to commemorate the landing of William Penn and for the expenses of the Commission and generally for the purpose of carrying into effect the provisions of this act and the act to which this is a supplement

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,

Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Barton,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate or concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 711, as follows:

An Act to amend clause three section thirty-seven of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" by requiring officers and directors of building and loan associations to be the owners of at least five shares of the capital stock of such corporation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause three section thirty-seven of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" is hereby amended to read as follows

Clause 3 That the number titles functions and compensation of the officers of any such corporation their terms of office the times of their elections as well as the qualifications of electors and the ratio and manner of voting and the periodical meeting of the said corporation shall be determined by the by-laws when not provided by this act Provided however That no person shall act as an officer or director of such corporation unless he or she owns five or more shares of the capital stock of such corporation which shares must be at all times free of all liens encumbrances and collateral for any kind of obligation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 773, as follows:

An Act to amend section seven hundred and ten of an act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing that the State Police shall not enter into areas affected by strikes industrial disputes or conflicts between an employer and employes except upon express order of the Governor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section Seven Hundred and Ten of an Act approved the ninth day of April one thousand nine hundred twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 710 PENNSYLVANIA STATE POLICE The Pennsylvania State Police shall have the power and its duty shall be

(a) Subject to any inconsistent provisions in this act contained to continue to exercise the powers and perform the duties by law vested in and imposed upon the Department of State Police

(b) To assist the Governor in the administration and enforcement of the laws of the Commonwealth in such manner at such times and in such places as the Governor may from time to time request

(c) With the approval of the Governor to assist any administrative department board or commission of the State Government to enforce the laws applicable or appertaining to such department board or commission or any organization thereof

(d) Whenever possible to cooperate with counties and municipalities in the detection of crime the apprehension of criminals and the preservation of law and order throughout the State provided however in times of strikes industrial disputes or disturbances growing out of conflicts between employer and employes they shall not enter the area affected unless directed to do so by the express order of the governor

(e) To aid in the enforcement of all laws relating to game fish forests and waters

(f) To collect and classify and keep at all times available complete information useful for the detection of crime and the identification and apprehension of criminals Such information shall be available for all police officers within the Commonwealth under such regulations as the Superintendent of State Police may prescribe

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. DUNN. Mr. Speaker and members of the House, I desire to take but two minutes of your time to explain this bill and especially to a few members who have been under the impression that if the bill were enacted into law it would be against labor. If this bill were enacted into law, it would be a benefit to the men in the mills, mines and factories. I may say that the bill has been presented to me by the members of the State Federation of Labor, and if it meets with your approval, I hope you will support it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. HOOPES. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—58

Bechtel,
Black,
Braham,
Cordier,
Denman,
Dietrich,
Dunn,
Dwyer,
Eveland,
Fitzgerald,
Frederick,
Gicking,
Goehring,
Grenet,
Hartsock,
Hefferon,
Hermansen,
Hoffman,
Hoopes,
Jones, B.,
Leidich,
Lewis,
Maloney,
Marcks,
Mason,
McArran,
Memolo,
Miller,
Munley,
Musmanno,
O'Neill,
Post,
Powell,
Reed, F. M.,
Rhodes, J. A
Rhys,
Riddle,
Roan,
Ronemus
Ruth,
Sarig,
Sautter,
Schreck,
Sheely,
Shortz,
Soffel,
Sowers,
Spann,
Staudenmeier,
Storer,
Tucker,
Wettach,
Williams, J. J.,
Wilson, L. M.,

NAYS—98

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Beyer,
Blumberg,
Brown, E., P.
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Ederer,
Emhardt,
Evans, J. T.,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Gaghan,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Haws,
Heffner,
Heffran,
Holcombe,
Hutton,
Kahle,
King,
Kirkbride,
Labar,
Lockhart,
Lose,
Loucks,
McCallister,
McElwee,
McGregor,
McKay,
Meredith,
Metzinger,
Moore, W. H
Mumford,
Mumford,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Pennock,
Peters,
Pitts,
Price,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rice,
Rieder,
Root,
Schrock,
Shellenberger,
Shutt,
Simon,
Snyder,
Spangler,
Stadtlander,
Sterling,
Stevenson,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Wade,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Wood,
Wright,
Yeakel,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1081 (Senate Bill No. 341), entitled:

An Act to amend sections one and two of the act approved the twenty-second day of March, one thousand eight hundred and sixty-two (P. L. 164), entitled "An act to provide for the destruction, and to prevent the spread of Canada Thistles," as amended, by extending the provisions of said act to Galium Mollugo the weed commonly known as white bedstraw.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" which was last amended by the act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) entitled "An act to amend sections one two as amended and three of an act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled 'An act to amend an act entitled "An act to provide for the destruction and to prevent the spread of Canada thistles" approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two' extending the provisions of said act to Cichorium intybus the weed commonly known as chickory or succory or blue daisy" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of every person or persons and of every corporation holding land or lands in any county or counties of this Commonwealth either by lease or otherwise on which any Canada thistles or weeds commonly known as Canada thistles Galium Mollugo the weed commonly known as white bedstraw or Cichorium intybus the weed commonly known as chickory or succory or blue daisy may be growing to cut the same so as to prevent such weeds from going to seed and the seed of the same from ripening and every person or persons or corporations as aforesaid who shall or may have land as aforesaid and who shall neglect or refuse to comply with the provisions of this act shall forfeit and pay a fine of fifteen dollars to the treasurer of the school district in which such land may be situated to be recovered the same as debts of like amount are now by law recoverable

Section 2 That section two of said act is hereby further amended to read as follows

Section 2 That if any person or persons or corporation so holding lands as aforesaid on which any Canada thistles or the weeds commonly known as such Galium Mollugo the weed commonly known as white bedstraw or Cichorium intybus the weed commonly known as chickory or succory or blue daisy shall be growing and likely to ripen seed thereon shall neglect or refuse to cut and destroy the same so as to prevent the seed thereof from ripening it shall and may be lawful for any person or persons who may consider themselves aggrieved or about to be injured by such neglect or refusal to inform by written notice any constable or supervisor of the township or district in which the said weeds may be growing whose duty it shall then be to give five days' notice in writing to such person or persons or corporation to cut and destroy such weeds and on their neglect or refusal to cut and destroy the same at the end of five days it shall be the duty of the officer giving such notice to enter upon such premises with such other person or persons as he may employ and cut down and destroy such weeds and the said officer or other persons so employed shall be entitled to recover from such person or persons or corporation owning or holding land as aforesaid compensation for necessary man labor horse labor and machinery at the same rate as paid by the township or district for similar work on the roads and the officer serving such notice shall likewise be entitled to a fee of fifty cents together with six cents mileage for each mile circular necessarily

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Denman,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Jones, B.,
Jones, E. F.
Kahle,
King,
Kirkbride
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1175, as follows:

An Act to amend section twenty-eight as amended clause II of section thirty-one clause (b) of section thirty-two as amended section forty-five section forty-two as amended and section forty-five of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by conferring additional powers on the Secretary of the Department of Banking and changing the procedure to be followed in the liquidation reorganization and rehabilitation of the corporations partnerships and persons over which the department has supervision and control

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" as amended by section ten of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two, entitled "An act to amend sections two three eleven twelve fourteen seventeen twenty-one twenty-three twenty-five twenty-eight twenty-nine thirty thirty-two thirty-four thirty-six thirty-eight forty-two forty-four forty-six forty-seven and forty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and nine) entitled 'An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents," is hereby further amended to read as follows

Section 28 Surrender of Possession by Secretary The secretary may upon conditions approved by him surrender possession [for the purpose of permitting such corporation or person to resume business to sell or convey its or his property and franchise or to merge or consolidate its or his business with that of another corporation or person in accordance with the laws of this Commonwealth or because he is without funds to continue or liquidate the business and property of which he has taken possession but he shall not authorize any decrease of capital stock by a corporation except upon compliance by the corporation with the provisions of law as to such increase] in all cases prior to liquidation and final distribution for the reasons and purposes and in the manner following (a) because he is without funds to continue or to liquidate the business and property of which he has taken possession or (b) to permit to be carried into effect a special plan of liquidation reorganization and/or rehabilitation submitted by such corporation or person and assented to by creditors whose claims as certified by the secretary aggregate not less than ninety per centum in amount and not in number of the total claims certified by the secretary to be due by such corporation or person provided such special plan has been approved by the court or (c) where such corporation or person has been found to be solvent for the purpose of permitting it or him to resume business or (d) to permit such corporation or person to transfer and convey for what the secretary may determine to be a good and sufficient consideration a part or parts of its or his business property Moneys credits and other assets to a corporation existing or to be formed or to a person the said business property moneys credits and other assets in question to be transferred and conveyed except as the secretary may specify otherwise in the order filed by him in the office of the prothonotary as hereinafter provided for free of all claims against and general liens thereon The corporation or person taking over the said business property moneys credits and other assets shall pay for the same at appraised values approved by the secretary The said payment may with the approval of the secretary be met by making available on demand to depositors and/or other creditors of the transferor corporation or person funds on deposit with the transferee corporation or person provided that the last named corporation or person is empowered to engage in or is actually engaged in the business of a bank of deposit under the supervision of the secretary of Banking and when the payment is so met such funds shall be paid by the transferee corporation or person to said depositors an/or other creditors of the transferor corporation or person pro rata according to their claims and in such percentages thereof or amounts as may be determined by the secretary

The secretary may retain possession of any balance of assets not transferred and conveyed as aforesaid or he may stipulate as a condition to his approval of a partial transfer that the balance of assets shall be transferred and conveyed to such number of trustees as the secretary may designate for the purposes of liquidation and distribution of the proceeds to those entitled in accordance with the laws of this Commonwealth In the event the secretary determines to transfer the said balance of assets to such liquidating trustees they shall be chosen by the creditors and stockholders of such corporation or person at an election called for that purpose by the secretary to be conducted under his supervision and subject to his approval the electors to be listed by the secretary and each depositor and/or other creditor to vote according to the amount due to him as it may appear on the secretary's list and each stockholder to have one vote for each share of stock held by him the creditors as a group and the stockholders as a group each to elect such number of all of the trustees as the secretary may designate but in no case shall the number of trustees designated by the Secretary to act for and be elected by the creditors be less than two-thirds of the total number of trustees to be elected The secretary's certificate as to such designation and the result of the election filed in the office of the prothonotary shall be conclusive The balance of assets remaining in the hands of the secretary or transferred to such liquidating trustees may if in the judgment of the secretary as certified in the order filed by him in the office of the prothonotary and hereinafter provided for the circumstances of the prior sale of the other part of the assets so require be made subject to a preferred claim over other creditors in favor of the purchaser of such other part of the assets coupled with the condition that should the portion of the assets previously sold fail to realize in the hands of the purchaser the full purchase price paid therefor the secretary or such liquidating trustees will make good out of the assets in his or their possession the deficiency provided that a claim for such deficiency be made and proved within one year from the date of the transfer and provided also that if the assets previously sold should realize more than the amount paid therefor the surplus shall be paid to the secretary or to such liquidating trustees to be added to the fund in the hands of the secretary or such liquidating trustees for distribution to those entitled under the law to the assets remaining in his or their possession

The secretary and/or such liquidating trustees shall have the right to lease real estate belonging to such corporation or person for such terms and on such conditions as may to him or them seem most advantageous to the estate in his or their possession and to sell and dispose of the assets and property of such corporation or person and to make other contracts which in his or their judgment will prove helpful in carrying into effect the conditions and terms under which the secretary surrenders possession or which in his or their judgment will assist in the liquidation and distribution to those entitled under the law to the proceeds of the property and the assets retained by the secretary or transferred to the liquidating trustees for liquidation and distribution in accordance with law

The secretary may require the liquidating trustees to report to him from time to time regarding the liquidation and distributions conducted by them and if he is not satisfied with the conduct of the trustees in those regards the secretary by certificate duly filed in his office and in the office of the prothonotary may cancel the surrender and again take possession of all the property moneys credits and other assets then in the hands of the trustees

Whenever the secretary shall surrender possession under the provisions of this section he shall forthwith issue an order under his official seal [authorizing such corporation as aforesaid] stating therein the conditions and terms under which and the purposes for which he has surrendered possession and shall file said order in his office and cause a certified copy thereof to be filed in the office of the prothontary who if the surrender is of the whole estate shall thereupon cause the entries upon the judgment index made pursuant to section twenty-two of this act to be satisfied and the secretary shall thereupon be discharged from all further liability in the premises

Whenever the secretary makes a surrender under this section he shall file in court an account of his administration of the estate to the date of the surrender showing its then present status all receipts in cash and expenses incurred including fees paid out of the fund to attorneys and others but neither the audit of the account nor the adjudication of questions there arising shall be permitted to hinder or delay the carrying into effect of the conditions and terms of the surrender of possession When such account is filed and adjudicated the balance on hand shall be awarded by the court to creditors and others entitled thereto under the law Provided That if on final liquidation and distribution the assets of any corporation or person should prove insufficient to pay in full all claims against the corporation or person nothing in this section contained and no action taken pursuant to the provisions hereof shall operate to relieve stockholders of such corporation from their liability if any under the Act of May eleventh one thousand eight hundred and seventy-four (Pamphlet Laws one hundred thirty-five) Number sixty-eight Provided further That liquidating trustees named under this section shall have all the rights to enforce the individual liability of such stockholders as are conferred on the secretary under section thirty-seven of the Act of June of June fifteenth one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine)

The secretary shall not authorize any decrease of capital stock by a corporation affected by the provisions of this section except upon compliance by the corporation with the provisions of law as to such decrease

Section 2 That clause II of section thirty-one of said act is hereby amended to read as follows

II He shall have permitted a resumption of business or a sale or conveyance of property and franchises [or a merger or consolidation] or made a surrender pursuant to the provisions of section twenty-eight of this act

Section 3 That clause (b) of section thirty-two of said act as amended by section thirteen of the said act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two) is hereby further amended to read as follows

Section 32 (b) Sales of Real and Personal Property The secretary may sell at public sale any or all of the real and personal property of such corporation or person without any order of court He may with leave of court after such notice to creditors by advertising or otherwise as the court may direct sell either real or personal property at private sale upon such terms and under such conditions as the court upon petition of the secretary may direct and all sales theretofore made may be approved by the court [At least five days' notice of any petition for leave to sell at private sale shall be given to all stockholders of such corporation or to such person and to all creditors known to the secretary and such notice shall also be advertised at least once in a newspaper in the county where the banking house or other place of business is located and when the land is situated in a different county at least once in a newspaper published in the latter county] Sales under this section may be either all for cash or partly for cash and partly for evidences of indebtedness approved by the court

Section 4 That section forty-one of said act is hereby amended to read as follows

Section 41 Notice to Depositors and Creditors When the secretary deems advisable [shall have determined to liquidate the affairs of such corporation or person] he shall forthwith give written or printed notice to all depositors to produce to him their deposit or pass books for settlement stating in such notice the amount which the books of the corporation or person show to be due to each depositor subject to outstanding checks and notifying such depositors that unless a settlement of the deposit or pass books shall show a different amount to be due or unless a depositor shall within [four] two months from the date of such notice make proof in the manner hereinafter set forth that the amount due him differs from the amounts as shown by the books of the corporation or person the amount last mentioned will be conclusive as to the amount of the claim of such depositor subject as aforesaid to any outstanding checks

The secretary shall at the same time give written or printed notice to all creditors other than depositors so far as known to him to make proof of their claims in the manner hereinafter set forth within four months from the date of such notice or be debarred from coming in upon the fund

He shall also advertise such notices to depositors and other creditors in a newspaper and in the legal newspaper is any designated by rules of a court for publication of legal notices in said county once a week for four consecutive weeks

Provided That in the case of a corporation or person having five thousand or more depositors and creditors the secretary may instead of giving the written or printed notice to all depositors and to all creditors as above provided adopt such other plan as he may deem expedient to secure the verification by depositors and creditors of the amount of their claims and provided further that in such case the time within which said depositors and creditors shall make proof of their deposits as stated by the secretary may in the discretion of the secretary be such period as he may prescribe less than four months but not less than thirty days

Section 5 That section forty-two of said act as amended by section eighteen of the said act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two) is hereby further amended to read as follows

Section 42 Proof of Claims of Creditors No claim other than the claim of a depositor shall be allowed unless the claimant or some one for him if he cannot do so shall within two months from the date of such notice furnish to the secretary a statement of his claim together with a copy of any book entries pertaining thereto or any note or other writing evidencing the same verified by an affidavit in substantially the following form

"I (name of claimant) do solemnly swear (or affirm) that the above is a true statement of my claim against (name of corporation or person) that there are no credits or allowances against the same as herein set forth that I have not directly or indirectly made or entered into any bargain arrangement or agreement express or implied to take or receive directly or indirectly any money property or consideration whatever to or for myself or to or for any other person firm or corporation whatever other than my dividend as a creditor and that there is nocollateral security for said indebtedness or any part thereof held by me or anyone else than as above set forth"

In case the claimant shall be a partnership or corporation such affidavit shall be made by a member of the partnership or by the treasurer or assistant treasurer of the corporation claimant and the form thereof shall be modified accordingly Provided that in the case of a corporation or person having five thousand or more depositors and creditors the time within which creditors shall make proof of their claims may be in the discretion of the secretary be such period as he may prescribe less than four months but not less than thirty days

The provisions of this section shall not apply to the claims of cestuis que trust or others to or against trust funds or roperty in the custody or possession or control of a corporation or person possession of whose business and property is taken by the secretary under the provisions of this act

Section 6 That section forty-five of said act is hereby amended to read as follows

Section 45 Partial or Final Account Objections At the expiration of the time fixed by the notice and advertisement for the presentation of claims prescribed in section forty-one of this act the secretary may file a partial or final account consisting of a statement of receipts and expenditures together with a list of the claims which have been allowed and separately a list of the claims which have been objected to or are disputed showing as to all claimants the names addresses and amounts

If no account is filed within a year from the time when the secretary takes possession any party interested may petition the court for an order on the secretary requiring the filing of an account

Any account filed by the secretary shall be duly verified by him under oath or affirmation Upon the filing thereof he shall give written or printed notice to all the depositors and other creditors known to him of such filing and that unless objections shall be filed within thirty days from the date thereof the same will be confirmed absolutely He shall also at the same time advertise such notice in two newspapers once a week for four successive weeks

Provided that in the case of a corporation or person having five thousand or more depositors and creditors the secretary instead of mailing written or printed notices to all depositors and other creditors of the filing of his account may adopt such plan for giving such notice as the court upon application of the secretary may direct

During such period of thirty days any depositor other creditor or stockholder or anyone having any interest may file in the court objections in writing to said account or to the allowance of any of said claims a copy of which objections shall forthwith be served upon the claimant whose claim is objected to or his counsel and upon the secretary or his counsel or the special deputy appointed by him in such proceeding In the case of the liquidation of buliding and loan associations wherever in this act the word "creditors" is used it shall mean shareholders and/or creditors and in all other cases the word "creditors" wherever used in this act shall mean depositors and/or creditors.

Section 7 This act shall become effective immediately upon its passage and approval by the Governor

On the question,

Will the House agree to the bill on third reading?

Mr. STERLING. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 3, by striking out the words "forty-five" and insert in lieu thereof "forty-one"

Amend title, page 1, line 7, by striking out the word "orgnization" and insert in lieu thereof "organization"

Amend section 1, page 6, line 9, by inserting after the word "court" the following: "excepting in cases of building and loan associations as to which the assent of fifty-one per centum in amount and not in number of the total claims so certified by the secretary shall be sufficient"

Amend section 1, page 7, line 23, by striking out the words "depositor and/or other"

Amend section 1, page 8, line 9, by striking out the word "judgement" and insert in lieu thereof "judgment"

Amend section 1, page 9, line 24, by inserting after the word "tees" the following: "for liquidation and distribution in accordance with law"

Amend section 5, page 16, line 28, by inserting quotation marks after the word "forth"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1518, entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof and a trust fund for the maintenance of the same providing for the control management supervision restoration and improvement thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ADAMS. Mr. Speaker and members of the House. I think I should be lacking in courtesy to the donor mentioned in this bill were I not to call your attention to what it provides, especially as the title is rather deceptive.

We Americans make much of war heroes, but pay very little attention to patriots in times of peace. After what happened last night, I think—and I say it with no boastfulness—we should all be regarded as patriots. I think we ought to get two medals like the fellow that went into Mexico: One for getting into the House and the other for getting out.

There are other kinds of patriots, and Mrs. Buckingham the donor mentioned in this bill, I should class as one. This old charcoal furnace was erected in 1749 for the manufacture of iron. During the Revolutionary War, shot, shell and cannon were manufactured for the Continental Army. When and by whom iron was first used is a mere matter of conjecture, but there are records in the Fourth Book of Genesis that Tubal Cain was the instructor of every artisan in brass and iron. As you know, they used it throughout Judea and those countries. In the Far East, in India, for instance, there are iron beams 24 feet by 8 inches, and at a mosque near Delhi there is a cylindrical pillar 60 feet in height 16½ inches at the base and 12 inches at the top. It is a mystery how that pillar was ever manufactured, for it would tax the capacity of the present day monster furnaces.

A charcoal furnace was established in this particular locality due to the fact that shortly before that time they found tremendous quantities of iron ore at Cornwall, which is five miles from Lebanon and about twenty miles from Harrisburg. One does not very often get the opportunity to boast about one's county, and so, if you do not mind, I will give you a little bit of the history of those iron mines at Cornwall. The title of the land covering the ore was first vested in one Thomas Turner in about 1726. Now, Thomas could not have been an ancestor, I do not think, of our friend Mr. Ellwood Turner, because he was sitting over "acres of diamonds" and did not know it. He sold about 300 acres of the land, covering the ore mines, to the Grubbs, an illustrious name of Lancaster County and of New Jersey, General Byrd Grubb being a native of New Jersey. The Colemans and the Freemans acquired an interest in the ore lands. I may say that our distinguished friend from the other side of the House, Senator Freeman, is a nephew of the donor, Mrs. Buckingham, named in this bill.

If you will observe the provisions of this bill, the title shows that the Commonwealth shall acquire this land. It is really a gift on the part of Mrs. Buckingham. It covers quite a few acres, which are to be maintained by a trust fund held by the Governor, the Auditor General and the State Treasurer. I assure you that Mrs. Buckingham is not only willing but very able to furnish whatever amount the Historical Commission and these gentlemen on this commission named should require for this purpose.

I think it should be a matter of gratification to all of us that we have this opportunity to accept this gift. I am sure, if you ever come to Cornwall, you will find it not only very illustrative, but most interesting, and if you ever do come to Cornwall, I hope you will not forget your old friend Adams at Lebanon, which is five miles away. You will always have a hearty welcome.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Way,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,

Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Wilson, T. B.,
Wise.
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1244, entitled:

An Act to amend clause C of section seven of the act approved the twelfth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners defining the power and duties of said board of examiners and providing penalties for the violation of this act" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrenn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,

Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Barton,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1485, as follows:

An Act amending the act of June nine one thousand eight hundred and eighty-one (Pamphlet Laws eighty-nine) entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode for their so doing" by adding thereto Section four providing a method to ascertain the amount of bonus due in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act of June nine one thousand eight hundred and eighty-one (Pamphlet Laws eighty-nine) entitled "An act to authorize foreign corporations to become corporations of Pennsylvania and to prescribe the mode for their so doing" be and the same is hereby amended by adding thereto section four as follows

Section 4 Said corporations so becoming corporations of this State shall be liable for bonus on its capital stock and/or stated capital to the same extent at the same rate and in the same manner as corporations created under the laws of the State of Pennsylvania are liable Provided However That said corporations shall be entitled to have a capital stock and/or stated capital without the imposition of any bonus equal to the amount of the capital actually employed or to be employed wholly within the State of Pennsylvania upon which the foreign corporation being so domesticated had paid bonus to the State of Pennsylvania under the provisions of the Act of May eighth one thousand nine hundred and one (Pamphlet Laws one hundred fifty) entitled "An act providing for the raising of revenue for State purposes by imposing on certain foreign corporations limited partnership and joint stock associations a bonus of one-third of one per centum upon the capital actually employed in Pennsylvania and requiring the filing of certain reports in the office of the Auditor General"

Section 2 This act shall go into effect immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Meredith,
Metzier,
Metzinger,
Millar
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,

Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott
Sheely,
Sheffer,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affimative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1282 (Senate Bill No. 253), entitled:

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amendments and supplements providing for the refund of certain taxes heretofore paid on personal property of non-resident decedents.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1552 (Senate Bill No. 334), entitled:

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting life insurance companies from the operation of said section twenty-four.

On the question,

Will the House agree to the bill on third reading?

Mr. STERLING. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 1, line 8 of the title, by inserting after the word "excepting" the following: "domestic".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1178 (Senate Bill No. 177), entitled:

An Act authorizing building and loan associations to permit borrowers to have the dues on the stock credited on account of the principal of the loan and providing for the reduction of the stock in certain cases and defining the duties of the secretary of the association in respect thereto and providing also for the increase of the subsequent dues on the stock in certain cases and providing further that the stock shall not be subject to losses except for the profits in certain cases

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. STANDTLANDER. Mr. Speaker and members of the House, I have never, as long as I can remember, opposed a Senator's bill, but I must in this case, because I am vitally interested in this way: that my experience with building and loan associations in the past has taught me that this bill would not be an equitable bill.

This bill provides that where a mortgagor pays in his weekly or monthly payments to the association, that those monthly or weekly payments are credited to the loan itself, and when they are credited to the loan itself he is not a stockholder, because he does not make any payments whatever on the stock. The question arises in this case that whenever he makes those payments on account of the mortgage loan, he is not liable or does not suffer the loss which may or might be sustained by the association. In other words, the depositor who makes it possible for the mortgagor to raise his money is the one who suffers the loss, or to put it another way, the man who saves his money is the one who is charged with the loss. Under the present law the mortgagor, as well as the depositor, suffer equally the losses sustained by the association. We must get at the proposition as it was originally intended in a building and loan association. The thought was mutuality. That mutuality is entirely destroyed by allowing payments to be made on account of the loan itself, rather than payments on account of the stock.

I therefore ask the members of this House to vote "no" on this bill.

On the question recurring,

Shall the bill pass finally?

MOTION TO POSTPONE

Mr. RICHARDS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. McALEE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1362, as follows:

An Act relating to insurance making all fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies null and void and terminating all liability of the insurance company thereunder unless the premium thereunder is paid within a certain period and requiring policies and contracts to contain stipulations to that effect

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies shall be null and void and all liability of the insurance company issuing said fire insurance policy or contract of insurance shall be terminated at the end of forty-five days from the effective date thereof unless the premium under said policy or contract of insurance has been paid by the insured to the said insurance company issuing said policy or contract of insurance or its agent within forty-five days from the effective date of said policy or contract of insurance

Section 2 Hereafter all written fire insurance policies or contracts of insurance with the exception of fire insurance policies or contracts of insurance issued by domestic mutual fire insurance companies shall stipulate in writing as a condition thereof that said fire insurance policy or contract of insurance be null and void and all liability thereunder of the insurance company issuing said policy or contract of insurance shall be terminated at the end of forty-five days from the effective date thereof unless the premium thereunder is paid to the insurance company or its agent forty-five days from the effective date thereof Provided however That when policies have been written to protect a mortgagee or trustee fifteen days' notice shall be given said mortgagee or trustee in advance of such cancellation

Section 3 All laws or parts of laws in conflict herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WADE. Mr. Speaker and members of the House, you will recognize this bill No. 1362 as the bill which failed of final passage about a week ago. Due to the kindness of two members of the House, who opposed the bill at that time, the vote by which it passed finally was reconsidered. The bill has since gone back to the Committee on Insurance and has been amended. The bill originally provided that the premium for a fire insurance policy must be paid within forty-five days by the insured. But the words "by the insured" have been stricken out. It also provided that the holder of a mortgage be given fifteen days' notice before the insurance is cancelled by its provisions. On one glance at the bill you might take it for granted that the bill is introduced in the interests of the agents or the company. That is true, but it protects also the interests of the insured in questions of doubt as to whether the insurance is in force during the forty-five day period. Also if the provisions of the policy are carried out there never will be any question as to whether or not the fire insurance policies are in force. I sincerely hope you will give your favorable vote on this bill.

Mr. STADTLANDER. Mr. Speaker, I originally opposed this bill. I now argee with the gentleman from Cumberland County that the bill is in good shape, and I ask that the members vote aye.

Mr. NEELY. There is one condition in the bill with which I do not agree, which provides that premiums shall be paid to the fire insurance company or agent within forty-five days; the premium being paid to the agent, not to the insurance company, and your policy might be cancelled, and you would not know it.

Mr. WADE. May I say to the gentleman, most of the fire insurance companies bond their representatives, and they are, therefore, responsible for whatever their agents do, and the insurance would be in force in a case of that kind.

Mr. STERLING. Mr. Speaker, may I interrogate the gentleman from Cumberland, Mr. Wade?

The SPEAKER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. Speaker.

Mr. STERLING. Mr. WADE, is it not the fact that the standard mortgagee clause requires ten days' notice to the mortgagees?

Mr. WADE. That is true.

Mr. STERLING. Would not your bill be made uniform with the standard mortgagee clause, if your fifteen days' provision was reduced to ten?

Mr. WADE. Yes; that would be true.

Mr. STERLING. Wouldn't that be an improvement to your measure?

Mr. WADE. I will agree to have that amendment made in the Senate.

Mr. STERLING. Mr. Speaker and gentlemen of the House, I am quite tired of hearing offers to have the Senate think for me, and I think that this is the place where these amendments should be made.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—142

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Barton,
Bauer,
Bechtel,
Beyer,
Bicker,
Black,
Braham,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
Denman,
Dunn,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flynn,
Frederick,
Garard,
Gillette,
Goehring,
Graham,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Hartsock,
Haws,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wilson, L. M.,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—7

Dietrich,
Duffy,
Dwyer,
Fish,
Kirkbride,
McCallister,
Sinwell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

THE SPEAKER (C. J. GOODNOUGH) IN THE CHAIR.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 43.

An Act to establish a separate orphans' court in and for the county of Lehigh.

SENATE BILL No. 267.

An Act to amend section one of the supplement approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws twenty-eight) entitled "A supplement to an act to authorize the formation and regulation of railroad corporations approved April four Anno Domini one thousand eight hundred and sixty-eight" by authorizing narrow gauge railroads to change their gauge to standard gauge

SENATE BILL No. 344.

An Act to amend section eight of and to add section sixteen to the act approved the fifth day of July one thousand nine hundred and seventeen (P. L. 693), entitled "An act authorizing and empowering the several counties of this Commonwealth to establish and maintain schools for the care and education of children under the jurisdiction of the courts of quarter sessions of the peace or other courts sitting as juvenile courts and to acquire land therefor by purchase or by condemnation defining the scope and character of such schools regulating the proceedings for the establishment maintenance and management thereof authorizing the county commissioners to make appropriation levy taxes and to incur indebtedness therefor and providing that all such schools heretofore established by any county shall be continued and maintained under the authority of this act removing the persons in charge thereof and providing that any property heretofore acquired for any such schools shall be held and used for the schools provided for in this act" providing for the admission to such schools of non-residents regulating the use and disposition of moneys realized from the sale of products of such schools and any farm connected therewith and for the maintenance of nonresident children

SENATE BILL No. 460.

An Act to amend section five of the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," as amended; by defining the powers of the director with respect to the employes of the Bureau, and their salaries.

SENATE BILL No. 533.

An Act ceding to the United States of America, subject to certain limitations, jurisdiction over a tract of land acquired or to be acquired for the construction thereon of a naval hospital.

SENATE BILL No. 540.

An Act increasing the discretionary powers of the county commissioners in counties of the third class with reference to the assessment, levy and collection of taxes.

SENATE BILL No. 555.

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1011.

A Supplement to the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the floor control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereteo and the disposition of surplus land and materials" authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters

HOUSE BILL No. 980.

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary

HOUSE BILL No. 835.

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer

HOUSE BILL No. 380.

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," fixing the mileage for assigned judges.

HOUSE BILL No. 1025.

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

With the information that the Senate has passed the same without amendment.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 3.30 o'clock P. M. The Chair hears none and the House will take a recess until 3.30 o'clock P. M.

AFTER RECESS

The House reconvened at 3.30 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

BILL ON SECOND READING (SPECIAL ORDER)

The SPEAKER. The Chair lays before the House the special order of business fixed for this hour, consideration of House Bill No. 817, Printer's No. 333, on page 1 of today's calendar.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill 817, entitled:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

The SPEAKER. Will the House give unanimous consent to dispense with the Committee of the Whole?

Mr. SOWERS. Mr. Speaker, I object to dispensing with the Committee of the Whole.

The SPEAKER. The Chair hearing objection, the House will resolve itself into the Committee of the Whole for the purpose of additional amendments to House Bill No. 817.

The Chair requests the gentleman from Tioga, Mr. Williams, to act as Chairman of the Committee of the Whole.

(For authority for inclusion of proceedings in Committee of the Whole, see page 2652 of today's proceedings.)

COMMITTEE OF THE WHOLE

MR. GEORGE W. WILLIAMS PRESIDING

The CHAIRMAN. We are now in Committee of the Whole for the purpose of considering additional amendments to House Bill No. 817.

Mr. SOWERS. Mr. Chairman, may I first make the request that the Election Committee be notified that the House is in session and that it be requested to attend the House session.

The CHAIRMAN. The Committee will be so notified. The sergeant-at-arms will notify the Committees that are in session that the Committee of the Whole is now in session to consider the bill for amendment.

RECESS

Mr. SOWERS. Mr. Chairman, I ask that a recess be declared for four or five minutes awaiting the arrival of the members who are now in committee.

The CHAIRMAN. If there are no objections, the Committee of the Whole will recess for five minutes. The Chair hears none and a recess of five minutes is declared.

AFTER RECESS

The CHAIRMAN. The time of the recess having expired and the members of the Committees being present the Committee will be in order.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assmbly met and it is hereby enacted by the authority of the same That from and after the first day of August next if any person shall do or perform any worldly employment or business whatsoever on the Lord's Day commonly called Sunday works of necessity and charity only excepted or shall use or practice any unlawful game hunting shooting sport or diversion whatsoever on the same day and be convicted thereof every such person so offending shall for every such offense forfeit and pay four dollars to be levied by distress or in case he or she shall refuse or neglect to pay the said sum or goods and chattels cannot be found whereof to levy the same by distress he or she shall suffer six days imprisonment in the house of correction of the proper county Provided always That nothing herein contained shall be construed to prohibit the dressing of victuals in private families bake-houses lodging-houses inns and other houses of entertainment for the use of sojourners travellers or strangers or to hinder watermen from landing their passengers or ferrymen from carrying over the water travellers or persons removing with their families on the Lord's Day commonly called Sunday nor to the delivery of milk or the necessaries of life before [nine] ten of the clock in the forenoon nor after five of the clock in the afternoon of the same day

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Chairman, I desire to offer an amendment.

The amendment was read by the Clerk as follows:

Amend section one, page two, line twenty-four by adding after the word "day" on line twenty-four the following: "nor to prohibit playing baseball games in an orderly and well-conducted manner and before audiences orderly and well behaved, with or without admission charges or voluntary collections taken, during the months of April, May, June, July, August, September and October, on Sunday between the hours of two and five-thirty by the clerk, post meridian, and provided nevertheless and it is hereby further and separately enacted that every municipality, city, borough, town and township of this Commonwealth for the prevention of vice and immorality and to restrain and suppress the same and disorder, is and are hereby given full power and authority to enact, adopt, amend or repeal an ordinance or ordinances relating to the playing or prohibiting the playing of baseball on Sunday in such manner during and between the hours of two and five-thirty o'clock post meridian as to them the said municipality, city, borough, town and township shall deem proper and to specify and provide therein penalties for the violation of such ordinance or ordinances and which penalties shall be enforced as now provided by existing law."

On the question,

Will the House agree to the amendment?

Mr. SOWERS. Mr. Chairman and members of the Committee, it may surprise you to know that I am a blue, but not, however, an indigo blue. Nobody more than myself desires the suppression of vice and immorality. This amendment I have offered has for its purpose the prevention of vice and immorality.

Idleness, you all know, creates vice. Idleness breeds immorality. The Bible has stated that the devil finds plenty of work for idle hands to do. Idleness lures many to places of vice and crime. An honest, helpful and clean recreation like base ball will employ the idle minds and keep them from places of sin.

This amendment is a local option bill. It is a local option bill in that it gives to every community in this State, whether it be a city, a borough, a township, or what not, the full power to suppress the playing of baseball on Sunday, should that community at any time in its own judgment see fit to suppress the playing of baseball.

Today I am reliably informed, all over this Commonwealth on Sunday, games are playing and voluntary contributions are taken, programs are sold. And that in effect is the charging of an admission. If that is going on all over the State, then why should the large cities of the Commonwealth be deprived of having professional base ball and taking their inhabitants from the streets on Sunday, to a place where they will receive helpful entertainment and be diverted from places where they should not go?

You will note that the amendment is so drawn as to take care of every situation. The amendments have in mind one thought, rounding and perfecting the Blue Law.

Members of this Committee, it may surprise you to know that the blue law is not all perfect. Why, the very Blue Law itself provides that persons may move from one house to another on Sunday. The Blue Law was written at a time landlordism and employer were ruling the Commonwealth and they were so active to prevent vice, that people would be prepared on Monday for work, and so anxious to have them at work on Monday, that they themselves provided in that Blue Law that tenants might move from one house to another.

That is out of spirit with the Blue Law. This amendment is in spirit with the Blue Law. If the Blue Law as it stands today, would permit tenants to move on Sunday, certainly this amendment cannot harm it but can only improve; and I ask for your aye vote on this amendment.

Mr. HIMES. Mr. Chairman and members of the Committee, I ask you to vote against the insertion of this amendment in this bill. A few weeks ago when an effort was made to send this bill back to the Committee on Law and Order, the statement was made on the floor of the House that this was a perfectly harmless bill, that this number 817; that all that was intended to be done by it was to change the hour for delivery and sale of milk from nine to ten o'clock, in order to conform to daylight saving. I therefore ask that the members of this House vote the amendment down and let the bill go before the House on its own merits.

Mr. MUSMANNO. Mr. Chairman and members of the Committee of the Whole, irrespective of any statements that might have been made before this House at the time the motion was made to recommit this bill, it is a fact that the amendment presented here this afternoon is germane and entirely relevant to the title and therefore proper business before this House.

This morning as I was leaving this capitol after three o'clock, just about the time the milkman began to deliver the milk that my friend from Armstrong County refers to, one of the members who favors this amendment was lamenting the fact that on account of the skirmishes that occurred here last night on the Public Service Commission matter, they thought that certain antagonisms had been aroused that would alienate the support of many members who had originally intended to vote for this amendment. I told him I didn't think so. I said to him as I will say to the House this afternoon, that every issue here is determined on its merits and not on personalities; that every issue here is to be determined according to the effect it will have on the people of the Commonwealth and not to be passd on the principle of retaliation or reprisal. This morning however, in this morning's session, an unfortunate incident occurred which seemed to repudiate that argument when a member objected to giving unanimous consent when it was asked for by another member. I was pleased to see, however, that that objection was then withdrawn and the bill was presented. I am, therefore, absolutely convinced that there is no member of this House who holds a personal grudge or a personal animosity against any other member because he has voted this way or because he has voted that way on a certain bill. If there is anything in this House that outshines everything else, it is the good fellowship of its membership. The generosity and the friendship that has been manifested towards me, even by those whom I have had to legislatively oppose, is something I will cherish for all time. We contest here as adversaries when we may have honest differences on a subject, but we are friends.

That is an American trait and we are proud of it. We are proud of everything that is American and we ought to be proud of the game of baseball which is purely and genuinely American. We ought to encourage this game of baseball which is natively American. Every nation has its sport. We don't care for the bull fights of Spain; we don't care for the cock fights of England; we don't care for the Apache dances of France; the vodka drinking orgies of Russia, nor the opium dreams of the orientals. But give us baseball. Baseball, where thousands of red-blooded Americans gather out in that horse-space, out under the open skies, and cheer for the home team. Gather there, where in good-natured rivalry they forget all personal animosities. A country that can interest its inhabitants in pure, open-air, competitive sport to the point where that interest drowns all thoughts of political, commercial and private rivalry and animosity is a country whose free and democratic institutions are perennially safe. God bless America!

There is another principle in this amendment, Mr. Chairman, and members of the committee, which is also American, a principle which I am certain will bring to the support of this amendment many who last week were unfriendly and voted against it; that is, the principle of local option. As late as April 14th and on the floor of this House there was made a statement by a member whom we all respect and admire and whom I sincerely consider a friend, that local option is purely an American principle. The gentleman from Washington, Mr. Moore, who is opposed to Sunday sports, as evidenced in his activities in this House and in the committee meetings, nevertheless, declared himself in favor of local option where municipalities are privileged to determine for themselves their own problems. And on that date, on April 14th, in the debate on the city manager plan, which included the local option feature, this colloquy occurred between the gentleman from Washington and myself as you will find it on page 2018 of the Legislative record. I ask the gentleman, "Mr. Speaker and members of the House, the gentleman said in his original argument that there was an American principle involved in this plan. Did he mean by that the local option feature?"

"Mr. D. Glenn Moore. I meant by that, of course, the local option feature."

And then I asked him, "Mr. Speaker, am I to take from that that the gentleman approves the local option feature?"

"Mr. D. Glenn Moore. Mr. Speaker, I do."

Now, members of the House, if the gentleman from Washington who perhaps has been more consistently opposed to Sunday sports than any other person here in this House, has gone on record as favoring a local option feature, then every member here who voted for the city manager plan with the local option feature included, should vote for this amendment which includes the local option feature. Our own chief executive on April 1st in approving Senate Bill No. 92, also declared himself for home rule and local option. That bill permitted the councils of second class cities to determine for themselves the salaries of their cabinet officials. The Governor approved that, and by so doing declared that he was in favor of home rule and of local option.

Mr. Chairman, let me say respectfully to the members of this House, that we should approve this amendment, we should approve it because of fair play; we should approve it because of a sense of tolerance; we should approve it because of the principle of live and let live; we should approve it because of the principle of true representative government; we should approve of it and accept this amendment and let the municipalities of this Commonwealth determine for themselves if they desire whether they want this great, pure, clean, healthful American game of baseball. I thank you.

Mr. STEVENSON. Mr. Chairman and members of the Committee, I do not think there is a man in this House that thinks any more of organized baseball than what I do. I played baseball all my life, until I grew a little too old, like some of the rest of you who used to play the game, and could not play.

You would think, from some of the remarks, some of the gentlemen have made this afternoon, that the Sabbath day was the only day on which men are permitted to play baseball. There are six days in the week in which boys and men can engage in this pastime and sport, if they care to.

Purely it is an American game, in every sense of the word, but the Sabbath day, about which I would like to speak to you for a few moments, is also purely an American institution, as applied to our nation and country. I think we owe more to this day, in some respects, than we do to any other day. It is a day that has meant a great deal in the life of nations, and their observance of it and their attitude toward it has gone a long way in determining their destiny, particularly in our own land. The dreams of our fathers, the institutions under which we live, were largely built on the Sabbath day and its teachings.

I would like to say a word about this bill. I am not opposed to baseball in any sense of the word. But I feel this afternoon, ladies and gentlemen of the Committee, that if this bill were to become a law, it would be the entering wedge to the ultimate and utter desecration of the Sabbath day. I feel that when the Sabbath day is broken down, so that it is not used as the day to instruct the youth of our land, to instruct the boys and girls concerning ideals of right and righteousness, we are taking a long step towards where it will mean our youth is ruined.

I happen to live on the border line of a sister state where they have what they call an open Sabbath. If our state was to become, in some respects similar to what is there known as an open Sabbath, I would not want to see it. So far as personal rights and freedom on the Sabbath are concerned, we have as many liberties today as we can well take care of on that day. I think this afternoon when I speak these words I am not only expressing my own sentiments to you, but I think I am expressing the sentiments of the parents in our land, a large number of them. I think I am expressing the sentiment of the organizations who have in their hearts the welfare of the youth of today, who are instilling in the minds and hearts of the young people ideals that are worth while, something they will remember when we are gone. I do not want my boys and girls, and your children, to look me in the face and say "your influence and your conduct have been responsible for a breaking-down of these ideals," by anything that I was unable to overcome. I do not want that, and neither do you.

I ask the members of this committee this afternoon to safeguard a day that has meant a good deal to us. I am not arguing for a Blue Law or a Blue Sunday. I don't think we have that. I don't think we can legislate any more freedom than we have. I don't think we can do it. There are some laws on the statute books that are referred to as Blue Laws that I admit should be repealed. Why do they not ask for the repeal of them? We would gladly agree to their repeal. I am not an attorney, not familiar with all the laws on the statute books; but they tell me that one of the colonial laws, that I have heard referred to and made light of, provides that a man could not even kiss his wife on the Sabbath day. That might work a hardship on some young fellows that are newly married, but some of us who have been married a few years, it would work no hardship on us whatsoever.

I cannot but say that there are a few laws that should be repealed; but the thing I am afraid of is, as I said a moment ago, it may become an entering wedge in the breaking down of the Sabbath day and the ideals most dear to us as American people.

I ask you, ladies and gentlemen, to vote against this amendment.

Mr. STADTLANDER. Mr. Chairman and members of the Committee, in the past I have been opposed to any change of the so-called Blue Laws; but I am more or less converted to the belief that something must be done to relieve the present situation, as to our coming youth. We have reached the stage where the youth of this land must be protected and must be encouraged. There is that spirit, that energetic spirit, which rests with every young man and young woman. Those are the coming people, the coming voters of our race.

I can recall that when the boys went to the front, we went to the stations and saw mothers, and sisters, sweethearts, bidding them goodbye and wishing them a safe return; I can recall that in the city of Pittsburgh, right within my own legislative district, some public spirited boys thought that they would rally about and get up some innocent sports for the purpose of raising money to send a kit or two to these boys at the front. The Public Safety Director immediately notified them that that could not take place. However, your mills were working seven days a week making that which made it possible to kill human life on the other side. Yet, when these boys stood ready to do their bit to send a kit to these boys on the other side they were stopped, and I tell you that in certain instances right in my own district, the police patrol was run up there and the boys were loaded and the next morning brought before the sitting magistrate and fined for playing football on Sunday for the purpose of raising money for the boys whom we had promised when they crossed the pond we would take care of, and further that we would take care of them when they came back.

Have you done that? I have read with a great deal of interest the lives of Calvin and Knox. Calvin was a Presbyterian by conversion; he is the founder of the Presbyterian Church, originally a Catholic, born in France, about fifty-eight miles north of Paris. He spent most of his time with his good friend Knox in Switzerland and I tell you today that if any one has not been there it is worth your while to make a trip to Switzerland and see the true religion which those people profess and which they practice. Even their challets, which are erected along the roads, built as ordinary frame structures, have burned in the wood such biblical inscriptions as "God dwells here", "God's love prevails here." On Sunday morning going to church at the early hour of, say, ten or ten thirty, you will find the streets lined with people going to church. You find the churches packed, you find them energetically serving God.

I went to their homes and I took the trouble to find out what those people did on Sunday. I went out to the outskirts, to the public playgrounds, and I found that they had congregated there; they had their innocent sports. The men in certain instances would sit about the stables playing cards. The children would romp about on the field. Those privileges are not granted you, I am merely pointing out that Knox and Calvin had a tremendous influence on the people, and that I have yet to find in the life, or in the biography of either one of them, that they spoke a word or breathed an iota against a Sunday sport of any kind. All they did was to teach the people pure morals, which was worth more than trying to curb something on the Sabbath Day.

I have always opposed the commercialized Sunday, and I always will oppose the commercialized Sunday; but I am for the young folks of today, whom we must take out of the dives, the low dives of our cities where they drink that poison booze which is beclouding their minds, and in many instances sending them out to commit depradations that you and I would have never thought of at the early age of sixteen or seventeen years of age. Bear that in mind. You have something to look to in the future. If you do not take care of this situation, you will find you will have a situation much worse than you ever expected. I ask you to be reasonable in this matter, be careful in your deliberations. Don't fear what the people say at home. Be courageous. I haven't any fear, whether I am elected or whether I shall come back here next time. I am doing something which meets with my convictions; something that I feel I am looking into the future, and say that I am helping to preserve the youth of our land.

Mr. SARIG. Mr. Chairman and members of the Committee, I have no desire at this time to prolong the discussion. I have had my say on this question one week ago today. But it seems to me that it is extremely unfortunate that this question cannot be discussed as a question of government. Every time this question comes up, the question of religion is injected into the discussion. This is not a question of religion. The matter of religion is a matter between you and your God. The question of government is a question between you and your fellow man. This is not a religious convention. It is a legislature, elected to legislate for civil purposes; and the questions that we have to consider here is the welfare of the young men of Pennsylvania.

I submit to you that in practically three-fourths of the counties of this State our young men are playing baseball today, but they are playing it in spite of the law. I contend that it is unfair for this legislature to permit our young people made criminals every Sunday, when they go out on that lot to play baseball.

Why can we not, if we want them to play baseball, permit them to do so lawfully? Every member of this House believes in law observance. Every member of this House believes that the law should be enforced. Why should we continue to hold on to this old, old statute, which is not adapted to our present mode of life and to our present civilization?

I say, let us relieve the young men. Let us not make criminals out of them every Sunday afternoon. They will pay baseball anyhow, whether this amendment is passed or whether it is not passed. The only difference is that now they do so unlawfully and we make criminals out of them. We encourage them to break the law and to become criminals. Public opinion has given its consent to Sunday baseball in three-fourths of the counties of this State.

Why should we not face the music? Why should we not be men enough to stand up and say to these young men, "You may play baseball and you may do so lawfully."

There is another feature of it. This law makes an autocrat out of every prosecuting official in Pennsylvania. We ask the prosecuting officials of Pennsylvania, the law enforcement officials, to enforce the law, and yet not one of us expects them to enforce the law as a whole and in its entirely. Why are we not strong enough; why are we not men enough to stand up and say what the law shall be, and what the law shall not be? As it is now every prosecuting attorney, every prosecuting official, enforces only such parts of the law as he feels like enforcing. We in America have boasted for more than a hundred years that ours is a government of law rather than a government of men, that ours is a democracy rather than an autocracy. And yet here we sit afraid to come out and say what the law shall be or what the law shall not be.

Public opinion has sanctioned the playing of baseball. Let us be men. Let us face the music, and let us say to the boys and girls, and the boys especially of Pennsylvania, "You may go to baseball games and you may play baseball, and you may do so lawfully without incriminating yourself."

Mr. THOMAS C. EVANS. Mr. Chairman and members of the Committee, I find the Bible, like my friend, Mr. Sowers from Philadelphia, a verse which seems to cover this subject, in Proverbs 22:28: "Remove not the ancient land marks which Thy Fathers before thee have set."

These old Blue Laws of ours are ancient land marks of this Commonwealth and I feel that they should not be removed without good reason, especially for no better reason than to afford the professional baseball clubs in Philadelphia and Pittsburgh an opportunity to make a holiday out of the Sabbath.

Mr. CARMANY. Mr. Chairman and members of the Committee, I am sure that the Scriptures which the brother has referred to is in the Bible, and I am also sure that the other portion to which the brother from Philadelphia referred is not in the Bible.

There has been a great deal said, Mr. Chairman among these agitators for a commercialized Sunday, about the Blue Law being antiquated, because it is one hundred and thirty-seven years old, and does not apply to this present age. However, before we had the so-called Blue Laws, there was given unto us the fourth commandment, "Remember the Sabbath to keep it Holy." Whatever we may say as to our religious influences in this matter, this act strikes not so much at the Blue Law. The Blue Laws are working no hardship at present. This act will strike directly at the fourth commandment. This fourth commandment dates from creation. God rested on the Sabbath day and sanctified it, that is he set it apart, he separated it from all of the rest of the days for man. That commandment was written thousands of years before Socrates was born. In fact it had its origin before the Romans, the masters of jurisprudence, for it antedates the foundation of Rome by 750 years. It was given to man in the world's infancy and it embodies the great septenary law which runs through nature.

The question is this: have we outgrown this fourth commandment, and does it belong to another time, and is it governed by different conditions, because of its age? I am sure if we reflect just a moment, we shall understand that it applies to us today.

A commercialized Sunday does not strike so much at the Blue Laws as at the fourth commandmant, which God gave to us. It has a three-fold nature, body, mind and soul, that they all might be benefited. You cannot think of Sunday without thinking of law, without thinking of regulations, and there is no law more wise and merciful than this law of regulating the Sabbath. When we presume to be wiser than the law of nature and break that law by making the Lord's Day a holiday and commercializing it and robbing our bodies and minds of their required rest, we have to pay the penalty. We are the losers, whether we legislate for it to be so or not. Nature always squares accounts with broken laws.

I have discovered that men who spend the Sunday in seeking recreation at baseball games on Sunday afternoons and at picture shows on Sunday evenings, are more tired than on any other night of the week. Their pleasure seeking on Sunday unfits them for work on Monday and employers in states that do not have the Sunday observance that we have in this good old Keystone State, tell us that thousands of their employes are incapacitated for work on Monday by reason of the improper use of Sunday.

I wonder if there is a member of this Legislature who can conscientiously say that it is necessary in these times of depression to have baseball and other amusements on Sunday, in order to have recreation? Shall we legislate from our American life the Christian Sunday with its rich contribution to our well being, by making it a big commercial sport holiday?

Then I also desire to remind you that the laws for the protection of Sunday are laws for the protection of this great Commonwealth. A great jurist recently said something like this: "In this strenuous age, our republic, instead of making light of one Sabbath, out to have two each week, not only to repair its jaded nerves, but to tone up its moral sense." So great a man and writer as William Blackstone, the commentator of law, says this: "Corruption of morals usually follows a profanation of the Sabbath."

To conserve our Sunday law is an absolute moral necessity. About ninety per cent of all the criminals in our country today were habitual Sabbath breakers before they became criminals. If we pass legislation that permits baseball and every other amusement on Sunday, we will debauch the children and young people and wean them from everything that is spiritual, and Pennsylvania will pay a fearful price some day in immorality.

Don't you think for one moment that it is going to take the people out of the dens of vice. It will take them out of the Sunday Schools and Church and it will help to fill the dens of vice. Don't you think for a moment that you have to go to a baseball game to get sunshine, to get fresh air and to get out under the open skies. That is smoke screen and I want to say that I am a baseball sport myself. I like to take my family occasionally to Pittsburgh to see a game. I enjoy it. It is a clean sport. But why should we have it on Sunday. Even the bluest of the Blue Laws are preferable to a liberalized Sunday where every man is a law unto himself, and will do as he pleases.

If you go back to the Puritan Sabbath,—I would not, if I could go back there at all,—but I would to God that we had a new birth of Puritan conscience. When the Puritans came to our shores, you recall the incident, in history, how they halted at Clarke's Island rather than disturb the impressiveness of the Sabbath Day by the toil and bustle of making a landing on the mainland.

Mr. Chairman and members of this Committee, it would be a thousand pities if through our legislation, this Holy day, so sacred to our fathers, became a holiday for us, their children, setting our faces toward indulgence and dissipation and all selfish pleasures rather than the service of God and the growing of a soul.

There has been much said in this agitation about selfishness. What is it but selfishness to maintain that in order that one may enjoy the Sabbath he must sit at a baseball game on Sunday afternoon when there are so many opportunities at this time of depression to do good and to help someone? There is no agitation here for men who are employed. It is rather for athletic sports. I have heard what has been said about golf and other things, and those who are agitating for the breaking down of our Sunday forget that if these things are wrong it does not make them right if you legislate another wrong. And what is wrong in one part of the State is wrong in every part of the State.

I am not pleading for a Puritan Sunday. It was extreme, intolerant, I admit. But in our day I fear the pendulum is swinging too far in the direction of a liberalized Sunday. This is the only commandment of the ten that has the word "Remember" before it. There is danger of us as American citizens and legislators forgetting God's day. Remember the Sabbath, to keep it holy. I am fearful, we are allowing the pendulum to swing too far toward a liberalized Sunday.

We are talking baseball now, but you know what it means, finally all restrictions off, all traditions at an end, nothing binding because of the past. Are we among those who are ready to cast Sunday away as a thing outgrown. Let us not forget that in our agitation against anything which seems to limit personal choice and desire we are in danger of casting aside the great essentials of a noble life.

Reference was made here on the floor to another State that had an open Sunday. That state is preparing now to pass legislation at its next legislature to have stringent laws passed to govern the Sabbath. I am not pleading for a Blue Sunday. I am pleading for a sane and safe observance of Sunday. Not in the interest of the church or religion, but in the interests of all the people of this Commonwealth, believers and unbelievers, on purely humanitarian grounds, because the Sabbath was made for mankind.

Now I know there are those who say, "If the Sabbath was made for man, why may he not do as he pleases with it?" Here is the answer. Because it was made for man's liberty, not for man's license, and the highest liberty is always found in conformity to law.

When I reached my home last week, and picked up the Church paper, this was the first item I caught:

"Wisconsin Senate kills bill to repeal Sunday Law."

"On March 30 the Wisconsin Senate voted 22 to 11 against repeal of the state's 75-year-old 'blue law,' prohibiting Sunday amusements."

We have a law that is much older, and I say we do well to follow in their steps.

Members of the Committee, let us sustain our present Sunday Law by refusing absolutely to pass this amendment.

Mr. MUSMANNO. Mr. Chairman, may I interrogate the gentleman from Venango, Mr. Carmany?

The CHAIRMAN. Will the gentleman from Venango, Mr. Carmany, permit himself to be interrogated?

Mr. CARMANY. Certainly, Mr. Chairman.

Mr. MUSMANNO. Mr. Chairman, the gentleman from Venango has quoted copiously from the Bible and made a very lengthy, strong argument on the fact that this amendment would in some way break down the moral principle of religious teachings of the Bible. Is he acquainted with the passage in the Bible which is to be found in Chapter 12 of Saint Matthew, which is entitled "The nature of the Sabbath"?

Mr. CARMANY. Yes, sir.

Mr. MUSMANNO. And does the gentleman know, and I presume of course he does, that in that passage the incident is related where the Pharisees wanted to destroy Christ because he healed people on the Sabbath?

Mr. CARMANY. Yes, sir.

Mr. MUSMANNO. And does the gentleman approve of the argument used by the Pharisees at that time?

Mr. CARMANY. Mr. Chairman, I can answer that if you give me the time.

Mr. MUSMANNO. Yes, sir, all the time you wish, as far as I am concerned.

Mr. CARMANY. I don't know how many commentaries the gentleman may have read on that, or what his experience is, but everyone who is a Bible student knows that that was the contention between the Master and the Pharisees who would not allow any help to be given on the Sabbath, but they would allow an ox to be taken out of the ditch. It is right to do good on Sunday; it is always right to do good on Sunday.

Mr. MUSMANNO. May I interrogate the gentleman further?

The CHAIRMAN. The Chair hardly thinks that is necessary.

Mr. STADTLANDER. Mr. Chairman and members of the Committee, I have listened carefully to the gentleman who recited the Scripture about removing the old landmarks. I can recall that there was a time when our forefathers took their little toddy at different times, and if the opponents of this bill will vote to restore that old landmark, I will vote against this bill.

Mr. SOWERS. Mr. Chairman, I just simply want to say a few words, the old conservative nation of England a few days ago in its House of Parliament passed a similar bill to this. One of the most conservative men that America has ever produced, when he was the Governor of Massachusetts, signed a repeal of the Blue Law, and permitted Sunday baseball, and that man was President Coolidge.

My friend remarks about an age that is long since past. He speaks of an age when labor worked twelve hours a day, from the very sunrise to the sunset, and the master wanted to get all the labor out of them he could and forthwith assumed it must be done with a Sunday rest. Now, you are in the midst of a great machine age where I am told one machine in the Pittsburgh district turns out and produces what it took 256 hands to turn out, and turns it out better than human labor turned it out. My friend hit the keynote when he mentioned that men did not return to work on Monday well repaired and well able to labor. That is the secret of much of this Blue Law, that it was passed so that labor on Sunday rested to work for the man that employed him.

My friend hit the keynote when he said he enjoyed baseball and frequently took his family to Pittsburgh to see a baseball game, but he thinks nothing of the man who is at home, who is struggling from sunrise to sunset for a living and only has Sunday off. I submit, Mr. Chairman, and members of this committee, that the man that labors every day is certainly entitled to have the same opportunity that my good Christian friend has every day of the week.

I have read in the public press the arguments of one of the highest officers of the Episcopalian Church, that is nearby where my friend lives, and I would imagine, members of the committee, that gentleman knows more of the Bible than our fellow lawmaker does, and that is the Right Reverend Alexander Mann, Bishop of the Presbyterian Episcopal Diocese of Pittsburgh. He tells us that he plays golf on Sunday regularly, and that he can see no harm in letting the public witness a baseball game on Sunday.

Members of the Committee, I cannot compare the lawmaker with that great religious leader. If that great religious leader thinks baseball is good on Sunday, I would rather take his view of religion than that of my friend who has just spoken.

Now, Mr. Chairman, how many states in this Union have baseball on Sunday? And are these states going to the dogs as my friend would predict? Why, Mr. Chairman, Pennsylvania, by reason of the diminishing of our population, is losing two congressmen, and these states that have Sunday baseball have not been losing in population. Have they been losing in wealth? Have they been losing in influence? To the contrary, they have been advancing and we have been going back. If you were to visit Philadelphia on a Sunday, you would find all the wealthy men like my friend, the lawmaker, in the air at Atlantic City, and all of those that struggle hard to produce the wealth that we consume to live on, are standing around the corners tempting everyone to do wrong. And I submit, Mr. Chairman, that my friend is mistaken; this amendment is in the right direction and is intended to save the Blue Law, preserve the spirit of the Blue Law, and keep alive the landmarks of our ancestors.

Mr. DeFREHN. Mr. Chairman and members of the Committee, in November, last, the Philadelphia Record sent out a questionnaire and I presume each member of this House received one. I want to read my answer to them at that time because it is my attitude today:

"Gentlemen: Answering your letter of the 14th inst., I beg to say that I do not favor any change in the law for Sabbath observance. The law establishing such day is much older than the Blue Laws of 1794, and was accompanied by nine others of equal importance. Although all of these are being violated, I have heard of the repeal of none. I had nothing to do with their enactment; neither have I been authorized to assist in their repeal. Therefore I favor letting them alone."

The gentleman from Berks, Mr. Sarig, advocated the repeal of this Sunday law because it is being violated. Every one of the ten commandments is being violated. Should we repeal them all because they are being violated? And if we are to repeal all the laws today that are being violated, I think that we could burn our statute books and all go home. The gentleman who has just spoken referred to a minister of the gospel who played golf on Sunday. And I have no doubt that there are many such. We have ministers and ministers. I recall, as perhaps many of you do, a bishop of the church of which he spoke, who opened a saloon in New York City thinking he would solve the drink problem. I know it to be a fact because I entered the saloon to see how it was conducted. I favor voting down this amendment.

Mr. BRAHAM. Mr. Chairman, I didn't intend to rise as I did a week ago, and I sat here and let them besmear Knox and Calvin; but when they dragged in old Matthew I could not stand it any longer. I think that both teams have been very well warmed up. We are ready for the game. I have the same confidence in this House that I had a week ago. Let's call the game; let's face the pitcher. Let's play this game and play it fair. Do not deceive yourselves, gentlemen, there have been things said here this afternoon we will long remember. There have been things said here that I wish had not been said, but don't forget that as we play this game we must play it fair, for their is an Umpire that we all must face. Play the game right.

Mr. STEWART. Mr. Chairman and ladies and gentlemen, I believe it is safe to go on the principle of every man to his trade or profession. We have listened to a great many speeches on this problem before us. I bow in humble deference to the gentleman of the cloth, from Venango, who, I believe, is perfectly competent to advise us on the spiritual part of this problem. In like manner I turn now for the clarification of the legal point to a gentleman learned in the law, and to bring this point to the fore, I ask if the sponsor of the amendment, the gentleman from Philadelphia, will be interrogated?

The CHAIRMAN. Will the gentleman from Philadelphia, Mr. Sowers, consent to be interrogated?

Mr. SOWERS. Mr. Chairman, I will.

Mr. STEWART. Mr. Sowers, are there any business enterprises or commercial businesses organized and operated for profit, permitted under the law today to operate in the State of Pennsylvania on the Sabbath Day?

Mr. SOWERS. You have asked a question which would require quite a long time to answer. Today the Blue Laws may or may not prohibit the running of an automobile; the Blue Laws may or may not prohibit the operation of a railroad; the Blue Laws may or may not prohibit the broadcasting of services from a church; the Blue Laws may or may not prohibit the telegraph and telephone; the Blue Laws may or may not prohibit the purchase and distribution of gasoline; the Blue Laws may or may not prohibit the rich from playing golf on Sunday instead of attending the churches they endow; the Blue Laws may or may not prohibit all other kinds of businesses which are being run on Sundays; even the Blue Laws may or may not prohibit taking the minister home from church in a taxicab; the Blue Laws may or may not prohibit—oh, well it would take me an hour to tell you. The Blue Law does not prohibit a laborer who has worked all week from moving from one house to another. I never played golf on Sunday and never play baseball on Sunday; I never play cards any day in the week. I can even say more than my religious friend in the rear of this House, I haven't done on Sunday or weekday half of the things that he has done. I may not be the most religious man in the world, but in my obedience to the Christian philosophy, I bow to none.

Mr. STEWART. The second question I want to ask is whether or not, in the opinion of Mr. Sowers, who is a lawyer, the enactment of this law would not confer a favor, a privilege and special right on organized baseball to the exclusion and in prejudice of every other legitimate business operating in Pennsylvania today?

Mr. SOWERS. The adoption of this amendment would confer no more right on organized baseball than what President Coolidge did when he signed the bill approving baseball in Massachusetts; and I submit to my friend that I have a very high regard for that Republican president.

Mr. STEWART. A week ago this House experienced what I called in my own mind at the time a legislative traffic accident. A so-called milk bill was reported out of committee. It was brought in here and went up and down the aisles of this House to the accompaniment of most heart-rending appeals, and the wails of babes in arms, who must have their milk on the Sabbath Day. And then there was loaded on to that milk wagon a Sunday baseball bill, and I think it is about as illogical to tie on to a milk wagon the interests of organized commercial baseball as it would be to try to graft a lemon on a milkweed.

This bill, as I see it, is entirely and solely in the interest of those wealthy owners of baseball franchises in the large centers of population. Organized baseball is a highly organized, highly commercialized business, not only in this State but in the entire nation today, and I am surprised that so far no one has raised this point, and that is why we are here today, and last week devoted so much time in an effort to give a special right and privilege to one of the greatest trusts that we have in this country today.

I am surprised to receive in my mail a plea from certain leaders, professing to be representative of organized labor, who make a plea for this bill in behalf of these baseball owners. May I ask these leaders whether or not the contract that is forced upon organized baseball players falls within the approval of organized labor? Do they not know that the organized baseball player works under a contract, the provisions and the terms of which are lily white when contrasted with that so-called yellow-dog contract? Do they not know that organized baseball owners deal in human flesh, and in the talents and skill of that human flesh, and that they meet annually to deal in those human beings whom they consider their chattels, and that they buy and sell these men and their services one to the other? Not with the idea of having a winning team, but in order to establish that parity between the teams that will, in the words of the well known night club hostess, Texas Guinan, lure the suckers to the box office.

You all know it. Here we have some of the most important legislation affecting this State before this House, and we have so far lost our sense of perspective that we waste a lot of time on bills like this, which can have no other purpose than to legalize organized baseball.

Will it add to employment? Yes, perhaps it may mean that some more men will be employed on the seventh day of the week. But I want to again ask these leaders of organized labor whether they have looked into this proposition and are satisfied that those who work by the season, those who work by the week or month, will be paid for that extra day's labor, or will that be expected to be thrown in? I venture to say that that has not been thought of.

Another thing, it seems to me we are extremely selfish in demanding this type of amusement and relaxation on the Sabbath Day, because these amusements cannot be offered to us without the employment and without the thousands of men and boys having to be employed, in order to amuse us, and we are asking for ourselves the very things that we deny to the man who is compelled to labor as a player, a gatekeeper, a guard, a policeman, or an usher.

In conclusion, I want you to weigh well the fact that this bill confers upon a highly organized and commercialized business, a favor, a privilege and a right denied to every railroad operator, to every bus operator, to every trolley operator, to every seller of gasoline or accessories, or to any one else who is making it possible for us to buy the things on Sunday which in a modern and more or less complex civilization we have found it necessary to have.

Mr. MUSMANNO. May I interrogate the gentleman from Clearfield County, Mr. Stewart?

The CHAIRMAN. Will the gentleman from Clearfield, Mr. Stewart, consent to be interrogated?

Mr. STEWART. Yes.

Mr. MUSMANNO. Is the gentleman from Clearfield County an editor, as the legislative directory indicates?

Mr. STEWART. He is supposed to be.

Mr. MUSMANNO. And is he not interested in the publishing business?

Mr. STEWART. Yes.

Mr. MUSMANNO. And is not the publishing business a highly commercialized business?

Mr. STEWART. Yes.

Mr. MUSMANNO. And is it not a fact that the publishing houses throughout the State, especially the publishing companies which print newspapers, operate on Sunday?

Mr. STEWART. I think a bill to legalize the publication of newspapers would be more logical than the one to legalize Sunday baseball.

Mr. MUSMANNO. Do they not at the present time operate on Sunday?

Mr. STEWART. They do, in defiance of the law.

QUESTION OF PERSONAL PRIVILEGE

Mr. BENJAMIN JONES. Mr. Chairman, I rise to a question of personal privilege.

The CHAIRMAN. The gentleman will state his question of personal privilege.

Mr. BENJAMIN JONES. Mr. Chairman and ladies and gentlemen of the House, as a member of this House for three years, I have never lifted my voice against any legislation on the floor, and I am not going to do it at this time. But very nearly every day I pick up the papers and see blazoned on the front pages about the Law and Order Committee of the House, that they are narrow, they are prejudiced, they are bigoted. My associations with that committee are that I find the Law and Order Committee, the men that compose it, of the highest type that I have ever associated with.

Now, I also want to prove to this House that the law and Order Committee is the best friend that the members of this House have. They are not your false friends, and they have not tried to get you in a hole, they have not tried to send you back where you cannot face your friends.

The members of this House know that about two months ago, at a banquet at the Penn-Harris, for the friends of Sunday observance, His Excellency, the Governor of Pennsylvania, made the remark that he was against any liberalizing of the Sunday law, and he was resolved to down anything in that respect.

Now, the gentleman from Philadelphia, whom I have the highest respect for, has convinced me that Barnum was right when he said, "There is a sucker born every minute." Two weeks ago, or a week ago, we had a battle here, with a city slicker in one corner and a country rube in the other. Now, I am not saying this in disrespect to either. The one that I call a city slicker is Philadelphia and a part of Allegheny. And I don't mean that with any disrespect when I call them city slickers, because Mr. Hoopes stated that a city slicker is a gentleman from the city that knows a whole lot.

The country rube is the man in the rest of the counties, outside of those two counties. The gentlemen from Philadelphia know that this legislation cannot get by Governor Pinchot. They knew that when they introduced it, and they know it when they are trying to put it down to us. They also know that they are not only kidding themselves, but they are kidding Connie Mack, the greatest manager that ever was in the United States. They are kidding Charlie Shibe, whom we have the highest regard for. They are kidding the people of this State, that they are going to put a bill over to legalize Sunday baseball, and they know that they are not going to do it, because Governor Pinchot stands in the way. That is a fact.

Now, the gentleman whom I class as the country rube last week, you must all agree, the country rube was made a sucker out of. And how were we made a sucker?

Because when they knew that this bill could not pass, they insisted on putting you and me on the griddle. Now I am not talking about the actual toasting primarily, but I am saying putting you on the griddle, in that you could not go home and face some of your friends, they put you on the griddle, so that some of the ladies of this House begged them not to do it, that they had to go home and hang their heads in shame, because they are church people. Those are the things that I am resenting. Ladies and gentlemen of the House, you were made a sucker out of once. Are you still going to be a country rube and let the same thing happen again?

Now I heard different ones quoting Scripture. You can take the Scripture and twist it any way. A fellow asked me the other day, where necking was invented. I said I didn't know. He said it was invented in the Bible. He said that part of the Scripture where it says "Solomon took the Queen of Sheba to the banquet hall and fed her wine and nectar."

Then another proof is that somebody says, why doesn't a baby talk the first time it is born? Well, the fellow says they never talk the first day. Now we can prove by the Bible that it is not so. Because it says in the Bible that Job cursed the day he was born.

Now Mr. Chairman, I am just obeying my constituents here, I don't feel like being made a sucker out of any longer. I am content.

The CHAIRMAN. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

Mr. SOWERS. Mr. Chairman, may I interrogate the gentleman from Luzerne?

Mr. JONES. Mr. Chairman, on advice of my counsel, and for fear I might incriminate myself I refuse to be interrogated.

Mr. SOWERS. I did not want to ask a question that might incriminate my friend. He incriminated the Queen of Sheba, and he incriminated everybody, but who would want to incriminate him? A man that works on the railroad on Sunday?

On the question recurring,

Will the Committee agree to the amendment?

The years and nays were required by Mr. Sowers and Mr. Schwartz.

Mr. SOWERS. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—103

Adams,
Argentierl.
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Bechtel,
Bell,
Beyer,
Blumberg.
Burns,
Byrne,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Hart,
Haws,
Heffernan,
Hefferon,
Hoffman,
Hoopes,
Jaffe,
Jones, E. F.,
Kirkbride,
Leidich,
Lewis,
Lucas,
Lynch,
Maloney,
Marcks,
Mathay,
McAlee,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reed, F. M.,
Rhodes, J. A.,
Rieder,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Storb,
Tahl,
Talbot,
Tucker,
Turner,
Weaver,
Wettach,
White,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Ziesenheim,

NAYS—99

Baker,
Barton,
Batchelor,
Bauer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Denman,
Evans, J. T.,
Evans, T. C.,
Flinchbaugh,
Garard,
Gicking,
Gillette,
Goehring,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Lockhart,
Lose,
Loucks,
Male,
Mason,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Meredith,
Moore, D. G.,
Moore, W. H.,
Mumford,
Musser,
Neely,
Patterson,
Peelor,
Post,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Ronemus,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Terry,
Wade,
Wall,
Way,
Wheeler,
Wike,
Williams, G. W.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

So the question was determined in the affirmative and the amendments were agreed to.

COMMITTEE OF THE WHOLE RISES

Mr. SOWERS. Mr. Chairman, I move that the Committee of the Whole do now rise and report House Bill No. 817 to the House as amended.

Mr. SCHWARTZ. Mr. Chairman, I second the motion.

The motion was agreed to.

THE SPEAKER (C. J. GOODNOUGH) IN THE CHAIR.

Mr. GEORGE W. WILLIAMS. Mr. Speaker, as Chairman of the Committee of the Whole, I return House Bill No. 817 in amended form.

On the question,

Will the House agree to the report of the Committee of the Whole?

The report was agreed to.

The title was read and agreed to as follows:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An Act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

HOUSE BILL NO. 817 MADE SPECIAL ORDER

Mr. SOWERS. Mr. Speaker, I move that House Bill No. 817 be made a special order of business for Monday evening next (May 4, 1931) at 10.00.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

PROCEEDINGS IN COMMITTEE OF WHOLE MADE PART OF LEGISLATIVE JOURNAL

Mr. SOWERS. Mr. Speaker, I move you, sir, that the proceedings in the Committee of the Whole be incorporated in the Legislative Journal.

Mr. FLEISHER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. WITKIN. Mr. Speaker, I desire to call up at this time House Bill No. 1366, Printer's No. 527, on page 9 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Witkin,

The House resumed the consideration on third reading of House Bill No. 1366, entitled:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker and members of the House, I know that you have listened at length to a great number of addresses, and with your permission I shall endeavor to be as brief as I possibly can in connection with this bill, which is commonly known as the firearms bill.

May I first call your attention to the fact that the present firearms bills is not House Bill No. 460, which was, to a great extent, known as the Witkin bill? House Bill No. 460 had so many objections to it and so much opposition against it that I withdrew that bill, known as the Witkin bill. In place thereof is the present bill, which is a compromise bill, known as House Bill No. 1366. This is a bill that was promulgated in cooperation with the Attorney General of the State of Pennsylvania. It has the endorsement of practically every organization of sportsmen or otherwise within the confines of this Commonwealth.

The purpose and aim of this bill is at the criminal, not at the law-abiding citizen. I hope to show you, very briefly, that the purpose of the bill is followed by the contents thereof, and if you will permit me, I will use the reverse order of argument. I wish, first, to tell you what the bill does not do, then to tell you what the bill does do.

This firearms bill does not interfere with the right of any law-abiding citizen to have in his home, to possess in his home or place of abode, or his place of business, a firearm. It does not require you to register your firearm in your home or in your place of business. It does not require you to register firearms that you may purchase in the future. It does not do any such thing. It also provides that hunters and sportsmen need not have a license to carry a firearm. It provides that persons who are going to and from target practice with their firearms need not have a license. It gives the definition of firearms, and that is, that a firearm is a pistol with a barrel less than twelve inches, a shotgun with a barrel less than twenty-four inches, or a rifle with a barrel less than fifteen inches. These instruments are not the instruments that are used by hunters commonly. With very few exceptions, these are the instruments that are used by the gangster, and by the criminal and by the lawless.

Now, let me tell you what the bill does do. The bill says that if you carry a firearm, as described in this act, you need a license only for the purpose of carrying a concealed weapon. It does not require you to have a license for carrying a weapon not concealed, and the weapons therein referred to are simply the weapons that I have described.

The bill does stop the sale of firearms to children; it does stop the sale of firearms to drunkards, habitual in character, and to people of an unsound mind. It does stop the sale of firearms to persons who have been convicted of crime. It does require dealers to keep a record of their firearms. It requires persons who want to sell firearms to obtain a license to sell firearms. It provides for a method of appeal for anyone who is not granted a license, and in this connection may I say to you that there is an amendment, which is not in this bill, and which it is agreed will be offered in the Senate, providing that a person who applies for a license to carry a gun, if he is aggrieved by the decision of the licensing officer, who says that he shall not have a license, may appeal that refusal of that licensing officer to grant his application, and there is an amendment, which we have agreed shall be offered in the Senate, which also says that a license may be revoked, but that if the license is revoked it can be appealed by the person who is aggrieved by that decision. It also provides that there shall be an appeal in the case of dealers whose licenses have not been granted.

This bill also provides that an additional penalty shall be imposed upon any person, who armed with weapons contrary to the provisions of this act, commits a crime of violence, to wit, a felony. It does not refer to misdemeanors.

Now, members of the House, I want to close by saying that in the Commonwealth of Pennsylvania, in the last thirty years, the number of murders has increased ninety-five per cent. I want to say to you that in those murders that have been committed—in ninety-five per cent. of those murders, firearms have been used. I want to say to you that in the commission of robberies in almost every instance firearms have been used. This bill is not aimed, it is not directed at the law-abiding citizen, and I use the words of the present Attorney-General, that it is an anti-racketeers' bill; a bill that is aimed and directed at the criminal who wants to go about carrying concealed in his automobile or concealed on his person a deadly weapon. It is aimed at the gangster who rides about our cities with shot guns in his automobile, with revolvers in his automobile, who, when apprehended and arrested by the police officials, can laugh and scoff at the law and say to the police officials and to the citizens, "True, I have a gun in my car; true, I have revolvers in my car. True that is, and you cannot even indict me for any offense and you must let me go." I say, the purpose of this bill is against that class of individuals.

Two years ago this bill was before you. It was a much more drastic bill. You objected to the registration, you objected to the part which provided that the fire arms should be registered and yet you were willing, I dare say, to legislate against the criminal. We have removed those provisions, have taken them out, and we ask your hearty co-operation to help this State join those States having similar legislation.

I would like to say to you that the National Rifle Association has withdrawn its opposition to this bill. I have in my possession a telegram. It says that the bill meets with their approval, subject to the amendments that I have agreed to introduce. Major Wheeler has a similar telegram from the National Rifle Association, and I am going to ask the members of this House to vote aye on this bill.

Mr. WHEELER. Mr. Speaker and members of the House, two years ago I opposed the firearms bill offered by my colleague from Philadelphia. I wish to say to the members that this bill is very different from the firearms bill of two years ago. It does not infringe the constitutional rights of citizens to keep firearms. It was endorsed some few weeks ago by the National Rifle Association. Subsequent to that event, the National Rifle Association withdrew its endorsement of this bill, which is, as you may know a modification of the so called uniform firearms law, but subsequently I received a telegram, in response to an inquiry as my colleague has said, from C. B. Lister, Secretary of the National Rifle Association, reading as follows:

"If the Witkin bill is amended to allow individuals the same right of appeal for revocation of permit as allowed licensed dealers, the National Rifle Association now withdraws its opposition and approves its passage."

I asked to have the bill postponed yesterday, and the sponsor consented. In the meantime I have conferred with him and with the Attorney General. While I do not, as a rule approve of the practice of agreeing to amendments which are to be made at a later date, and not in this House, I stood by until I saw the amendments actually drawn—I have them here—and I understand that they are satisfactory to the National Rifle Association, and I have the word of the sponsor of the bill that they will be properly presented in the Senate.

Now, we cannot speak for all the sportsmen in the State. No doubt this bill will mean considerable irritation to many of them, particularly in the rural districts. However, I believe that the sportsmen in the State, like the National Rifle Association, are patriotic, and I hope they will consent to a certain amount of personal inconvenience, in order to carry out their patriotic duty of contributing their aid toward curbing the menace of organized crime. Therefore, speaking for myself, I am glad to withdraw my opposition to this bill.

Mr. D. GLENN MOORE. Mr. Speaker and members of the House, my attraction was first directed to this bill when it appeared on the calendar, by the flood of letters, telegrams, and protests that I received against the bill. I sat down and made as careful a study of it as I could and I answered those letters and telegrams and protests like a dutiful legislator, by saying that I was opposed to the bill, and would do everything I could to accomplish its defeat. I think I told the sponsor that I couldn't go along with him two years ago and I was sorry I couldn't go along with him this year. Since we have had some religion this afternoon, there is an old Methodist hymn to the effect that: "While the lamp holds out to burn, The vilest sinner may return," and I have been having a change of heart. I have gone over this bill very carefully and the sponsor has also submitted to me the amendments which will be properly presented in the Senate—the way they ought to have submitted the amendments last night to the fair rate bill—and I am perfectly satisfied to go along.

The bill works no hardship on any honest sportsman or any decent citizen. It's sole aim is against those high binders and highwaymen who use sawed-off shot guns in automobiles. It is not necessary to discuss the provisions of this bill. The gentleman from Philadelphia has discussed them very fully and very thoroughly. I think that by voting aye on this bill we will contribute our little bit toward curbing organized crime, as we see it in some of our larger cities.

Mr. HEFFNER. Mr. Speaker, I desire to interrogate the sponsor of the bill, Mr. Witkin.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Witkin, permit himself to be interrogated?

Mr. WITKIN. I will, Mr. Speaker.

Mr. HEFFNER. Mr. Witkin for a matter of information, on page 4, section 9, "no seller shall deliver a firearm to the purchaser thereof until forty-eight hours shall have elapsed from the time of the application." It that correct?

Mr. WITKIN. Yes; that is correct.

Mr. HEFFNER. That is correct?

Mr. WITKIN. You say, is that correct? It is correct. May I make this explanation? This provision says that where a seller, not a dealer, wishes to sell or deliver to another his firearms, in order that the record may be kept accurately from the date of the passage of this bill, should it pass, that that record must be filed with the proper officers, in order that a record of that gun or firearm as described in this act, shall be kept.

Mr. HEFFNER. Does that apply only to an individual, or to a retail dealer?

Mr. WITKIN. That only applies to an individual. The retail dealer is bound by other provisions more drastic than that.

Mr. HERMANSEN. Mr. Speaker and members of the House, I rise to object to this bill on general principles. The bill is advocated as a preventative of racketeering. Now, racketeering is not just brought about by the sale of firearms, and if the manufacturer of firearms were entirely stopped, it would not be a hindrance to a criminal so far as the commission of crime is concerned.

As I understand it, a third class mechanic could make a gun that would be sufficient to carry out this work in a day, if he so desired. All the restrictions that this bill may contain I contend are upon law abiding citizens. I think myself, in particular, traveling to and from Harrisburg, every week. I have two or three others in the automobile with me. If there are any criminals along the way, they know that we have enough to carry us over a week, and if we are not allowed to carry a revolver, if we have no means of protecting ourselves, and if they make it so that we cannot carry one it is going to make the picking that much more easy for the criminal. I cannot see where this is going to eliminate any crime. I think it will increase it, and for that reason I am going to oppose this bill.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, I have been rather loath to arise here in defense of this bill, but on account of having done so during the past session, I feel it my duty to say a few words about the bill before you.

If you will look at page 2, section 2, you will see there "If any person shall commit or attempt to commit a crime of violence when armed with a firearm contrary to the provisions of this act, he may in addition to the punishment provided for the crime be punished also as provided by this act."

Section 4: "No person who has been convicted in this Commonwealth or elsewhere of a crime of violence shall own a firearm or have one in his possession or under his control."

Also, section 5—I believe that those sections are the vital sections of this act.

In connection with section 10 on page 7, it provides that a retail dealer must be licensed before he can sell firearms. In Pennsylvania today there is absolutely no check upon that firearm. The gangster and the racketeer may have the identification marks erased or substituted but under the provisions of this act here, that will constitute a separate and distinct crime.

I am ready to believe that this bill is a good bill more forcibly than I did two years ago, for this particular reason, that just about two months ago in our county a man who was commonly known and believed to be a gangster, a man who carried firearms, yet it was always impossible to get something on him by the officers, went up into the State of Connecticut, and in that state he was searched and a revolver was found upon his person, with the identification marks removed. The state of Connecticut held him, and upon investigation found that he was a man long wanted in the state of Connecticut and also in the State of Massachusetts. Now, in Pennsylvania, as long as that man could explain that he had the revolver for the sole purpose of protection, there was no officer that had the temerity to search him or ascertain whether or not he had a revolver. This bill, I believe, will have a far-reaching effect to restrain the dealer who is conscienceless, who will sell a revolver or firearm to every Tom, Dick or Harry, irrespective of who he may be. It will place a license provision upon that dealer. It will require him to do certain things before he can sell a revolver or other firearm. In other words, it will cause him to be more cautious about disposing of firearms in his possession, and in turn, it will cause those people who have absolutely no right to have firearms in their possession to be more guarded about having them, because that provision of the act about the carrying of a firearm, unless certain provisions of the act have been complied with, constitutes a crime.

Mr. HOLMES. Mr. Speaker, I desire to interrogate the sponser of this bill.

The SPEAKER. Will the sponsor permit himself to be interrogated?

Mr. WITKIN. I will, Mr. Speaker.

Mr. HOLMES. Mr. Speaker, the gentleman from Philadelphia may have explained just what changes have taken place in the bill. Did you not state in your address or in your speech to the House that you were making an amendment to the bill?

Mr. WITKIN. Yes. The amendment, which will be made to the bill, is the amendment which will give a person who has been refused a license by the licensing officer the right of appeal, and it will also give him the right of appeal in cases of licenses revoked without proper cause.

Mr. HOLMES. Mr. Witkin, you have been very liberal, but tell me how we will solve this problem: Many of us drive many miles to our hunting camp, and we are permitted to take our rifles and our shotguns, if we were to take our revolvers along, may we take our revolvers without a permit?

Mr. WITKIN. Yes; you may. If you are a hunter, you require no permit to carry any firearms, and, furthermore, if you are not a hunter and want to carry it, and do not carry it concealed, you will not be required to have a permit.

Mr. HOLMES. My interpretation of that bill was different from that.

Mr. WITKIN. You are absolutely incorrect in your interpretation. The interpretation that I have given you is the interpretation of the Attorney General.

Mr. HOLMES. Mr. Speaker and members of the House, I have had about two or three hundred signatures to petitions and letters relative to this bill. I believe that it has been largely due to a misunderstanding, that may have been one of the principle objections.

We must concede that the sponsor of this bill and the proponents of this bill are absolutely honest in their purpose. We have also another large group of people in the State of Pennsylvania who think any kind of firearms bill will be a mistake.

I believe that this bill is of such importance that it ought to be decided without prejudice or passion, even though it is such a distinct departure from the spirit of the Constitution and the letter of the Constitution of this Commonwealth.

I have taken some pains to investigate the conditions where they already have anti-firearm bills. In the first place, we find that it is necessary for policemen to have a firearm. We know also that in the state of New York and in the state of Illinois where they have anti-firearms bills, if we compare the crimes or homicides in their cities with those in ours, we find that in the principal city of this state, Philadelphia, crime is far less than it is in either New York or Chicago.

Now, here is a group of people who firmly believe and they are honest in their belief that any bill which will interfere with the use of fire arms will not prevent crime, but will increase it.

You know that in New York state they have passed the Sullivan act, and Judge Corrigan was one of the advocates of that bill, and he has recently made the statement that the Sullivan law disarms the reputable citizen to the benefit of the thug. The statistics reveal that homicides have increased in New York and that they increased after the passage of the Sullivan act in 1929 as much as eighteen per cent. I have also a statement from some of the associations in Washington, where this was discussed, and they say that any law which will in any way restrict the possession and use of firearms, will not be the means of preventing crime, but will be an encouragement to the gun men who commit crime. If we cannot control the gunmen under the concealed weapon act in the State of Pennsylvania, I don't see just how we can control them under this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constiution, the yeas and nays were taken and were as follows, viz:

YEAS—80

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bechtel,
Beyer,
Black
Fish,
Fleisher,
Flynn,
Frederick,
Fuller,
Gaghan,
Mathay,
McAlee,
McClure,
Metzier;
Metzinger,
Millar,
Root,
Royle,
Sautter,
Schwartz,
Sowers,
Spangler,

Blumberg,
Brown, E. P.,
Burns,
Byrne,
Conner,
Cooke,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Greeby,
Green,
Greenstein,
Griffin,
Hart,
Haws,
Heffernan,
Hefferon,
Hoopes,
Jones, B.,
Kirkbride,
Lucas,
Marcks,
Mason,
Moore, D. G.,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Pennock,
Perry,
Peters,
Pitts,
Price,
Raub,
Reed, G. L.,
Richards,
Roan,
Rooney,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Storb,
Stott,
Tahl,
Talbot,
Turner,
Weaver,
Wheeler,
Wilson, T. B.,
Wilson, L. M.,
Witkin,

NAYS—106

Adams,
Baker,
Barton,
Batchelor,
Bauer,
Bell,
Bicker,
Bidelspacher,
Braham,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flinchbaugh,
Fox,
Gangloff,
Garard,
Gicking,
Graham,
Grenet,
Griffith, C. R.,
Griffith, J. W.
Haines,
Harkins.
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jones, E. F.,
Kahle,
King,
Leidich,
Lewis,
Lockhart,
Lose,
Male,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Miller,
Moore, W. H.
Mumford,
Munley,
Musser,
O'Neill,
Patterson,
Peelor,
Post,
Powell,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Ronemus,
Ruth,
Sarig,
Schreck,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spann,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wise,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 641 (HOUSE BILL No. 1972).

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of airmen and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmens' licenses.

Referred to the Committee on Aeronautics.

SENATE BILL No. 186 (HOUSE BILL No. 1973).

An Act creating a commission to make a study of local government and report thereon.

Referred to the Committee on State Government.

SENATE BILL No. 343 (HOUSE BILL No. 1974).

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

Referred to the Committee on Constitutional Amendments.

SENATE BILL No. 401 (HOUSE BILL No. 1975).

An Act to amend section fifteen of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," as amended, making certain changes relative to the commitment to, and imprisonment in such institution of women of more than twenty-four years of age.

Referred to the Committee on Judiciary General.

SENATE BILL No. 456 (HOUSE BILL No. 1976).

A Joint Resolution proposing an amendment to article fifteen, section four of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

SENATE BILL No. 507 (HOUSE BILL No. 1977).

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county taxes on intangible personal property.

Referred to the Committee on Ways and Means.

SENATE BILL No. 609 (HOUSE BILL No. 1978).

An Act to amend section six hundred and sixty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing limitation on the amount of hazard that can be assumed on any one risk and prescribing penalties.

Referred to the Committee on Insurance.

SENATE BILL No. 643 (HOUSE BILL No. 1979).

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townships to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

Referred to the Committee on Aeronautics.

SENATE BILL No. 645 (HOUSE BILL No. 1980).

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

Referred to the Committee on Aeronautics.

SENATE BILL No. 647 (HOUSE BILL No. 1981).

An Act to amend section three of the act approved the twenty-eighth day of June, one thousand nine hundred seventeen (P. L. 645), entitled "An act making it unlawful for any individual or individuals to carry on or conduct any business under an assumed or fictitious name, style, or designation, unless upon the filing of a certificate to that effect in the office of the Secretary of the Commonwealth and of the prothonotary requiring county commissioners, at the expense of the county, to provide books for the entry of such certificates; fixing the fees of the Secretary of the Commonwealth and prothonotary; and providing penalties;" changing the penalty to a summary proceeding, and providing for the enforcement of this act by the Secretary of the Commonwealth.

Referred to the Committee on Judiciary General.

SENATE BILL No. 727 (HOUSE BILL No. 1982).

An Act to preserve historical sites within the Commonwealth by providing that they shall not be subject to be taken by condemnation in the exercise of the right of eminent domain.

Referred to the Committee on Judiciary General.

SENATE BILL No. 766 (HOUSE BILL No. 1983).

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 785 (HOUSE BILL No. 1984).

An Act to amend the act, approved the sixteenth day of April, one thousand nine hundred and twenty-five (P. L. 244), entitled "An act applying to third class counties only, and regulating the selection, drawing, and summoning of all jurors and talesmen, and defining their qualifications in such counties; creating a jury board and defining its powers and procedure; providing for the appointment of a clerk to the jury board and fixing his maximum salary; providing for the custody of the jury wheel, and the filing and custody of jury lists; providing for the public drawing of jurors and the methods thereof; giving the trial judge the right to excuse jurors; prescribing the time of challenging jurors or the array, and regulating the procedure if array is quashed; repealing all acts or parts of acts inconsistent therewith," by adding section ten and one-tenth thereto providing for the drawing of jurors when the jury wheel has been filled under the provisions of another act and validating proceedings thereunder.

Referred to the Committee on Judiciary General.

SENATE BILL No. 828 (HOUSE BILL No. 1985).

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties;" as amended, exempting from the provisions of said act boxing, sparring, and wrestling exhibitions conducted or sponsored by high schools, colleges and universities.

Referred to the Committee on Law and Order.

SENATE BILL No. 829 (HOUSE BILL No. 1986).

An Act to amend section three of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred and two), entitled "An act regulating the closing of public highways and providing for the locating, marking and maintenance of detours necessitated by such closing, requiring boroughs, cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours; providing penalties for removing, destroying, defacing signs erected for warning or detour purposes, and for driving on, over or across highways which are closed by the proper persons or authorities, except in cases; further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors, shall have the right to recover the amount of such damages from the person or persons responsible, in addition to the penalties herein provided: and repealing certain acts."

Referred to the Committee on Highways.

SENATE BILL No. 834 (HOUSE BILL No. 1987).

An Act conferring on the Department of Highways the right to enter upon private property adjacent to highways or bridges under the control and supervison of the said Department for the purpose of changing or protecting existing stream channels in order to protect said highways or bridges in a proper manner; providing for the approval of said changes by the Department of Forests and Waters; and providing for the ascertainment and payment of damages occasioned thereby.

Referred to the Committee on Highways.

SENATE BILL No. 835 (HOUSE BILL No. 1988).

An Act authorizing municipal subdivisions of the Commonwealth to convey or transfer to the Commonwealth any material, equipment, or supplies appropriate for use in the construction or maintenance of certain highways.

Referred to the Committee on Highways.

SENATE BILL No. 880 (HOUSE BILL No. 1989).

An Act to authorize any corporation of this Commonwealth, created by virtue of any special Act of Assembly and possessing under such Act or supplements thereto franchises for various purposes, including the right to construct and operate railroads for public use, to segregate its railroad lines and franchises by the sale and conveyance thereof to any duly organized railroad corporation of this Commonwealth which owns or controls a line or lines of railroad connecting therewith, not parallel or competing.

Referred to the Committee on Corporations.

SENATE BILL No. 884 (HOUSE BILL No. 1990).

An Act to amend sections one and two of the act, approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 276), entitled "An act to prohibit the payment of any occupation or poll tax assessed for State or county purposes of any elector, by any person other than the elector against whom such tax is assessed, except upon the written and signed order of such assessed elector and prescribing penalties," by providing certain exemptions.

Referred to the Committee on Education.

SENATE BILL No. 611 (HOUSE BILL No. 1991).

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

Referred to the Committee on Public Health and Sanitation.

BILL INTRODUCED AND REFERRED

By Mr. BECHTEL. HOUSE BILL No. 1992.

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred on account of the visit and speech of the President of the United States at Valley Forge on Saturday, May thirtieth, one thousand nine hundred and thirty-one.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 811 (HOUSE BILL No. 1993).

An Act making it the duty of counties of the first class, cities, incorporated towns and poor districts, herein defined as municipalities, to require persons, co-partnerships, associations and corporations entering into contracts with such municipalities for the construction, erection, installation, completion, alteration, repair of or addition to any public work or improvement to give in addition to any other bond which may now or hereafter be required by law, an additional bond conditioned for the payment of material, labor and services furnished, supplied or performed in the prosecution of or in aid of or auxiliary prosecution of such work or improvement and providing for suits and recovery on such bonds.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 881 (HOUSE BILL No. 1994).

An Act to further amend section four of the act approved the third day of May, one thousand nine hundred and nine (P. L. 395), entitled "An act regulating the sale of concentrated commercial feeding-stuffs, also of condimental stock- and poultry-food, and patented, proprietary or trade mark stock- and poultry-food, possessing nutritive value combined with medicinal properties; defining concentrated commercial feeding-stuffs; prohibiting the adulteration of any feeding-stuff, sold, offered, or exposed for sale, in this State, with oat hulls, ground corn cobs, flax plant refuse, elevator chaff, cottonseed hulls, ground cornstalks, rice hulls, peanut hulls, weed seeds, or other similar adulterants; providing for the collection of samples and analysis thereof by the Department of Agriculture, and the publication of information concerning the same; providing also for the expense of the enforcement of the law, fixing penalties for its violation, and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred and seven, page two hundred and seventy-three), entitled 'An act regulating the sale of wheat-, rye-, corn-, and buckwheat-bran and middlings, or any admixture thereof,' et cetera, approved the twenty-eighth day of May, one thousand nine hundred and seven," by changing the registration fee required for selling concentrated commercial feeds.

Referred to the Committee on Agriculture.

SENATE BILL No. 887 (HOUSE BILL No. 1995).

An Act to further amend section two hundred eighty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth."

Referred to the Committee on Fisheries.

SENATE BILL No. 529 (HOUSE BILL No. 1996).

An Act to amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting bank deposits from said tax.

Referred to the Committee on Ways and Means.

SENATE BILL No. 473 (HOUSE BILL No. 1997).

An Act to amend section one of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coaxtensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by exempting from taxation for county purposes and, in cities coaxtensive with counties, for city and county purposes, deposits of money in savings accounts in any bank or banking institution, savings institution or trust company.

Referred to the Committee on Ways and Means.

SENATE BILL No. 558 (HOUSE BILL No. 1998).

An Act fixing the fees of the recorder of deeds in the counties of the eighth class.

Referred to the Committee on Counties.

SENATE BILL No. 668 (HOUSE BILL No. 1999).

An Act to amend sections seven and eight of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" by empowering the salary board to allow additional employees for the County Controller and fix their salaries.

Referred to the Committee on Counties.

SENATE BILL No. 669 (HOUSE BILL No. 2000).

An Act to amend section three hundred and forty-five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by regulating the publication of the reports of controllers, and providing for the payment of the costs thereof by counties.

Referred to the Committee on Counties.

SENATE BILL No. 706 (HOUSE BILL No. 2001).

An Act fixing the salaries of the district attorneys in counties of the third class.

Referred to the Committee on Counties.

SENATE BILL No. 707 (HOUSE BILL No. 2002).

An Act to provide for the appointment of assistant district attorneys in counties of the third class, and fixing their salaries payable by the county.

Referred to the Committee on Counties.

SENATE BILL No. 708 (HOUSE BILL No. 2003).

An Act to provide for the appointment of clerks and stenographers in the office of the district attorney in counties of the third class and fixing their salaries payable by the county.

Referred to the Committee on Counties.

SENATE BILL No. 709 (HOUSE BILL No. 2004).

An Act authorizing district attorneys in counties of the third class to appoint county detectives, defining their powers and duties, fixing their salaries, and providing for the payment of such salaries and the expenses of such detectives from the county treasury.

Referred to the Committee on Counties.

SENATE BILL No. 719 (HOUSE BILL No. 2005).

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding section three hundred and seventy-one and one-tenth; authorizing county commissioners to make temporary loans.

Referred to the Committee on Counties.

SENATE BILL No. 770 (HOUSE BILL No. 2006).

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred thirty-three, authorizing counties of the third and fourth classes to make annual appropriations to combined organizations for Armistice Day purposes.

Referred to the Committee on Counties.

SENATE BILL No. 784 (HOUSE BILL No. 2007).

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or Board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

Referred to the Committee on Ways and Means.

SENATE BILL No. 868 (HOUSE BILL No. 2008).

An Act authorizing the rearrangement and relocation of the transmission and distribution lines and the location of a switching station of the West Penn Power Company on lands of the Commonwealth under the control of the Board of Trustees of Western State Penitentiary, and conferring power on the board to grant to such company a perpetual casement or easements over or on such lands in exchange for an existing perpetual right-of-way possessed by such company over or in such lands.

Referred to the Committee on Judiciary General.

BILL INTRODUCED AND REFERRED

By Mr. **PEELOR**. **HOUSE BILL No. 2009.**

An Act to amend section thirty-two as amended of an act approved the twentieth day of June on thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of the Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," providing the method for the taxation of stock of corporations incorporated in Pennsylvania and other states.

Referred to the Committee on Ways and Means.

REPORTS FROM COMMITTEES

Mr. **SHEFFER**, from the Committee on Highways, reported as amended, House Bill No. 54, entitled:

An Act making an appropriation out of the Motor Fund for the payment of township reward.

Mr. **CONNER**, from the Committee on Counties, reported as committed, House Bill No. 850, entitled:

An Act to amend section one of the act approved the eighteenth day of April, one thousand nine hundred and nineteen, (P. L. 83), entitled "An act creating the office of indictment and cost clerk, as an assistant to the district attorney, in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than two hundred and fifty thousand inhabitants, providing for the appointment of a person in each of said counties to fill said office, prescribnig the qualifications, duties, and term of office of said appointees, fixing their salaries and authorizing the payment of the same bv the county," by increasing such salaries.

Mr. CONNER, from the Committee on Cities, reported as committed, House Bill No. 1128, entitled:

An Act to promote the health and efficiency of firemen, in cities, by providing for the employment of such firemen on an eight hour day, six day week basis, except in emergencies.

Mr. JOSEPH F. M. BALDI, from the Committee on Judiciary General, reported as amended, House Bill No. 1231, entitled:

An Act relating to the settlement of the estates of deceased minors.

Mr. GICKING, from the Committee on Labor, reported as committed, House Bill No. 1347, entitled:

An Act declaring contracts restricting the rights of employes and employers to belong to labor organizations or employers' associations, or of producers and purchasers of agricultural, horticultural and dairy products to belong to cooperative or trade associations, to be contrary to public policy.

Mr. BURNS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1365, entitled:

An Act to make it a misdemeanor for any person licensed by the Commonwealth of Pennsylvania to practice any profession having to do with public health or any other profession licensed by the Commonwealth, having to do with the relief of any human physical defect or deficiency, to advertise special inducements or fixed prices for any services, appliances or material which are a necessary adjunct to such professional services.

Mr. MILLAR, from the Committee on Judiciary General, reported as committed, House Bill No. 1441, entitled:

An Act to amend section sixty-two of the act, approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by providing for the service upon defendant of notice of sale of real estate under writ of venditioni exponas.

Mr. GREEN, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1484, entitled:

An Act to safeguard human health and life by providing for the licensing and regulation of persons and entities engaged in the disposal of garbage through the construction, keeping, maintenance of conduct of garbage disposal plants, including piggeries herein defined; conferring powers and imposing duties on the State Department of Health, and the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

Mr. SOWERS, from the Committee on Cities, reported as committed, House Bill No. 1486, entitled:

An Act to amend sections one, two, three, four and five of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of, said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor;" extending the provisions of said act to driveways.

Mr. WITKIN, from the Committee on Judiciary General, reported as amended, House Bill No. 1587, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and nine, (P. L. 171), entitled "An Act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of said act to include statements affecting building and loan associations.

Mr. JOHN A. RHODES, from the Committee on Judiciary General, reported as committed, House Bill No. 1614, entitled:

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-nine (P. L. 1589), entitled "An act relating to executions; providing that proceeding under a landlord's warrant, issues previous to any execution, shall be stayed pending a sale under such execution; and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale," by extending the provisions of said act to cases where a receiver, a receiver in bankruptcy or a trustee in bankruptcy, shall be appointed after the distress.

Mr. SPANN, from the Committee on Cities, reported as committed, House Bill No. 1618, entitled:

An Act prohibiting the operation of open air parking spaces for motor vehicles in cities of the first class.

Mr. SPANN, from the Committee on Judiciary General, reported as committed, House Bill No. 1690, entitled:

An Act to validate certain obligations of townships of the second class issued for money borrowed, or for work done, or materials furnished.

Mr. JOSEPH F. M. BALDI, from the Committee on Judiciary General, reported as amended, House Bill No. 1753, entitled:

An act to prohibit the placing or confining of mentally defective prisoners in any underground dungeon, cell or room.

Mr. STADTLANDER, from the Committee on Judiciary General, reported as committed, House Bill No. 1764, entitled:

An Act to amend section two of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 767), entitled "An act to define the crime of arson, and attempted arson; prescribing penalties therefor; and to punish the wilful and malicious burning of, or attempt to burn, property of various kinds; and the defrauding of, or attempt to defraud, insurers, thereby; and repealing certain acts and parts of acts relating thereto," by extending provisions of act to include other buildings and structures.

Mr. SPANN, from the Committee on Judiciary General, reported as committed, House Bill No. 1770, entitled:

An Act to amend section twenty-nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," further regulating judicial sales of property so liened.

Mr. MILLAR, from the Committee on Judiciary General, reported as committed, House Bill No. 1781, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and fixing the courts power to enforce its provisions," as amended, permitting a party to an action to require proof by the opposite party of facts alleged in the pleadings by said party, which facts are unkown to him or the means of proof thereof are under the exclusive control of the party making the allegation.

Mr. YEAKEL, from the Committee on Education, reported as committed, House Bill No. 1788, entitled:

An Act to amend section one of the act, approved the eighth day of July, one thousand nine hundred and nineteen, (P. L. 737), entitled "A supplement to an act, entitled 'An act to establish Board of Commissioners of Navigation for the River Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor,' approved the eighth day of June, Anno Domini one thousand nine hundred and seven; authorizing and directing the commissioners to provide and maintain a nautical school for the education and training of pupils from the various counties of the Commonwealth of Pennsylvania in the science and practice of navigation; and making an appropriation for two years from the first day of June, Anno Domini one thousand nine hundred and nineteen, towards its maintenance," providing for instruction in seamanship, steam and electrical engineering; and the payment of fees by nonresident pupils, and the disposition thereof.

Mr. ARGENTIERI, from the Committee on Cities, reported as committed, House Bill No. 1833, entitled:

An Act amending section 9 of an act entitled, "A supplement to an act entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, creating a department of city planning; providing for its organization and powers; regulating the plotting of ground; prohibiting the recording of plans and sales of lots therein before their approval, under penalties; making it a misdemeanor for the recorder of deeds to record an unapproved plan; restricting accepting, laying out, opening and improving private streets; prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat; transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land, the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same, the preparation and compilation of an official street map; providing penalties for the violation of this act; and repealing certain statutes," approved May 13, 1927 (P. L. 1011), by defining the term "subdivision of land, plat and plan of lots."

Mr. TUCKER, from the Committee on Cities, reported as committed, House Bill No. 1834, entitled:

An Act requiring cities of the first class to allow park guards twenty-four consecutive hours of rest each week and fourteen days' vacation each year, except in emergency cases.

Mr. EMHARDT, from the Committee on Banking, reported as committed, House Bill No. 1862, entitled:

An Act relating to the payment of deposits made in financial institutions by minors or by one person in trust for another.

Mr. WHITE, from the Committee on Elections, reported as committed, House Bill No. 1887, entitled:

An Act permitting any citizen to inspect certain election records and obtain certified copies thereof.

Mr. TERRY, from the Committee on Townships, reported as committed, House Bill No. 1905, entitled:

An Act establishing in counties of the third class, an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards, prescribing their powers and duties; abolishing the office of ward, borough and township assessors in so far as respects the assessments of State and county taxes; providing for the appointment of solicitor, collector, clerks and subordinate assessors; and authorizing the Governor to appoint the first members of said board to serve until their successors are elected, and providing for the acceptance by cities.

Mr. GICKING, from the Committee on Congressional Apportionment, reported as amended, House Bill No. 1922, entitled:

An Act to apportion the State into congressional districts.

Mr. STERLING, from the Committee on Banking, reported as committed, House Bill No. 1939, entitled:

An Act to further amend section eight of the act approved the nineteenth day of June, one thousand nine hundred and eleven (Pamphlet Laws, one thousand and sixty), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," as amended, by changing the sixth subdivision thereof so as to eliminate the exemption from the provisions of said act of private bankers based upon the length of time they have conducted the business of private banking and to exempt, by said subdivision six, only those private bankers who engage in none of certain enumerated banking activities; and giving the Secretary of Banking certain powers.

Mr. CONNER, from the Committee on Cities, reported as committed, House Bill No. 1835 (Senate Bill No. 203), entitled:

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

Mr. HAINES, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1870 (Senate Bill No. 324), entitled:

An Act defining and regulating the practice of chiropody; establishing a State Board of Chriopody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

Mr. McCALLISTER, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1874 (Senate Bill No. 730), entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain equipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

Mrs. WILSON, from the Committee on Cities, reported as committed, House Bill No. 1544 (Senate Bill No. 541), entitled:

An Act providing that the city assessors in cities of the second class A may use the same property valuation made by the county assessors.

BILL RE-REFERRED

Mr. JOSEPH T. EVANS, returned from the Committee on Elections, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 1852, entitled:

An Act relating to the eligibility of candidates for the office of district attorney.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

RECESS

Mr. SPANGLER. Mr. Speaker, I move that this House do now take a recess until 8.00 this evening, standard time.

Mr. HAINES. Mr. Speaker, I second the motion.

The motion was agreed to.

AFTER RECESS

The House reconvened at 8.00 o'clock, P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz.:

SENATE BILL No. 341.

An Act to amend sections one and two of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" as amended by extending the provisions of said act to Galium Mollugo the weed commonly known as white bedstraw

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 143.

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to firemen and drivers of volunteer departments when paid by the cities of the first second and third class

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate

Resolved (if the House of Representatives concur), That Senate Bill No. 566, Printer's No. 170, entitled:

A Further Supplement to an act approved the ninth day of April one thousand eight hundred and sixty-two (P. L. 352) entitled "An act to authorize the erection of a poor house by the borough of Dunmore borough of Scranton and township of Providence in the county of Luzerne" requiring the county commissioners of Lackawanna county upon the requisition of the poor directors of such district to levy and collect poor taxes therefor

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 134.

An Act to repeal sections one two three four five six eleven twelve thirteen fifteen seventeen twenty-one twenty-two twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-two of the act approved the third day of April one thousand eight hundred and sixty-seven (Pamphlet Laws seven hundred eight) entitled "A supplement to the charter of the City of Chester"

HOUSE BILL No. 141.

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof

HOUSE BILL No. 380.

An Act to amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" fixing the mileage for assigned judges

HOUSE BILL No. 663.

An Act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers

HOUSE BILL No. 835.

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer

HOUSE BILL No. 842.

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners

HOUSE BILL No. 980.

An Act authorzing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary.

HOUSE BILL No. 1011.

A Supplement to the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

HOUSE BILL No. 1024.

An Act relating to life insurance trusts extending the interpretation of the term "life or lives in being" in relation thereto

HOUSE BILL No. 1025.

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such sub-divisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

HOUSE BILL No. 1114.

An Act to repeal an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County"

HOUSE BILL No. 1158.

An Act to amend section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred sixty-five) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation thereof" as amended by fixing the weight of bituminous coal by bushel.

HOUSE BILL No. 1164.

An Act to amend section fifty-nine (k) of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the line of legacies and other charges th eappraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedtns the audit and review of accounts of fiduciaries refunding bonds transscripts to the court of common pleas of balances due by fiduciaries the rights power and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing that the court may appoint a guardian without petition in certain cases.

HOUSE BILL No. 1203.

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rule and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and condition a may be deemed deirable

HOUSE BILL No. 1243.

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by providing for construing the word "population" as mentioned in section four of said act

HOUSE BILL No. 1247.

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

HOUSE BILL No. 1248.

An Act according to the United States Commissioner of Fisheries and his agents, the right to conduct fish hatching and fish culture at a fish-cultural station, established by the United States within the Commonwealth.

HOUSE BILL No. 1298.

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

HOUSE BILL No. 1317.

An Act to amend section seven of the act approved the fifth day of March one thousand seven hundred ninety-one (three Smith's Laws six) entitled "An act to enable the Governor to appoint Notaries Public and for other purposes therein mentioned" prescribing the form of notary seal

HOUSE BILL No. 1373.

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age

HOUSE BILL No. 1395.

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas

HOUSE BILL No. 1469.

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hunred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 399.

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

SENATE BILL No. 253.

A Supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" and its amedments and supplements providing for the refund of certain taxes heretofore paid on personal property of nonresident decedents

SENATE BILL No. 341.

An Act to amend sections one and two of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" as amended by extending the provisions of said act to Galium Mollugo the weed commonly known as white bedstraw

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 96.

An Act to amend sections two hundred sixteen two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 1, by striking out after the word "Joint" the word "Agreement," and inserting in lieu thereof the word "Agreements."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—137

Adams,
Baker,
Baldi,J.F.M.,
Barton.
Bechtel,
Beyer,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Myers, F. H.Jr.,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Sinwell,
Snyder,

Black,
Blumberg.
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Cauffiel.
Cooke.
Cordier,
DeFrehn,
Denman,
Dietrich,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald.
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Gillette,
Greeby,
Haines.
Hartsock,
Heffernan,
Hefferon,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton.
Jones, E. F.,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Male,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McElwee,
McKay,
Memolo.
Meredith,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Rooney,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Soffel,
Sowers,
Spangler,
Staudenmeier,
Stevenson,
Stewart,
Storb,
Stott,
Strickler.
Surface,
Talbot,
Terry,
Wade,
Watson,
Way,
Weaver,
Weidemann.
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wood.
Yeakel,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 167.

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notice of increases in valuations and appeal days

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 3, by adding after the syllable "crease" the following paragraphs:

Such notice shall be served by the board or any member thereof or by any subordinate assessor or by any other person authorized so to do by the board upon said taxable person authorized so to do by the board upon said taxable person if he or she can be found in the county or upon an adult person residing upon the property in question in case the taxable person cannot be found in the county

When no service is made upon the taxable person or upon an adult person residing upon the property assessed said notice shall be deemed to have been properly served if tacked or conspicuously posted upon the property assessed

No defect in service of any such notice shall be sufficient ground for setting aside any assessment so made but upon proof thereof being made the taxable person shall have the right to a hearing before said board relative to said assessment and to appeal therefrom to the court of common pleas as provided by law

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—141

Adams,
Argentieri,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell.
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Cooke,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette.
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Rooney,
Root,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Staudenmeier.
Stevenson,
Stewart,
Storb,
Surface,
Tahl,
Talbot,
Turner,
Wheeler,
Williams, G. W.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 338.

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 8, page 4, line 5, by adding after the word "county" the following: "and in the office of the Secretary of the Commonwealth."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—140

Adams,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Blumberg,
Brown, E. P.,
Byrne,
Conner,
Cordier,
Denman,
Denning,
Dunn,
Emhardt,
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Hermansen,
Hoffman,
Holmes,
Hutton,
Hoopes,
Jaffe,
Jones, B.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lockhart,
Lucas,
Male,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Neely,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Staudenmeier
Sterling,
Stevenson,
Stone,
Storer,
Scott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Wettach,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 339.

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 3, page 3, line 8, by adding after the word "counties" the following: "and in the offices of the Secretary of the Commonwealth."

Amend section 5, page 4, line 1, by adding after the word "deeds' 'the following: "and in the office of the Secretary of the Commonwealth."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—146

Adams,
Baker,
Barton,
Hagmaier,
Haines,
Harkins,
Metzinger,
Millar,
Miller,
Sheffer,
Shellenberger,
Shortz,

Batchelor,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Blumberg,
Braham,
Brown, E. P.,
Burns,
Carmany,
Conner,
Cooke,
DeFrehn,
Denman,
Dietrich,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fuller,
Gangloff,
Garard,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Mumford
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Yeakel,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 648.

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 2, page 4, line 4, by striking out "CERTIFICATES" and inserting in lieu thereof "CERTIFICATE".

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—148

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Greenstein,
Griffin,
Griffith, C. R.,
Hagmaier,
Memolo,
Metzler,
Metzinger,
Millar,
Sheely,
Shellenberger.
Shettel,
Shutt,

Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gangloff,
Garard,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B,
Kahle,
King,
Kirkbride,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McGregor,
McKay,
Moore, D. G.,
Moore, W. H.
Mumford,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Richards,
Rieder,
Roan,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander.
Staudenmeier,
Steedle,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Turner,
Wade,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1013.

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Reperresentatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 1, lines 6 and 7, by striking out the following: "or any other court of competent jurisdiction".

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—148

Adams,
Baker,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Heffner,
Henderson,
Hermansen,
McGregor,
McKay,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D G.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Patterson,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Steedle,
Stevenson,
Stone,
Caufiel,
Conner,
Cordler,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gillette,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
King,
Kirkbride,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Rooney,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Wade,
Wall,
Way,
Weaver,
Wheeler,
White,
Wike,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 146, as follows:

An Act providing for the exemption from levy and sale on execution or distress for rent of personal property used in any professional office shop store factory or other business or commercial enterprise and leased hired or conditionally sold under a reservation of title

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all personal property used in any professional office shop store factory or other business or commercial enterprise leased or hired to any person or persons residing or engaged in business within this Commonwealth or to any corporation or corporations doing business or conditionally sold to any such person persons corporation or corporations under a contract of sale reserving title in the vendor until paid for shall be exempt from levy and sale on execution or distress for rent so long as the title thereto remains in the owner lessor or conditional vendor Provided that within thirty days after delivery of such personal property upon the demised premises where originally delivered or before levy or distress in case such property is moved to any other premises the owner lessor or conditional vendor of such personal property is leased hired or conditionally held under a reservation of title

Section 2 The written notice required to be served by section one of this act on a landlord shall be in substantially the following form

To........................

You are hereby notified that the following described personal property to wit ....
in the possession of ....
at .... in the ....
(street and number) (city borough or township)
County of .... and State of Pennsylvania (are)
(is) the property of the undersigned and is..................
(leased hired
.... by said.......................
conditionally held)
under a reservation of title and that said personal property is not subject to levy and sale on execution or distress for rent

....

Such notice shall be served on the landlord by handing the same to him or any adult member of his family or to any employe or agent of such landlord and making known the contents thereof or by sending the same by registered mail addressed to the landlord at his proper post office address

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. GEORGE L. REED. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. RICE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 853, entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways"; providing for the taking over of State-aid highways in boroughs and all State-aid highways and township reward concrete roads hereafter constructed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1120, as follows:

An Act to amend section ten of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended by regulating the sentencing of and serving of sentences by persons while on parole

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended by the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred eight-eight) entitled "An act to amend the tenth and fourteenth sections of an act entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" approved the nineteenth day of June Anno Domini one thousand nine hundred eleven so that a convict sentenced to a penitentiary for a crime committed during his period of parole shall begin to serve the said sentence after having first served the remainder of the term which such convict would have been compelled to serve but for the commutation authorizing said parole and so that a convict violating his or her parole may be arrested and confined by authority of the Board of Inspectors of the penitentiary from which such convict shall have been released on parole and investigation and report upon said case made by said board before the Governor shall issue his mandate for the recommitment of such convict" be and the same is hereby further amended to read as follows

Section 10 If any convict released on parole as provided for in this act shall during the period of his or her parole or while delinquent on said parole [be convicted of] commit any crime punishable by imprisonment [under the laws of this Commonwealth] for which he or she is at any time thereafter convicted in any court of record and sentenced to any place of confinement other than [a] the penitentiary from which he or she was released or parole such convict shall in addition to the penalty imposed for such crime committed during the said period and after the expiration of the same be compelled by detainer and remand as for an escape to serve in the penitentiary [to] from which said convict had been [originally committed] released on parole or in any other institution to which he or she may be legally transferred the remainder of the term (without commutation) which said convict would have been compelled to serve but for the commutation authorizing said parole and if not in conflict with the terms and conditions of the same as granted by the Governor but if sentenced to [a] the penitentiary from which said convict was released on parole then the service of the remainder of the said term originally imposed shall precede the commencement of the term imposed for said crime If no new sentence is imposed for such crime or crimes punishable by imprisonment committed during period of parole or while delinquent on parole for which he or she has been convicted in any court of record either by plea or trial said convict shall be compelled by detainer and remand as for an escape to serve in the penitentiary from which said convict had been released on parole or any other institution to which he or she may be legally transferred the remainder of the term (without commutation) which said convict would have been compelled to serve but for the commutation authorizing the parole and if not in conflict with the terms and conditions of the same as granted by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—177

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith. C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Lucas,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor.
McKay.
Memolo,
Meredith,
Metzler,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Stott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Consittution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1121, as follows:

An Act to amend section fourteen of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" as amended providing for the arrest of persons violating the terms of his or her parole and the procedure thereon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand fifty-five) entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries" which was amended by section two of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred eight-eight) entitled "An act to amend the tenth and fourteenth sections of an act entitled 'An act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' approved the nineteenth day of June Anno Domini one thousand nine hundred eleven so that a convict sentenced to a penitentiary for a crime committed during his period of parole shall begin to serve the said sentence after having first served the remainder of the term which such convict would have been compelled to serve but for the commutation authorizing said parole and so that a convict violating his or her parole may be arrested and confined by authority of the Board of Inspectors of the penitentiary from which such convict shall have been released on parole and investigation and report upon said case made by said board before the Governor shall issue his mandate for the recommitment of such convict" is hereby further amended to read as follows

Section 145 Whenever it shall appear [to the Board of Inspectors of a penitentiary that a person who has been sentenced thereto under this act and] that any convict released on parole [by commutation containing a condition that the convict shall be subject to this act has] as provided for in this act has during the period of his or her parole violated the terms of his or her parole other than by the commission of a crime punishable by imprisonment for which he or she is at any time thereafter convicted in a court of record the Secretary of [said Board of Inspectors] the Board of Trustees of the penitentiary from which he or she was released on parole may issue a warrant for the arrest of said person in the same manner as in the case of an escaped convict Upon said convict being returned to the penitentiary he or she shall give an opportunity to appear before its Board of [Inspectors] Trustees and if said Board shall find that said parole has not been broken the prisoner shall be released and continue subject to the terms of said parole but if it be found that said parole has been broken said Board shall declare such convict delinquent after which a full report of the said case shall be forwarded immediately to the Governor who thereupon may issue his mandate reciting the date of commutation for the recommitment of such convict for breach of parole to the penitentiary of original commitment to be imprisoned in said penitentiary for the remainder of a period equal to the unexpired maximum term of such prisoner as originally sentenced (computing the same from the date of the arrest for breach of parole) unless sooner released on parole or pardoned but if the Governor shall disapprove the fining of the Board of [Inspectors] Trustees the said prisoner shall be released upon the conditions of his original parole

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Adams,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton.
Batchelor,
Bell,
Beyer,
Bicker,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn.
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland.
Fish,
Fitzgerald,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart.
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor.
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon.
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams. J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1223, entitled

An Act to amend an act approved the tenth day of April, one thousand nine hundred and twenty-nine, (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Baker,
Baldi, C.C.A.Jr.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier.
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Harkins.
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe.
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kirkbride,
Leidich,
Lewis.
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
Nothnagle,
O'Neill.
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock.
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander.
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Tahl.
Terry.
Tucker,
Turner,
Wade,
Wall,
Way.
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I.B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1299, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas, granting a charter where the applicants for incorporation had failed to register its proposed name at the time of filing their applications, and prior to the advertisement as required by law, but did so before the charter was granted; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law, but did so before the charter was granted.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel.

Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 429, entitled:

An Act relating to the issuance of search warrants; imposing duties on aldermen, justices of the peace and magistrates in relation thereto; and prescribing the form thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—117

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Brown, T. J.,
Burns,
Byrne,
Conner,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Gangloff,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Haines,
Haws,
Heffernan,
Hefferon,
Hermansen,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
King,
Leidich,
Mason,
Mathay,
McAlee,
McCallister,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Roan,
Ronemus,
Royle,
Sarig,
Sautter,
Schwartz,
Scott,
Shutt,
Simon,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stone,
Storb,
Storer,
Stott,
Tahl,
Talbot,
Tucker,

Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Flynn,
Fox,
Fuller,
Gaghan,
Lewis,
Lockhart,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Turner,
Weidemann,
Wettach,
Wheeler,
Witkin,
Wood,
Yeakel,

NAYS—30

Barton,
Batchelor,
Brown, E. P.,
Cauffiel,
DeFrehn,
Evans, T. C.,
Gillette,
Griffith, J. W.,
Hartsock,
Heffner,
Jones, E. F.,
Kahle,
Labar,
McKay,
Peelor,
Reader,
Rhodes, C. H.,
Richards,
Schrock,
Shellenberger,
Snyder,
Stevenson,
Surface,
Wall,
Way,
Williams, G. W.,
Williams, I. B.,
Wise,
Wright,
Goodnough, Speaker.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 751, entitled:

An Act to amend section three of the act approved the fourteenth day of April, one thousand eight hundred and forty (P. L. 334), entitled "A further supplement to the act, entitled 'An act to enable the Governor to appoint notaries public, and for other purposes therein mentioned;' " by fixing the amount of the bond required to be given by notaries public appointed for counties of the first class.

On the question,

Will the House agree to the bill on third reading?

Mr. SOWERS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. SAUTTER Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 822, entitled:

An Act to amend section sixty-six of the act approved the thirty-first day of March, one thousand and sixty, (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," by excepting certain sales, purchases and contracts from provisions therefor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,

Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald.
Flinchbaugh.
Flynn,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette.
Goehring,
Graham,
Greeby,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar.
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzier,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1419, as follows:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person is sentenced to pay any fine and/or costs after conviction of the violation of any law or laws of the Commonwealth or after any costs have been imposed upon such person by any grand jury or petit jury and such person is unable to pay such fine and/or costs he or she shall serve such number of days imprisonment therefor as may be determined by computing such time to be served on the basis of a day's imprisonment for each dollar of fine and/or costs up to and including ten dollars and a day's imprisonment for each two dollars of fine and/or costs over ten dollars to and including thirty dollars and one day's imprisonment for each three dollars of fine and/or costs exceeding thirty dollars

Section 2 Provided That any such prisoner may after having served such time for the liquidation of fine and/or costs so imposed be discharged upon the payment of that portion of the fine and or costs for which he has not yet served imprisonment

Section 3 That no prisoner shall be required to serve more than sixty days for fine and/or costs

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel.
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1420, as follows:

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwleath of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person convicted of the violation of any felony or misdemeanor involving the fraudulent taking stealing embezzling or other unlawful obtaining of any money or other thing of value who has sentenced in addition to any specific term of imprisonment and/or the payment of any fine to make restitution of the money or other thing or things of value so taken stolen embezzled or otherwise unlawfully obtained shall have served the term of imprisonment so imposed and/or paid such fine or served imprisonment therefor as provided by law and is unable to make restitution as ordered and directed by the court imposing sentence such person may present his petition to the court which imposed such sentence and made such order of restitution setting forth his inability to comply with such sentence and order of restitution

Section 2 Upon the presentation of any such petition the court shall fix a day for a hearing thereof of which hearing notice shall be served upon the district attorney of the county the prosecutor and to the person or persons to whom such restitution is due at least five days prior to the day fixed for such hearing

Section 3 If it shall appear to such court at the hearing held on such petition that such person is unable to comply with the sentence directing restitution to be made the said court may discharge such person under such terms and conditions as to the court may seem right and proper

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. STERLING. Mr. Speaker, I desire to call up at this time House Bill No. 1401, Printer's No. 146 (Senate Bill No. 109), on page 12 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Sterling.

The House resumed the consideration on final passage of House Bill No. 1401 (Senate Bill No. 109), entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," by adding thereto section five hundred and eighteen and defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

BILL ON THIRD READING

Mr. HEFFERON. Mr. Speaker, I desire to call up at this time, House Bill No. 1444 (Senate Bill No. 433), Printer's No. 166, on page 9 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Hefferon.

The House resumed the consideration on third reading of House Bill No. 1444 (Senate Bill No. 433), entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POST. Mr. Speaker and members of the House, I want to oppose this bill. This bill permits county commissioners to appropriate money to help boroughs and townships to build a sewage system. It is unfair to the rural sections and also to the cities as it does not include cities and townships where there would be any chances for their erecting a sewage system. It imposes a burden upon those who already have their sewage system established and constructed and in this manner those boroughs would be helping to pay for a sewage system in some other borough after they had already gone into building their own. Mr. Speaker and members of the House, I ask you to vote this bill down as I do not consider it good legislation.

Mr. HEFERON. Mr. Speaker and members of the House, I want to call attention of the members of the House to the last section of this bill. There is nothing peremptory about it but it is an attempt to assist smaller boroughs to construct sewage system works. However, these provisions are not mandatory. The section says, "The Board of County Commissioners * * * may appropriate moneys." It is not mandatory; it leaves it to the discretion of the county commissioners.

Mr. RICHARDS. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Washington, Mr. Hefferon, permit himself to be interrogated?

Mr. HEFFERON. I will, Mr. Speaker.

Mr. RICHARDS. I would like to ask the gentleman from Washington why the counties of the third class are exempted from this bill?

Mr. HEFFERON. There are only three third class counties in the State.

Mr. RICHARDS. That is true; but I would lke to ask why the counties of the third class are exempt from this bill.

Mr. HEFFERON. The answer is that there are only three in that class.

Mr. RICHARDS. I repeat my request which the gentleman has not answered.

The SPEAKER. Does the gentleman from Washington decline to be further interrogated?

Mr. HEFFERON. I thought I had answered the gentleman. There are only three third-class counties in the State and so it was thought not necessary to take them into the bill.

Mr. RICHARDS. Mr. Speaker and members of the House, I don't like to oppose the bill. It seems to me if it is a good thing for the fourth, fifth, sixth and seventh class counties, it is a good thing for the third class counties. This bill is a treasury raider. While the bill is not mandatory, yet you can readily imagine that county commissioners running for office will be likely to tie up the money for sewage and sewage disposal plants in the townships, whereas the larger cities and towns pay seventy-five per cent of the taxes and the cities are going to pay for the sewages in boroughs and townships. I think it is a bad bill.

Mr. SPANGLER. Mr. Speaker, I desire to interrogate the gentleman from Washington, Mr. Hefferon.

The SPEAKER. Will the gentleman from Washington, Mr. Hefferon, permit himself to be interrogated?

Mr. HEFFERON. I will, Mr. Speaker.

Mr. SPANGLER. I would like to ask what the purpose is that inspired this bill.

Mr. HEFFERON. Small boroughs and townships that needed these improvements and were unable to build sewage disposal works without assistance of this character.

Mr. SPANGLER. Why should you ask the county commissioners to appropriate county moneys for purposes of that kind?

Mr. HEFFERON. I presume because they know of no other way to get the funds.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—119

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchclor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Conner,
Cooke,
Denman,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Gaghan,
Garard,
Gillette,
Goehring,
Greeby,
Greenstein,
Grenet,
Griffin,
Hagmaier,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jones, E. F.,
Kahle,
Kirkbride,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee.
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Metzinger,
Millar,
Mumford
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
O'Neill,
Patterson,
Perry,
Peters,
Pitts,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Sautter,
Sheely,
Sheffer,
Shettel,
Shortz,
Soffel,
Sowers,
Stadtlander,
Steedle,
Sterling,
Stewart,
Storb,
Strickler,
Tahl,
Tucker,
Turner,
Wade,
Watson,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, J. J.,
Wilson, L. M.,
Yeakel,
Goodnough, Speaker.

NAYS—52

Baker,
Bechtel.
Carmany,
DeFrehn,
Dwyer,
Evans, J. T.,
Eveland
Fitzgerald,
Gicking.
Griffith, J. W.,
Hartsock,
Heffner,
Hermansen,
Hutton,
Jones, B.,
Labar,
Leidich,
Male,
Meredith,
Metzler,
Moore, W. H.,
Musser,
Nothnagle,
Post,
Powell,
Raub,
Richards,
Ruth,
Schrock,
Shellenberger,
Shutt,
Simon,
Sinwell,
Snyder,
Spangler,
Spann,
Staudenmeier,
Stone,
Storer,
Stott,
Surface,
Talbot,
Wall,
Way,
White,
Williams, G. W.,
Williams, I. B.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1520, entitled:

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GEORGE W. WILLIAMS. Mr. Speaker, I would request the sponsor of the bill to explain the need for two additional law judges in Delaware County.

Mr. TURNER. Mr. Speaker and ladies and gentlemen of the House, Delaware County perhaps is unique in its requirement for judges. Our local business and the work of our courts is far beyond our population and that is accounted for by the fact that while Delaware County in the 1930 census had but 281,000 population, we have a great string of industries reaching from Philadelphia to the Delaware state line. Many of the people who work in these industries commute, coming from Philadelphia, from Montgomery County, and from down in the State of Delaware. These industries raise large questions and bring a great amount of business into our courts. In addition to that, we have a third class city, the city of Chester, with some 65,000 to 70,000 population, the township of Upper Darby with something like 35,000 population, a third class city in itself, except that it has a township form of government, Haverford Township with about 35,000 population and a number of boroughs and townships in our county with a large amount of population that brings into our courts a large amount of business.

In 1927 the county of Delaware secured one additional law judge, although at that time we asked for two; we secured one. Our judges have been very much overworked, so much so that during the last three or four months our president judge Fronefield has had a breakdown. Our three judges on the common pleas bench are working fifty-two weeks in the year. I think that is almost unprecedented in any county in the State. They sit continuously during fifty-two weeks of the year in court. They are required to write their opinions before they go on the bench in the mornings and after they come off of the bench in the evenings, and most of the time they sit until five or six o'clock in the evening and recently I tried a case where they sat until eleven o'clock at night in order to clear up the calendar. Our judges work almost every Sunday,—I am glad that my friend from Philadelphia, Mr. Sowers, is not in the House now,—but they are compelled to do so to keep up with the business of the court. I know of equity cases that are over nine months in arrears in their decisions by the court, and that is not due to any lack of effort on the part of the court, because I think we have three of the most industrious judges that you could find any place in Pennsylvania, men who have capacity and capability for an immense amount of work, and they give their entire time to the bench and in the work of our county.

We have a county that is a rapidly growing county. It has the largest growth of any county in the United States in the last ten years. While Delaware County has 280,000 population now, it is predicted by those who are supposed to know, that in 1940 we will have close to one million population in the county of Delaware. That is largely for the reason that the people of Philadelphia are getting common sense and are moving out into Delaware County where they can find more room and more opportunity to live under our fine conditions. This has occasioned a condition in our courts that requires an increase in our judges. I have talked to the judges in our court, and to the members of our bar, and all of them are of the opinion we should have at least two more judges in our court.

I might say to the gentleman from Tioga that during the last term of court we had in addition to our regular judges two extra judges serving in Delaware County in order that we might clean our list. Every lawyer knows that the Supreme Court of Pennsylvania and the Bar Association and every agency connected with legal operations is endeavoring to get our courts to clean their trial lists and to have the cases tried in every term, and if we are to do that in Delaware County and expedite our business, Mr. Williams, it is absolutely necessary to have this help.

I might state to those members of the House who may have some doubt about this, that one of our judges is a very close friend and a close associate of the gentleman who is at the head of the Executive Department of the Commonwealth of Pennsylvania. I had a talk with him within the last two or three weeks before I introduced this bill, and he asked me how many judges I was asking for, and when I told him two, he said, "That is absolutely right," so that is a view not absolutely on the part of us who are sitting here but also from another angle and from another viewpoint.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald.
Fleisher.
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1611, entitled:

An Act making a convict, whose minimum sentence exceeds one-half of the maximum sentence, eligible to apply for release on parole, when said convict has served, or will have served one-half of his maximum sentence.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke.
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald.
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette.
Graham,
Greeby.
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander.
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall.
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1624, entitled:

An Act to further amend section one thousand and three of chapter ten of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Flynn,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Gillette.
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D G.,
Moore, W. H.,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1616, entitled:

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright, of the One Hundred and Third Observation Squardon of the Twenty-eighth Division of the Pennsylvania National Guard, who lost his life by an airplane crash near Jarrottsville, Maryland, due to a heavy fog on the thirteenth day of March, one thousand nine hundred and twenty-nine.

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Byrne,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich.
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1630, entitled:

An Act abolishing the Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to,

On the question,

Shall the bill pass finally?

Mr. BLUMBERG. Mr. Speaker and members of the House, this bill as you know together with its companion bills is the friend that maintained our interest until the wee hours of this morning. I am hopeful tonight we will not spend a great deal of time on them and for that reason it is not my intention to attempt to analyze this bill, because if I were to do that it would necessarily mean a discussion of the merits and demerits of the companion bills, but I do think it important that this House realize that these bills are the most revolutionary, violent, drastic and extraordinary kind of legislation that this House will be called upon to consider this session. They are entirely destructive and not constructive and it seems to me that they were conceived only in the wild personal ambition of the successful candidate for Governor and are now to be railroaded or steam rollered through this House by means of the mighty power of his office. These bills affect not only so-called capital, but they affect that vast army of average citizens who as stockholders are really the owners of the public utilities of this State. Why the haste to compel a vote on these bills? This bill was introduced in this House just two weeks ago and was immediately referred to the committee of which the sponsor of this bill is the chairman. They were immediately passed out on the floor of the House, and I know I am committing no breach of confidence when I say that a member of that committee this morning told me that when these bills were reported out to this House it was with the understanding that they were to go back to the committee after two readings. These bills received no consideration as to amendments in the committee and as you know last night no amendments were considered. There were no public hearings on these bills. Now, are we to be told that we are simply to pass these bills to the Senate for their consideration? Are we to agree that we are not an equal legislative body having the same deliberative responsibility? To me the continual reiteration last night to put them in the Senate was a personal affront. I felt it to be a slight on our ability as legislators to consider this question, Mr. Speaker, because I consider that this House is entitled to further opportunity to study this bill.

MOTION TO RECOMMIT

Mr. BLUMBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of a public hearing and further study.

Mr. WITKIN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. STAUDENMEIER. Mr. Speaker and members of the House, I listened with a great deal of interest to the remarks of the gentleman from Philadelphia. In the first place I want to clear up an incorrect statement, and that statement was, that when the original bill, House Bill No. 1275, was reported out, that it was with the understanding in the Judiciary Special Committee that it should have two readings and come back into committee. As the chairman of that Judiciary Special Committee, I wish to state emphatically and unequivocally, without fear of successful contradiction, that there was no understanding to that effect whatsoever. The agreement in that committee that night was that the bill go out for the purpose of being printed with the amendments. It was discovered when the bill was out on the floor that before it could be sent back to committee it had to pass first reading, and if you members will remember, the bill was permitted to pass first reading and immediately sent back to the committee. After this was done, upon a study of the title of this original fair rate bill, some members, together with myself, came to the conclusion that if the original Fair Rate Board bill succeeded in passing the House and Senate and was signed by the Governor, if an attack was made upon it in the courts, the court without going to any great extent might have been able to find that the whole bill was unconstitutional on account of a defective title. That is the history of the original Fair Rate Board bill which was introduced in the latter part of the month of March. So there were three bills, to wit: House Bills Nos. 1630, 1631 and 1632, drawn up and presented in the regular form, and submitted to the Judiciary Special Committee, and in due course referred in this House and came out in the proper shape on first reading, and last night passed second reading. The three bills, these three bills, are nothing more nor less than House Bill No. 1275. I merely went into this detailed history so that there would be no doubt in the minds of any of the members of this House that there was any subterfuge practiced, chicanery, or fraud perpetrated upon the members of this House.

As to the fact that this bill is being railroaded, I cannot agree with that. I believe upon a little consideration that the gentleman from Phiiladelphia will agree with me that tnere is no railroading of this bill. You have listened, you have read all of the investigation, of the testimony introduced before the House committee and before the Senate investigation committee, all of which is entirely familiar to you. The original Fair Rate Board and the statement made is that this bill is merely to be railroaded through this House for the particular aggrandizement of the man who is across the Hall; that is absolutely unfair to the people of this Commonwealth. Every report that was made in connection with the Senate investigation without exception either set forth or admitted that there was somehing radically wrong with the Public Service Commission as it is now constituted. The report of your House investigating committee in the first sentence states as follows: "The evidence before us clearly shows that the Public Service Commission of Pennsylvania has lost the confidence of the public." I sincerely hope that the day has not arrived in Pennsylvania when a court or a commission shall persist in existing and continue to function when they have lost the confidence of the people. It is immaterial to me what it may mean to the man across the Hall or what it may mean to any man in the House, but it is vital to me to know what it may mean to the people of this Commonwealth.

The people of this Commonwealth have their fingers upon the pulse of each and every member of this House. If that pulse tonight is going to get stagnant or clog up or congeal, then I say, men, that when we have to account for our stewardship we are going to have a difficult task in answering questions of our constituents. But, on the other hand, if that pulse is going to be virulent, full of life, a quick stream through each and every man here, if that pulse is to dictate what his conscience dictates to him, that there is something the matter with all of these dilatory methods, this shilly-shallying and this dilly-dallying; what is it all about? Let us be men; let the women here be women; let us stand on our two feet and either vote aye or vote no so that the people will know who ran the race in this House and who did not. By the way you vote tonight, that is a clear indication of how you shall be judged. I am soliciting the vote of any man in this House. I say to you that public utilities are not all bad. Some of the men, some of the members here, may feel that this legislation is not necessary, but for those members who are sincere in their belief that something should be done, I sincerely hope that they will have the manhood and womanhood to cast an affirmative vote when this bill finally somes up.

As to the issue before us as to the recommitment to the Committee on Judiciary Special, as I have stated before, there is no necessity for that, absolutely none. That motion should be voted down just like any other motion which seeks to delay. I agree with the member from Philadelphia, let us get down to business and let us not have a repetition of what occurred here last night and in the early hours of this morning. I respectfully request each and every member of the House to vote the motion of the gentleman from Philadelphia down.

Mr. D. GLENN MOORE. Mr. Speaker, may I inquire whether a motion to recommit is permissible under Rule 14.

The SPEAKER. The Chair is of the opinion that a motion to recommit is in order whenever a bill is properly before the House, and the Chair further feels that certain parliamentary information is due the House. This bill has passed third reading. If the bill is recommitted, and the Chair is aware that the motion to recommit was for the purpose of a public hearing and further consideration before the committee, the committee would have no power to amend the bill. The Chair states this for the information of the House. We have a decision here along that line if it is required.

Mr. BLUMBERG. Mr. Speaker, that is my understanding also. I ask for a roll call on this motion.

The yeas and nays were required by Mr. Blumberg and Mr. Witkin.

Mr. HERMANSEN. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—74

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Dietrich,
Emhardt,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Harkins,
Hart,
Haws,
Heffernan,
Hoffman,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Lynch,
Marcks,
Mathay,
McCallister,
Metzinger,
Millar,
Miller,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Reed, F. M.,
Reed, G. L.,
Rice,
Rieder,
Ronemus,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Sheely,
Sowers,
Spangler,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Wheeler,
Wike,
Witkin,
Ziesenheim,

NAYS—121

Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Black,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Male,
Maloney,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Raub,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Rooney,
Royle,
Ruth,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—129

Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Dietrich,
Dunn,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald.
Flinchbaugh,
Flynn,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Kahle,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone.
Storer,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—64

Adams,
Argentieri,
Baldi, C. C. A. Jr.,
Baldi, J. F. M.,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Harkins,
Hart,
Haws,
Heffernan,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Mathay,
McCallister,
Metzinger,
Millar,
Miller,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Reed, G. L.,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Sowers,
Spangler,
Stadtlander,
Sterling,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Witkin,
Ziesenheim,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1631, entitled:

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GEORGE L. REED. Mr. Speaker and members of the House, the House has passed House Bill No. 1630, abolishing the Public Service Commission. We now have before this House, Bill No. 1631, creating a Fair Rate Board. We have heard a great deal during the last year regarding a Fair Rate Board, but I submit that in this bill the Fair Rate Board has a very humble beginning. By House Bill No. 1630 we have stricken from the Public Service Law, Article four, containing eighteen sections in the article, providing for the constitution of the Public Service Commission, and all we have in the present bill creating the Fair Rate Board is twelve lines, "That an executive agency of the state government is hereby created to be known as the Fair Rate Board. That the Fair Rate Board shall consist of seven members to be appointed by the Governor by and with the consent of two-thirds of the members of the Senate. Its members shall be appointed for such terms, shall have such qualifications, and shall receive such salaries as may be provided by the administrative code. The Fair Rate Board shall be the successor to the Public Service Commission of the Commonwealth of Pennsylvania and shall administer the Public Service Law, its amendments and supplements."

I was interested a few moments ago in the statement of the gentleman from Schuylkill, Mr. Staudenmeier, that this legislation is not being railroaded through this House. It seems to me strange that that conclusion can be reached when the fact is that we do not as yet have the vital legislation before the House, which will appear in the administrative code.

Mr. Speaker, I can only construe the action of this House tonight if they vote in favor of this bill as being an admission on the part of the majority membership of this House that this House is a rubber stamp of the Governor. We are passing legislation tonight which is no more, as declared in this bill, than a declaration of policy. Real legislation is yet to come before this House.

Now, Mr. Speaker, I am not unmindful of the fact that about a year ago and since the Chief Executive of this Commonwealth promised the people that they would have an elected Fair Rate Board, and the provision was contained in the bill as originally presented by the gentleman from Schuylkill, but the ink had scarcely become dry upon it before that provision disappeared. It was an evidence that someone had blundered. Then tonight the gentleman from Schuylkill stated on the floor of the House that the bill was found to be unconstitutional and hence was abandoned. Again someone had blundered.

I say in all seriousness, Mr. Speaker, is it a wise legislative policy for this House to adopt this legislation before we have before us for our consideration the administrative code which will contain the vital provisions of the Fair Rate Board? It is because I believe that this legislation, this bill, at this time is unwise that I shall vote no.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—128

Argentieri,
Baker,
Barton,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bidelspacher,
Brown, T. J.,
Carmany,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Sinwell,
Snyder,
Soffel,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,

Cauffiel,
Cordier,
DeFrehn,
Denman,
Dietrich,
Dunn,
Dwyer,
Evans, T. C.,
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Moore, D. G.,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Stott,
Surface,
Terry,
Tucker,
Wade,
Wall,
Way,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—61

Adams,
Baldi,C.C.A.Jr.,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Emhardt,
Fish,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Haws,
Heffernan,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Mathay,
McCallister,
Metzinger,
Miller,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Reed, G. L.,
Rice,
Rieder,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Sowers,
Spangler,
Stadtlander,
Sterling,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Witkin,
Ziesenheim,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1632, entitled:

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker, ladies and gentlemen of the House, I arise with a great amount of hesitancy at the moment both because I have been on my feet so much that I feel the House may tire of my voice, and because I realize, with the determination of a great many members of this House to vote for this legislation, it is almost futile to say anything to you about this bill, in view of your votes on the other two bills. And yet I feel that I would be shirking my duty if I did not point out to you in this bill those things which have occurred to me and which have appeared to me as I have studied it in the last week or ten days, and also those things that occur to me by reason of the fact that I sat as one of the members of your investigating committee during the past two months every Wednesday afternoon, every Thursday, and every Friday, only missing two sessions in that two month's time on that investigating committee.

This matter is so important, it seems to me,—I believe that the first two bills, 1630 and '31, were extremely important to the people of Pennsylvania, but if we are to adopt some new legislation, if we are to have changes in our public service company law, certainly we should be most careful of the act that we pass here; and I want to say again what was said last night, or this morning, and what has been said again this afternoon, that we should not pass on our responsibility to the Senate, but that we as members of the House, ought to be willing to consider this matter carefully and conscientiously without any question of partisan politics, without any question of our likes and dislikes, but purely on the basis of the legislation that is before us.

Now, I said in the beginning, I realized that perhaps you men are tired of this matter; but I am going to ask your indulgence for just a few moments while I point out some of the things that occur to me in this bill.

In the first place I want to point out to you that this bill has in it what is known as a recapture clause. This bill says that all or part of the earnings between seven and eight per cent, and all of the earnings of the corporation over eight per cent, shall be paid into the state treasury; and then I want to tell you if you examine the testimony before the House Investigating Committee you will find that the experts called before that committee said that a recapture clause is not the proper thing in legislation of this kind. I call your attention to the fact that the Federal Government, in reference to railroads, had a recapture clause, and yet the Interstate Commerce Commission has recommended to Congress that the recapture clause be taken out of the Federal law, but appears here in this act.

It is ultimately unfair to take these gross earnings because they ought to belong to the people. It is another kind of taxation. If you are going to say that they should not earn more than that amount, it ought to go back to the rate payer, rather than into the state treasury. Certainly the employes of these companies who make it possible to earn these greater dividends, by their efficiency, ought to have a benefit in that, if there is going to be any return of these excess earnings.

In the next place, this bill provides that no corporation shall receive a charter, or shall receive a franchise, for a period of more than fifty years. I mentioned that to one of my colleagues, on the Investigating Committee, and he said, "Well, I guess we don't have to bother about that. We won't be here when that time comes around." But we are not legislating for today; we are legislating for the future of Pennsylvania. Then if you will study the clause carefully in this act, you will wonder what is going to become of the companies now in existence. I do not believe that legally and constitutionally you can enact a law that would restrict a charter of the companies now in existence, but this act makes it so that if a corporation desires to extend its charter rights, if it desires to extend its franchises, it must come in and make an agreement with the state to be bound by this act and therefore it would limit its charter to a fifty year period.

Now, suppose a corporation is forty years old, and it is then going to come in and be limited to fifty years. Can you conceive of anybody investing their money in the securities of a corporation when they knew that it only had ten or maybe fifteen years more to go, and you don't know what is going to become of it at the end of that time?

One of the most serious questions before our Investigating Committee has been the question of valuation and I say to you that nine-tenths of the trouble in Pennsylvania arises from the fact that the people of Pennsylvania do not understand the legal principles involved in the regulation of public utilities. Time and time again, before this Investigating Committee, people have talked about the return on the capital, while the law of our state and the law as laid down by the Federal courts maintains that the return is not upon your capital investment, but the return is upon the fair value of the property, used and useful in the operation of the utility. Now, our Federal Courts and our State Courts have laid down rules, by which you may make that valuation. You take into consideration the original cost or the historical cost, the ability of the utilities to earn and the earnings of the utilities, the securities outstanding, and last but not least, the most emphasized has been the question of reproduction cost new.

In other words, the courts have said that before you can determine the valuation of any utility company, you must find what is the reproduction cost new less depreciation of the value of the property used and useful by that utility, and because that has become one of the most dominant factors in the finding of valuation, it has led to a gerat deal of the difficulty that has occurred, not only in this state, but in other states; it has come to the point where the experts, before our Investigating Committee, have said that under reproduction cost new it is impossible for any Commission to effectually regulate utilities under its jurisdiction, and I have been inclined to believe that those men are correct in their statements.

One of the observers on our committee has been Mr. Cooke, who is an engineer, who has studied these questions, and who believes that we should adopt in Pennsylvania the theory of prudent investment; and he has set forth in paragraphs which appear in the reports which have been filed with you a discussion on that question, and the reasons why he thinks we should come to prudent investment. But I submit to this House, that neither in this act nor any place that I know of can you find just what prudent investment is. And therefore it will again come to the best judgment of the Commission what is prudent investment under this act, and it will come to the courts to determine what is prudent investment.

But if you say we are going to determine this upon prudent investment, the Supreme Court of the United States has said, you cannot determine it upon prudent investment; you must determine it upon the fair value of the property used and useful by the utilities; and therefore you are up against a constitutional question that you have passed an act that requires prudent investment and does not define what prudent investment is. That leaves it open to the construction of the courts, and the construction of your Public Service Commission to determine it, while the United States Supreme Court has said that you must find the fair value.

Now, the way they seek to get around it is by that contract agreement which I mentioned before, which says that the utility which desires to extend its charter, desires to extend its charter rights, which desires to extend its lines, must come in and enter into an agreement. But I submit to you again that that is going to open the door for the greatest amount of litigation that you have even seen in the history of the Commonwealth of Pennsylvania, to determine this question.

Do not forget that you have had eighteen years of experience under the present public service company law, and that by what you are doing here tonight, you are sweeping aside the eighteen years of experience under this act, the interpretation of that act by the Public Service Commission, the interpretation of that act by the appellate courts, and you are departing and embarking upon an entirely new field, an entirely new program and an entirely new way of determining those things which are to regulate these utilities.

This act also provides not only that the Public Service Commission shall regulate, but it shall regulate and control. Who knows what control means? Who knows what authority that may give? And I now serve notice upon the men who are interested in labor in this House, and those in this state who are interested in labor, that under this act the power will be within the Public Service Commission to determine almost the rate of wages that will be paid by any public utility in the state of

Pennsylvania for its labor. And perhaps that will raise some questions that you will have to fight out in the future.

One of the things that this report which is submitted by your committee said that was imperative was that rates should not go into effect until they had been approved by the Public Service Commission. That has been one of the things that has irritated the people of Pennsylvania. Rates have been put into effect immediately after they have been filed with the Commission. Rate cases have been started. Sometimes the rate cases have gone on for a long period of time, and the people have had to pay a higher rate before the Commission found what rate they should pay. And therefore, in our Investigation Committee, we all believed that the rates should not go into effect until the Commission had approved them, with this reservation in fairness to every utility, that the Commission should be limited in its time in which it was to find approval or not of the rates. There is nothing in this bill that I have been able to find that says that there is any limitation upon the time that the Public Service Commission shall have in finding these rates, although it does say that the rates shall not go into effect until approved by this Commission.

Now, there has been a lot of misunderstanding in the state of Pennsylvania on these questions. The gentleman from Lancaster, Mr. Brown, a few minutes ago, said to me, "One of the great troubles here in Pennsylvania is that the holding companies come in here and they inflate the values," and we have had a lot of that before the Committee on which I have sat and we have listened to statistics and figures to show, from the reports of these companies, that there have been inflations in their securities and inflations in their values that have enabled the holding companies to come into Pennsylvania and issue securities upon these inflated values. I do not think there is a man that has sat on that committee and listened to the testimony, and I do not believe that there is a responsible leader in the utilities in the state of Pennsylvania, that does not believe that our Commission should have control over the issuance of securities. But what does this act say? This act says that they shall have control over the person, corporation or co-partnership that owns a substantial interest in a utility, and one per cent shall be determined to be a substantial interest, and then it goes on to define in other clauses what they may do, until I say to you, to make it as brief as possible, that it will be possible under this act for the Public Service Commission, if you are the third cousin of somebody who has a ten per cent interest in a ten per cent interest in a ten per cent interest in a holding company that holds a ten per cent interest in some operating company, that it will be possible for them to come down and not only inquire in reference to that stock, but to investigate every one of your books, and your bank account, and everything else that pertains to your financial condition and your financial operations.

I wonder whether you believe that government ought to get out into your pockets and into your business that far?

I wonder whether when you sit down and think of that yourself, whether you believe that that is the proper kind of a proposition?

One of the great differences of opinion between the people on both sides of this question is this: that there are those that say that the Public Service Commission is too much of a court, that it hasn't any business to be that sort of a thing, that it ought to go out on its own initiative and initiate rate proceedings; it ought to go out on its own initiative and start a complaint of its own volition; and we asked the Commission to tell us how many cases they had ever started of their own volition, and we found that it had only started about eight in five years, up to 1930, when they started some during the years 1930 and 1931.

But my friends, one of the experts called before us was Mr. Attwill, the Chairman of the Public Service Commission of the state of Massachusetts,—and every expert that has been on the stand before this Committee has maintained time and time again that Massachusetts was the great example to hold up before us of efficient regulation. Mr. Attwill—and I have his testimony here before me,—said that the Commission could not of its own volition go out and start rate proceedings, because they could not be both the prosecutor and the judge. And then, on the train going down last Friday night, Mr. Attwill came into the smoking compartment, where I was sitting. We sat and chatted, and chatted through the dinner time on the train until I reached Philadelphia, and I explained this situation to him, and he again repeated to me, "They cannot do it. Any Commission has enough business brought to it to keep it busy. They cannot possibly go out on their own volition and hunt up these rate cases and try to file complaints against companies."

I believe there have been many instances that have come before this Commission that might have been inquired into. But there is another side to that question. One of the things recommended by this Committee, one of the things that got into every session almost that we had was that this Commission needed more appropriation and it needed more money.

With that in view I wrote to the Public Service Commission and asked them how much they estimated it would take to efficiently handle the work as outlined for these investigations by the complaints that come before them, and they sent me back a statement which showed that it would increase the Public Service Commission budget $800,000 for the biennium. Every Commissioner, every expert, that has been before us has said that this Commission is under-manned and that it does not have the help to go out and start rate complaints, and yet, although we recommend more money be given to the Commission, there is noting in this act, there has not been a bill introduced here to give the Commission more money.

And so I say to you tonight, that if you want to pass a bill—and I believe there are amendments needed,—every member of that Investigating Committee believes that there are amendments needed to our Public Service Company law,—we need a law that says that the rates shall not go into effect until the Public Service Commission has determined that the rate is proper but the Public Service Commission shall be limited in time in which it has to find. We believe that there should be more money be given to the Public Service Commission. We believe that it should have control over securities. We believe that some better measure must be found than this reproduction cost new. But you must remember that in almost every state in this land, and you must remember that the theory has been laid down by the Supreme Court of the United States, in decision after decision, and covering almost every year during the time that utilities have been regulated, that the Supreme Court has laid down a theory that contends that reproduction cost new must be taken into account, and here we are in a couple of months time, within the consideration of two weeks of this bill, we are going to wipe them out in Pennsylvania, and say to these utilities, "You have got to come in under a new theory in Pennsylvania." And I predict also to the members of this House that these utilities that have been part of the program of expansion that has added millions of dollars to the amount of money that has helped to keep unemployment down during this depression period,—if this is enacted into law, I will bet any member of this

House a dollar to a doughnut, that there won't be a utility in Pennsylvania that will go ahead with a program of expansion, because it will not know what its income is going to be, it will not know what its valuation is going to be, it will not know what it is going to be able to do in the future; and if you men want, under those circumstances, to pass a bill like that,—we offered amendments, last night, and you steam rollered them out of the window,—and without further consideration, that is up to you. But so far as I am concerned, I vote no.

Mr. WHEELER. Mr. Speaker, I desire to interrogate the sponsor of the bill, Mr. Staudenmeier.

The SPEAKER. Will the gentleman from Schuylkill, Mr. Staudenmeier, permit himself to be interrogated?

Mr. STAUDENMEIR. Mr. Speaker, I will.

Mr. WHEELER. Mr. Speaker, would the gentleman answer this question? Would the gentleman really be willing to assume all responsibility for the effects of the enactment of this particular bill, without any further change or amendment?

Mr. STAUDENMEIER. Mr. Speaker, would I assume the responsibility? Why, I am surprised at the gentleman from Forest, Mr. Wheeler, I do not say this act is infallible. I do not think there is a piece of legislation passes this House that is infallible. I think that in session after session amendments from practice are necessary to pieces of legislation, and just the same with this fair rate board bill, it will be discovered that during the next two years, if this becomes a law, some amendments are necessary just like the old public service law. Session after session from the time that the original public service act was passed there were amendments to that act. For me to assume that responsibility I don't know, but I am not alarmed about the public service corporations going out of business. This is not going to put them out of business.

Mr. WHEELER. Mr. Speaker, my remarks should be brief. I shall not weary you with objections to the bill, but I think it is obvious to any one who has studied this particular bill, that there are objectionable features contained therein. As I said to you last night, I am not particularly concerned about the Public Service Commission as it is constituted. I am not particularly concerned with the name of whatever body is proposed to succeed it. But I do feel that we should consider carefully a piece of legislation of this sort which presumably is calculated to make sweeping changes in the fundamental law as affecting our government. I think, without going into the details of the objections to this bill, I believe they are obvious to any of you who have read the measure and which I hoped might be removed by amendment in this body, the gist of that objection is simply this: those objectionable features are not in my mind calculated to inspire confidence at a time when revival of confidence is badly needed. For that reason I cannot conscientiously approve this bill in its present form.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—120

Baker,
Barton,
Bauer,
Bechtel,
Beyer,
Bicker,
Bidelspacher,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Jones, B.,
Kahle,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Neely,
O'Neill,
Patterson,
Peelor,
Pitts,
Post,
Sinwell,
Snyder,
Soffel,
Spann,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Denman,
Dietrich,
Dunn,
Dwyer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Flinchbaugh,
Flynn,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
King,
Labar,
Leidich,
Lewis,
Lose,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Powell,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Richards,
Riddle,
Ronemus,
Rooney,
Royle,
Ruth,
Schrock,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Tucker,
Wade,
Wall,
Way,
Wettach
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

NAYS—61

Adams,
Baldi, C.C.A.Jr.,
Black,
Blumberg,
Braham,
Brown, E. P.,
Burns,
Conner,
Cooke,
Denning,
Emhardt,
Fleisher,
Fox,
Frederick,
Fuller,
Garard,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Harkins,
Hart
Haws,
Heffernan,
Hutton,
Jaffe,
Jones, E. F.,
Kirkbride,
Lockhart,
Lucas,
Marcks,
Mathay,
Metzinger,
Miller,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Pennock,
Perry,
Peters,
Reed, G. L.,
Rieder,
Root,
Sarig,
Sautter,
Schreck,
Schwartz,
Simon,
Sowers,
Spangler,
Stadtlander,
Sterling,
Strickler,
Tahl,
Talbot,
Turner,
Weaver,
Wheeler,
Witkin,
Ziesenheim,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. TURNER. Mr. Speaker, I desire at this time to call up House Bill No. 871 (Senate Bill No. 196) Printer's No. 23, on page 11 of to-day's calender, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner,

The House resumed the consideration on final passage of House Bill No. 871 (Senate Bill No. 196), entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from the general fund made by the General Assembly at its session of one thousand nine hundred and twenty-seven and prior sessions:

On the question recurring,

Shall the bill pass finally,

Mr. TURNER. Mr. Speaker, I would merely like to explain to the House that this is the general bill to clean up all of the unexpended balances. I placed it upon the postponed calender a couple of weeks ago until certain legislation had been passed, and I now ask the House to vote for it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Haines,
McKay,
Memolo,
Metzler,
Millar,
Miller,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,

Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Byrne,
Carmany,
Conner,
Cooke,
Cordier.
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Sterling,
Stewart,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

BILL ON FINAL PASSAGE

Mr. DIETRICH. Mr. Speaker, I desire to call up at this time House Bill No. 787, Printer's No. 205, on page 11 of today's calendar, bills on final passage.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 787, entitled:

An Act to amend section seven of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty-five) entitled "An act to provide for the safety of persons employed housed or assembled in certain building and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department o Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" by providing for fees for licensing of projectionists

On the question recurring,

Shall the bill pass finally?

Mr. WAY. Mr. Speaker, I desire to interrogate the sponsor of the bill, Mr. Deitrich.

The SPEAKER. Will the gentleman from Allegheny, Mr. Dietrich, permit himself to be interrogated?

Mr. DIETRICH. Mr. Speaker, I will.

Mr. WAY. Mr. Speaker, I would like to call the attention of the sponsor of this bil, to page 3, line 5:

"Every application for examination of a projectionist shall be accompanied by a fee of two dollars ($2.00). If the applicant is successful a Certificate of Competency and a license shall be issued upon payment of an additional fee of five dollars ($5.00)."

I would like to ask the gentleman from Allegheny what is done with the fee of five dollars in case the application should be refused?

Mr. DIETRICH. Nothing. It is returned.

Mr. WAY. The bill does not say so.

Mr. DIETRICH. It does not say that anybody else gets it either, does it?

Mr. WAY. It says that, "all fees shall be paid to the Department of Labor and Industry and by the said department paid to the state treasury through the Department of Revenue for the use of the Commonwealth." It does not provide for a return of the fee in case the application is refused.

Mr. DIETRICH. Are you through interrogating, Mr. Way?

Mr. WAY. Have you answered to what becomes of the five dollars?

Mr. DIETRICH. It is returned. If he does not pass the examination successfully, it is returned.

Mr. WAY. Mr. Speaker and ladies and gentlemen of the House, I desire to object to this bill, because I believe it to be a very poor piece of legislation. I desire to call the attention of the members of the House to the fact that there are over three thousand operators in the state of Pennsylvania. This bill does not provide for any provision for first or second class cities, or cities of the third class A—Philadelphia, Pittsburgh, or Scranton. Outside of those three cities, there are about three thousand operators who are required to pay a tax or license of seven dollars the first year, and five dollars for each renewal. Assuming that that revenue would be paid, it would amount to between fifteen thousand and twenty thousand to be paid into the state general fund, by that class of workmen, many of them are in the rural districts, and smaller districts, while the operators in the three large cities are not included in this bill. It provides that this amount shall be paid into the general treasury, but it does not provide for what it shall be used.

I consider the bill very unfair because it does not specify what will become of the fee to accompany the application. I question whether or not the applicant could have, under the provisions of this bill, his money refunded if his application be refused, and even if his money be returned, ladies and gentlemen of this House, why should a bill of this kind impose such a license when no tax, no license of that kind, is imposed upon employes in cities of the first, second and third class?

The salaries of these projectionists, are very good, the salaries of these men in the larger cities running as high as $100 or perhaps more, while the salaries of those in the samller towns—the towns mostly affected by the imposition of this tax or license—run, I dare say, as low as ten dollars a week and from that up to forty or fifty dollars. Many of them are unemployed. Many houses are closed. Then, I wish to call your attention to the fact—I am reading the report of the Department of Labor 1930—that there are seven hundred and forty-nine non-theatrical projectionists. "Non-theatrical projectionists," by the provisions of this bill means that those people, seven hundred and forty-nine, are not regular and are not on a weekly salary. They are employed for the projection of pictures in fire departments, schools, wherever they may have benefits, not commercializing, those men would have to take out a license, before they would be permitted to run a projecting or moving picture machine.

I also wish to call to your attention, Mr. Speaker, and ladies and gentlemen of this House, to the fact that I hold in my hand a letter from the Department of Labor and Industry, saying that if this bill becomes a law, that a deficiency will be created in the next two years, as there is now no money in the budget more than that necessary to take care of the expenses of that department, and this added expense, will mean an additional office force in the Department of Labor and Industry, and if no money is provided, will result in a deficiency in that department, in case this revenue is not made available for the Department of Labor and Industry.

Ladies and gentlemen, I must oppose this bill, because I think it is an imposition on that particular class of laboring people, many of whom are out of employment or partly out of employment. It will mean the licensing of upwards of three thousand people, outside of the three largest cities, a license imposed upon those who are getting the smaller wage and cannot reasonably afford to pay it.

This bill is bad enough in its present form. If those projectionists in the larger cities were included in this bill, they then would be compelled to pay a fee and go through the same examinations as those outside of these cities.

I am going to ask you, ladies and gentlemen, when voting on this bill to give it your thorough consideration.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. WAY. Mr. Speaker, I ask for a verification of the roll The roll was verified as follows:

YEAS—85

Argentieri,
Baldi,C.C.A.Jr.,
Bechtel,
Blumberg,
Burns,
Conner,
Cordier,
Denman,
Dietrich,
Duffy,
Dunn,
Eveland,
Fleisher,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Goehring,
Green,
Greenstein,
Grenet,
Hart,
Haws,
Heffernan,
Hefferon,
Hermansen,
Hoffman,
Hoopes,
Jaffe,
Jones, B.,
Jones, E. F.,
Labar,
Leidich,
Lockhart,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
McAlee,
McClure,
McElwee,
Memolo.
Metzier,
Metzinger,
Miller,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Pennock,
Pitts,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schwartz,
Sheely,
Shortz,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Tahl,
Talbot,
Tucker,
Wettach,
White,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,

NAYS—52

Barton,
Bicker,
Bidelspacher,
Black,
Bowers,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Evans, T. C.,
Flynn,
Gillette,
Griffin,
Griffith, J. W.,
Haines,
Heffner,
Himes,
Holmes,
Hutton,
Kahle,
King,
Lose,
Male,
McGregor,
McKay,
Moore, D. G.,
Moore, W. H.
Mumford,
Musser,
Peelor,
Peters,
Post,
Powell,
Reader,
Rhodes, C. H.,
Ruth,
Schrock,
Sheffer,
Shellenberger,
Shutt,
Simon,
Sinwell,
Snyder,
Stewart,
Wade,
Wall,
Way,
Wheeler,
Wike,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

REPORTS FROM COMMITTEES

Mr. ROOT, from the Committee on Corporations, reported as committed, House Bill No. 1601, entitled:

An Act authorizing any street railway company or any motor power company of this Commonwealth owning all of the capital stock of any company having power to transport persons in common carriage by motor vehicle incorporated under the law of this Commonwealth, to acquire the corporate powers, franchises, property rights, and credits of such company.

Mr. HART, from the Committee on Corporations, reported as committed, House Bill No. 1660, entitled:

An Act relating to the business of dry cleaning and dyeing; prohibiting the use of the term in relation to enterprises not actually engaged in such business unless propertly limited and prescribing a penalty.

Mr. NEELY, from the Committee on Judiciary General, reported as amended, House Bill No. 1771, entitled:

An Act to amend paragraph (c) of section seven of the act, approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended; permitting cross suits in actions of trespass, and regulating the practice in such cases.

Mr. SOWERS, from the Committee on Corporations, reported as committed, House Bill No. 1799, entitled:

An Act to amend section forty-two of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," as amended; providing for the giving of notice of amendments to corporate charters.

Mrs. PITTS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1932, entitled:

An Act to amend section seven of the act approved the fifth day of May, one thousand nine hundred and twenty-one (P. L. 399), entitled "An act regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners; providing for appointment of examiners; defining qualifications of applicants for examination; condition of granting and revoking licenses; regulating and limiting and defining the practice of dentistry; limiting and defining operator in dental surgery; prohibiting practice by or employment of unlicensed and unregistered persons, and providing punishment therefor; requiring the recording of licenses and registration of practitioners and disposition of fees and fines; providing for an annual registration fee for licensed practitioners and the disposition of such fees; defining evidence of violations and providing punishment; fixing the appropriations to the Dental Council," by prohibiting certain forms of advertising by persons practicing dentistry.

Mr. MATHAY, from the Committee on Corporations, reported as committed, House Bill No. 1846 (Senate Bill No. 781), entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings.

REQUEST TO INTRODUCE BILL

Mr. **McALEE** asked unanimous consent to introduce a bill at this time.

The **SPEAKER**. The gentleman from Northampton, Mr. McAlee, asks unanimous consent to introduce a bill at this time. Is there objection? The Chair hears objection and consent is not granted.

ADJOURNMENT

Mr. **FLYNN**. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock, eastern standard time.

Mr. **CHESTER H. RHODES**. Mr. Speaker, I second the motion.

The motion was agreed to, and at 11.25 o'clock P. M. the House adjourned until 11.00 o'clock A. M., eastern standard time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., WEDNESDAY, APRIL 29, 1931 No. 42

SENATE

WEDNESDAY, April 29, 1931

The Senate met at 10:00 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Thou God of the Ages, we believe that Thou didst have a benevolent end in view in the creation of our universe. We believe that this world of nature has a purpose in it and is moving on to higher and better things.

We know it is Thy desire to guide the human race that it may advance to the end that Thou didst have in view for it.

Enable us to be co-laborers with Thee in the working out of Thy purposes.

We ask of Thee that we may keep step with Thee in the realization of these benevolent ends Thou dost have in view; and may we do our part toward making this world a better place in which to live. And Thy name shall have the praise eternally. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. DAIX, the further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of T. H. Hanratty, of Jefferson, as Justice of the Peace in the Borough of Jefferson, Greene County.

GIFFORD PINCHOT.

Which was referred to the Committee on Executive nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Lenore Moretsky, Pittsburgh, Pa.

DELAWARE COUNTY

Geo. Caldwell Johnson, Lansdowne, Pa.

LEHIGH COUNTY

Fred E. Hollenbach, Allentown, Pa.

PHILADELPHIA COUNTY

Henry B. Irvin, Philadelphia, Pa.

WASHINGTON COUNTY

Miss Edith M. Cowan, Monongahela, Pa.

MERCER COUNTY

Glen R. Law, Sharpsville, Pa.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. PARKINSON,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. PARKINSON,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

All the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct the titles were publicly read as follows:

House Bill No. 134, entitled:

An Act to repeal sections one two three four five six eleven twelve thirteen fifteen seventeen twenty-one twenty-two twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-two of the act approved the third day of April one thousand eight hundred and sixty-seven (Pamphlet Laws seven hundred eight) entitled "A supplement to the charter of the City of Chester"

House Bill No. 141, entitled:

An Act authorizing the Commonwealth of Pennsylvania or any department or division thereof, and counties, cities boroughs, incorporated towns, townships, school districts and poor districts or the employes thereof, to make contracts of life, health and accident policies for the benefit of employes thereof, and contracts for pensions for such employes, and providing for the payment of the cost thereof.

House Bill No. 380, entitled:

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," fixing the mileage for assigned judges.

House Bill No. 663, entitled:

An Act to amend section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers.

House Bill No. 835, entitled:

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer.

House Bill No. 842, entitled:

An Act to amend sections one and two of the act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred eighty) entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the first class and imposing fines penalties and forfeitures for violation thereof" requiring master plumbers to file bonds for the faithful performance of their duties and a strict adherence to the acts of Assembly and the rules and regulations of the board of health pertaining to plumbing increasing the fees for examination and re-registration of master plumbers and by increasing the pay of plumbers acting on the board of examiners.

House Bill No. 980, entitled:

An Act authorizing the election of an additional justice of the peace in townships of the first class if the township commissioners deem such additional justice necessary

House Bill No. 1011, entitled:

A Supplement to the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1530), entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers; conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir; providing for the acquisition of necessary lands therefor, and the necessary agreements and releases relating thereto, and the disposition of surplus land and materials," authorizing the construction of a dam and spillway at the outlet of Pymatuning Swamp on lands acquired therefor and making an appropriation to the Department of Forests and Waters.

House Bill No. 1024, entitled:

An Act relating to life insurance trusts extending the interpretation of the term "life or lives in being" in relation thereto. thereto.

House Bill No. 1025, entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment colleition and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

House Bill No. 1114, entitled:

An Act to repeal an act approved the eighth day of March one thousand eight hundred and seventy-two (Pamphlet Laws two hundred seventy-five) entitled "An act relating to the election of school directors in Conyngham Township Columbia County"

House Bill No. 1158, entitled:

An Act to amend section six of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 965), entitled "An act defining commodities;

regulating the sale thereof; and providing penalties for violation hereof," as amended, by fixing the weight of bituminous coal by bushel.

House Bill No. 1164, entitled:

An Act to amend section fifty-nine (k) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the liens thereof judgments and executions therefor sales and mortgages of real estate for the payment thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and resignation of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents' by providing that the court may appoint a guardian without petition in certain cases.

House Bill No. 1203, entitled:

An Act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable.

House Bill No. 1243, entitled:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County," by providing for construing the word "population" as mentioned in section four of said act.

House Bill No. 1247, entitled:

An Act making an appropriation to the Board of Fish Commissioners for the purchase of a boat

House Bill No. 1248, entitled:

An Act according to the United States Commissioner of Fisheries and his agents the right to conduct fish hatching and fish culture at a fish-cultural station established by the United States within the Commonwealth

House Bill No. 1298, entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district

House Bill No. 1317, entitled:

An Act to amend section seven of the act approved the fifth day of March, one thousand seven hundred ninety-one (three Smith's Law's six), entitled "An act to enable the Governor to appoint Notaries Public, and for other purposes therein mentioned" prescribing the form of notary seal.

House Bill No. 1373, entitled:

An Act to amend section thirteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, providing that electors in boroughs, towns and townships may, at primaries, declare their party preference and vote on age.

House Bill No. 1395, entitled:

An Act authorizing the Department of Forests and Waters in certain instances and with the approval of the Governor to construct improve or repair at the expense of the Commonwealth portions of roads or highways connecting roads or highways lying within areas of State forest lands with State county or township roads or highways near such areas.

House Bill No. 1469, entitled:

An Act to amend sections five hundred and one five hundred and two and five hundred and nine as amended and seven hundred and four (b) seven hundred and five seven hundred and six and seven hundred and seven and to repeal section five hundred and eleven of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by declaring an open season for deer without visible antlers over a certain weight authorizing the board of Game Commissioners to reduce or close seasons for either sex of game animals or birds and permitting the hunting of elk deer and bear by the use of a bow and arrow.

Whereupon,

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon), in the presence of the Senate signed the same.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL NO. 648

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 648, entitled:

An Act to amend sections three hundred and three and three hundred and four as amended, and three hundred and five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses; enumerating the regulations subject to which hunters' licenses are issued; and changing the hunters' license year.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL NO. 1013

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1013, entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 566

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 28, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 566, entitled "A further supplement to an act approved the ninth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred fifty-two) entitled 'An act to authorize the erection of a poor house by the borough of Dunmore borough of Scranton and township of Providence in the county of Luzerne' requiring the county commissioners of [Luzerne] Lackawanna county upon the requisition of the poor directors of such district to levy and collect the poor taxes therefore" be recalled from the Governor for the purpose of amendment.

HOUSE CONCURS IN SENATE BILL NO. 109

He also returned to the Senate, Senate Bill No. 109, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws" by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 196

He also returned to the Senate, Senate Bill No. 196, entitled:

An Act lapsing all unexpected or unencumbered balances of appropriations from the general fund made by the General Assembly at its session of one thousand nine hundred and twenty-seven and prior sessions

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 433

He also returned to the Senate, Senate Bill No. 433, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships in the construction and maintenance of sewers and sewage treatment works.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO. 96, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third readings were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO. 167, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notice of increases in valuations and appeal days

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO. 338, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship, and for the preservation, allocation and distribution of the property and assets of such corporations.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL NO. 339, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 167, entitled:

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities and counties to give taxables notice of increases in valuations and appeal days

Senate Bill No. 338, entitled:

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation, allocation and distribution of the property and assets of such corporations.

Senate Bill No. 339, entitled:

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

Senate Bill No. 96, entitled·

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consoladation of boroughs

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

MOTION TO POSTPONE CONSIDERATION OF BILLS ON THIRD READING

Mr. DAIX. Mr. President, I move that the Senate proceed to the consideration of bills on second reading and that the consideration of the bill on final passage and bills on third reading be postponed until Monday night.

Mr. EARNEST. Mr. President, I second the motion

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. BELL, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 883, entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

Mr. RIAL (for Mr. Howell), from the Committee on Judiciary General, reported as committed, Senate Bill No. 968, entitled:

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks; requiring persons and entities engaged therein to be licensed and to file a bond; conferring powers and imposing duties on the Department of Labor and Industry; and providing penalties.

Also, (for Mr. Trainer), from the Committee on Judiciary General, reported as amended, Senate Bill No. 548, entitled:

An Act providing for the joint construction by any two or more counties of industrial farms and workhouses, providing for the acquisition of sites and the erection and equipment of buildings, providing for their government and control and for the commitment, admission, employment and discharge of inmates; the appointment of an advisory board, and defining its duties, authorizing counties to incur indebtedness and issue bonds for the purpose of paying their share of the cost of erection, imposing the cost of maintenance of inmates on the counties, and repealing inconsistent legislation.

Also, (for Mr. Trainer), from the Committee on Judiciary General, reported as committed, Senate Bill No. 989, entitled:

An Act relating to the establishment of, or change of grade in, streets, lanes, avenues and alleys of cities of the first class, and the determination of damages to property owners resulting therefrom; prescribnig certain duties on the authorities of such city with relation thereto, and setting forth the effect of the non-performance of such duties.

Mr. FAY, from the Committee on Municipal Affairs, reported as amended, Senate Bill No. 798 (House Bill No. 951), entitled:

An Act to amend sections one and four of the act appproved the first day of May, one thousand nine hundred twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making and appropriation," by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets.

Mr. WOODWARD, from the Committee on Finance, reported as amended, Senate Bill No. 801 (House Bill No. 1039), entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 985, entitled:

An Act to ratify, confirm, and validate, as debts of the municipality, bonds and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their security and payment upon assessments for benefits.

Also, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 909, entitled:

An Act permitting cities of the first, second and second A class to charge an annual rental for the use of any sewer, sewer system or sewage disposal plant constructed or acquired by such city, limiting the amount thereof and providing for its assessment and collection.

Also, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 919, entitled·

A Supplement to an act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by providing for the appointment of a solicitor as attorney and legal advisor for the Department of City Controller.

Also, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 970, entitled:

An Act to amend paragraph five, section one, article fifteen of the act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class," by requiring official advertising to be published in a newspaper printed in the Yiddish language and printed in the county, instead of in a newspaper printed in the German language published in the county.

Mr. BUCKMAN, from the Committee on Judiciary Special reported as committed, Senate Bill No. 973, entitled:

An Act to repeal certain special acts pertaining to taxation in Bucks County.

Also, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 1018, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power of finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

Mr. EARNEST (for Mr. Scott), from the Committee on Finance, reported as amended, Senate Bill No. 743 (House Bill No. 1072), entitled:

An Act to further amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, eight hundred fifty-nine), entitled "A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, five hundred and twenty-one), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by requiring executors, administrators, and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax.

BILLS INTRODUCED

Mr. CLARK, read in his place and presented to the Chair Senate Bill No. 1019, entitled:

An Act to amend section five hundred seventeen of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws,' by authorizing the capital of any stock fire, stock marine or stock fire and marine insurance company of this Commonwealth to be invested in bonds or notes of any solvent public utility.

Which was committed to the Committee on Insurance

BILL OVER IN ORDER

Mr. WEINGARTNER, Mr. President, I ask unanimous consent that Senate Bill No. 6, on second reading, entitled:

An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 443 (House Bill No. 723), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto an additional section

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. EARNEST. Mr. President, I move that Senate Bill No. 443 (House Bill No. 723), the bill just read be recommitted to the Committee on Judiciary General.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. DAIX. Mr. President, I ask unanimous consent that Senate Bill No. 488 (House Bill No. 680), on reading, entitled:

An Act concerning townships of the first class amending revising consolidating and changing the law relating thereto and abolishing the elected office of the township auditor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 492 (House Bill No. 212), entitled:

An Act to further amend section twelve of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 618 (House Bill No. 431), as follows:

An Act to amend section one as amended of the act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred sixty-four) entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny" by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be posted for the benefit of lien-holders

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred sixty-four) entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny" as amended by the act approved the fourth day of June one thousand nine hundred and one (Pamphlet Laws three hundred fifty-seven) entitled "An act to amend an act entitled 'An act relative to the distribtuion of the proceeds of sheriffs' sales of real estate in the county of Allegheny' approved the tenth day of April one thousand eight hundred and sixty-two so as to extend the provisions of the same to all counties in this Commonwealth" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when real estate shall be sold by virtue of any writ of execution process order or decree of court issued from any court in this Commonwealth it shall be lawful for the sheriff [to report to said court] to file in the office of the prothonotary or clerk of the court at the term and number of the execution process order or decree of court a schedule of distribution of the proceeds of said sale according to the list of liens on the property sold as certified to [him] the sheriff from the record by the proper officers which schedule and list of liens he shall attach to his return of said writ Whereupon [the said return shall be read in open court on some day during the term to be fixed by order of the court and if the said distribution shall not be questioned or disputed within such reasonable time as may be fixed by the court it shall be final and conclusive] the sheriff shall give notice of the filing of said return as aforesaid by a notice containing the names of the parties the number and term of the writ and the total sum reported for distribution to be posted in the office of the prothonotary or clerk of the court on a board or posting space provided and set aside by the prothonotary or clerk of the court for the posting of such notices and the prothonotary or clerk of said court shall note on said return and the record of said proceeding that the said return is confirmed nisi as of the date when said notice was posted and unless exceptions be filed thereto by any person interested therein within ten days after said posting the return shall become absolute and said prothonotary or clerk of the court shall note the final confirmation thereof on the record or docket of said proceeding and the sheriff shall proceed to pay out in accordance therewith the money mentioned in his return but if exception to the sheriff's return be made by any person interested therein within such time the court shall proceed to hear and determine the same as now provided by law in case of disputes as to the distribution of the proceeds of sheriffs' sales Provided that in counties of the first second and third class for the convenience of lien holders other persons interested and attorneys for such persons the court may by rule require the publication of such notice posted in the office of the prothonotary or the clerk of court as aforesaid in the legal newspaper if any designated by the rule of court the expenses of such publication to be taxed as costs and shall not exceed fifty cents for each writ

And said bill having been read at length the second time and agreed to.

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 728, as follows:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire property whereon was the John Brown farm and tannery in Richmond Township Crawford County from the John Brown Memorial Association providing for the control management supervision restoration and improvement thereof authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof

Whereas, The John Brown Memorial Association a Corporation of the Commonwealth of Pennsylvania was chartered for the purpose of acquiring and improving the property formerly owned and occupied by John Brown whose life had such an important bearing on the Civil War and

Whereas, The said association is the owner in fee of land situate in Richmond Township in the County of Crawford Commonwealth of Pennsylvania free and clear of all liens and encumbrances whereon was the John Brown farm and tannery and

Whereas, The John Brown Memorial Association has tendered to the Commonwealth of Pennsylvania the said lands and has authorized and directed the officers of the said association and trustees of said fund to execute all necessary instruments to effectuate said transfer therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Pennsylvania Historical Commission be and it is hereby authorized and empowered to accept on behalf of the Commonwealth of Pennsylvania the land on which was the John Brown Farm and tannery located in Richmond Township Crawford County which is owned by said association and to further accept for and on behalf of the Commonwealth of Pennsylvania all other property connected therewith

Section 2 The title to said real estate shall be taken in the name of the Commonwealth of Pennsylvania and shall before its acquisition be approved by the Department of Justice

Section 3 Upon acquiring the property aforesaid the Pennsylvania Historical Commission shall have full control management and supervision thereof and shall have power to adopt and carry into effect plans for the restoration improvement and maintenance of the farm and tannery and to make and enforce rules and regulations for the preservation of the property and the visitation thereof by the public.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The Senate proceeded to the second reading and consideration of Senate Bill No. 729, as follows:

An Act to amend section nine hundred and eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" by increasing the amount for which poor directors are liable for expense of burial of indigent persons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nine hundred and eleven of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 911 Burial of Indigent Persons It shall be the duty of the directors of each poor district where provision is not made by law to provide for the burial of all indigent persons other than travelers or honorably discharged soldiers sailors or marines who shall die within their respective districts and whose bodies shall not be claimed by any relative by blood or marriage or by a friend or by a representative of a fraternal organization of which the deceased was a member or by the representatives of any charitable organization or which may not be claimed by the Anatomical Board of the State of Pennsylvania for use for scientific purposes under the provisions of existing laws The expense of any such burial shall not be less than [twenty-five] fifty dollars nor more than [seventy-five] one hundred dollars and shall be paid from the funds of the poor district

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 748 (House Bill No. 1162), entitled:

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 751 (House Bill No. 1168), entitled:

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1185) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 752 (House Bill No. 1169), entitled:

An Act to amend an act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three), entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatary at Huntington and regulating the procedure when such persons violate the terms of paroles, and the effect of such violations," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 753 (House Bill No. 1170), entitled:

An Act to amend section one of an Act approved the first day of May, one thousand nine hundred and twenty-nine, (Pamphlet Laws, one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole; and fixing the penalty for such violation," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 755 (House Bill No. 1197), entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and Sate-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injury or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act" as amended permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction reconstruction and improvement of State highways and State-aid highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 802 (House Bill No. 1091), entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 806 (House Bill No. 1151), entitled:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 807 (House Bill No. 1167), entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 808 (House Bill No. 1235), entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 809 (House Bill No. 1263), entitled:

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and seventeen (P. L. 802), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court, and providing for the repayment of moneys collected in such cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 812, as follows:

An Act to amend section seven hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen and providing for suits and recovery on such bonds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred one of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 701 [Districts may require bonds from contractors for protection of materialmen All poor districts shall in the improvement of lands or in the erection alteration addition or repair of edifices and buildings of any kind in said districts have the power to require of the contractor or contractors employed in and about said improvements an additional bond with sufficient surety or sureties providing for the payment of all labor and material entering into the said improvements] BONDS FOR THE PROTECTION OF LABOR AND MARIAL MEN It shall be the duty of every poor district to require any person co-partnership association or corporation entering into a contract with such poor district for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such poor district in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person co-partnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such poor district may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work provided for in the said contract Such additional bond shall be deposited with and held by the poor district for the use of any party interest therein Every additional bond shall provide that every person co-partnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the poor district for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon provided however that the poor district shall not be liable for the payment of any costs or expense of any suit

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 813, as follows:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished supplied or performed in connection with any public work or improvement

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the word "municipality" as used in this act shall be construed to mean and include counties cities boroughs incorporated towns townships school districts and poor districts or any other incorporated district

Section 2 Whenever the Commonwealth of Pennsylvania acting by or through any department or agency thereof or any municipality therein shall require any person co-partnership association or corporation entering into a contract with such department agency or municipality for any public work or improvement to execute and deliver to such department agency or municipality an additional bond as required by law conditioned for the payment of material furnished and labor and services supplied or performed in connection with such public work or improvement then in such event every person co-partnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in connection with such public work or improvement and who has not been paid therefor shall have the right to sue in assumpsit on said additional bond in the name of the Commonwealth where the said contract has been entered into with any department or agency thereof and in the name of the municipality where the said contract has been entered into with such municipality for his their or its use and to prosecute the same to final judgment for such sum or sums as may be justly due him them or it and to have execution thereon Provided however That such department agency or municipality shall not be liable for the payment of any costs or expenses of any suit

Section 3 No such suit shall be commenced prior to ninety (90) days from the date upon which the said person co-partnership association or corporation furnished supplied or performed the last of the material labor or services for which the said claim is made and every such suit shall be commenced not later than one (1) year from the date of final settlement under the said contract with the Commonwealth acting by or through its said department or agency or with the said municipality

Section 4 Any such person co-partnership association or corporation who has no contractual relationship express or implied with the contractor furnishing the said additional bond shall not have a right of action upon said additional bond unless the said person co-partnership association or corporation shall have given written notice to said contractor or to his their or its surety not later than ninety (90) days from the date on which the said person co-partnership association or corporation furnished supplied or performed the last of the material labor or services for which the said claim is made stating with substantial accuracy the amount claimed and the name of the party with whom the said person co-partnership association or corporation contracted Said notice shall be served either in the manner now or hereafter provided by law for the service of a summons save that service need not be made by the sheriff or by mailing said notice by registered mail postage prepaid in an envelope addressed to the contractor at the contractor's last known place of business or residence or to the surety at any of its offices or places of business

Section 5 Every person co-partnership association or corporation upon application to such department agency or municipality stating that the applicant has furnished supplied or performed material labor or services in the prosecution of the work provided for in said contract or in aid of or auxiliary to the prosecution of the said work and that payment has not been made therefor shall be promptly furnished at the cost of the applicant with a certified copy of the said additional bond and contract A copy of said additional bond or contract certified as aforesaid shall be prima facie evidence of the contents and due execution and delivery of the original

Section 6 This act shall take effect thirty days after its final enactment and approval by the Governor

Section 7 The provisions of this act are severable and if any of the provisions hereof are held to be unconstitutional the decision shall not be construed to impair any other provision of this act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 824 (House Bill No. 1375), entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred thirty-eight) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time cooperative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 831, as follows:

An Act to amend section eight as amended section ten as amended section thirteen as amended section sixteen as amended section seventeen as amended section thirty-three as amended and section eighteen of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by providing for the recording of certain plans in the office of the Department of Highways regulating the payment of damages for land taken for future construction making it the duty of the Department of Highways to require an additional bond conditioned for the payment of labor and materials providing for the restoration of highways opened under permits and providing penalties for opening of highways without permits providing for the payment of damages for changing of grades or location of connecting roads by the county authorizing certain charges and restoration fees for permits authorizing payment for certain materials delivered on site of work specifying minimum width of surface construction

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State-aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended by act of Assembly approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws seventeen hundred seventy) is hereby further amended to read as follows

Section 8 Whenever [in the construction reconstruction maintenance and repair of any of the State highways] it shall appear to the Secretary of Highways that any part or portion of a State highway as now or hereafter defined and described [in this act] is dangerous or inconvenient to the traveling public in its present location either by reason of width grades dangerous turns or other local conditions or that the expense to the Commonwealth in the construction building rebuilding maintenance and repair thereof would be too great or unreasonable and could be materially reduced or lessened by a [divergence from the] change of the road or route the Secretary of Highways is hereby empowered to [divert the course or direction] change alter or establish the width lines location or grades of [same and he may diverge from the line or route of same as herein described] such highway or any intersecting road in such [direction or directions] manner as in his discretion may seem best in order to correct said danger or inconvenience or lessen the cost to the Commonwealth and where the portion of the line or route so abandoned shall be entirely contiguous to the new line or being of a length not exceeding one-half of a mile shall have both termini in the new route whereby such new route supplies and takes the place of the abandoned portion so that in the opinion of the Secretary of Highways the same shall be unnecessary for public use and travel or burdensome or dangerous the Secretary of Highways may at any time by written order declare the portion of the road so abandoned to be vacated and thereafter the same shall be closed to public use and travel and shall no longer be a public road or where the portion of the line or route so abandoned shall have both termini in the new route whereby such new route in the judgment of the Secretary of Highways supplies and takes the place of any part of such abandoned portion and such part is of a length in excess of one-half mile and not more than two miles the Secretary of Highways being of the opinion that such part shall be unnecessary for public use and travel or burdensome or dangerous and having due regard for the convenience of access to the new highway by the owners of property abutting on such part may at any time by written order declare such part to be vacated upon being requested so to do by a petition signed by the owners of property comprising at least three-fourths of the lineal foot frontage which abuts the part to be vacated and thereafter the part so vacated shall be closed to public use and travel and shall no longer be a public road Provided That the said Secretary of Highways shall first submit a plan of the proposed change and any proposed order of vacation to the Governor and that the same shall be approved by him [.] and filed as a public record in the office of the Department of Highways

The Secretary of Highways shall also have power with the approval of the Governor to establish the width and lines of any State highway for future construction before or after the construction reconstruction or improvement of the same not however exceeding the maximum width fixed by law for public roads Whenever the Secretary of Highways shall establish the width and lines of any such State highway for future construction he shall cause a description and plan thereof to be made showing the center line of said highway and the established width thereof for future construction and shall attach thereto his acknowledgment Thereupon such description plan and acknowledgment shall be recorded in the office of the recorder of deeds of the proper county in a separate book kept for such purpose which shall be furnished to the recorder of deeds by the county commissioners at the expense of the county All costs of the recording as herein provided shall be paid by the county

[No owner or occupier of lands buildings or improvements shall erect any building or make any improvements within the limits of any State highway the width and lines of which have been established and recorded as provided in this section and if any such erection or improvement shall be made no allowance shall be had therefor by the assessment of damages]

No person shall hereafter be entitled to recover any damages for any buildings or improvements of any kind which shall or may be placed or constructed upon or within the lines of any such State highway after the same shall have been established for future construction and recorded as aforesaid

No person shall be entitled to damages by reason of such establishment of the width and lines of a State highway for future construction and where the Commonwealth by its proper authorities has improved and constructed or shall hereafter improve and construct such State highway and in so doing has taken or shall take a part only of the lands lying within the lines shown by such plan damages shall be allowed for and to the extent of such actual taking only Such taking shall be deemed to occur when construction drawings prepared by the Department of Highways shall have been approved by the Governor and filed as a public record in the office of the Department of Highways

Section 2 That section ten of said act as amended by acts of Assembly approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws fifteen hundred sixty-six) and the sixteenth day of May one thousand nine hundred ad twenty-nine (Pamphlet Laws seventeen hundred seventy-five) is hereby further amended to read as follows

Section 10 Anything herein contained or any apportionment of the State into highway districts shall not be construed as including or in any manner interfering with the roads streets and highways in any of the cities boroughs or incorporated towns of the Commonwealth Provided That where any road street or highway [or bridge over a stream within the limits of any borough or in any incorporated town] shall form a [part or section of] continuation of any of the state [highway] highways as herein described within the limits of any borough or incorporated town the Department of Highways [shall] may improve or reconstruct [such] any section or sections [or bridge over a stream such width as it may deem advisable] of such road street or highway which have heretofore been maintained by the Department of Highways to such width as it may deem advisable at the expense of the Commonwealth And provided further That nothing herein contained shall authorize the Department of Highways to construct reconstruct or maintain any bridge over a stream on any State highway or any continuation thereof within the limits of any borough or incorporated town which have heretofore been maintained in whole or in part by the borough or incorporated town nor shall anything herein contained authorize any assessment to be made against the Commonwealth by reason of or to assist in the elimination of any grade crossing on any highway within the limits of a borough or incorporated town as herein designated and no such assessment shall hereafter be made under any act of Assembly heretofore enacted

The maintenance of any road street or highway [or bridge over a stream or of any part or parts thereof or] which forms a continuation of any highway herein designated and no such assessment shall hereafter be made road in any borough or incorporated town [which road forms a part of a State highway in any borough or incorporated town] shall be done by the Department of Highways at the expense of the Commonwealth Provided That all improvements reconstruction and maintenance of any road street or highway [or bridge over a stream] in boroughs or incorporated towns shall be of [the same character as that done in townships] such width and type as may be determined by the Secretary of Highways

No opening shall be made in the surface of any improved highway which is maintained by the Department of Highways under the authority of this act within the limits of any borough or incorporated town until and unless a permit has been obtained for such opening either from the municipal authorities or from the Department of Highways pursuant to an ordinance passed subsequent to the approval of this act authorizing the Department of Highways to act for the municipality Where a permit is not obtained from the Department of Highways as above provided the borough or incorporated town shall require a cash deposit or bond conditioned upon the proper restoration of the surface and shall be responsible to the Department of Highways for the cost of the restoration of such surface in accordance with the adopted standards of the Department of Highways for the particular type of construction Any person firm or corporation opening the improved surface of any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction before a magistrate be sentenced to pay a fine of not more than twenty-five ($25) dollars and in addition thereto the cost of prosecution and surface restoration charges and in default of the payment thereof shall undergo imprisonment for not more than five days

Section 3 That Section thirteen of said act as last amended by Act of Assembly approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws fifteen hundred ninety) is hereby further amended to read as follows Section thirteen All work of construction buildings or rebuilding of highways excepting that of repairing and maintenance done under the provisions of this act may by contract and shall be according to plans and specifications to be prepared in every case by the [State Highway] Department of Highways and in awarding any contract the work shall be given to the lowest responsible bidder with the option on the part of the [State Highway Commissioner] Secretary of Highways to reject any or all bids if the prices named for the work or materials to be used are higher than the estimated cost or for any other reason appearing to said [Commissioner] Secretary Every [person firm or corporation] person co-partnership association or corporation before being awarded any contract for the constuction or improvement of any State highway or State-aid highway under the provisions of this act shall furnish a bond with sufficient surety or sureties [acceptable to the State Highway Commissioner] in a sum equal to fifty per centum of the contract price of the work conditioned that the contractor shall well and truly and in a manner satisfactory to the [State Highway Commissioner] Secretary of Highways complete the work contracted for and shall save harmless the Commonwealth of Pennsylvania from any expense incurred through the failure of said contractor to complete the work as specified or from any damages growing out of the carelessness of said contractor or his or its servants [and shall well and truly pay for all material furnished and labor performed in the prosecution of the work contracted for whether or not the said labor or materials enter into and become component parts of the structure work or improvement contemplated and every person firm or corporation who has furnished labor or materials used in the prosecution of the work contracted for whether or not the said labor or materials enter into and become component parts of the structure work or improvement contemplated and payment for which has not been made shall have the right to intervene and be made a party to any action instituted by the Commonwealth of Pennsylvania on the bond of the contractor and to have their rights and claims adjudicated in such action and judgment rendered thereon subject however to the priority of the claim and judgment of the Commonwealth of Pennsylvania If the amount of the liability of the surety on said bond is sufficient to pay the full amount of said claims and demands then after paying the full amount due the Commonwealth of Pennsylvania the remainder shall be distributed pro rata among said interveners If no suit should be brought by the Commonwealth of Pennsylvania within six months from the completion of said contract and final settlement with the Commonwealth then the person or persons supplying the contractor with labor and materials shall upon application therefor and furnishing affidavit to the State Highway Department that labor and materials for the prosecution of such work have been supplied by him or them and that payment for the same has not been made be furnished with a certified copy of said contract and bond upon which he or they shall have a right of action and shall be and are hereby authorized to bring suit in the name of the Commonwealth of Pennsylvania for his or their use and benefit against said contractor and his sureties and to prosecute the same to final judgment and execution Where suit is instituted by any of such creditors on the bond of the contractor it shall not be commenced until after the complete performance of said contract and final settlement thereof with the Commonwealth and shall be commenced within one year after the performance and said final settlement of said contract and not later Where suit is so instituted by a creditor or creditors no other action shall be brought by any other creditor but any other creditor may file his claim in the action first brought and be made party thereto within one year from the completion of the work under said contract and not later If two or more actions be brought on the same day the action in which the largest claim is demanded shall be regarded as the first action Any creditor who has brought an action within one year as aforesaid but after suit brought by another creditor or on the same day may intervene in the suit first brought within the year notwithstanding the fact that the intervention in such case be after the expiration of the year provided said intervention be made within thirty days after the expiration of the year If the recovery] [on the bond should be inadequate to pay the amounts found due to all of said creditors judgment shall be given to each creditor pro rata of the amount of the recovery The surety on said bond may pay into court for distribution among said claimants and creditors the full amount of the surety's liability to wit the penalty named in the bond less any amount which said surety may have had to pay to the Commonwealth of Pennsylvania by reason of the execution of said bond and upon so doing the surety will be relieved from further liability In all suits instituted under the provisions of this act such personal notice of the pendency of such suits informing them of their right to intervene as the court may order shall be given to all known creditors and in addition thereto notice shall be given by publication in some newspaper of general circulation published in the county or town where the contract was performed once a week for at least three successive weeks provided however that when such suit has been begun within three weeks of the end of the year within which suit may be brought said notice by publication shall be only for the period intervening between the time of institution such suit and the end of the year] and where the amount of such contract is in excess of five hundred ($500.00) dollars it shall be the duty of the Department of Highways to require every person copartnership association or corporation entering into such contract before commencing work thereunder to execute and deliver to the Commonwealth of Pennsylvania an additional bond for the use of any and every person co-partnership association or corporation interested in a sum equal to fifty per centum of the contract price of the work which bond shall be conditioned for the prompt payment of all material furnished and labor and services supplied or performed in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work whether or not the said material labor or services enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the Department of Highways for the use of any party interested therein Every such additional bond shall provide that every person co-partnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor or performed service in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work and who has not been paid therefor may sue in assumpsit on such additional bond in the name of the Commonwealth for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon provided however that the Commonwealth shall not be liable for the payment of any costs or expense of any suit Each of such surety bonds shall have as surety thereon one or more surety companies legally authorized to transact business in this Commonwealth and satisfactory to the Secretary of Highways

The [State Highway Commissioner] Secretary of Highways however is hereby authorized and empowered in his discretion to construct build or rebuild by the agents servants and employes of the [State Highway] Department of Highways any highway or highways for the construction building or rebuilding of which he may contract under the provisions this act

Section 4 That section sixteen of said act as amended by act of Assembly approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws six hundred ninety-two) is hereby further amended to read as follows

Section 16 Before the Secretary of Highways shall undertake the construction reconstruction or improvement of any State highway on the plan of the State highways wherein a change of width or of existing lines and location is necessary and damage is likely to result to abutting property he shall notify the county commissioners of the proper county in writing of the contemplated change in such existing width lines and location whereupon the county commissioners when possible shall enter into an agreement with the owner or owners of said property as to amount of damage to be paid to the said owner or owners which damage if agreed upon shall be paid by the county or in case an agreement satisfactory to the county commissioners and said owner or owners cannot be made the Secretary of Highways may proceed with the work of construction reconstruction or improvement and the owner or owners of said property damaged thereby or the commissioners of the proper county may present their petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damages The proceedings upon said petition and by the viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for opening public highways The county commissioners or any other party to such proceedings may appeal from the award of the viewers to the court of common pleas and shall be entitled to a trial by jury From the judgment of the court of common pleas an appeal may be had to the Supreme or Superior Court as in other cases Such damages when ascertained shall be paid by the county in which the State highway is located The county shall also be liable for any damages sustained by abutting property owners for a change of the width or lines of roads intersecting State highways where such damages are made necessary as a result of the changing of the width, lines or location for the construction of a State highway such damages to be ascertained in the same manner as herein provided for damages occasioned as a result of the change of width or existing lines and location of State highways The county shall also provide for the removal of all structures within the lines of the highway as thus established unless otherwise provided by agreement between said county and the Secretary of Highways

Section 5 That section seventeen of said act as amended by act of Assembly approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws fifteen hundred sixty-six) is hereby further amended to read as follows

Section 17 All State highways under the provisions of this act shall be marked with suitable signs having the words "State Highway" and year-date thereon and signs or distance board giving directions to towns or villages shall be erected at cross or intersecting roads the same to be paid for as part of the cost of the highway The Secretary of Highways may also cause trees to be planted and maintained along said highways the same to be paid for as a part of the cost of the road No railroad or street railway shall hereafter be constructed upon any State highway or State-aid highway nor shall any railroad or street railway crossing nor any gas pipe water pipe electric conduits or other piping be laid upon or in nor shall any telephone telegraph or electric light or power poles or any coal tipples or any other obstructions be erected upon or in any portion of a State highway or State-aid highway except under such conditions restrictions and regulations and subject to the payment of such fees for permits as may be prescribed and required by the Department of Highways not exceeding the reasonable cost of issuing the permit [and] expense of inspecting the work authorized by such permit [upon completion thereof] and surface restoration charges The Secretary of Highways shall also have authority to issue permits to any public utility company for the occupancy by the facilities of such company of any bridge under the control or jurisdiction of the Department of Highways Such permits shall be for such length of time and for such fee for the occupancy of said bridge as may be determined by the Secretary of Highways All fees so collected [for permits] shall be paid into the State Treasury and shall be credited to the special fund in the State Treasury into which motor vehicle registration and license fees are now paid and all such [permit] fees in said fund from time to time are hereby specifically appropriated to the Department of Highways for expenditures for the same purposes and in like manner as that for which the moneys now in said fund may be expended Any person failing to obtain such a permit before doing any work on any highway for which a permit is required by this section shall for every such offense be sentenced upon conviction in a summary proceeding to pay a fine not exceeding one hundred dollars ($100) and costs together with the cost of restoring any highway which shall be paid into the State Treasury and credited to the Motor License Fund as hereinbefore provided The Secretary of Highways is empowered to make reasonable rules and regulations governing the use of all State highways and State-aid highways and any person violating such rules or regulations or who shall by the use of roughlocks dragchains upon wagon wheels or by any other method or device or in any manner wilfully and maliciously destroy injure or damage any such highway in this Commonwealth shall be guilty of a misdemeanor and upon arrest and conviction therefor shall pay a fine of not less than ten dollars ($10) nor more than twenty dollars ($20) for each and every offense together with the costs of prosecution which shall be recovered as in similar cases upon complaint of any person before a magistrate or justice of the peace and the fine or fines so recovered shall be paid into the State Treasury

Section 6 That section thirty-three of said act as amended by act of Assembly approved the eighteenth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred and five) is hereby further amended to read as follows

Section 33 The total cost of the improvement and maintenance of the State-aid highways constructed under the provisions of this act as provided by the terms of the contract or otherwise as herein provided when properly certified by the Secretary of Highways shall be audited by the Auditor General and when audited and allowed shall be paid out of moneys specifically appropriated for this purpose by warrants drawn therefor by the Auditor General upon the State Treasurer The share of the county shall be paid as provided by its contract and otherwise by the provisions of this act to the State Treasurer by the county treasurer upon the warrant of the county commissioners in such sum or sums as shall be certified by the Secretary of Highways from time to time during the performance of the work or contract or as provided by the contract and otherwise by the provisions hereof after the same shall be completed The share of the township or townships or of any borough or boroughs or of any incorporated town or towns shall be paid to the State Treasurer by the township supervisors or commissioners or by the borough treasurer or by the town treasurer as the case may be in the manner and form as in the case of counties and as other debts of said townships or boroughs are paid when and as demanded by certificate of the Secretary of Highways during the performance of the work or contract or in like manner after the same shall be completed Upon the completion of any State-aid highway improvement or upon the ascertainment of any additional improvement cost or of any maintenance expense incurred thereon thereafter by the Department of Highways the Secretary of Highways shall certify the same to the State treasurer and to the county commissioners and township supervisors or borough or town authorities as the case may be the respective shares of said cost or expense for which the county township borough or incorporated town is liable If the said shares or amounts so certified by the Secretary of Highways of the cost and expense of the improvement or of the subsequent maintenance thereof as provided by contract and the provisions of this act of the county township borough or incorporated town or all or either of them shall not be paid to the State Treasurer within thirty days after being certified then the said shares of the county township borough or incorporated town either or all of them remaining unpaid shall be charged by the State Treasurer against any funds of said county township borough or incorporated town which may be in the hands of the State Treasurer or which may thereafter come into his hands except school funds and may also be recovered by action at law or equity as any other debts of such counties townships boroughs or incorporated towns are by law recoverable The amounts paid under this act to the State Treasurer by the counties townships boroughs and towns shall be placed by him to the credit of the proper fund for highway construction or maintenance and shall immediately be available for the use of the Department of Highways for construction or maintenance as the case may be and the Secretary of Highways is hereby authorized and empowered to apportion the said amounts thus paid into the State Treasury by the counties townships boroughs and incorporated towns among the several counties as hereinbefore provided for The Secretary of Highways may make partial payments to any contractor performing any highway improvement under this act as the same progresses upon estimate made by the Department of Highways but not more than ninety (90) per centum of the estimate of the work done or of the contract price shall be paid in advance of the full and satisfactory completion of said improvement and acceptance of same by the Secretary of Highways Provided That the Secretary of Highways may in his discretion make payments in excess of ninety (90) per centum of the work done or of the contract price when at least nintey-five (95) per centum of the work under the contract has been completed The amount retained under said contract for the work done and performed shall in all cases be sufficient to cover double the contract price or estimated cost of the work remaining to be done to satisfactorily complete the contract And provided further That the Secretary of Highways may in addition to the payments herein authorized also pay seventy-five (75) per centum of the bid price of fabricated steel necessary in the construction of bridges after the same has been delivered on the site of the work and inspected and approved by a duly authorized representative of the Department of Highways but whenever any such payment is made the Commonwealth shall take as security for the placing of the steel in the structure proper documents transferring to it the absolute legal title thereto

Section 7 That section eighteen of said act is hereby amended to read as follows

Section 18 All highways improved and constructed or rebuilt under the provisions of this act shall be [macadam telford or other stone road or constructed of brick gravel cinder oyster-shells or other good] constructed of such materials or combination of materials in such manner that the same of whatever material constructed will with reasonable repairs thereto at all seasons of the year be firm smooth and convenient for travel Provided That the kind of materials to be used on any particular highway or part thereof to be built shall be decided or selected by the [State Highway Commissioner] Secretary of Highways before the contract is let And provided further That all State Highways shall be constructed and improved to the width of not less than [twelve (12) feet] nine (9) feet

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 832, as follows:

An Act providing for the relocation and change of width grades and lines of State highways in boroughs by the Secretary of Highways with the approval of the Governor and commissioners of the proper county and for the payment of damages occasioned thereby by the county and repealing certain acts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in the construction reconstruction maintenance and repair of any State highway within the limits of any borough it shall appear to the Secretary of Highways that any part or portion of such State highway within the borough is dangerous or inconvenient to the traveling public in its present location either by reason of width grades dangerous turns or other local conditions or that the expenses of the Commonwealth in the construction or maintenance and repair thereof would be too great or unreasonable and could be materially reduced or lessened by a divergence from the existing road the Secretary of Highways with the approval of the Governor and commissioners of the proper county may change alter or establish the width grades or lines of any such State highway in a borough before or after construction reconstruction or improvement of the same not however exceeding the maximum width fixed by law for public roads

Section 2 Whenever the Secretary of Highways shall change alter or establish the width grades or lines of any such State highway within a borough he shall cause a description and plan thereof to be made showing the said line of State highway and the established width thereof and shall attach thereto his acknowledgment Whereupon such description plan and acknowledgment shall be recorded in the office of the recorder of deeds of the proper county in the book kept for such purposes by the recorder of deeds All costs of the recording as herein provided shall be borne and paid by the county

Section 3 Before the Secretary of Highways shall undertake the construction or improvement of any State Highway in a borough wherein a change of width or existing lines and location is necessary and damages are likely to result to abutting property he shall notify the county commissioners of the proper county in writing of the contemplated change in such existing lines and location whereupon the county commissioners when possible shall enter into an agreement with the owner or owners of said property as to the amount of damages to be paid to the said owner or owners which damages if agreed upon shall be paid by the county

In case no agreement satisfactory to the county commissioners and the said owner or owners can be made the Secretary of Highways may not proceed with the work of construction and improvement unless the county commissioners agree that the said Secretary may proceed and in such cases the owner or owners of said property damaged thereby or the county commissioners may present their petition to the court of quarter sessions for the appointment of viewers to ascertain and assess such damages The proceedings upon said petition and by viewers shall be governed by existing laws relating to the ascertainment and assessment of damages for opening public highways and such damages when ascertained shall be paid by the county in which the State highway is located and the county shall also provide for the removal of all structures within the lines of the highway

Section 4 That the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws fifteen hundred ninety-six entitled "An act providing for the relocation and change of width and lines of State highways in boroughs by the Secretary of Highways with the approval of the Governor and commissioners of the proper county and for the payment of damages occasioned thereby by counties" and all acts and parts of acts inconsistent with this act are hereby repealed provided however That all proceedings heretofore undertaken by the County Commissioners and the Secretary of Highways for the relocation of any State highway route or intersecting street in any borough or boroughs are hereby declared to be valid and effective for the purposes therein expressed and all suits actions or other proceedings for the assessment of damages shall continue and remain in full force and effect and may be prosecuted as though begun under this act

Section 5 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 838 (House Bill No. 801), entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 846 (House Bill No. 1108), as follows:

An Act to amend section one as amended section seven and thirteen of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating the said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" regulating the personnel of the board in certain contingencies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" which was amended by the act approved the first day of Man one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred thirteen) entitled "An act to amend section one of the act approved the eleventh day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred sixty-one) entitled 'An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violations hereof'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for an improved and impartial selection of persons to serve as jurors in the several courts civil and criminal of counties of the second class there is hereby created a commission to be known as the "Commission for the Selection of Jurors" hereinafter called "commission" Said commission shall consist of three members One of said members shall be the president judge of the court of common pleas of the respective county [whose duty it shall be to preside at and oversee the drawing of jurors as hereinafter provided] In the event the president judge is unable by reason of illness or other cause to temporarily perform the duties imposed on him under the provisions of this act he may temporarily appoint another judge of said court to perform his duties . The other two members of said commission shall be chosen by the qualified electors of said county at the municipal elections at which other county officers are chosen Provided however That in no event shall both of said elective members of the commission be members of the same political party but the majority political party in said county shall elect one of said elective commissioners and the other shall be the candidate for such office receiving the highest number of votes of the next ranking or minority political party the elective members of the commission to be chosen for a term of four years Any jury commissioner shall be eligible for re-election for any number of terms In the event that two of the members of the commission are unable by reason of illness or other cause to temporarily perform the duties imposed upon them in the selection of taxables to serve as jurors or in the drawing from the jury wheel the remaining member if he the president judge or judge appointed to act in the place of the president judge may act alone

Section 2 That section seven of said act is hereby amended to read as follows

Section 7 After obtaining the said list of taxables the said commission shall meet forthwith and two members shall constitute a majority for such meeting [providing one of the members is the president judge of the court of common pleas belonging upon said commission] and shall select from the said list of taxables every fiftieth name beginning with the first name on said list then the fifty-first name and so continuing until the whole of said list of taxables has been passed through and then shall proceed in a similar manner by selecting the second name on said list and then the fifty-second name and so continue until the list has been passed through if necessary to procure the number of jurors designated to serve for the ensuing year as hereinafter provided and said procedure shall be followed until a sufficient number has been procured from said list of taxables to supply with jurors the several courts civil and criminal of the respective county holding jury trials In each succeeding year after the first year the same procedure in the selection of names from the list of taxables shall be followed beginning however with the fiftieth name after the last name drawn in the year last preceding Provided however That if less than fifty names remain on the said list of taxables after the last name selected in the preceding year then the selection shall continue by beginning at the head of the list as hereinbefore provided No person shall be selected to serve as a juror if two members of said commission shall find that such person is disqualified for service under the provisions of this act

Section 3 That section thirteen of said act is hereby amended to read as follows

Section 13 When and as such venires are received from the several courts the sheriff and the commission shall thereupon fix a day at which the members of the commission or a majority of them shall attend [Provided One of such majority shall be the president judge of the court of common pleas In the event that the president judge of the court of common pleas is unable by reason of illness or other cause to temporarily perform the duties herein imposed upon him he may temporarily appoint another judge of the court of common pleas to perform such duties and] In the presence of the members of the commission the said sheriff shall draw from said jury wheel the number of names required by the said venire or venires and a permanent record of the names withdrawn together with the occupation and residence address of each shall be made in the form of a list thereof as part of the minutes of the said meeting of the commission and the sheriff and the members of the commission attending shall sign their names certifying to the correctness of said list and that the law has been complied with in the drawing thereof and a certified copy of such minutes including said list shall be attached by the sheriff to the return made upon the writ of venire and shall be returned with said writ on the return day thereof to the court for which such venire was drwan and the persons so drawn shall forthwith be summoned to appear at the time and before the court designated in the venire and it shall be the duty of the sheriff to summon at least ten days before the return of venire the persons whose attendance shall be thereby required by delivering to each of the said persons a separate ticket in the customary form specifying the duty enjoined or by leaving such ticket at their usual places of abode respectively

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 860 (House Bill No. 1491), entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed or a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 865, as follows:

An Act to amend section thirty of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred sixty-one)entitled "An act relating to executions" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred sixty-one) entitled "An act relating to executions" is hereby amended to read as follows

Section 30 And no citizen of this Commonwealth shall be arrested or imprisoned by virtue of any such writ for any sum of money less than [five dollars and thirty-four cents] one hundred dollars due or recovered in any action [for the breach of any contract made since the fourth day of July one thousand eight hundred and thirty-three]

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 900 (House Bill No. 1428), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 903, as follows:

An Act to amend sections two hundred and two hundred and two as amended of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" removing the exemption of the county of Lycoming which retained the existing poor districts and the existing number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief thereby creating a county unit poor district administered by county commissioners abolishing local poor districts in said county and repealing general local and special laws inconsistent therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" which was amended by section one of the act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred eight) entitled "An act to amend sections two hundred and two hundred and two of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled 'An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto' as amended by removing the exemption of the county of Clinton retaining the existing poor districts and the existing number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief thereby creatnig a county poor district administered by county commissioners" is hereby further amended to read as follows

Section 200 Each County Made a District with Five Exceptions For the purpose of furnishing relief to poor persons giving them employment and carrying out the provisions of this act each county of this Commonwealth is hereby created a district to be known as "................... County Poor District" Provided however

(a) The several poor districts within the county of Philadelphia shall remain as at present fixed and administered and shall not become subject to any of the provisions of this act

(b) The poor districts within the county of Allegheny shall remain as at present fixed and administered and shall not become subject to any of the provisions of this act

(c) Out of the county of McKean shall be excepted the city of Bradford which shall continue a separate poor district as at present

(d) The counties of Carbon Fulton Cameron Luzerne Centre Columbia [Lycoming] Montour Northumberland Susquehanna Wayne and Lackawanna shall be excepted herefrom so far as relates to the territorial subdivision thereof into districts

(e) The poor district in Westmoreland County whose corporate name is the Directors of a Home for the Destitute of the County of Westmoreland shall retain its name and be administered as at present

Section 2 That section two hundred and two of said act which was amended by section two of said amending act is hereby further amended to read as follows

Section 202 Poor District System Preserved in Excepted Territory In the counties of Carbon Fulton Cameron Centre Columbia Lackawanna [Lycoming] Montour Luzerne Northumberland Susquehanna and Wayne the number of directors overseers and authorities in charge of said districts the manner of their election or appointment and the administrative system of giving poor relief shall continue as now vested by law but all of said poor districts shall for all other purposes be subject to the provisions of this act

Section 3 The several city borough township and other poor districts as now existing in said county of Lycoming are hereby abolished as and when the county district is fully organized and ready to receive and care for the poor of said local poor districts as provided in the act to which this is an amendment

Section 4 All acts and parts of acts general local and special inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 915, as follows:

An Act to amend section one of the act approved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred eighty-four) entitled "An act to authorize courts of common pleas to issue writs of subpæna requiring witnesses to attend and testify under oath and produce books or papers before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts" by extending its provisions to the Supreme Court of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred eighty-four) entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath and produce books or papers before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That upon the application of any committee composed of members of the bar of any court of common pleas or of the Supreme Court of this Commonwealth appointed with the approval of the president judge of said court or of the Chief Justice or by the Supreme Court for the purpose of investigating charges against the professional conduct of members of the bar of said court and said court is hereby empowered to cause to be issued its subpoena directed to any person whom such committee may desire to examine in connection with any such charges requiring such person to appear before such committee and under oath administered by such committee to testify all and singular those things which such person shall know concerning such charges as well as to produce any books or papers relevant thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 918, as follows:

An Act providing for joint action by Pennsylvania and New Jersey in the development of the ports on the lower Delaware River and the improvement of the facilities for transportation across the river authorizing the Governor for these purposes to enter into an agreement with New Jersey creating the Delaware River Joint Commission and specifying the powers and duties thereof including the power to finance projects by the issuance of revenue bonds transferring to the new Commission all the powers of the Delaware River Bridge Joint Commission and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized to enter into a compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey in substantially the following form that is to say

AGREEMENT
Between
THE COMMONWEALTH OF PENNSYLVANIA
AND
THE STATE OF NEW JERSEY
CREATING THE DELAWARE RIVER JOINT COMMISSION AS A BODY CORPORATE AND POLITIC AND DEFINING ITS POWERS AND DUTIES

Whereas The Commonwealth of Pennsylvania and the State of New Jersey are the owners of a certain bridge across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey and

Whereas The Pennsylvania Commission existing by virtue of Act Number three hundred thirty-eight of the Commonwealth of Pennsylvania approved July ninth one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fourteen) and acts amendatory thereof and supplementary thereto and the New Jersey Interstate Bridge Commission existing by virtue of Chapter two hundred seventy-one of the Laws of New Jersey of one thousand nine hundred and twenty-nine and act amendatory thereof and supplementary thereto are acting jointly under the name of the Delaware River Bridge Joint Commission in connection with the operation and maintenance of said bridge and

Whereas The interests of the people of the two States will be best served by consolidating the two commissions in corporate form and granting additional powers and authority thereto with reference to the said bridge and to other and further means of communication between the two States in the vicinity of Philadelphia and Camden and

Whereas Additional transportation facilities between the two States in the vicinity of Philadelphia and that part of New Jersey opposite thereto will be required in the future for the accommodation of the public and the development of both States and

Whereas Both States have mutual interests in the development of the Delaware River from Philadelphia and Camden to the Sea and particularly in developing the facilities and promoting the more extensive use of the ports of Philadelphia and Camden by both coastwise and trans-Atlantic vessels and

Whereas It is highly desirable that there be a single agency of both States empowered to further the aforesaid interests of both States

Now Therefore The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

ARTICLE I

There is hereby created a body corporate and politic to be known as The Delaware River Joint Commission (hereinafter in this Agreement called "the Commission") which shall constitute the municipal corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and which shall be deemed to be exercising an essential governmental function in effectuating such purposes to wit

(a) The operation and maintenance of the bridge owned by the two States across the Delaware River between the City of Philadelphia in the Commonwealth of Pennsylvania and the City of Camden in the State of New Jersey including its approaches and the making of additions and improvements thereto

(b) The effectuation establishment construction operation and maintenance of railroad or other facilities for the transportation of passengers across the said bridge including extensions thereof to the vicinity of Race Street and Eighth Street in the City of Philadelphia and to the vicinity of Carman Street and Haddon Avenue in the City of Camden

(c) The investigation of the necessity for additional means of communication between the Commonwealth of Pennsylvania in the vicinity of Philadelphia and the State of New Jersey oppposite thereto and between the ports of Philadelphia and Camden and the Sea and making of such studies surveys and estimates as may be necessary to determine the feasibility and cost of any such additional means of communication whether the same be by bridge tunnel canal or otherwise and

(d) Cooperation with all other bodies interested in concerned with or affected by the promotion development or use of the Delaware River

(e) The procurement from the government of the United States of any consents which may be requisite to enable any project within its powers to be carried forward

(f) The promotion and development of the Delaware River as a highway of commerce between Philadelphia and Camden and the Sea

(g) The promotion of increased commerce on the Delaware River both freight and passenger and for this purpose the publication of such literature and the adoption of such means as may be deemed appropriate

(h) The improvement of terminal lighterage wharfage warehouse and other facilities necessary for the promotion of commerce on the Delaware River

(i) Institution through the Attorneys General of Pennsylvania and New Jersey of or intervention in any litigation involving rates preferences rebates or other matters vital to the interests of the ports of the Delaware River

(j) Any other functions which may be of mutual benefit to the Commonwealth of Pennsylvania and the State of New Jersey insofar as concerns the promotion and development of the ports of Philadelphia and of Camden and the use by commercial vessels of their facilities

ARTICLE II

The Commission shall consist of sixteen Commissioners eight resident voters of the Commonwealth of Pennsylvania and eight resident voters of the State of New Jersey

The first eight Commissioners for the Commonwealth of Pennsylvania shall be the Governor of the Commonwealth the Auditor General the State Treasurer the Mayor of the City of Philadelphia and the four additional persons now serving as members of the Pennsylvania Commission

The first eight Commissioners for the State of New Jersey shall be the eight individuals now holding office as members of the New Jersey Interstate Bridge Commission existing by virtue of Chapter two hundred seventy-one of the Laws of said State of one thousand nine hundred and twenty-nine approved May sixth one thousand nine hundred twenty-nine and acts amendatory thereof and supplementary thereto which said eight individuals are hereby appointed by said State as such Commissioners who shall serve for their unexpired terms as members of the New Jersey Interstate Bridge Commission Succeeding Commissioners shall be elected by the Legislature to serve for terms of five years

For the Commonwealth of Pennsylvania the Governor the Auditor General the State Treasurer and the executive head of the City of Philadelphia in office at the time shall always be members of the Commission and whenever a vacancy occurs in the appointive membership of the Commission the Governor shall appoint a member to serve for a term of five years from the date of his appointment

For the State of New Jersey whenever a vacancy in the office of Commissioner shall occur such vacancy shall be filled for the unexpired term by the Legislature If the Legislature shall not be in session when the vacancy occurs such vacancy shall be filled by the Governor and such appointee shall hold office until the Legislature convenes

All Commissioners shall continue to hold office after the expiration of the terms for which they are appointed or elected unless and until their respective successors are appointed and qualified but no period during which any Commissioner shall hold over shall be deemed to be an extension of his term of office for the purpose of computing the date on which his successor's term expires

ARTICLE III

The Commissioners shall have charge of the Commission's property and affairs and shall for the purpose of doing business constitute a board but no action of the Commissioners shall be binding unless a majority of the members of the Commission from Pennsylvania and a majority of the members of the Commission from New Jersey shall vote in favor thereof

ARTICLE IV

For the effectuation of its authorized purposes the Commission is hereby granted the following powers

(a) To have perpetual succession

(b) To sue and be sued

(c) To adopt and use an official seal

(d) To elect a chairman vice-chairman secretary and treasurer and to adopt suitable by-laws for the management of its affairs The secretary and treasurer need not be members of the Commission

(e) To appoint such other officers and such agents and employes as it may require for the performance of its duties and fix and determine their qualifications duties and compensation

(f) To enter into contract

(g) To acquire own hire use operate and dispose of personal property

(h) To acquire own use lease operate and dispose of real property and interests in real property and to make improvements thereon

(i) To grant the use of by franchise lease or otherwise and to make charges for the use of any property or facility owned or controlled by it

(j) To borrow money upon its bonds or other obligations either with or without security

(k) To exercise the right of eminent domain

(l) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate operate or control

(m) In addition to the foregoing to exercise the powers duties authority and jurisdiction heretofore conferred and imposed upon the aforesaid Pennsylvania Commission and upon the aforesaid New Jersey Interstate Bridge Commission severally or upon both of said Commissions jointly by the Commonwealth of Pennsylvania or the State of New Jersey or both of the said two States and

(n) To exercise all other powers not inconsistent with the constitutions of the two States or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers except the power to levy taxes or assessments and generally to exercise in connection with its property and affairs and in connection with property within its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs

ARTICLE V

If for any of its authorized purposes (including temporary construction purposes) the Commission shall find it necessary or convenient to acquire any real property in the Commonwealth of Pennsylvania or the State of New Jersey whether for immediate or future use the Commission may find and determine that such property whether a fee simple absolute or a lesser interest is required for public use and upon such determination the said property shall be deemed to be required for a public use until otherwise determined by the Commission and with the exceptions hereinafter specifically noted the said determination shall not be affected by the fact that such property has theretofore been taken for or is then devoted to a public use but the public use in the hands or under the control of the Commission shall be deemed superior to the public use in the hands or under the control of any other person association or corporation

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the Commonwealth of Pennsylvania for any reason whatsoever then the Commission may acquire such real property in the manner provided by act number three hundred and thirty-eight of the Commonwealth of Pennsylvania approved July ninth one thousand nine hundred and nineteen and amendatory thereof and supplementary thereto for the acquisition of real property by the aforesaid Pennsylvania Commission

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the State of New Jersey for any reason whatsoever then the Commission may acquire and is hereby authorized to acquire such property whether a fee simple absolute or a lesser interest by condemnation or the exercise of the right of eminent domain either under and pursuant to the provisions of the act of the State of New Jersey entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of one thousand nine hundred approved March twentieth one thousand nine hundred and acts amendatory thereof and supplementary thereto or under and pursuant to the provisions of an act entitled "An act concerning and regulating acquisition and taking of lands by the State of New Jersey or any agency thereof providing a procedure therefor and the manner of making compensation for lands so taken" approved April twenty-first one thousand nine hundred and twenty and the various acts amendatory thereof and supplementary thereto

The power of the Commission to acquire real property by condemnation or the exercise of the power of eminent domain in the Commonwealth of Pennsylvania and the State of New Jersey shall be a continuing power and no exercise thereof shall be deemed to exhaust it

The Commission and its duly authorized agents and employes may enter upon any land in the Commonwealth of Pennsylvania or the State of New Jersey for the purpose of making such surveys maps or other examinations thereof as it may deem necessary or convenient for its authorized purposes

However anything to the contrary contained in this compact notwithstanding no property now or hereafter vested in or held by any county city borough village township or other municipality shall be taken by the Commission without the consent of such municipality unless expressly authorized so to do by the Commonwealth or State in which such municipality is located All counties cities boroughs villages townships and other municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania and the State of New Jersey notwithstanding any contrary provisions of law are hereby authorized and empowered to grant and convey to the Commission upon its request but not otherwise upon reasonable terms and conditions any real property which may be necessary or convenient to the effectuation of its authorized purposes including real property already devoted to public use

The Commonwealth of Pennsylvania and the State of New Jersey hereby consent to the use and occupation by the Commission of any real property of the said two States or of either of them which may be or become necessary or convenient to the effectuation of the authorized purposes of the Commission including lands lying under water and lands already devoted to public use

The term "real property" as used in this compact includes lands structures franchises and interests in land including lands under water and riparian rights and any and all things and rights usually included within the said term and includes not only fees simple absolute but also any and all lesser interests such as easements rights of way uses leases licenses and all other incorporeal hereitaments and every estate interest or right legal or equitable including terms of years and liens thereon by way of judgments mortgages or otherwise and also claims for damage to real estate

ARTICLE VI

The control operation tolls and other revenues of the aforesaid existing bridge across the Delaware River between the City of Philadelphia and the City of Camden and of all real and personal property appurtenant thereto or used in connection therewith shall vest in the Commission on the first day of July one thousand nine hundred and thirty-one and the terms of the members of the aforesaid Pennsylvania Commission and the aforesaid New Jersey Interstate Bridge Commission shall cease and terminate on that date

On or before the thirtieth day of June one thousand nine hundred and thirty-two or as soon thereafter as practicable the Commission shall pay to the Commonwealth of Pennsylvania the State of New Jersey and the City of Philadelphia the following sums out of moneys raised by said Commission on its bonds or other obligations

(a) An amount equal to the moneys contributed by the Commonwealth of Pennsylvania toward the cost of acquiring property for and constructing said bridge and the approaches thereto and expenditures incident thereto with interest at the rate of four per centum per annum such interest to be computed from the dates on which installments of such funds were paid to the Delaware River Bridge Joint Commission by the said Commonwealth of Pennsylvania as shown by the records of its State Treasurer Less however the amount returned to the Commonwealth of Pennsylvania from the net revenues of the bridge between July first one thousand nine hundred and twenty-six and June thirtieth one thousand nine hundred and thirty-one and less interest at the rate of four per centum per annum upon such amount computed from the dates of repayment to the Commonwealth of Pennsylvania

(b) An amount equal to the moneys contributed by the State of New Jersey toward the cost of acquiring property for and constructing said bridge and the approaches thereto and expenditures incident thereto with interest theretofore actually paid by the State of New Jersey or accrued upon the bonds issued by said State to borrow money to pay its share of the cost of acquiring property for and construction of said bridge and approaches thereto and all expenditures incident thereto Less however the amount returned to the State of New Jersey from the net revenues of the bridge between July first one thousand nine hundred and twenty-six and June thirtieth one thousand nine hundred and thirty-one and less interest at the rate of four and one-fourth per centum per annum upon such amount computed from the dates of repayment to the State of New Jersey

(c) An amount equal to the moneys contributed by the City of Philadelphia toward the cost of acquiring property for and constructing said bridge and the approaches thereto and expenditures incident thereto with interest theretofore actually paid by the City of Philadelphia or accrued upon the bonds issued by said city to borrow money to pay its share of the cost of acquiring property for and construction of said bridge and approaches thereto and all expenditures incident thereto Less however the amount returned to the City of Philadelphia from the net revenues of the bridge between July first one thousand nine hundred and twenty-six and June thirtieth one thousand nine hundred and thirty-one and less interest at the rate of four and one-fourth per centum per annum upon such amount computed from the dates of repayment to the City of Philadelphia

(d) As soon as is practicable subsequently to July first one thousand nine hundred and thirty-one the Commission shall determine with the Commonwealth of Pennsylvania the State of New Jersey and the City of Philadelphia the net amounts due to each respectively as of the first day of July one thousand nine hundred and thirty-one and from that date until the date of payment interest shall be paid by the Commission to the Commonwealth of Pennsylvania at the rate of four per centum per annum and the State of New Jersey and the City of Philadelphia at the rate of four and one-fourth per centum per annum

(e) The amount payable by the Commission to the Commonwealth of Pennsylvania as aforesaid shall be paid to the State Treasurer of the Commonwealth of Pennsylvania upon a voucher signed and audited by said State Treasurer who is hereby authorized to consummate the said transaction The amount payable to the State of New Jersey shall be paid to the Comptroller of said State upon a voucher signed and audited by said Comptroller who is hereby authorized to consummate the said transaction The amount payable to the City of Philadelphia shall be paid to the Treasurer of the said City upon a voucher signed and audited by said Treasurer who is hereby authorized to consummate the said transaction Upon the receipt of the proper payment each of said officials shall certify to the Delaware River Joint Commission that all moneys payable by the Delaware River Joint Commission to the Commonwealth State or or City as the case may be have been duly paid

(f) Nothing herein contained shall be construed to affect diminish or impair the rights and obligations created by or to repeal any of the provisions of chapter three hundred and fifty-two of the Laws of New Jersey of one thousand nine hundred and twenty and chapter two hundred and sixty-two of the Laws of New Jersey of one thousand nine hundred and twenty-four

(g) Of the money paid to the State of New Jersey under the provisions of this agreement there shall be paid to the Sinking Fund Commission created by the provisions of the foregoing statutes such sum or sums as said Sinking Fund Commission may deem necessary to meet the then existing indebtedness and obligations set forth in said statutes together with such interest and other charges as may be due or may grow due The amount if any thus to be paid to the Sinking Fund Commission shall be arrived at and determined by said Sinking Fund Commission within ninety days after payment is made to the State of New Jersey pursuant to the provisions of this agreement The moneys to be paid to and received by said Sinking Fund Commission are hereby appropriated by the State of New Jersey and are to be used for sinking fund purposes according to law

No failure on the part of the Commission to make the aforesaid payments shall affect diminish or impair the rights of the holders of any bonds or other securities or obligations of said Commission as security for which the tolls and other revenues of the said bridge may be pledged

ARTICLE VII

To provide moneys for making the payments directed to be made in Article Six and for establishing and constructing the facilities and improvements to be authorized under the provisions of Article One The Delaware River Joint Commission and for carrying forward any other project proposed by the Commission and approved by the Legislatures of Pennsylvania and New Jersey (hereinafter in this Article referred to as the "Commission") is hereby authorized to provide by resolution at one time or from time to time for the issuance of its revenue bonds the principal and interest of each issue of which bonds shall be payable from a fund to be created therefor by said resolution and to be maintained solely from the tolls rents rates and other charges which the Commission is authorized to pledge under the provisions of Article Eight hereof

Such bonds shall bear interest at not more than six per centum per annum payable semi-annually and shall mature at such time or times not more than forty years from their date or dates as may be determined by the Commission and may be made redeemable before maturity at the option of the Commission to be exercised by the Commission at such price and under such terms and conditions as may be fixed by the Commission prior to the issuance of the bonds The principal and interest of such bonds may be made payable in any lawful medium The Commission shall determine the form and manner of execution of the bonds and any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the State of New Jersey or the Commonwealth of Pennsylvania In case any of the officers whose signatures appear on the bond or coupons shall cease to be such officers before the delivery of such bonds such signatures shall nevertheless be valid and sufficient for all purposes the same as if they had remained in office until such delivery All such bonds shall be and shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments laws of the State of New Jersey and the Commonwealth of Pennsylvania Provision may be made for the registration of any bonds in the name of the owner as to principal alone and also as to both principal and interest

The Commission may sell the bonds in such manner and for such price as it may determine to be for the best interests of the Commission such sale to be made at a price not lower than a price which computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values will show a net return of six per centum per annum to the purchaser upon the amount paid therefor prior to the preparation of definitive bonds the Commission may under like restrictions issue temporary bonds with or without coupons exchangeable for definitive bonds upon the issuance of the latter Such revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this agreement All moneys received from any such bonds shall be applied solely to the purposes for which they shall be issued or to the appurtenant sinking fund and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of the holders of such bonds or the trustee hereinafter provided for in respect of such bonds if there be such trustee

In the discretion of the Commission each or any issue of such bonds may be secured by a Trust Indenture by and between the Commission and a Corporate Trustee which may be any trust company or bank having the powers of a trust company in any State of the Union but no such Trust Indenture shall convey or mortgage the bridge or any part thereof Such Trust Indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper not in violation of law including covenant setting for the duties of the Commission in relation to the maintenance operation repair and insurance of the bridge and the custody safeguarding and application of all moneys and establishing and constructing such additional facilities and improvements Such Trust Indenture may further provide that any or all facilities and improvements shall be established or constructed and paid for under the supervision and approval of consulting engineers employed or designated by the Commission and satisfactory to the purchasers of the bonds issued therefor their successors assigns or nominees who may be given the right to require that the security given by contractors and by any depository of the proceeds of such bonds be satisfactory to such purchasers successors assigns or nominees Such Indenture may set forth the rights and remedeies of the bondholders and Trustee restricting the individual right of action of bondholders as is customary in trust indentures securing bonds of private corporations All expenses incurred in carrying out such Trust Indenture may be treated as a part of the cost of maintenance operation and repair of the bridge or other project as the case may be

Any holder of any such bonds or of any of the coupons attached thereto and the Trustee if any except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds or by the Trust Indenture may either at law or in equity by suit action mandamus or other proceeding in any court of competent jurisdiction in the State of New Jersey or in the Commonwealth of Pennsylvania protect and enforce any and all rights granted hereunder or under such resolution or Trust Indenture and may enforce and compel performance of all duties required by this agreement or by such resolution or Trust Indenture to be performed by the Commission

Notwithstanding any provisions of this agreement the Commission shall have no power to pledge the credit of the Commonwealth of Pennsylvania or the credit of the State of New Jersey or the credit of any county city borough village township or other municipality of said Commonwealth or of said State or to create any debt of said Commonwealth or of said State or of such municipality

ARTICLE VIII

The Commission is hereby authorized to make and enforce such rules and regulations and to establish levy and collect (or authorize by contract franchise lease or otherwise the establishment levying and collection of such tolls rents rates and other charges in connection with aforesaid existing bridge across the Delaware River and any other properties which it may hereafter construct erect acquire own operate or control as it may deem necessary proper desirable and reasonable which said tolls rents rates and other charges shall be at least sufficient to meet the expenses thereof including interest and sinking fund charges and the Commission is hereby authorized and empowered to pledge such tolls rates rents and other revenues or any part thereof either presently received or to be received in the future or both or any of its property as security for the repayment with interest of any moneys borrowed by it or advanced to it for any of its authorized purposes and as security for the satisfaction of any other obligation assumed by it in connection with such loans or advances

ARTICLE IX

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other securities or obligations of the Commission for which there may or shall be pledged the tolls rents rates or other revenues or any part thereof of any property or facility owned operated or controlled by the Commission (including the said bridge across the Delaware River and the facilities for the transportation of passengers across the said bridge) that (so long as any of said bonds or other securities or obligations remain outstanding and unpaid and unless and until adequate provision is made by law for the protection of those advancing money upon such obligations) the Commonwealth and the said State will not diminish or impair the power of the Commission to own operate or control said properties and facilities or to establish levy and collect tolls rents rates and other charges in connection with such properties or facilities

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other securities or obligations of the Commission for which the tolls rents rates or other revenues or any part thereof of the aforesaid existing bridge across the Delaware River shall have been pledged that the said Commonwealth and the said State will not authorize or permit the authorization of the construction operation or maintenance of any additional vehicular bridge or tunnel or any additional bridge or tunnel having railroad or other facilities for the transportation of passengers between the said Commonwealth and the said State over or under the Delaware River by any other person or body than the Commission within a distance of ten miles in either direction from the said bridge measured along the boundary line between the said Commonwealth and the said State

ARTICLE X

The bonds or other securities or obligations which may be issued by the Commonwealth for any of its authorized purposes and as security for which there may be pledged the tolls rents rates and other revenues or any part thereof of any properties or facilities owned operated or controlled by the Commission (including the aforesaid existing bridge across the Delaware River and the aforesaid facilities for the transportation of passengers across the said bridge) are hereby made securities in which all State and municipal officers and bodies of the Commonwealth of Pennsylvania and State of New Jersey all banks bankers trust companies savings banks saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth of Pennsylvania or of the State of New Jersey may properly and legally invest any funds including capital belonging to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or agency of the Commonwealth of Pennsylvania or the State of New Jersey for any purpose for which the deposit of bonds or other obligations either of the Commonwealth or of the State is now or may hereafter be authorized

ARTICLE XI

The effectuation of its authorized purposes by the Commmission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the State of New Jersey for the increase of their commerce and prosperity and for the improvement of their health and living conditions and since the Commission will be performing essential governmental functions in effectuating said purposes the Commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for such purposes and the bonds or other securities or obligations issued by the Commission their transfer and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania and the State of New Jersey

ARTICLE XII

The Commission shall make annual reports to the Governors and Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey setting forth in detail its operations and transactions and may make such additional reports from time to time to the Governors and Legislatures as it may deem desirable

Whenever the Commission after investigation and study shall have concluded plans with estimates of cost and means of financing any new project other than those described in Article one subdivision (b) hereof for transportation across or under the Delaware River within the area hereinbefore described any new project for the improvement of the Delaware River's port facilities or any other project for the mutual advantage of Pennsylvania and New Jersey and coming within the purposes for which it is created the Commission shall make to the Legislatures of each State a detailed report dealing only with the contemplated project and shall request of said Legislatures authority to proceed with the project described and it shall not be within the power of the Commission to construct erect or otherwise acquire any facility or project except those described in Article one subdivision (b) hereof unless and until the Legislatures of both States shall have authorized the Commission to proceed with the project outlined in its special report thereon

Section 2 Upon its signature on behalf of the State of New Jersey by the New Jersey Interstate Bridge Commission as above provided and by Governor on behalf of the Commonwealth of Pennsylvania the aforesaid Compact or agreement shall be and become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and The Delaware River Joint Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained in said Compact as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under said compact and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

Section 3 The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to the aforesaid Compact or agreement but in the absence of such consent and approval The Delaware River Joint Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress

Section 4 The sum of two hundred and fifty thousand dollars ($250,000) or as much thereof as may be necessary is hereby specifically appropriated to The Delaware River Joint Commission to be used by it together with a like appropriation made by the State of New Jersey for any of the purposes of the said Commission except the operation maintenance improvement or construction of new facilities for the existing bridge over the Delaware River between Philadelphia and Camden The money hereby appropriated shall be disbursed upon requisition of the Governor presented to the Auditor General who shall direct his warrant upon the State Treasurer in the usual manner

Section 5 This Act shall become effective on July first one thousand nine hundred and thirty-one provided by that date the State of New Jersey shall have passed a substantially similar act embodying the agreement between the two States herein set forth and making a like appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. CLIPPINGER. Mr. President, I move that Senate Bill No. 918, the bill just read, be recommitted to the Committee on Judiciary General.

Mr. BOWERS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 921, as follows:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section one hundred and fifty-four providing for a stenographer to the county solicitor in counties of the fourth class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding thereto section one hundred and fifty-four to read as follows

Section 154 Stenographer Fourth Class Counties In counties of the fourth class the county solicitor may with the consent of the county commissioners employ a stenographer as an assistant in his office who shall receive a salary of four hundred and eighty dollars per annum payable by the county

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 928 (House Bill No. 941), entitled:

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain presons to attend educational conferences and providing for the payment of the expenses of such persons

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 944 (House Bill No. 1502), entitled:

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and considera- of Senate Bill No. 950 (House Bill No. 830), entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for examination for teachers on subjects not included in their certificates.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 953 (House Bill No. 979), entitled:

An Act to amend the title and section one of the act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on" by permitting joinder of persons alone liable and defining rights of original defendant as to service of process

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 960, as follows:

An Act to amend section one hundred three as amended and section five hundred and one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies association or exchanges providing penalties and repealing existing laws" extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assmbly met and it is hereby enacted by the authority of the same That section one hundred three of the act approved the sevententh day of May on thousand nine hundred and twenty-one (Pamphlet Laws seven hundred eighty-nine) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" which was amended by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred ninety-one) entitled "An act to amend section one hundred and three of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws seven hundred and eighty-nine) entitled 'An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws' " is hereby further amended to read as follows

Section 103 APPLICATION OF ACT The provisions of this act shall apply to all companies associations and exchanges transacting any class of insurance business and to all insurance agents and insurance brokers The provisions of this act excepting sections two hundred and nineteen (219) three hundred and five (305) five hundred and one (501) five hundred and two (502) five hundred and four (504) five hundred and five (505) five hundred and six (506) five hundred and seven (507) five hundred and eight (508) five hundred and nine (509) five hundred and ten (510) and six hundred and seven (607) hereof shall not apply to fraternal benefit sicieties orders or associations conducted not for profit and having a lodge system with ritualistic form of work and representative form of government or to beneficial or relief associations conducted not for profit formed by churches societies classes firms or corporations with or without ritualistic form of work the privilege of membership in which are confined to the members of such churches societies or classes and to members and employes of such firms or corporations The provisions of this act excepting sections two hundred and thirteen (213) two hundred and fourteen (214) two hundred and sixteen (216) two hundred and nineteen (219) five hundred and one (501) five hundred and two (502) five hundred and three (503) five hundred and four (504) five hundred and five (505) five hundred and six (506) five hundred and seven (507) five hundred and eight (508) five hundred and nine (509) and five hundred and ten (510) hereof shall not apply to domestic mutual fire insurance companies of this Commonwealth incorporated under special acts of Assembly or under the act of May first one thousand eight hundred and seventy-six with unlimited or limited liability to assessment for payment of expenses and of losses and loss adjustments set forth in the policy contract or in the promissory notes attached to said policy

Section 2 That section five hundred and one of said act is hereby amended to read as follows

Section 501 SUSPENSION OF BUSINESS OF INSURANCE COMPANIES ET CETERA BY INSURANCE COMMISSIONER The Insurance Commissioner shall suspend the entire business of any domestic insurance company association or exchange fraternal benefit society or beneficial society and the business within this Commonwealth of any insurance company association or exchange or fraternal benefit society or beneficial society of another State or foreign government during its noncompliance with any provision of law obligatory upon it or whenever he shall find that its assets are insufficient to justify its continuance in business by suspending or revoking its certificate of authority granted by him If such insurance company association or exchange fraternal benefit society or beneficial society was incorporated organized or is operating without authority of law the commission shall have equal authority to suspend or dissolve as if a certificate of authority had been granted by law If upon examination or other evidence exhibited to him the Insurance Commissioner is of opinion that any insurance company association or exchange or fraternal benefit society or beneficial society or an officer or agent thereof has violated any provision of the insurance laws he shall report the facts to the Attorney General who under the direction of the insurance Commissioner shall take such legal action as the case may require

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 961, as follows:

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the ruffed grouse (bonasa umbellus) is hereby selected designated and adopted as the State game bird of Pennsylvania

Section 2 This act shall be in force and effect from and after its passage

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 974, as follows:

An Act relieving canal corporations owning any canals or other artificial waterways constructed by the Commonwealth as parts of its public works from the obligation to maintain the same for transportation purposes under certain conditions and authorizing such corporations to use sell or lease the waters of such canals and waterways for domestic manufacturing commercial and other lawful purposes and to use sell lease or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any canal corporation organized and existing under the laws of this Commonwealth which has heretofore acquired directly or indirectly any canal or other artificial waterway constructed by the Commonwealth as a part of its public works shall be relieved from any and every obligation and duty at law or in equity to maintain or keep in repair for transportation purposes such canal or waterway or any part thereof after such corporation shall have conveyed to the Commonwealth all of its right title and interest in and to such part or parts of the lands occupied by such canal or waterway as shall be mutually agreed upon by such canal corporation and the Department of Highways with the approval of the Governor

Section 2 Any such corporation may from time to time use sell lease or otherwise dispose of any portion or the whole of the waters of such canal or waterway for domestic manufacturing commercial and other lawful purposes whether the same shall flow in the canal itself or in mains or pipes constructed or laid along the right of way conveyed to the Commonwealth as hereinbefore provided and from time to time may use sell and convey in fee simple lease or otherwise dispose of that portion of the lands occupied by such canal or waterway and the property appurtenant thereto which shall not be conveyed to the Commonwealth as hereinbefore provided

Section 3 The Commonwealth acting through the Department of Highways may acquire by gift all or any part of the lands occupied by such canal or waterway and may thereafter sell or otherwise dispose of any portion of such lands not actually necessary for highway purposes upon such terms and conditions as the Governor may approve and deposit the proceeds in the Motor License Fund

Section 4 This act shall be in full force and effect upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 976, as follows:

An Act to amend an act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damage severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled ‘An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains’ by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled ‘An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals’ and an act entitled ‘To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars’ approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled ‘An act to provide for the incorporation and regulation of certain corporations’ approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by requiring the approval of the Commission to proposed changes in rates limiting the capitalization and financing of companies engaged in furnishing public utilities service the transfer of franchises and rights to furnish public utilities service and the holding of capital stock of such companies by similar companies or other corporations regulating mergers consolidations and reorganizations of such companies defining the duty of the court on appeals from orders of the Commission providing that orders of the Commission shall be prima facie evidence except in rate cases requiring the court on appeals to consider the testimony and providing assistance for ratepayers and municipalities in the prosecution of complaints against the rates tariffs service or facilities of public service companies through a People's Counsel Bureau in the Department of Justice and prescribing the duties of such Bureaus in connection therewith and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (f) of section one of article two of an act approved the twenty-sixth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and precedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled ‘An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains’ by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled ‘An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals’ and an act entitled ‘To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars’ approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled ‘An act to provide for the incorporation and regulation of certain corporations’ approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" is hereby amended to read as follows

(f) [To make no change in any tariff or schedule which shall have been filed or published or posted by any public service company in compliance with the preceding sections except after thirty days' notice to the commission and to the public posted and published in the manner form and places required with respect to the original tariffs or schedules which shall plainly state the exact changes proposed to be made in the tariffs or schedules then in force and whether an increase or decrease and the time when the proposed changes will go into effect and all such changes shall be shown by filing posting and publishing new tariffs or schedules or shall be plainly indicated upon the tariffs or schedules in force at the time and kept open to the public inspection Provided That the commission may in its discretion and for good cause shown allow changes in such tariffs or schedules upon less than thirty days' notice herein specified or upon other conditions And provided further That no rate practice or classification which shall have been determined by the commission shall be changed or discontinued by the public service company directly or through any change in classifications rules regulations contracts or practices within a period of three years after such determination without application to and the approval of the commission of which application thirty days' prior notice shall be given in the said tariffs or schedules to the public And provided further That it shall be the duty of every public service company when required by the commission to issue to its shippers consumers or other patrons a certificate or other evidence of payment made by them to it in excess of the prior established rate of an increase in which rate notice has been given to the commission and the public as aforesaid] To make no change in nor discontinue any rate practice or classification prescribed by any tariff or schedule which shall have been filed published or posted by any public service company in compliance with the preceding sections directly or through any change in classifications rules regulations contracts or practices without application to and authority therefor from the commission of the filing of which application simultaneous notice shall be given to the public by posting and publishing in the manner form and places required with respect to the original tariffs and schedules which notice shall plainly state the exact changes whether an increase or decrease and the date when application has been made to the commission for authority to put said changes into effect Provided however That if within thirty days of the presentation to the commission of said application no complaint is filed or inquiry and investigation upon the commission's own motion instituted concerning the propriety and lawfulness of such proposed change in rate practice or classification as hereinafter provided the said tariff or schedule shall upon the expiration of said thirty day period become effective without action upon said application by the commission and provided further That the commission may in its discretion and for good cause shown permit a decrease in rates or change in practice or classification resulting in a decrease in rates to become effective prior to the expiration of the thirty day period aforesaid

Section 2 That article three of said act is hereby amended by adding thereto the following section to be known as section thirteen and to read as follows

Section 13 (a) The term "company" as used in this section shall be construed to mean and include corporations engaged in the business in the Commonwealth of furnishing public utility service and which are subject to the jurisidiction of the Public Service Commission of the Commonwealth of Pennsylvania

(b) No company may issue stocks bonds notes or other evidences of indebtedness payable at periods of more than twelve months after the date thereof unless there shall have first been secured from the commission upon application an order authorizing such issue and fixing the amount thereof and stating the purposes to which the issue or proceeds thereof are to be applied and that in the opinion of the commission the issue of such stocks bonds notes or other evidences of indebtedness is necessary or proper (a) for the acquisition of property and/or for payment of labor and services rendered or (b) for the construction completion extension improvement or betterment to its facilities and/or service or (c) for the discharge or lawful refunding of its obligations or (d) for such other corporate purpose as shall be found necessary and proper by the commission or (e) for the reimbursement of moneys actually expended from income or derived from other resources or from any other moneys in the treasury of the corporation not secured by or obtained from the issue of stocks bonds or notes or other evidences of indebtedness of such company within ten years next prior to the filing of the application with the commission for the required authorization for any of the aforesaid purposes Provided That nothing herein contained shall prohibit the commission from giving its consent to the issue of stocks bonds notes or other evidences of indebtedness for the reimbursement of moneys heretofore actually expended from income for any of the purposes set forth in clauses (a) (b) (c) and (d) of this section prior to ten years next preceding the filing of an application therefor if in the judgment of the commission such consent should be granted but application for any such consent must be made prior to January first one thousand nine hundred and thirty-two and not thereafter And provided further That application under this section shall be promptly investigated and passed upon and when the commission finds that the issue of stocks bonds notes or other evidences of indebtedness involved is necessary and proper for any of the purposes set forth in clauses (a) (b) (c) and (d) of this section it shall make the order applied for Nothing hereinbefore contained shall authorize the issue of stocks bonds notes or other evidences of indebtedness payable at periods of more than twelve months after the date thereof for (a) the maintenance of service or replacements except where the cost exceeds the cost of the property replaced or (b) any other purposes which are reasonably chargeable to operating expenses or to income or (c) the value of any franchise or of the right to own operate or enjoy any franchise whatsoever in excess of the amount (exclusive of any tax or annual charge) actually paid to the State or to a political subdivision thereof as the consideration for the grant of such franchise or right and a reasonable amount expended by the company in securing any such franchise or right to be fixed by the commission Any company may issue notes for proper croporate purposes and not in violation of any provision of this act payable at periods of not more than twelve months without such consent but no such notes shall in whole or in part directly or indirectly be refunded by issue of stocks or bonds or by any evidence of indebtedness running for more than twelve months without the consent of the commission No company shall without the consent of the commission apply the proceeds of the issue of any stocks bonds notes or other evidences of indebtedness to any purpose not specified in the order of the commission

(c) Consolidation or mergers of two or more companies as now or hereafter provided by law shall be subject to the supervision and control of the commission and no such consolidation or merger shall be had without the authorization and approval of the commission The capital stock issued by a company formed by the merger or consolidation of two or more other companies shall not exceed the sum of the capital stock of the companies so consolidated or merged at the par value thereof or such sum and any additional sum actually paid in cash nor shall any contract for consolidation or merger be capitalized in the stock of any company whatever nor shall any company hereafter issue any bonds against or as a lien upon any contract for consolidation or merger The par value of the capital stock of any such consolidated or merged company when added to the bonds notes and other evidences of indebtedness issued or assumed by the consolidated or merged company shall not in any case exceed the value of the property involved and any additional sum or sums actually paid in in cash The words "par value" as used in this section shall in the case of no par value stock be construed to mean the stated capital of the company

(d) Reorganizations involving the issuance of stocks bonds notes and other evidences of indebtedness shall be subject to the supervision and control of the commission and no such reorganizations shall be had without the authorization of the commission Upon all such reorganizations the amount of capitalization including therein all stocks and bonds and other evidences of indebtedness shall be such as is authorized by the commission which in making its determination shall not permit the total amount thereof to exceed the value of the property involved and any additional sum or sums as shall be actually paid in in cash

(e) Nothing herein contained shall be construed to imply any guaranty or obligation as to any stocks bonds or other evidences of indebtedness issued after order or authorization by the commission on the part of the commission or this Commonwealth or any expression as to the desirability of such securities as investments nor shall the issuance of any order or authorization relating to such securities by the commission preclude the commission in any proceeding to determine the reasonableness of any rate from making a finding of fair value different than the total of such securities authorized

(f) No franchise or right to furnish any public utility service shall be assigned transferred or leased nor shall any contract or agreement with reference to or affecting any such franchise or right be valid or of any force or effect whatsoever unless the assignment transfer lease contract or agreement shall have first been approved by the commission The approval of the commission to the assignment transfer or lease of a franchise under this section shall not be construed to revive or validate any lapsed or invalid franchise or to enlarge or add to the powers and privileges contained in the grant of any franchise or to waive any forfeiture

(g) No company as defined in clause (a) of this section and no corporation of any description domestic or foreign shall hereafter purchase acquire or take as collateral security a majority of the voting capital stock of any company as defined in clause (a) of this section unless authorized so to do by the commission but a corporation now lawfully holding a majority of the voting capital stock of any company may acquire and hold the remainder or any portion thereof Nothing herein contained shall be construed to prevent the holding of stock heretofore lawfully acquired or to prevent upon the surrender or exchange of said stock pursuant to a reorganization plan the purchase acquisition taking or holding of a proportionate amount of stock of any new corporation organized to take over at foreclosure or other sale the property of any corporation whose stock has been thus surrendered or exchanged Every contract assignment transfer or agreement for transfer of any stock by or through any person or corporation to any corporation in violation of any provision of this section shall be void and of no effect and no such transfer or assignment shall be made upon the books of any such company or shall be recognized as effective for any purpose

(h) For the purpose of enabling the commission to determine whether it should make an order in any matter or proceeding under the provisions of this section the commission shall make such inquiry or investigation hold such hearings and examine such witnesses books papers documents or contracts as it may deem of importance in enabling it to reach a determination The commission may hold rehearings or amend modify or rescind its orders under this section On all such applications and any other person interested shall have the right of public hearing thereon and the commission's order in all such cases shall be predicated upon the record in the case

(i) Within thirty days after filing of any order or authorization or the refusal to make any order or authorization by the commission any party to the proceedings affected thereby may appeal therefrom to the Superior Court The said court is hereby clothed with exclusive jurisdiction throughout the Commonwealth for the purpose of hearing and determining any and all said appeals All appeals to the Superior Court shall be taken and prosecuted in the same manner and with the same effect as is provided in other cases on appeal to the Superior Court from the findings or orders of the commission

Section 3 That section four of article five of said act is hereby amended to read as follows

Section 4 Whenever [the commission receives notice] application is made to it for approval of any change proposed in any existing tariff or schedule [filed or posted under the provisions of this act it] the commission shall have power either upon complaint or upon its own motion and if it so orders without answer or other formal pleading by the interested public service company after notice to hold a public hearing and make investigations as to the lawfulness and propriety of such proposed change and of the new rate practice or classification After such hearing and investigation [whether completed before or after such change goes into effect] the commission may make such order in reference to the new rate practice or classification as would be proper in a proceeding initiated after the same had become effective At any such hearing involving any proposed increase in any rate the burden of proof to show that such increased rate is just and reasonable shall be upon the public service company Provided That the commission shall give to the hearing and decision of such questions preference over all other questions pending before it and decide the same as speedily as possible and in any event not later than one hundred and fifty days after the filing of such application

[The commission shall have power in its discretion and for good cause shown to permit changes in the tariffs or schedules filed and published upon less than the thirty days' notice specified in article two section one (g) of this act or upon other conditions which shall be just and reasonable]

The commission shall have power in its discretion for good cause shown to permit a decrease in rates or change in practice or classification resulting in a decrease in rates to become effective prior to the expiration of the thirty day period as provided in article two section one (f) of this act

[The commission shall also have power in its discretion where any notice of increase in any rates fares tolls or charges of a public service company has been filed to require by general rule or special order that such company shall furnish to its shippers consumers or other patrons a certificate or other evidence of payments made by them in excess of the prior established rate]

The commission shall have power in its discretion during the pendency of such hearings and investigations to prescribe and make effective a temporary rate or rates and in so doing to require the interested public service company to keep an accurate account in detail of all amounts received by reason of such temporary rate or rates specifying by whom or in whose behalf such amounts are paid and upon completion of the hearing and investigation to require the interested public service company to refund with interest to the person in whose behalf such amounts were paid such portion of such increased rates as by its decision shall be found not justified or to order the interested public service company to furnish to its shippers consumers or other patrons a certificate or other evidence of payments made by them in excess of the prior established rate

Section 4 That section twenty-two of article six of said act is hereby amended to read as follows

Section 22 At the hearing of the appeal the said court shall upon the record certified to it by the commission determine whether or not the order appealed from is reasonable and in conformity with law provided however in every appeal taken including those already taken and undetermined involving the question of the fixing of rates it shall be the duty of the said court to make its own findings based on an independent judgment of the law and the facts as well as on an appeal by a complainant as on an appeal by a Public Service Company

Section 5 That section twenty-three of article six of said act is hereby amended to read as follows

Section 23 In all such cases other than those involving the question of the fixing of rates the orders of the commission shall be prima facie evidence of the reasonableness thereof and the burden of proving the contrary shall be upon the appellant or appellants and in all appeals the notes of testimony taken before the commission or any of the members thereof duly certified under its seal and filed as aforesaid as a part of the record shall be considered by the court as the testimony in the case

Section 6 That article six of said act is hereby amended by adding thereto the following section to be known as section thirty-four one and to read as follows

Section 34 1 (a) That the word "bureau" as used in this act means the People's Counsel Bureau in the Department of Justice as created and established by this act

The word "commission" as used in this act means the Public Service Commission of the Commonwealth of Pennsylvania

The word "company" as used in this act shall be construed to mean and include individuals partnerships associations and corporations receivers and assignees engaged in the business in this Commonwealth of furnishing public utility service and which are subject to the jurisdiction of the Public Service Commission of the Commonwealth of Pennsylvania

The word "municipality" as used in this act shall be construed to mean and include any county city borough town township school district or poor district

The term "corporate authority" as used in this act shall be construed to mean and include the council of any city borough and town the county commissioners of any county the township commissioners of any township of the first class the township supervisors of any township of the second class the board of school directors of any school district and the directors overseers or managers of any poor district

The word "rate-payer" shall be construed to mean and and include any person copartnership association or corporation who or which pays or is charged with the rate or tariff collected or charged by a company for a service furnished or to be furnished or who or which is affected in any manner by the service or lack of facilities of a company

(b) The Attorney General shall establish in the Department of Justice a People's Counsel Bureau and shall appoint a Chief People's Counsel and an Assistant People's Counsel in charge thereof and such clerks stenographers and other employes as may be necessary to carry on the work of such Bureau The Chief People's Counsel and the Assistant People's Counsel shall be attorneys of experience and shall be residents of the Commonwealth and admitted to practice before the Supreme Court of the Commonwealth The salaries of the Chief People's Counsel and the Assistant People's Counsel and such clerks stenographers and employes as are appointed shall be fixed as provided by the Administrative Code of one thousand nine hundred and twenty-nine and shall be paid from appropriations made to the Department of Justice

(c) The Bureau shall upon request of any rate-payer or the corporate authorities of any municipality assist and/or have charge of and prepare present prosecute and try before the commission and on appeal before the courts of the Commonwealth any complaint or protest made by any rate-payer or any municipality against any schedule or proposed schedule of rates and tariffs or service or lack of facilities of any company furnishing public utility service in such municipality of the Commonwealth

(d) Whenever any rate-payer or the corporate authorities of any municipality within the Commonwealth shall be of the opinion that the schedule or any proposed schedule of rates and tariffs of a company are unjust unreasonable unfair discriminatory inadequate unduly or unreasonably preferential or that its service is inadequate or that the company is lacking in proper facilities or that any valuation placed on the plant or equipment of such company is unreasonable and unfair such rate-payer may or such corporate authorities may after resolution duly passed bring the matter in writing to the attention of the Bureau and shall specify particularly therein the cause of and reason therefor and request the Bureau to file a proper complaint or protest on behalf of the rate-payer or the municipality before the commission and against such company

(e) Upon receipt by the Bureau of any such complaint or protest from any municipality the said Bureau shall on behalf of the municipality and the public residing therein file a formal complaint or protest thereof in the manner provided by law with the commission Upon receipt by the Bureau of any such complain or protest from any rate-payer the Bureau shall make a preliminary investigation of the same and if in its opinion the same was well founded shall file a formal complaint or protest with the commission in the manner provided by law

(f) The Bureau upon the filing of any complaint or protest with the commission shall have power to require the accountants experts engineers and other employes of the commission to make a full factual inquiry and investigation into the matters complained of and upon completion of such inquiry and investigation to file a full report of its findings with the Bureau for its use in preparing and prosecuting such complaint on behalf of the rate-payer or the municipality If the Bureau shall be of the opinion that additional information not contained in the report is required it shall have power to require such accountants experts engineers and other employes of the commission to make further inquiry and investigation into the matters complained of or protested against and to make report to the Bureau

(g) If after examination of such report the Bureau shall be of the opinion that the complaint or protest made by the corporate authorities of such municipality is groundless and not well founded and that further proceedings thereon would be useless and of no benefit to the rate-payer or the municipality and the inhabitants residing therein the Bureau shall notify such rate-payer or the corporate authorities of such municipality of such opinion Such action by the Bureau shall in no way affect or prejudice the right of the rate-payer or the municipality from proceeding further with such complaint or protest in the manner provided by law In case of a municipality the corporate authorities thereof who filed such complaint or protest may after resolution duly passed request and require the Bureau to proceed further with such complaint or protest in the manner provided by law and to appear and act as counsel for such municipality in all proceedings in connection therewith

(h) If however the Bureau shall be of the opinion after an examination of such report that the complaint is justified and that there is grounds for a further prosecution thereof the said Bureau shall request the commission to fix a day for a hearing thereof which hearing shall be allowed by the commission in the manner and upon such notice to the parties affected as is now or may hereafter be provided by law and at such hearing and in all proceedings in connection therewith the Bureau shall appear and act as counsel for such rate-payer or municipality

Section 7 That section thirty-seven of article six of said act is hereby amended to read as follows

Section 37 Any president secretary treasurer or other officers of any public service company who shall knowingly affix his name or attestation to any certificate of stock trust certificate corporate bond note or other evidence of indebtedness or other security issued by any public service company or any director who shall knowingly assent to the issue of any such certificate of stock trust certificate corporate bond note or other evidence of indebtedness or other security of any such public service company in violation of any of the provisions or requirements of this act or of section seven of article sixteen of the Constitution or any officer or director knowingly making or assenting to any false statement in any certificate of notification required to be made to the commission by subsections (b) or (c) of section four of article three of this act or any officer director agent or employe of any such company knowingly making or assenting to any false statement in any application return or report required to be made to the commission by section thirteen article three of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay the costs of prosecution and a fine not exceeding five thousand dollars or undergo an imprisonment in the county jail for a term not exceeding five years either or both in the discretion of the court

Section 8 The provisions of these amendments shall become effective immediately upon the passage of this act and the approval thereof by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 978, as follows:

An Act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof such lien shall take effect from the date of issuance of the writ

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when a scire facias is sued out upon any judgment of record either for the purpose of reviving the lien thereof against the real estate of the person against whom the judgment is entered after such lien shall have been lost or for the purpose of extending the lien thereof to the after acquired real estate of such person the proceedings on such scire facias shall be as provided by law for such writs and shall be concluded without delay and if the lien is revived or extended by the court it shall be effective as of the date when the scire facias issued All such writs of scire facias shall be properly indexed in the judgment docket

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 980, as follows:

An Act to amend paragraph (g) of section fifteen of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" providing that certified copies of judgment liens against decedents may be filed in other counties wherein real estate of the decedent is situated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (g) of section fifteen of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organziation of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(g) All judgments which at the time of the death of a decedent shall be liens on real estate owned by said decedent at the time of his death or on real estate which shall have been conveyed by deed not duly recorded during his lifetime shall continue to bind such real estate during the term of five years from his death although such judgments be not revived by scire facias or otherwise after his death Such judgments shall during such term rank according to their priority at the time of such death and after expiration of such term such judgments shall not continue liens on the real estate of such decedent unless revived by scire facias or otherwise according to the laws regulating the revival of judgments Any judgment against such decedent which may be a lien upon real estate sold or aliened by such decedent during his life may be revived by writ of scire facias according to law and for the purpose of any such revival the writ of scire facias may be issued in the name of such decedent with the same force and effect as if it were issued in the name of his executors administrators or legal representatives but before any judgment shall be entered thereon the local representatives shall be made parties defendant and a scire facias shall be served on such legal representatives The prothonotary shall upon request furnish a copy of any such judgment which at the time of the death of a decedent is a lien on the real estate thereof which when certified under the seal of the court may be filed any time within one year after the death of the said decedent in any other county in which real estate sought to be charged with the debts of such decedent may be situate and when so filed shall be indexed against the estate of such decedent upon the judgment index in such county and shall be a lien against such real estate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 981, as follows:

An Act to further amend section twelve of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" by providing that corporations organized either for the supply storage or transportation of water and water power or for the supply of light heat and power by means of electricity and corporations formed by the merger or consolidation of such corporations may subscribe for take purchase hold and dispose of the bonds and stock of any company of the same character or may guarantee the payment of principal and interest of such bonds or either principal or interest or may lease and operate corporate property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" which was last amended by section one of the act approved the twenty-fourth day of March one thousand nine hundred and five (Pamphlet Laws fifty-six) entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved the twenty-ninth day of April Anno Domini one thousand eight hundred and seventy-four further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock of other corporations of the same character or to guarantee the payment of interest and principal of such bonds or either principal or interest or to lease and operate corporate property' approved the twenty-sixth day of June Anno Domini one thousand eight hundred and ninety-five correcting errors therein and validating all acts done in pursuance thereof" is hereby further amended to read as follows

Section 12 The stock of every corporation created under the provisions of this statute shall be deemed personal property and no shares shall be transferable until all previous calls thereon shall have been fully paid in or shall have been declared forfeited for the non-payment of calls thereon No note or obligation given by a stockholder whether secured by pledge or otherwise shall be considered as a payment of any part of the capital stock It shall and may be lawful for any corporation organized under the provisions of this act either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light or for the supply storage or transportation of water and water power for commercial and manufacturing purposes or for the supply of light heat and power by means of electricity and corporations formed by the merger or consolidation of corporations organized for the supply storage or transportation of water and water power for commercial and manufacturing purposes with corporations organized for the supply of light heat and power by means of electricity to subscribe for take purchase hold and dispose of the bonds or stock of any company of the same character incorporated under the provisions of this act or its supplements or guarantee the payment of said bonds and the interest thereon or either principal or interest or to enter into contracts for the use or lease of the corporate property real personal or mixed of such company upon such terms as may be agreed upon with the company or companies owning the same and to run use and operate such property in accordance with such contract or lease Provided That nothing herein contained shall enlarge or diminish the rights powers and duties of said corporation or companies enumerated in this section as affected by the Public Service Company Law approved July twenty-sixth one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) and amendments thereof in force on the date of the passage of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 982, as follows:

An Act to amend route number one hundred and twenty-three of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commission to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of townships or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of costs of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enactd by the authority of the same That route one hundred and twenty-three of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of townships or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injurying or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" is hereby amended to read as follows

Route one hundred and twenty-three from Harrisburg to Gettysburg Commencing in Wormleysburg Cumberland County opposite the city of Harrisburg and running over route thirty-four to an intersection with route number two hundred and fifty in Lemoyne thence over route number two hundred and fifty to Hummel Avenue and thence west over Hummel Avenue to a point adjacent to the White Hill overhead bridge over the Pennsylvania Railroad and thence by way of Shepherdstown to a point on the dividing line between Cumberland and York counties thence by way of Dillsburg and Clear Spring to a point on the dividing line between York and Adams counties thence by way of York Springs and Plain View into Gettysburg Adams County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 991, as follows:

An Act to amend section twenty-three of an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) as amended by an act entitled "An act to amend section twenty-three of an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four as amended by the fifth section of an act entitled 'A supplement to an act approved April twenty-ninth one thousand eight hundred and seventy-four entitled "An act to provide for the incorporation and regulation of certain corporations" providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations' approved April seventeenth one thousand eight hundred and seventy-six requiring the filing of all the reports required by the Auditor General of the Commonwealth and the payment of all taxes due the Commonwealth of Pennsylvania by certain corporations up to and including the date of the proposed sale assignment disposition and conveyance of the franchises and property of such corporation before the returns authorizing such sale assignment disposition and conveyance shall be filed in the office of the Secretary of the Commonwealth" approved June second one thousand nine hundred and fifteen (Pamphlet Laws seven hundred twenty-four) providing that in the case of the sale assignment disposition or conveyance by certain building and loan associations of their franchises and property to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned notice of the time place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting in at least one newspaper published in the county city or borough wherein the place of business of the building and loan association so selling assigning disposing or conveying is situate

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-three of an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) as amended by an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four as amended by the fifth section of an act entitled 'A supplement to an act approved April twenty-ninth one thousand eight hundred and seventy-four entitled "An act to provide for the incorporation and regulation of certain corporations" providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations' approved April seventeenth one thousand eight hundred and seventy-six requiring the filing of all the reports required by the Auditor General of the Commonwealth and the payment of all taxes due the Commonwealth of Pennsylvania by certain corporations up to and including the date of the proposed sale assignment disposition and conveyance of the franchises and property of such corporation before the returns authorizing such sale assignment disposition and conveyance shall be filed in the office of the Secretary of the Commonwealth" approved June second one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four) be further amended to read as follows

Section 23 Any corporation created under the provisions of this act and any corporation of the classes named in the second section hereof that is now in existence by virtue of any law of this Commonwealth may reduce its capital stock or alter and change the par value of the shares thereof by a vote of the stockholders taken in the manner and under the regulations prescribed in the eighteenth nineteenth twentieth twenty-first and twenty-second sections of this act and it shall be lawful for any corporation in the same manner to sell assign dispose of and convey to any corporation created under or accepting the provisions of this act its franchises and all its property real personal and mixed and thereafter such corporation shall cease to exist and the said property and franchises not inconsistent with this act shall thereafter be vested in the corporation so purchasing as aforesaid Provided That the returns required by said Section shall not be filed in the office of the Secretary of the Commonwealth until each and every corporation so selling assigning disposing and conveying such franchises and property shall have filed with the Secretary of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed to the date of the proposed sale assignment disposition and conveyance and that all taxes due the Commonwealth of Pennsylvania have been paid up to and including such date And provided further that in the case of the sale assignment disposition or conveyance by any building and loan association created under the provisions of this act of its franchises and property to another building and loan created under the provisions of this act as aforesaid in lieu of the advertisement required by section nineteen of this act notice of the time place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting in at least one newspaper published in the county city or borough wherein the place of business of the first-mentioned building and loan association is situated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. MANSFIELD. Mr. President, I move that Senate Bill No. 650, on third reading, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for officers in certain consolidated districts; authorizing the operation of cafeterias, the payment of the expenses for attending educational meetings, and the requiring of evidence of the age of beginners, by school districts; empowering the Superintendent of Public Instruction to prescribe uniform financial record systems for district, to investigate and audit such records, and to control and organize schools in State and State-aid institutions; including associate superintendents among the officers of districts, and raising the educational requirements of such officers; further regulating the service contracts between teachers and school districts, State-aid to districts, the establishment and maintenance of kindergartens, and college certificates of teachers; annulling the right to certain districts to reduce the period of compulsory attendance; clarifying the provisions with respect to the employment of children of school age; providing for the election of a secretary to the Board of Presidents of State Teachers' Colleges; altering the requirements for tuition free students to State Teachers' Colleges; requiring the auditors of certain districts to mail a copy of such audit to the Superintendent of Public Instruction, extending the time of appeal by the Commonwealth from such audits, and limiting the power of auditors to surcharge directors and officers, and providing a uniform system of the publication of notices and advertisements.

be recommitted to the Committee on Education for the purpose of amendment.

Mr. HOMSHER. Mr. President, I second the motion.

REPORTS FROM COMMITTEES

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objections? The Chair hears none.

Mr. HOMSHER, from the Committee on Municipal Affairs, reported as committed Senate Bill No. 519 (House Bill No. 936), entitled:

An Act authorizing cities of the second class to define by ordinance districts within which electric light electric power telephone and telegraph wires shall be placed underground in conduits

Mr. KITTS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KITTS, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 575 (House Bill No. 562), entitled:

An Act to prevent fraud and deception in sales by auction or otherwise advertised represented or held out to be an insurance bankrupt mortgage insolvent assignee's executor's administrator's receiver's trustee's removal or closing out or quitting business sale or sale of goods wares and merchandise damaged by fire smoke water or otherwise conferring powers on officers of cities boroughs towns and townships or their representatives to investigate sales and to order unlawful sales discontinued and providing penalties

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the title were publicly read as follows:

Senate Bill No. 109, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing law," by adding thereto section five hundred and eighteen and defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders.

Senate Bill No. 196, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from the general fund made by the General Assembly at its session of one thousand nine hundred and twenty-seven and prior sessions.

Senate Bill No. 433, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon), in the presence of the Senate, signed the same.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives, being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 429 (Senate Bill No. 1020), entitled:

An Act relating to the issuance of search warrants; imposing duties on aldermen, justices of the peace and magistrates in relation thereto; and prescribing the form thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 822 (Senate Bill No. 1021), entitled:

An Act to amend section sixty-six of the act approved the thirty-first day of March, one thousand and sixty, (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," by excepting certain sales, purchases and contracts from provisions therefor.

Which was committed to the Committee on Judiciary General.

House Bill No. 853 (Senate Bill No. 1022), entitled:

An Act to amend section one of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act providing for the taking over as State highways by the State of certain State-aid highways township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways"; providing for the taking over of State-aid highways in boroughs and all State-aid highways and township reward concrete roads hereafter constructed.

Which was committed to the Commitee on Public Roads and Highways.

House Bill No. 1120 (Senate Bill No. 1023), entitled:

An Act to amend section ten of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"; as amended, by regulating the sentencing of and serving of sentences by persons while on parole.

Which was committed to the Committee on Judiciary General.

House Bill No. 1121 (Senate Bill No. 1024), entitled:

An Act to amend section fourteen of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended; providing for the arrest of persons violating the terms of his or her parole and the procedure thereon.

Which was committed to the Committee on Judiciary General.

House Bill No. 1223 (Senate Bill No. 1025), entitled:

An Act to amend an act approved the tenth day of April, one thousand nine hundred and twenty-nine, (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on."

Which was committed to the Committee on Judiciary Special.

House Bill No. 1299 (Senate Bill No. 1026), entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the courts of common pleas, granting a charter where the applicants for incorporation had failed to register its proposed name at the time of filing their applications, and prior to the advertisement as required by law, but did so before the charter was granted; and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where the applicants for incorporation had failed to register its proposed name at the time of filing their applications and prior to the advertisement as required by law, but did so before the charter was granted.

Which was committed to the Committee on Judiciary General.

House Bill No. 1419 (Senate Bill No. 1027), entitled:

An Act providing a method for computing the time of imprisonment to be served by persons sentenced to pay any fine and/or costs in default of the payment thereof

Which was committed to the Committee on Judiciary General.

House Bill No. 1420 (Senate Bill No. 1028), entitled:

An Act providing for the discharge or parole of persons serving imprisonment for failure to make restitution under sentence of any court

Which was committed to the Committee on Judiciary General.

House Bill No. 1520 (Senate Bill No. 1029), entitled:

An Act to provide for two additional law judges of the court of common pleas of the thirty-second judicial district

Which was committed to the Committee on Judiciary General.

House Bill No. 1611 (Senate Bill No. 1030), entitled:

An Act making a convict, whose minimum sentence exceeds one-half of the maximum sentence, eligible to apply for release on parole, when said convict has served, or will have served one-half of his maximum sentence.

Which was committed to the Committee on Judiciary General.

House Bill No. 1616 (Senate Bill No. 1031), entitled:

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright, of the One Hundred and Third Observation Squardon of the Twenty-eighth Division of the Pennsylvania National Guard, who lost his life by an airplane crash near Jarrettsville, Maryland, due to heavy fog on the thirteenth day of March, one thousand nine hundred and twenty-nine.

Which was committed to the Committee on Pensions and Gratuities.

House Bill No. 1624 (Senate Bill No. 1032), entitled:

An Act to further amend section one thousand and three of chapter ten of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by authorizing poor directors to sell estates of poor persons of whom they have been appointed guardians.

Which was referred to the Committee on New Counties and County Seats.

House Bill No. 1630 (Senate Bill No. 1033), entitled:

An Act abolishing the Public Service Commission of the Commonwealth of Pennsylvania and repealing inconsistent legislation

Which was committed to the Committee on Judiciary General.

House Bill No. 1631 (Senate Bill No. 1034), entitled:

An Act creating an executive agency of the State government to be known as the Fair Rate Board to administer The Public Service Company Law, its amendments, and supplements, as successor to The Public Service Commission; defining in part its powers and duties, transferring to the Fair Rate Board records, employes, property and equipment of, and jurisdiction over proceedings, pending before The Public Service Commission; and providing that all contracts, orders, rules and regulations of The Public Service Commission shall remain effective until modified by the Fair Rate Board.

Which was committed to the Committee on Judiciary General.

House Bill No. 1632 (Senate Bill No. 1035), entitled:

An Act to amend the act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws 1374), entitled "An act defining public Service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations or associations may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended by further defining restricting enlarging and modifying the rights powers duties and obligations of public service companies and the Fair Rate Board providing for the use of excess earnings further regulating fixed charges rates and classifications providing a more stable basis for computation of fair return restricting the life of certificates of public convenience charters and franchises of public service companies granting further rights to municipalities in reference to public utility operations further regulating utility securities regulating partially corporations affiliated with or affecting the business of public service companies regulating extensions of public service and charges therefor providing the method of publishing notices required in utility procedure and extending rights of consumers in reparation and appealed cases.

Which was committed to the Committee on Judiciary General.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 1097.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1097, entitled:

An Act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the board of school directors of any school district to provide for the attendance and tuition of any nonresident child temporarily domiciled in said school district

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 1098

He also presented extract from the Journal of the House of Representatives, which was twice read as follows: considered and agreed to:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1098, entitled:

An Act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by defining migratory child and providing for the school attendance of such child

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 1165.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 29, 1931.

Resolved (if the Senate concur), That House Bill No. 1165, entitled:

An Act to amend section one thousand four hundred seven and clause (f) of section two thousand four hundred two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor and eliminating the power vested in the Department of Property and Supplies

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 143, entitled:

An Act to amend section one of the act approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two platoon system for firemen in the department of public safety of such cities," as amended, by extending the provisions of said act to firemen and drivers of volunteer departments when paid by the cities of the first second and third class

House Bill No. 648, entitled:

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year

House Bill No. 1013, entitled:

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

Whereupon,

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

BILL INTRODUCED

Mr. **MANSFIELD**. Mr. President, I ask unanimous consent to read a bill in place at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **MANSFIELD** read in his place and presented to the Chair, Senate Bill No. 1036, entitled:

An Act to further amend section five of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six (Pamphlet Laws, five hundred and fifty-one), entitled "An act relating to roads, highways and bridges," as amended, by providing for the assessment of damages for property appropriated for slopes.

Which was committed to the Committee on Public Roads and Highways.

REPORTS FROM COMMITTEES

Mr. **COYNE**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **COYNE**, from the Committee on Municipal Affairs, re-reported as amended, Senate Bill No. 88, entitled:

An Act fixing the salary of the controller in cities of the second class, payable by the city.

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 971, entitled:

An Act providing for the taking over by the Commonwealth under certain terms, conditions and limitations of certain streets in cities of the second class, second class A, and third class as State highways and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no asesssment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act.

Mr. **GELDER**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **GELDER**, from the Committee on Agriculture, reported as committed, Senate Bill No. 1013, entitled:

An Act prohibiting the killing, wounding capturing or hunting of foxes by certain methods in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny, making the possession of a fox or fox hide, prima facie evidence of a violation, and fixing penalties.

Also from the Committee on Agriculture, reported as committed, Senate Bill No. 1014, entitled:

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny; providing for the appointment of inspectors and of all other acts for the protection of foxes; appropriating moneys received; and prescribing penalties.

BILLS INTRODUCED

Mr. **GELDER**. Mr. President, I ask unanimous consent to read a bill in place at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **GELDER** read in his place and presented to the Chair Senate Bill No. 1037, entitled:

An Act authorizing the Department of Highways to protect and maintain roadside trees and providing a penalty for the unauthorized cutting, trimming, removing, or damaging thereof; and providing for the opening of scenic views and acquiring necessary width of highways for the preservation and development of springs and places of historic interest within and along State highways; and repealing an act.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 1038, entitled:

An Act establishing certain State-aid highways and concrete township reward roads as State highways; authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligaiton of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act; and repealing an act.

Which was committed to the Committee on Public Roads and Highways.

Mr. **PRINCE**. Mr. President, I ask unanimous consent to read a bill in place at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **PRINCE** read in his place and presented to the Chair Senate Bill No. 1039, entitled:

An Act to amend section one of the act approved the twentieth day of April, one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred and twenty-one), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways; and to include, in any route designated for the convenience of the traveling public, any township road or roads," by providing that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

Which was committed to the Committee on Public Roads and Highways.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 519 (House Bill No. 936), entitled:

An Act authorizing cities of the second class to define, by ordinance, districts within which electric light, electric power, telephone and telegraph wires shall be placed underground in conduits.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 548, entitled:

An Act providing for the joint construction by any two or more counties of industrial farms and workhouses, providing for the acquisition of sites and the erection and equipment of buildings, providing for their government and control, and for the commitment, admission, employment and discharge of inmates; the appointment of an advisory board, and defining its duties, authorizing counties to incur indebtedness and issue bonds for the purpose of paying their share of the cost of erection imposing the cost of maintenance of inmates on the counties, and repealing inconsistent legislation.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 575 (House Bill No. 562), entitled:

An Act to prevent fraud and deception in sales by auction or otherwise, advertised, represented or held out to be an insurance, bankrupt, mortgage, insolvent, assignee's, executor's, administrator's, receiver's, trustee's, removal or closing out or quitting business sale, or sale of goods, wares and merchandise damaged, by fire, smoke, water or otherwise; conferring powers on officers of cities, boroughs, towns and townships or their representatives to investigate sales and to order unlawful sales discontinued; and providing penalties.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 743 (House Bill No. 1072), entitled:

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred and fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 798 (House Bill No. 951), entitled:

An Act to amend sections one and four of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 801 (House Bill No. 1039), entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 883, entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 909, entitled:

An Act permitting cities of the first, second and second A class to charge an annual rental for the use of any sewer, sewer system or sewage disposal plant constructed or acquired by such city, limiting the amount thereof and providing for its assessment and collection.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 919, entitled:

A Supplement to an act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by providing the appointment of a solicitor as attorney and legal adviser for the Department of City Controller.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 968, entitled:

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks; requiring persons and entities engaged therein to be licensed and to file a bond; conferring powers and imposing duties on the Department of Labor and Industry; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 970, entitled:

An Act to amend paragraph five, section one, article fifteen of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by requiring official advertising to be published in a newspaper printed in the Yiddish language and printed in the county, instead of in a newspaper printed in the German language published in the county.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 971, entitled:

An Act providing for the taking over by the Commonwealth under certain terms, conditions and limitations of certain streets in cities of the second class, second class A, and third class as State highways and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purpose of this act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 973, entitled:

An Act to repeal certain special acts pertaining to taxation in Bucks County.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 985, entitled:

An Act to ratify, confirm, and validate, as debts of the municipality, bonds, and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their secruity and payment upon assessments for benefits.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 989, entitled:

An Act relating to the establishment of, or change of grade in, streets, lanes, avenues and alleys of cities of the first class, and the determination of damages to property owners resulting therefrom; prescribing certain duties on the authorities of such city with relation thereto, and setting forth the effect of the non-performance of such duties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1013, entitled:

An Act prohibiting the killing, wounding, capturing or hunting of foxes by certain methods in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny, making the possession of a fox or fox hide, prima facie evidence of a violation, and fixing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1014, entitled:

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny; providing for the appointment of inspectors and of all other acts for the protection of foxes; appropriating moneys received; and prescribing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1018, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12.09 A. M. until 9 o'clock (Eastern Standard Time) Monday evening, May 4, 1931.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 29, 1931.

The House met at 11.00 o'clock A. M.

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

We bless Thee Lord for the light of another beautiful morning. Thy servant David testified: "I cried unto the Lord with my voice, and he heard me out of His holy hill. I laid me down and slept; I awaked; for the Lord sustained me."

Give us each grace to remember that while we have slept, God has been awake. Thy guardian angels have encamped round about us, protecting us from all harm.

As reassemble here this morning we are faced with many pressing needs of the people of this Commonwealth. But about all mere temporal or physical needs of the people, impress upon us O God the consciousness that our greatest need is to be at peace with Thee and with our fellowmen. We crave for ourselves and the people whom we here represent a reanointing of that faith of our fathers which believed that "One, with God, could chase a thousand; and two, with God," could put ten thousand wrongs to tflight.

Sustained and guided by Thee, we would live wisely and well, throughout this another day. And then await Thy "well done"; in the Master's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mrs. Denman, seconded by Mr. Loucks, the further reading was dispensed with and the Journal approved.

REPORTS FROM COMMITTEES

Mr. SHELLENBERGER, from the Committee on Highways, reported as committed, House Bill No. 53, entitled:

An Act to amend section four hundred and thirty-four of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended, by imposing on the Commonwealth one-half of the cost of township reward improvements.

Mr. LUCAS, from the Committee on Ways and Means, reported as committed, House Bill No. 124, entitled:

An Act to amend section thirty-two of the act approved the first day of June, one thousand eight hundred and eighty-nine, (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," so as to subject the lien of corporation taxes to discharge by a judicial sale of real estate under any mortgage, ground rent, or other lien, where the title to such real estate was subject to such mortgage, ground rent or other lien when the corporation acquired title thereto, even though the fund produced by such sale be insufficient to pay the taxes due the Commonwealth by such corporation wholly or in part.

Mr. SIMON, from the Committee on Ways and Means, reported as amended, House Bill No. 1397, entitled:

An Act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty.

Mr. FREDERICK, from the Committee on Military Affairs, reported as committed, House Bill No. 1354, entitled:

An Act making an appropriation to the Department of Military Affairs for the purchase of distinctive uniforms and equipment for the Governor's Troop of the Pennsylvania National Guard.

Mr. HUTTON, from the Committee on Judiciary Special, reported as committed, House Bill No. 1463, entitled:

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen, to make uniform the law with reference thereto.

Mr. GOEHRING, from the Committee on Ways and Means, reported as committed, House Bill No. 1582, entitled:

An act to further amend sections two and sixteen of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death, and making it unlawful for any corporation of this Commonwealth or national banking association located therein, to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid, and providing penalties, and citing certain acts for repeal," by changing the rate of tax in certain cases and allowing additional deductions before the tax is computed.

Mr. HOLMES, from the Committee on Military Affairs, reported as committed, House Bill No. 1615, entitled:

An Act authorizing the Department of Property and Supplies to acquire lands in Harris Township, Centre County, for the use of the Department of Military Affairs, and making an appropriation.

Mr. BLACK, from the Committee on Public Utilities, reported as committed, House Bill No. 1678, entitled:

An Act requiring public service companies, as defined in The Public Service Company Law, and holding companies and associations of or on behalf of such public service companies to file annually with the Secretary of the Commonwealth an itemized report of all moneys, privileges and other valuable considerations paid, afforded, extended or given to any public officer, or any teacher or member of the staff of any State-owned or State-aided institution of learning in the employ of such companies and associations and the purpose and type of such employment and providing penalties.

Mrs. DENMAN, from the Committee on Law and Order, reported as committed, House Bill No. 1684, entitled:

An Act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution, to be nuisances; providing a method of abating same; establishing a method of procedure against those who use said buildings, or parts thereof, for such purposes; and providing penalties for violations of this act.

Mr. SHEELY, from the Committee on Law and Order, reported as committed, House Bill No. 1785, entitled:

An Act to amend section twelve of the act approved the eleventh day of July, one thousand nine hundred and seventeen, (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses, for certain causes, and by providing for the enforcement of this act, and penalties;" making the violation of this act a felony.

Mr. LOUCKS, from the Committee on Highways, reported as amended, House Bill No. 1807, entitled:

An act to amend routes three hundred and twenty-six, three hundred and sixty-two and three hundred and seventy-three of section one of the act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Mr. LOUCKS, from the Committee on Highways, reported as amended, House Bill No. 1808, entitled:

An Act to amend route number seven hundred and thirty of section one of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," as amended.

Mr. LOUCKS, from the Committee on Highways, reported as amended, House Bill No. 1809, entitled:

An act to amend route four hundred twenty of section one of the act approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth."

Mr. LOUCKS, from the Committee on Highways, reported as amended, House Bill No. 1810, entitled:

An Act to amend routes one hundred thirty, one hundred thirty-three, one hundred forty-two, one hundred forty-five, one hundred fifty, as amended, one hundred fifty-one, one hundred fifty-three, one hundred eighty, one hundred ninety-seven, one hundred ninety-eight, two hundred one, and two hundred eighty-one, as amended, of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintainance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or couties from any further obligation and expense to improve or maintain the same, and relieving said townships or couties of authority over same, requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissionr decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State-aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvment or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by couties, townships, boroughs, and incorporated town with Commonwealth governing same: providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of this act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Mr. WILSON, from the Committee on Ways and Means, reported as committed, House Bill No. 1858, entitled:

An Act to further amend sections one and seventeen of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city purposes of loans on which a State tax is not legally collectible, and of shares of stock of banks, corporations and limited partnerships which do not employ a substantial amount of capital in this Commonwealth.

Mr. LUCAS, from the Committee on Ways and Means, reported as committed, House Bill No. 1884, entitled:

An Act conferring upon the boards of trustees of state owned medical and surgical hospitals, with the approval of the Department of Welfare, the power of fixing and establishing charges for services rendered by State-owned medical and surgical hospitals.

Mr. WIKE, from the Committee on Ways and Means, reported as committed, House Bill No. 1901, entitled:

An Act authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed.

Mr. LOCKHART, from the Committee on Highways, reported as committed, House Bill No. 1911, entitled:

An Act making an appropriation out of the Motor License Fund, for road construction and maintenance on roads running on or through Valley Forge Park, Washington Crossing Park, and the Pennsylvania State Park at Erie.

Mr. LOUCKS, from the Committee on Agriculture, reported as committed, House Bill No. 1916, entitled:

An Act declaring and adopting the hemlock (Tsuga Canadonsis Linnaeus) as the State tree of Pennsylvania.

Mr. HAINES, from the Committee on Ways and Means, reported as committed, House Bill No. 1917, entitled:

An Act to further amend the act approved the seventh day of May, one thousand nine hundred and twenty-seven (P. L. 859), entitled " A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by imposing additional taxes equal to Federal credits where no tax is collected under the transfer inheritance tax laws and providing for interest charges on such estate taxes.

Mr. SHEELY, from the Committee on Agriculture, reported as committed, House Bill No. 1960, entitled:

An Act to amend sections twenty-six, twenty-nine, thirty, thirty-two and thirty-seven of the act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damages by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended.

Mr. BICKER, from the Committee on Highways, reported as committed, House Bill No. 968 (Senate Bill No. 44), entitled:

An Act providing for the taking over by the Commonwealth of certain State-aid highways as State Highways.

Mr. STEVENSON, from the Committee on Law and Order, re-reported as amended, House Bill No. 1035, entitled:

An Act providing for a State Industrial Police system; creating a State Industrial Police force; prescribing the powers and duties of such police; authorizing the assignment of such police to certain applicants upon filing of a bond; providing for the billing of such applicants by the Department of Revenue at certain rates per policeman for police service rendered; imposing duties upon the Governor and the Superintendent of the Pennsylvania State Police and imposing penalties.

Mr. RICHARDS, from the Committee on Law and Order, re-reported as amended, House Bill No. 1080 (Senate Bill No. 269), entitled:

An Act to amend section twenty-two of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by providing for the return of the price of admissions when a principal match ends in a foul.

Mr. E. P. BROWN, from the Committee on Appropriations, reported as amended, House Bill No. 426, entitled:

An Act for the establishment, management and operation of a State cancer institute and clinic for the care, treatment and maintenance of a minimum number of indigent patients and to enable the Department of Health to study the diagnosis and methods of control and prevention of cancer, defining the powers and duties of the Department of Health and Department of Property and Supplies in connection therewith; and making an appropriation.

Mr. WEAVER, from the Committee on Appropriations, reported as committed, House Bill No. 1224, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the maintenance and improvement of the Drake Well Memorial Park.

Mr. HAWS, from the Committee on Appropriations, reported as committed, House Bill No. 1255, entitled:

An Act making an appropriation to the Department of Property and Supplies for repairs, maintenance and upkeep in connection with the Cumberland Valley State Institution for Mental Defectives.

Mr. SHELLENBERGER, from the Committee on Agriculture, reported as committed, House Bill No. 1562, entitled:

An Act regulating the grading and marking of eggs sold for human consumption; imposing powers and duties on the Department of Agriculture; and providing penalties.

Mr. WHELLER, from the Committee on Appropriations, reported as committed, House Bill No. 1604, entitled:

An Act making an appropriation to the Buena Vista Park Association for the purpose of securing, restoring and preserving the Buena Vista Charcoal Furnace in Brush Valley Township, Indiana County.

Mr. SCHRECK, from the Committee on Military Affairs, reported as committed, House Bill No. 1617, entitled:

An Act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs.

Mr. McKAY, from the Committee on Military Affairs, reported as committed, House Bill No. 1619, entitled:

An Act to amend section two of the act, approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance, providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," as amended, by exempting State owned armories used by the Pennsylvania National Guard from the provisions of said act.

Mr. TALBOT, from the Committee on Appropriations, reported as committed, House Bill No. 1639, entitled:

An Act making an appropriation to the Department of Forests and Waters for State Park lands.

Mrs. PITTS, from the Committee on Appropriations, reported as committed, House Bill No. 1689, entitled:

An Act reappropriating to the Department of Property and Supplies a part of the unexpended balance of an appropriation made to such department for construction and alteration work at the State Hospital for Crippled Children at Elizabethtown by the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, Page one hundred seventy-four), entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth, and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth, including fixtures and heating and sewerage systems and service lines for the accommodation of buildings."

Mr. TALBOT, from the Committee on Appropriations, reported as committed, House Bill No. 1717, entitled:

An Act making an appropriation to the Department of Property and Supplies to be expended by it in the payment to the Harrisburg Railways Company of the City of Harrisburg of a part of the damages occasioned by the erection by the Commonwealth of the Soldiers and Sailors Memorial Bridge.

Mr. BENJAMIN JONES, from the Committee on Law and Order, reported as committed, House Bill No. 1744, entitled:

An Act to amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; further regulating the issuing of permits for amateur boxing exhibitions and wrestling matches.

Mr. WEIDEMANN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 1818, entitled:

An Act to amend section five of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 957), entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location, construction, and use of buildings, the size of courts and open spaces, the density of population, and the use of land," by providing for appeals from decisions of councils or commissioners.

Mr. PEELOR, from the Committee on Appropriations, reported as committed, House Bill No. 1857, entitlted:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital for the payment of a deficiency in the construction of the Nurses Home at such hospital.

Mr. SCHRECK, from the Committee on Fisheries, reported as committed, House Bill No. 1890, entitled:

An Act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties.

Mr. SCHWARTZ, from the Committee on Appropriations, reported as committed, House Bill No. 1992, entitled:

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred on account of the visit and speech of the President of the United States at Valley Forge on Saturday, May thirtieth, one thousand nine hundred and thirty-one.

Mr. WEIDEMANN, from the Committee on Counties, rereported as amended, House Bill No. 35, entitled:

An Act to amend section one of the act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act fixing the salaries of court criers and tipstaves in counties of the third class," by increasing the salaries of said court criers and tipstaves.

BILLS RE-REFERRED

Mr. SCHROCK returned from the Committee on Ways and Means with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 1713, entitled:

An act to further amend section one of the act, approved the twenty-ninth day of March, one thousand eight hundred and sixty-nine, (P. L. 22), entitled "An act for the punishment of cruelty to animals in this Commonwealth," by providing for the payment of fines to the municipality wherein the offence was committed.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. CONNER returned from the Committee on Ways and Means, with recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 1900, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the refund of liquid fuels taxes.

The SPEAKER. The bill is now re-referred to the Committee on Appropriations.

Mr. SCHWARTZ, returned from the Committee on State Government with recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 1933, entitled:

An Act providing for superintendents of the Halls of the Senate and House of Representatives and fixing their salaries.

The SPEAKER. The bill is now re-referred to the Committee on Appropriations.

RESOLUTION

RECALLING HOUSE BILL No. 1097 FROM THE GOVERNOR.

Mr. TURNER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1097, entitled "An act to amend section one thousand four hundred and one of the act approved the eighteenth day of may one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or my be inconsistent therewith' by authorizing the board of school directors of any school district to provide for the attendance and tuition of any non-resident child temporarily domiciled in said school district" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1098 FROM THE GOVERNOR

Mr. TURNER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1098, entitled "An act to amend section one thousand four hundred and fourteen as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by defining migratory child and providing for the school attendance of such child" be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE BILL NO. 1035 MADE A SPECIAL ORDER

Mr. WILSON. Mr. Speaker, I move that House Bill No. 1035, Printer's No. 697, entitled:

An Act providing for and creating a Pennsylvania Protective Service force prescribing the powers and duties of such service and of the members thereof authorizing the assignment of the members thereof to certain applicants upon filing of a bond providing for the billing of such applicants by the Department of Revenue at certain rates per man for service rendered imposing duties upon the Governor conferring jurisdiction and imposing duties upon courts of common pleas declaring ineligibilities to certain public offices and imposing penalties

which was re-reported from the Committee on Law and Order this morning be made a special order of business on third reading and final passage on Tuesday, May 5, 1931, at 12.00 noon.

Mr. WOOD. Mr. Speaker, I second the motion.

The motion was agreed to.

RESOLUTION

MEMORIALIZING PARDON TO TOM MOONEY AND WARREN K. BILLINGS.

Mr. **HOOPES** offered the following resolution which was twice read and laid over for printing under the rules:

In the House of Representatives, April 29, 1931.

Whereas, Tom Mooney and Warren K. Billings, labor leaders of San Francisco, were in 1916 sentenced to life imprisonment in the California penitentiary for murder, in connection with the explosion of a bomb during a Preparedness Day parade; and

Whereas, All of the witnesses upon whose testimony these two labor leaders were convicted have since either repudiated their testimony or have been proven perjurors, wholly unworthy of belief; and

Whereas, Judge Griffin, the trial judge, has denounced the methods employed to convict Mooney as "the dirtiest job ever put over" in any court; the Attorney General of California urged a retrial of the case of 1917; a special commission of inquiry appointed by President Wilson in 1918 denounced the trial as a "frame-up"; Duncan Matheson, the head of the Police Department at the time of the Preparedness Day parade, urges a pardon; Matthew Brady, the District Attorney of San Francisco County declares that both Mooney and Billings were convicted on perjured testimony; Charles Goff, captain of police at the time of trial, active in the prosecution, also has called the trial and conviction a "frame-up"; James Brennan, active prosecutor in the trial, urges the release of both men; William V. MacNevin, foreman of the jury which convicted Mooney, has made a special plea to the Governor for release; and every other living juror who voted for conviction has appealed to the Governor to grant an unconditional pardon to Mooney; and

Whereas, In spite of this record, which aligns practically everyone who had anything to do with the trial in favor of an unconditional pardon, both of these men are still in prison; and

Whereas, This case is a reproach to American justice and is regarded by workingmen throughout the country and abroad as a demonstration that powerful corporate interests can manipulate justice to their own ends; now, therefore, be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby respectfully memorialize the Governor of California to grant a prompt and unconditional pardon to both Mooney and Billings; and be it further

Resolved, That properly attested copies of this resolution be transmitted to Governor Rolph, and to Tom Mooney and Warren K. Billings.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 143.

An Act to amend section one of the act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" as amended by extending the provisions of said act to firemen and drivers of volunteer departments when paid by the cities of the first second and third class

HOUSE BILL No. 648.

An Act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year

HOUSE BILL No. 1013.

An Act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate

Whereupon,

The SPEAKER, in the presence of the House signed the same.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 167.

An Act requiring boards of revision and boards for the assessment and revision of taxes of cities of the second class and counties of the second class to give taxables notices of increases in valuations and appeal days

SENATE BILL No. 338.

An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations

SENATE BILL No. 339.

An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship.

SENATE BILL No. 96.

An Act to amend sections two hundred sixteen two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

SENATE BILL No. 109.

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of hom and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders

SENATE BILL No. 196.

An Act lapsing all unexpended or unencumbered balances of appropriations from the general fund made by the General Assembly at its session of one thousand nine hundred and twenty-seven and prior sessions.

SENATE BILL No. 433.

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section four hundred and forty-eight authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works

Whereupon,

The **SPEAKER**, in the presence of the House signed the same.

COMMITTEE PERMITTED TO MEET DURING SESSION OF HOUSE.

The **SPEAKER**. The Chairman of the Committee on Appropriations, Mr. Steedle, asks leave for his committee to sit while the House is in session. If there are no objections leave will be granted. The Chair hears none and leave is granted.

REQUEST FOR UNANIMOUS CONSENT REFUSED ON HOUSE BILL No. 1839.

Mr. **STORER**. Mr. Speaker, I ask unanimous consent to call up out of order, House Bill No. 1839 (Senate Bill No. 550), on page 13 of today's calendar, bills on third reading, to ask that it be recommitted to the committee on Judicial Apportionment.

The **SPEAKER**. The gentleman from Pittsburgh, Mr. Storer, asks unanimous consent to call up out of order House Bill No. 1839 (Senate Bill No. 550). Is there objection?

Mr. **SPANGLER**. Mr. Speaker, I would like to interrogate the gentleman from Pittsburgh, Mr. Storer.

The **SPEAKER**. Will the gentleman permit himself to be interrogated?

Mr. **STORER**. Yes, Mr. Speaker.

Mr. **SPANGLER**. I would like to ask the gentleman what purpose he has in mind in recommitting this bill.

Mr. **STORER**. There was an amendment passed over unnoticed yesterday, and we desire to reconsider the matter.

Mr. **SPANGLER**. In what particular does the gentleman desire to amend this bill?

Mr. **STORER**. The change in the judicial system.

Mr. **SPANGLER**. Mr. Speaker, I object.

The **SPEAKER**. The Chair hears objection and consent is not granted.

RESOLUTION

RECALLING HOUSE BILL No. 1165 FROM THE GOVERNOR.

Mr. **WHEELER** asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1165, entitled "An act to amend section one thousand four hundred seven and clause (f) o fsection two thousand four hundred two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department boards commissions and officers thereof including the boards of trustees of State Normal Schools Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers ad of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by authorizing the Armory Board to purchase and receive gifts of land and buildings for armory purposes and to expend appropriations therefor and eliminating the power vested in the Department of Property and Supplies", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1173.

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of hom and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The **SPEAKER**. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 3, line 2, by striking out after the word "risks" the following: "other than steam boilers carrying a pressure of not more than fifteen pounds per square inch and apparatus for heating connected therewith"; also in line 15, by inserting after the word "vehicles" the following: "not including in any case insurance against loss by reason of bodily injury to the person."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
McCallister,
McClure,
McGregor,
McKav.
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Spangler,
Spann,
Squibb,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,

Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn.
Denning.
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald.
Flinchbaugh.
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.
Kahle,
King,
Kirkbride
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney.
Marcks,
Mason,
Mathay,
McAlee,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan.
Ronemus
Root,
Royle,
Ruth,
Sautter,
Schreck,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1163.

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphan's courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in sction two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 4, line 1, by striking out after the word "bond" the following: "in double the estimated value of the said real estate."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M..
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein.
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male.
Maloney,
Marcks,
Mason,
McArran,
McCallister,
McClure,
McElwee,
McGregor.
McKay,
Memolo,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Rieder,
Roan,
Ronemus,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Turner,
Watson,
Weaver,
Weidemann,
Wettach,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 880.

An Act to amend section one and repeal section two of the act, approved the third day of May, one thousand nine hundred and twenty-nine, (P. L. 126), entitled, "An act to regulate the salaries of tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, and orphans' courts, in counties of the second class," by further regulating such salaries and providing for fixing of salaries by judges.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 11, by striking out the bracket before and after the word "exceeding"; also in same line, by striking out after the word "exceeding" the words, "less than";

also in line 12, by striking out after the figures "($2600.00)" the following: "nor more than twenty-eight hundred and fifty dollars ($2850.00)".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—179

Adams,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Batchelcr,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Grenet,
Griffin,
Griffith, J. W.,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E, F.,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay.
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1026.

A Supplement to an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance and regulation of the armed land forces of this Commonwealth," by providing for the commissioning by the Governor of officers connected with military colleges and academies which afford scholarships to sons of officers of the Pennsylvania National Guard.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, by striking out lines 14 and 15 as follows: "The vice-president executive officer principal or other officer second in authority as "Lieutenant Colonel"; also by striking out line 18 as follows: "The quartermaster as "Captain" or "Major"; also by striking out lines 20 and 21 as follows: "The make instructors members of the faculty as "Captains" or "Lieutenants" ".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETERS. Mr. Speaker, I move that the House do non-concur in the amendments made by the Senate.

Mr. LUCAS. Mr. Speaker, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 780.

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, by inserting after word "named" in line 4, the following:

EXECUTIVE DEPARTMENT
OFFICE OF LIEUTENANT GOVERNOR

For the payment of the deficiency in salaries or other compensation and all contingent expenses including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile for the Lieutenant Governor the sum of two thousand six hundred dollars ($2.600)

TREASURY DEPARTMENT
BOARD OF FINANCE AND REVENUE

For the payment of the deficiency in the expenses of publishing monthly money statements of the sinking fund and all other funds as required by law the sum of fifteen thousand dollars ($15,000)

For the payment of the deficiency in the expenses of publishing proposals for the sale of State Road Bonds "Series B" four and one-half percent the sum of three hundred seventeen dollars ($317)

For the payment of the deficiency in the expenses of publishing proposals for supplies for the Department of Health the sum of one hundred sixty dollars ($160)

Amend section 1, page 3, by inserting after the word "Board" in line 24, the following:

"For the payment of the deficiency in the appropriation for the purchase of office supplies medicines medical surgical laboratory chemical and electrical supplies military stores and supplies food-stuffs solely for the use of the State Tuberculosis

Sanatoria and the State Hospital for Crippled Children at Elizabethtown forage and other animal foods biological products and for the purchase of office chemical laboratory electrical medical and surgical equipment stationery furniture furnishings utensils military and police equipment firearms and other accoutrements artificial appliances fire protection and fire fighting equipment animals and poultry seedlings and transplants legal books and periodicals books maps charts manuscripts pamphlets exchanges records lantern slides periodicals archeological and historical markers and all other supplies or equipment or other matter except automotive equipment or supplies as set forth in the schedules of the Department of Property and Supplies or for which requisition is made but the want of which was not anticipated at the time of the making of the said schedules for the payment of rental charges for telephone service and patented leased office devices and for the payment of the cost of printing binding ruling lithographing color printing and engraving and for the purchase of paper envelopes cloth and other substances on which printing is done cuts electrotypes dies stamps and other printing and binding supplies as may be required for the General Assembly the Judicial Department the Executive Mansion and the several administrative departments boards and commissions of the State Government except the Department of the Auditor General the Treasury Department the Department of Banking the Department of Highways the Board of Fish Commissioners the Board of Game Commissioners the State Farm Products Show Commission the State Workmen's Insurance Board and departmental administrative boards or commissions having control of State institutions or supervision over or the duty of planning for State parks harbors or canals for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of the cost of making tests of materials supplies and equipment whether purchased by the Department of Property and Supplies directly or as purchasing agency for the payment of the cost of the preparation of plans designs and specifications including necessary tests or borings for prepartion of same required for the performance of the work of the Department of Property and Supplies (When said cost is not otherwise provided for) including plans and specifications for and estimates of the cost of proposed State buildings or alterations or additions to existing State buildings prepared in anticipation of requests for appropriations including those to be purchased or altered at the expense of a fund other than the General Fund or those occupied by or to be occupied by State institutions and for the payment of expenses incident to condemnation proceedings in the event such expenses are not provided for in any act of the General Assembly authorizing the acquisition of land for the Commonwealth the sum of one hundred fifty-five thousand dollars ($155,000)".

Amend section 1, page 4, by adding after the figures "($500,000)" the following:

"Section 2 This act shall be effective on the date of its approval by the Governor".

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constiution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Byrne.
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Hoffman,
Holcombe,
Hutton,
Jones, B.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shettel,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 149.

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates.

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend page 1, section 1, line 7, by striking out after the word "existing" the words "or hereafter created".

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Baker,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,

Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Tahl,
Talbot,
Tucker,
Turner,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, that the Clerk inform the Senate accordinly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1350.

A Supplement to the act approved the fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-one) entitled "An act providing for the preparation of plans and specifications and for the erection of the Eastern State Penitentiary on lands acquired therefor imposing duties in connection therewith upon the Governor the Board of Trustees of Eastern State Penitentiary and the Department of Welfare and making an appropriation" its amendments and supplements making an appropriation to the Department of Property and Supplies for the further construction of buildings and facilities and the purchase of furnishings and equipment for the new Eastern State Penitentiary at Graterford and the development of the grounds thereof

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend title, page 1, line 1, by striking out the word "March" and inserting in lieu thereof the word "May".

On the question,

Will the House concur in the amendment made by the Senate?

Mr. WADE. Mr. Speaker, I move that the House do non-concur in the amendments made by the Senate.

Mr. POST. Mr. Speaker, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

TIME EXTENDED ON ALL BILLS ON POSTPONED CALENDARS

Mr. WHEELER. Mr. Speaker, I move that all bills on third reading and final passage postponed calendars be extended for a period of five days.

Mr. MATHAY. Mr. Speaker, I second the motion.

The motion was agreed to.

QUESTION OF PERSONAL PRIVILEGE

Mr. HAWS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HAWS. Mr. Speaker and members of the House, under the terms of a joint resolution adopted May 1st, 1923, a committee of the House and Senate was appointed to conduct suitable services in memory of Senator Boies Penrose. These services were held, and at the conclusion of the same, on motion of Senator Daix, who was a member of the committee, the joint committee was continued. Under the terms of a bill passed by the House and Senate on May 4, 1927, sufficient funds were appropriated to erect a suitable memorial to the late Senator Penrose. Under a commission that was appointed by Governor Fisher, that duty was attended to by the commission so appointed, and under the terms of the act a monument was erected. The committee now begs leave to file their final report signed by the three surviving members of the original committee, the Honorable Augustus F. Daix, Jr., the Honorable Robert S. Spangler and myself. I beg leave to file the following report.

The SPEAKER. The report of the joint committee of the House and Senate of Pennsylvania to honor the memory of the Honorable Boies Penrose, signed by the members of the committee, the Honorable Augustus F. Daix, Jr., the Honorable Edward Haws and the Honorable Robert S. Spangler, will be noted in the Journal and printed in the appendix of the Legislative Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. SARIG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SARIG. Mr. Speaker and members of the House, last night just as we were about to adjourn I objected to the introduction of a bill by unanimous consent. When I did that I started what you might call a "tempest in a teapot". I might at that time have gone on and stated my reasons, but half of the members had already left and the other half were on the point of going out. Some of the members, from the remarks that have been made to me, seemed to smell a plot, deep down and mysterious, of some kind. I want to say to the members of the House there was nothing at all like that. I may have acted on the impulse of the moment and yet I did not do that altogether.

I have been here seven terms, and I remember the bad feeling that has been caused in at least two sessions by the rule that permits members to introduce bills by unanimous consent after the hopper has been closed. I think it is one of the most unfair methods of procedure that I have seen in this

House. I remember on a number of occasions in past sessions perhaps about ninety per cent or ninety-five per cent of the members accepted the rule as final and if they had any bills after the hopper was closed here in the House, they took them over to the Senate and introduced them over there. But it seems to me every session there are a few members who seek special privileges and seek the opportunity of introducing bills here after the rules of the House have said that no more bills shall be introduced.

Only last week, over the week-end, I was approached by several constituents of mine to introduce a certain bill, and I told them that under the rules of the House the time had passed for the introduction of bills and of course they accepted my explanation. Now, if this bill should come in here—these bills introduced under this special privilege are recorded in the newspapers—the public back home will say, "How is it I could not have my bill introduced when some other members still continue to introduce bills?

I merely want to call the attention of the House to this fact, that ninety per cent to ninety-five per cent are willing to abide by the rule of the House, and when some special privilege is granted to some other members, although the door of the Senate is still open to the introduction of bills at that time, it makes the other five or ten per cent of us look at home as though we were unimportant and as though the other members had much more prestige and pull than we had. I wish to merely call your attention to this. I purposely played last night what you might call "The Tyrant" for a few monents, just for the sake of calling the attention of the House to that particular practice, because if one member is not permitted to introduce bills, none of the other members should be permitted to do so. The Senate is still open to any member who wishes to introduce bills and I don't see why any member of the House should be so improtant personally as to be accorded a special privilege which is denied to the rest of us.

Now, I might have taken the chance of taking that bill that was offered to me and I might have gotten away with it, and again I might not, because I would have been at the mercy of any single member of the House who objected to the introduction of that bill. For that reason I did not take the bill and for the same reason I say that if any other member of this House has any bill that he wants to introduce, the door of the Senate is still wide open, and I don't see why ninety per cent or ninety-five per cent should be written down as not being able to introduce bills and then five per cent or ten per cent in order to be personally important should come in here and introduce bills and ask a personal privilege in introducing them. That was the reason, I remember in 1917 or 1918, that there was a lot of bad feeling in this House, just on account of this very thing. Some members introduced a number of bills by special privilege. Other members got up and wanted to introduce bills and one member got up and objected and they were denied the opportunity.

In order to be fair and to give an equal chance to every member of this House, I wish to say that if this House wants to re-open the hopper I will second the motion. If the gentleman from Northampton wants to re-open the hopper for three or five days or for whatever time he thinks and will make that motion, I will second it and vote for it, but I do not feel that it is fair to the ninety per cent or more members who respect the rules of the House and are willing to abide by them, to sit here and permit bills to be introduced when they themselves have turned down bills or carried them to the Senate and had them introduced there. I wish to call the attention of the House to the unfairness of that procedure. I feel that one member is just as good as another.

Personally I have no complaint. I turned down the last bills as they were offered to me and I have none to introduce, but I feel in fairness to all of the members of the House, that the hopper should be open to all of them, or closed to all of them. This unanimous consent affair is a matter of special privilege. Either open the hopper and let all of the members introduce bills, or close it and stand on your decision.

The SPEAKER. The remarks of the gentleman from Berks under his question of personal privilege will be spread upon the Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. SOWERS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SOWERS. Mr. Speaker and members of the House, last evening I was one of the number that has been mentioned by my friend, Mr. Sarig. I agree in toto with the remarks of the gentleman from Berks and I want to say to him and to the members of this House, that I am glad he has taken the stand that he takes and I hope the hopper will remain closed.

The SPEAKER. The remarks of the gentleman from Philadelphia under his question of personal privilege will be spread upon the Journal.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1436, as follows:

An Act making an appropriation to the Valley Forge Park Commission to celebrate on the eighteenth of June one thousand nine hundred and thirty-two the anniversary of General Washington's evacuation of Valley Forge on the eighteenth of June one thousand seven hundred and seventy eight

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty thousand ($50,000.00) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Valley Forge Park Commission for the purpose of paying the expenses of celebrating by a pageant and otherwise on June eighteenth one thousand nine hundred and thirty-two the anniversary of the evacuation of Valley Forge on the eighteenth of June one thousand seven hundred and seventy-eight Payment from said appropriation shall be made according

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule reqiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 435, as follows:

An Act relating to the service of search warrants defining the rights of officers therein and the time thereof

Whereas It is the purpose of the General Assembly to create uniformity in the practice followed in the service of search warrants by making such practice in this Commonwealth conform with that followed by the Federal authorities and

Whereas This can be done by the enactment of laws substantially the same as sections six hundred seventeen six hundred eighteen six hundred nineteen six hundred twenty six hundred twenty-one and six hundred twenty-two of chapter eighteen of title eighteen of the Code of Laws of the United States therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a search warrant may in all cases be served by any of the officers mentioned in its direction but by no other person except in aid of the officer on his requiring it he being present and acting in its execution

Section 2 Any officer charged with the service of a search warrant may break open any outer or inner door or window of a house or any part of a house or anything therein to execute the warrant if after notice of his authority and purpose he is refused admittance and he may break open any outer or inner door or window of a house for the purpose of liberating a person who having entered to aid him in the execution of the warrant is detained therein or when necessary for his own liberation

Section 3 The alderman justice of the peace or magistrate issuing the search warrant must insert a direction in the warrant that it be served in the daytime unless the affidavits are positive that the property is on the person or in the place to be searched in which case he may insert a direction that it be served at any time of the day or night

Section 4 Every search warrant must be executed and returned to the alderman justice of the peace or magistrate who issued it within ten days after its date after the expiration of this time the warrant unless executed is void

Section 5 Any officer taking property under the warrant must give a copy of the warrant together with a receipt for the property taken (specifying it in detail) to the person from whom it was taken by him or in whose possession it was found or in the absence of any person he must leave it in the place where he found the property

Section 6 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1519, as follows:

An Act to amend section twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as amended exempting from the provisions of said act certain boxing sparring and wrestling exhibitions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as amended by the act approved the twenty-ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred sixty) entitled "An act to repeal sections one to three and to amend sections four six ten fourteen sixteen seventeen twenty twenty-one twenty-three twenty-five and twenty-six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled 'An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties'" is hereby further amended to read as follows

Section 26 The provisions of this act shall not prohibit any duly constituted organization or association organized for a lawful purpose from having boxing sparring and wrestling matches and exhibitions in connection with entertainments when such matches or exhibitions are conducted not for profit nor shall this act apply to or be construed to regulate or to impose any tax upon the admissions received from boxing sparring and wrestling matches conducted or sponsored by colleges high schools amateur boxing clubs under the jurisdiction of the Amateur Athletic Union and all posts and camps of the American Legion Veterans of Foreign Wars and United Spanish War Veterans Provided That before such match or exhibition is held a permit is granted by the commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REQUEST FOR UNANIMOUS CONSENT ON HOUSE BILL NO. 1839

Mr. THOMAS C. EVANS asked unaimous consent to call up out of order, House Bill No. 1839 (Senate Bill No. 550), on page 13 of today's calendar.

Mr. HOOPES. Mr. Speaker, it is not on file.

Mr. THOMAS C. EVANS. Mr. Speaker, in the absence of the bill on the file is it in order to make a motion to recommit it?

The SPEAKER. The Chair is of opinion that by unanimous consent the bill can be considered for the purpose of recommitting it, even though it is not upon the file. It could only be done, however, by unanimous consent. Therefore are there objections to calling up out of order, Senate Bill No. 550, when the bill is not on the file? The Chair hears none, and consent is granted for that purpose.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1839 (Senate Bill No. 550), entitled:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the judicial districts of the Commonwealth shall be numbered composed designated and shall each have the number of judges respectively as follows

The first district shall be composed of the city and county of Philadelphia and shall have fifteen judges learned in the law in the common pleas and six judges learned in the law in the orphans' court and such judges of the municipal court as now or may hereafter be provided by law

The second district of the county of Lancaster and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The third district of the county of Northampton and shall have three judges learned in the law

The fourth district of the county of Tioga and shall have one judge learned in the law

The fifth district of the county of Allegheny and shall have fourteen judges learned in the law in the common pleas and three judges learned in the law in the orphans' court and such judges of the county court as now or may hereafter be provided by law

The sixth district of the county of Erie and shall have two judges learned in the law in the common please and one judge learned in the law in the orphans' court

The seventh district of the county of Bucks and shall have two judges learned in the law

The eighth district of the county of Northumberland and shall have two judges learned in the law

The ninth district of the county of Cumberland and shall have one judge learned in the law

The tenth district of the county of Westmoreland and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have five judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twelfth district of the county of Dauphin and shall have three judges learned in the law

The thirteenth district of the county of Greene and shall have one judge learned in the law

The fourteenth district of the county of Fayette and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The fifteenth district of the county of Chester and shall have two judges learned in the law

The sixteenth district of the county of Somerset and shall have one judge learned in the law

The seventeenth district of the counties of Union and Snyder and shall have one judge learned in the law

The eighteenth district of the county of Clarion and shall have one judge learned in the law

The nineteenth district of the county of York and shall have two judges learned in the law

The twentieth district of the county of Huntingdon and shall have one judge learned in the law

The twenty-first district of the county of Schuylkill and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-second district of the county of Wayne and shall have one judge learned in the law

The twenty-third district of the county of Berks and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-fourth district of the county of Blair and shall have one judge learned in the law

The twenty-fifth district of the counties of Cameron Clinton and Elk and shall have one judge learned in the law

The twenty-sixth district of the county of Columbia and shall have one judge learned in the law The county of Montour shall be attached to this district

The twenty-seventh district of the county of Washington and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-eighth district of the county of Venango and shall have one judge learned in the law

The twenty-ninth district of the county of Lycoming and shall have one judge learned in the law

The thirtieth district of the county of Crawford and shall have one judge learned in the law

The thirty-first district of the county of Lehigh and shall have two judges learned in the law

The thirty-second district of the county of Delaware and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-third district of the county of Armstrong and shall have one judge learned in the law

The thirty-fourth district of the county of Susquehanna and shall have one judge learned in the law

The thirty-fifth district of the county of Mercer and shall have one judge learned in the law

The thirty-sixth district of the county of Beaver and shall have two judges learned in the law

The thirty-seventh district of the county of Wayne and shall have one judge learned in the law The county of Forest shall be attached to this district

The thirty-eighth district of the county of Montgomery and shall have thre judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-ninth district of the county of Franklin and shall have one judge learned in the law

The fortieth district of the county of Indiana and shall have one judge learned in the law

The forty-first district of the counties of Juniata and Perry and shall have one judge learned in the law

The forty-second district of the county of Bradford and shall have one judge learned in the law

The forty-third district of the counties of Monroe and Pike and shall have one judge learned in the law

The forty-fourth district of the counties of Wyoming and Sullivan and shall have one judge learned in the law

The forty-fifth district of the county of Lackawanna and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-sixth district of the county of Clearfield and shall have one judge learned in the law

The forty-seventh district of the county of Cambria and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The forty-eighth district of the county of McKean and shall have one judge learned in the law

The forty-ninth district of the county of Centre and shall have one judge learned in the law

The fiftieth district of the county of Butler and shall have one judge learned in the law

The fifty-first district of the counties of Adams and Fulton and shall have one judge learned in the law

The fifty-second district of the county of Lebanon and shall have one judge learned in the law

The fifty-third district of the county of Lawrence and shall have two judges learned in the law

The fifty-fourth district of the county of Jefferson and shall have one judge learned in the law

The fifty-fifth district of the county of Potter and shall have one judge learned in the law

The fifty-sixth district of the county of Carbon and shall have one judge learned in the law

The fifty-seventh district of the county Bedford and shall have one judge learned in the law

The fifty-eighth district of the county of Mifflin and shall have one judge learned in the law

And in all cases where a county is or shall be attached to a contiguous district the qualified voters of said county shall be entitled to vote for the judge or judges

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves, unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 Returns of votes cast in all such counties at the municipal elections for all judges shall be made out by the prothonotary of the court of common pleas of such county under directions of said court or of the judge or persons authorized by law to receive and compute returns in such counties at its his or their meeting to receive and compute the returns of the preceding municipal election Such returns shall be properly attested by the seal of said court One of such returns shall be filed and entered in the office of the prothonotary of such court Another of such returns such prothonotary shall enclose in a sealed envelope and direct and immediately mail it to the Secretary of the Commonwewalth It shall also be the duty of the prothonotary to deliver a copy of such return to each person elected judge at such municipal election

Section 4 In case of the election of a judge or judges in any judicial district composed of two or more counties or of a single county to which one or more counties is or are attached as provided by this act on the day of the sitting of the court or of the judge person or persons authorized by law to receive and compute returns in each of such counties the prothonotary of the court of common pleas shall open and in its his or their presence shall make out a return of all votes cast at the preceding municipal election within each county for every person voted for as judge such return shall be properly attested by the seal of said court The court or judge or person or persons receiving and computing returns shall thereupon appoint one of the judges of election in said county to take charge of such return and produce the same at a meeting of the judges so appointed in each of the counties comprising said district

Section 5 In all judicial districts composed of two or more counties the county commissioners of each county shall appoint one of the judges of elections of such county to take charge of the returns of all votes cast at any primary election in said county for any candidate or candidates for the nomination of judge of the courts of said district

Section 6 In all judicial districts composed of two or more counties the persons appointed as return judges to compute the vote cast at any municipal or primary election for any judges of the courts of such districts shall meet and cast up the several returns of the counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed Such meetings shall he beld at the courthouse of one of the counties taking said counties alternately in alphabetical order

Section 7 The return judges having met and cast up the votes of their respective districts shall execute under their hands and seals a general and true return of the whole district which in case such return is of a municipal election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding municipal or primary election for the office or offices for which the election was held or the nominations were made in the district

Section 8 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 9 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 10 In all districts in which by the provisions of this act two or more judges are provided one of said judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district

Section 11 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law

Section 12 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred and thirty-two At the municipal election to be held in the year one thousand nine hundred and thirty-one successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred and thirty-two Where any office of judge has been created at the Session of the General Assembly of one thousand nine hundred and thirty-one otherwise than by this act such office shall be in addition to those provided for by this act

Section 13 The following acts are hereby repealed

The act approved the twenty-sixth day of February one thousand nine hundred and nineteen (Pamphlet Laws three) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the Fifth Judicial District"

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-four) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-first Judicial District"

The act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-three) entitled "An act to provide for a second additional law judge of the several courts of the twelfth judicial district"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Tenth Judicial District"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-two) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-sixth Judicial District"

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts"

The act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred fifteen) entitled "An act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District"

The act approved the twenty-fourth day of February one thousand nine hundred and twenty-seven (Pamphlet Laws three) entitled "An act providing for an additional associate judge of the separate Orphans' court of the County of Philadelphia"

The act approved the ninth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws twenty) entitled "An act to provide for an additional law judge of the court of common pleas of the Fifty-third judicial district"

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-eight) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-third Judicial District"

The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred sixty) entitled "An act to provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District"

The act approved the twentieth day of February one thousand nine hundred and twenty-nine (Pamphlet Laws three) entitled "An act to provide for an additional law judge of the court of common pleas of the Seventh judicial district"

The act approved the sixth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws ten) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-eight judicial district"

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-seventh judicial district"

The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred sixty-nine) entitled "An act to provide for an additional law judge of the court of common pleas in the Forty-seventh judicial district"

Section 14 This act shall be in force immediately upon its passage and approved by the Governor

Nothing in this act shall be construed to repeal or alter the provisions of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expense thereof" or the amendments thereto nor to repeal or alter any of the provisions of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or the amendments thereto

On the question,
Will the House agree to the bill on third reading?

MOTION TO RECOMMIT

Mr. THOMAS C. EVANS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judicial Apportionment for the purpose of further consideration.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

On the question,
Will the House agree to the motion?

Mr. I. B. WILLIAMS. Mr. Speaker, ladies and gentlemen of the House, this is the first time that I have been before you to tlak on any question that has been before this House.

This bill is being recommitted for the purpose of cutting out an amendment which I offered yesterday on second reading, taking care of Cambria County only——

POINT OF ORDER

Mr. STADTLANDER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. STADTLANDER. Mr. Speaker, the gentleman is speaking upon the merits of the bill.

The SPEAKER. The question before the House, being a motion to recommit, the merits of the bill are not in order.

QUESTION OF PERSONAL PRIVILEGE

Mr. I. B. WILLIAMS. Mr. Speaker, may I arise on a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. I. B. WILLIAMS. Mr. Speaker, I want to speak on the merits of this bill.

The SPEAKER. The question before the House is on the matter of recommitting the bill and discussion of the merits of the bill is not in order.

Mr. SPANGLER. Mr. Speaker, it seems to me that the House showed the same courtesy to the Speaker at the time a motion to recommit the Blue Law bill was before this House, and I cannot see why that same courtesy should not be extended in connection with the recommitment of this bill at the present time. I made a personal concession to the gentleman from Philadelphia, and to the gentleman from Allegheny, in withdrawing my objection to the unanimous consideration of this commitment at this time, and certainly on a matter that is as important as this, the gentleman should have some latitude in the discussion of the merits of the bill.

The SPEAKER. The impression of the Chair, however, is that the gentleman wanted unanimous consent to recommit, and the gentleman might readily have objected.

Mr. SPANGLER. Mr. Speaker, it was the unanimous consent to the agreement, so far as I was concerned, in withdrawing my objection.

QUESTION OF PERSONAL PRIVILEGE

Mr. I. B. WILLIAMS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. I. B. WILLIAMS. Mr. Speaker and members of the House, this bill is going back for the reason that I offered an amendment yesterday, taking care of Cambria county only. It does not interfere with any other county. My only ambition in serving my people back home is to endeavor to reduce their taxes and get them out of the muddle they are in at the present time.

We have four judges in Cambria county, we have three court rooms; the four judges sit sometimes, but not very often; and the fourth one has to sit in a very small room. They have been plaing to build an additional court house but they cannot afford to do it. The tax payers of Cambria County face over twenty million dollars of indebtedness.

Now, I will read an article from one of our papers giving you the population of the different counties and the judges that they have:

> Cambria has a population of approximately 203,000, and it has four judges.
>
> Blair County has a population of 139,840, and it has one judge.
>
> There was a bill introduced to give them two judges, but the lawyers and the judge held an indignation meeting declaring themselves against it. This one judge does all the work, and says that he doesn't need any help.
>
> Clearfield county has a population of 87,000, approximately, and has one judge.
>
> Indiana County has a population of 75,000, and has one judge, and it must be remembered all the time that Cambria County has only 203,000.
>
> Bedford, Huntingdon and Mifflin have a combined population of 116,000, and manage to get along with one judge. One judge for 116,000 and four judges for 203,000, somebody was wrong when they gave us this extra judge.
>
> Comparing Philadelphia with Cambria county, Philadelphia with its population 1,950,000, has 21 judges. If the Quaker City had judges on the Cambria ratio, it would have 38 lawyers sitting on the bench, and not 21.
>
> Allegheny County has a population of 1,374,000 and it has 17 judges. If it had a judicial staff on the Cambria basis Allegheny would have 27 judges. The legislature, after surveying the facts, has so far refused to take measures calculated to increase Allegheny's quota of judges.
>
> The population of Pennsylvania is 9,681,000. There are 139 judges in the state. If the Commonwealth were staffed with judges on the Cambria bases, it would have 139 lawyers on the bench. It is true that our state pays the salaries of judges, but the people pay the state. Moreover the judges of Pennsylvania have too much political power. Whenever they want it, the judges lobby for an increase in salary. They lobby in behalf of a judicial pension system. The judges have it soft, because whenever they want anything all of the corporations between the Atlantic and the Pacific go to bat for them. From the standpoint of the enactments written on the statute books of this state, the judges from the Supreme Court on down have been legislative pets. Nobody dares go out and argue on the basis of the facts, because quite likely if the judges are offended one of them will somewhere find occasion to put you in jail.
>
> Judicial salaries are quite an item in the state budget. We have never forgotten the fact that when the judges wanted an increase in pay, the Supreme Court was able to manufacture an opinion showing that the salary given a judge could be boosted in the midst of his term of office.
>
> In the matter of judges, our doctrine is simple enough. It is this: Give the people all the judges they need, but don't create unnecessary judicial posts at the behest of lawyers, who may find it as easy to make out a case for five judges, here in Cambria County, as they do for four judges.

That is from one of our local papers.

As I said before, we have four judges and three court rooms. They have been planning to build an additional court room at a cost of $50,125, and there is over twenty million of dollars indebtedness facing the people in Cambria County. There were over five hundred and fifty-six properties returned for taxes.

I know that our Senator is lobbying on this bill and has our friends from Philadelphia lined up. I feel that a great many of them want to get away, and they permitted this bill to come up out of order. If they want to vote on the motion, we will give them that privilege; otherwise we might have held them here until late tonight.

I am only interested in cutting our taxes. Our Senator is interested in having one of his relatives as a judge. We have two to be elected this fall, and it would be much easier if there were two running than if there were but one. And he has the ambition to see that man clothed in a judge's robe.

My colleague who opposes this motion, says that he is an attorney. I never knew it until he told me. I have never seen him in any cases in court. He says that eighty-five percent of our lawyers want this bill, but I can assure you that the people of Cambria county do not want this extra judge. When they appointed a judge there a few years ago, that same judge was defeated. He was nominated by the Republican Party and an unknown Democrat defeated him without any effort on his part at all. The people of Cambria do not want this extra judge. We do not need him. We are electing two this fall, and I think the best thing to do would be to elect only one. Therefore, I am working in the interests of the taxpayers of Cambria County.

Mr. SPANGLER. Mr. Speaker, the purpose of the recommitment of this bill is to strike down the amendment that was offered by the gentleman from Cambria, Mr. Williams, to reduce the common pleas of Cambria County from three to two, which would still give Cambria County, with the amendment of Mr. Williams included, three judges; namely, an orphans' court judge and two common pleas judges.

By some inadvertence, two years ago, Cambria County was given an additional law judge. Why? Nobody knows what the reason was. Certainly they never needed him. Notwithstanding the fact that the Legislature does things some times inadvertently, they make corrections later on, and so we should do in this case.

As has been said by the gentleman from Cambria County, Mr. Williams, Cambria County has 203,000 population, and four judges. In 1925 her estimated population was 226,000; so, as a matter of fact, instead of progressing in population, Cambria County is gradually being reduced. Now, on the same ratio, and that is what we have to consider, Cambria County has more judges than other county in the Commonwealth of Pennsylvania. Bedford, Huntingdon and Mifflin Counties, with a population of 116,665, have one judge. Clearfield County with a population of 87,000, has one judge. Philadelphia has 21 judges. On the same ratio Philadelphia would have 38 judges. Allegheny has 17 judges. On the same ratio Allegheny County would have 27 judges. Somerset County, with 80,764, has one judge, and so we can go throughout the Commonwealth and find four judges for Cambria County are one too many and even two too many. You will recall about 1921, I think it was, we repealed the full crew law. Why? We repealed the full crew law because we said that it was uneconomical to compel the railroads to have more men on the trains than was necessary. And now, does not the same principle apply in respect to judges in the Commonwealth? Why should we over-man our districts with judges any more than we should over-man our railroad trains with operators? I can see no reason in the world. What is my interest in this matter? My interest is to conserve the money of the Commonwealth. We are all interested in economy and we are doubly interested at the present time to see that economies are effected in every possible way, and everywhere, where they can possibly be effected, so that extra money can be used for necessary purposes. Today our hospitals in every section of the state are asking for twice as much money as they asked for before. Where are we going to get the money to meet these increased expenses? We have got to save, we have got to conserve, we have to be good house keepers of the Commonwealth of Pennsylvania, and economy is the watchword of this legislature.

You might say, why doesn't the Bar Association come here to make this protest? Well, we who are lawyers, ladies and gentlemen of the House, know that it is not unusual for members of the bar to ask that the number of judges be increased I would venture to say that for Cambria County, with two hundred and three thousand population, they would say it ought to have six judges. The bar would not protest; it is too intimate. The bar is in too close contact with the judges, and there is a certain amount of fear among the members of the bar to interfere in a matter of this kind.

As I say, my only purpose in opposing the recommitment of this bill, for the purpose of putting back four judges, into Cambria County, is not only to effect economies for the State—and God knows we want economy at the present time—but it is also for the purpose of effecting economy in the county of Cambria. Cambria, as I have been told, has an indebtedness of seven millions of dollars, which is the third largest indebtedness of any county in the State, and Cambria County has a right to come to this Legislature, and ask us to withdraw a judge that they find is unnecessary, who would be a burden on the county as well as a burden on the State.

I trust that this motion to recommit will be voted down emphatically.

Mr. THOMAS C. EVANS. Mr. Speaker and ladies and gentleman of the House, I do not know what has wrought up our friend from York, Mr. Spangler, so terribly this morning. I cannot understand his interest in this judgeship matter at all. I hope sometime when we have more time he will take me aside and explain to me just how he got interested in this measure.

Members of the House, Cambria County has 203,000 people. We have three common pleas judges and one orphans court judge. Right now it is necessary for the orphans court judge to sit and spend his full time in the common pleas and quarter sessions to expedite the public business. My colleague, Mr. Williams, has some figures here, and I am glad that he has succeeded in putting them in the record, because he has carried them around all during this session. He introduced a bill in this House, which was referred to the Judiciary Local Committee, and he has read those figures to the committee, but he has not succeeded in getting his bill out of the committee. Yesterday on this Senate bill of Senator Ealy, while the bill was on second reading, he surreptitiously inserted this little amendment, changing the word, "three" to "two", and thus depriving Cambria County of a common pleas judge. If this gill goes through with this amendment, Mr. Speaker and ladies and gentleman of the House, it would seriously disorganize the work of our courts. Judge Evans, who bears the same name as I do, but who is no relation, told me that two common pleas judges absolutely cannot handle the work that is required in our county. Cambria County is a coal county. Our criminal cases run from one hundred and fifty to three hundred cases every court term, and this next week two judges will be sitting and holding a special session of criminal court for the trial of two murder cases which happened between the interim of the last court term and this term.

Mr. Speaker, there is no sentiment in Cambria County of any responsibility except in favor of this measure.

So far as economy is concerned, it is real economy to have the judges that we have. Our calendars are clean, and I might say to the members of this House that if you have a case up for trial in Cambria County and are notified to come to Ebensburg on Tuesday, June something, be there, because your case will be called. You wont have to stand around for two or three days waiting for your case to be called. There is no time wasted in the selection of jurors, and the economy mentioned by Mr. Williams is after all false economy. Mr. Speaker and members of the House, all I ask you, that you kindly recommit this bill, so that it can be amended properly and put into the form in which it appeared in this House.

Mr. STADLTANDER. Mr. Speaker and members of the House, there seems to be a dispute between the Senator of Cambria County and the members of Cambria County. I would suggest that you vote aye on this question and send this bill back to the committee to be reconsidered. Possibly they may strike a happy medium, which will satisfy the wishes of all. Therefore, I request you to vote aye on this motion to recommit.

Mr. WILSON. Mr. Speaker, I desire to interrogate the gentleman from Cambria, Mr. Evans.

The SPEAKER. Will the gentleman from Cambria, Mr. Evans, permit himself to be interrogated?

Mr. THOMAS C. EVANS. Mr. Speaker, I will.

Mr. WILSON. Mr. Speaker, How do you want us to vote on this particular motion?

Mr. THOMAS C. EVANS. Mr. Speaker, I want this bill recommited to the Committee on Judicial Apportionment so that it can be put in the form in which it appeared in this House. The amendment introduced yesterday changing the word from "three" to "two", robs us of a common pleas judge. I want the bill to go back, so that it can be further reconsidered, and then returned to the House in the form in which it was originally.

Mr. WILSON. Mr. Speaker, then, you are asking the members of the House to vote on a motion to recomit?

Mr. EVANS. Mr. Speaker, yes sir.

QUESTION OF INFORMATION

Mr. PERRY. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. PERRY. Mr. Speaker, I would like to ask this question: were these amendments adopted by the House?

The SPEAKER. The Chair is informed that the amendments were adopted when the bill was on second reading, and agreed to by the House.

Mr. PERRY. Mr. Speaker, I also desire to ask if a committee has the power to take out any amendment that the House puts in any bill?

The SPEAKER. In reply to the question of information of the gentleman from Philadelphia, Mr. Perry, the Chair desires to read a decision of a former Speaker. In 1885 the point of order was submitted that in line 16 of section 3, the word, "ten" is improperly in the section for the reason that on second reading, the word "ten" was stricken out and the word "five" inserted by the House. The bill was afterward recommited and the committee improperly restored the word "ten" and so reported. An amendment inserted in the House is direct instructions to a committee and should not be disobeyed by such committee. The Chair decided that the point of order was well taken.

A further point or order was raised that when the bill under consideration, was recommitted to the Committee on Agriculture it contained several amendments inserted on the floor of the House which were stricken out afterwards by the committee without authority. The House must insist on the amendments being replaced before proceeding with the further consideration of the bill. That point was decided "well taken". That was the decision in 1893, does this answer the question of the gentleman from Philadelphia, Mr. Perry.

Mr. PERRY. Mr. Speaker, thank you.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which this bill passed second reading be reconsidered.

The SPEAKER. There is a motion before the House.

Mr. EVANS. I withdraw the motion to recommit, Mr. Speaker.

The SPEAKER. The gentleman from Cambria withdraws the motion that Senate Bill No. 550, be recommitted to the Committee on Judicial Apportionment. Does the seconder of the motion agree?

Mr. STADTLANDER. Yes, Mr. Speaker.

The SPEAKER. This request for withdrawal is agreed to by the gentleman from Allegheny, Mr. Stadtlander, who seconded the motion.

Mr. EVANS. Mr. Speaker, I move that the vote by which this bill passed second reading, be reconsidered.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The motion was agreed to.

RECONSIDERATION OF VOTE

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House ordered the bill to be transcribed for third reading be reconsidered.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

It was agreed to.

MOTION TO RECONSIDER VOTE

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to the title be reconsidered.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

Mr. SPANGLER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. SPANGLER. Mr. Speaker, the original motion as made by the gentleman from Cambria and for which he received unanimous consent was to recommit this bill, and there the motion stopped. That, I take it, is as far as they have a right to go at this time in the consideration of this bill. I therefore rise to the point of order that further consideration of this bill, as to amendment, is out of order.

The SPEAKER. The Chair would like to look over the stenographer's notes. As we recall, unanimous consent was asked and received for the purpose of calling up out of order House Bill No. 1839 (Senate Bill No. 550). We do not recall that the purpose for the calling of the bill was stated.

(At this point the Chair examined the notes of the Stenographer.)

Mr. FLYNN. Mr. Speaker, may I inquire what business is before the House?

The SPEAKER. The question before the House is a point of order as to whether or not the House has granted unanimous consent for any purpose other than the recommitment of this bill, House Bill No. 1839 (Senate Bill No. 550), which was raised by the gentleman from York, Mr. Spangler.

Mr. FLYNN. Is it not true, Mr. Speaker, that the bill is now before the House?

The SPEAKER. The gentleman is informed that the bill is before the House——

Mr. FLYNN. And has been acted upon.

The SPEAKER. ——by unanimous consent for a particular purpose which the Chair was discovering from the stenographer's notes.

Mr. FLYNN. Mr. Speaker, may I ask if that is material at this time? Is it not a fact that the bill is before the House and the House has acted upon it in a number of instances. The question that brought the bill originally before the House is not material now, the House having taken action on the bill.

The SPEAKER. The gentleman from Cambria, Mr. Evans, asked unanimous consent to call up a bill out of order, that being House Bill No. 1839 (Senate Bill No. 550).

The gentleman from Berks, Mr. Hoopes, raised an objection that the bill was not upon the file. Whereupon the gentleman from Cambria, Mr. Evans, asked whether or not he might have unanimous consent to call up the bill for the purpose of recommitting, and the Chair stated that we were of the opinion that by unanimous consent the bill may be called up for the purpose of recommitting it. Whereupon the gentleman from Berks, Mr. Hoopes withdrew his objection to that course. It is, therefore, the opinion of the Chair that the bill is now before the House merely for the purpose of recommitment and that unanimous consent has been extended only for that purpose.

Further, the point of order was raised that inasmuch as the amendment was inserted by the House and the bill is recommitted to the committee, that committee would have no authority to remove an amendment that was inserted by the House, and the Chair has in fact, after reading a decision, ruled that the committee could not remove from a bill an amendment that was inserted by the House after the bill has been recommitted to the committee. In making that ruling we followed a precedent established by a former speaker.

The question now comes as to whether or not the House has extended unanimous consent to consider this bill for any purpose other than that of recommitment.

This matter was followed by the gentleman from Cambria, Mr. Evans, moving to reconsider the vote by which the House inserted this amendment, and in a measure the House has reconsidered that vote.

The point of order is then raised by the gentleman from York, Mr. Spangler, that the House has only extended unanimous consent to consider the bill for the purpose of recommitment and it was upon that point of order that the Chair was endeavoring to inform itself as to the purpose, as revealed by the stenographer's notes, at the time unanimous consent was extended. The stenographer's notes revealed that only for the purpose of recommitment was this unanimous consent extended. Therefore, we feel that the point of order as raised by the gentleman from York, Mr. Spangler, is well taken.

Mr. TALBOT. Mr. Speaker, I rise to a point of information.

The SPEAKER. The gentleman from Delaware, Mr. Talbot, will state his point of information.

Mr. TALBOT. Mr. Speaker, is the unanimous consent agreement still in force for the recommitment of the bill?

The SPEAKER. The Chair would so consider it.

Mr. TALBOT. Mr. Speaker, I then make a motion that this bill be recommitted to the Committee on Judicial Apportionment for the purpose of amendment.

Mr. NOTHNAGLE. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER. Before further consideration, the Chair desires to inform the gentleman from Delaware, Mr. Talbot, that we have already ruled that insofar as amendments inserted by the House are concerned the Committee might not remove the amendments.

Mr. TABLOT. Mr. Spaker, but for further amendment it would not affect the ruling of the Chair, and for further study?

Mr. FLYNN. Mr. Speaker, what is the status of the bill at the moment? Has the House not acted upon the bill in reconsidering the vote by which it passed second reading; is that not true, and you so announced that the House had taken that action?

The SPEAKER. In order to reconsider a vote by which a bill passes second reading, the Chair is of opinion that we must go through the same procedure that was gone through when the bill was agreed to on second reading. That is to say, reconsider the vote by which the House ordered the bill to be transcribed for third reading, agreed to the bill on second reading as amended, and the title and the several sections were agreed to. After that was begun the point of order was raised that unanimous consent had not been granted for that purpose.

Mr. FLYNN. Mr. Speaker, is it not true that the action has been taken by the House? The vote has been reconsidered by which the title was agreed to, and the vote by which the bill was passed on second reading?

The SPEAKER. That is true.

Mr. FLYNN. Mr. Speaker, what is the status of the bill at the present moment, that being the action of the House? I raise the point of order at this time, that the point of order raised by the gentleman from York is not in order, for the reason that it was not made at the proper time. The House, having already taken action on the bill, it is now before the House and under consideration; the status of it having been reconsidered on second reading as well as the title. I think that the gentleman was too late in raising his point of order in regard to unanimous consent, after the result of the action of the House was announced.

Mr. SPANGLER. Mr. Speaker, the Chair having made a ruling that the point of order raised by the gentleman from York was sustained, and no appeal having been taken from that decision, the decision of the Speaker stands, and the point of order stands. The status of the bill, I take it, now is that it is still where it was on the calendar. Now then the gentleman from Delaware, makes a motion to have the bill recommitted for the purpose of amendment. The motion of the gentleman from Delaware is entirely in order in having the bill recommitted for the purpose of amendment, as the Speaker told you, if the amendment that the House has directed be inserted in this bill is not removed. Therefore, I insist that the motion of the gentleman from Delaware, Mr. Talbot, be put to the House.

Mr. FLYNN. Mr. Speaker, I merely wish to state that it is my impression that the Speaker did not give a formal ruling on the point of order raised by the gentleman from York. You discussed that in answer to an inquiry.

The SPEAKER. On the point of order raised by the gentleman from Elk, Mr. Flynn, the Chair has already ruled that the point of order raised by the gentleman from York, Mr. Spangler, was well taken, and in making that ruling we did so for the reason that the matter of reconsidering the vote by which the bill passed second reading was only begun and that there was no waiver at the time the gentleman from York, Mr. Spangler, raised his point of order.

Mr. SOWERS. Mr. Speaker, I move that the rule of the House be suspended and that we now proceed to the consideration of House Bill No. 839, Senate Bill No. 550.

The SPEAKER. There was a motion before the House and that motion was seconded.

Mr. FLYNN. Mr. Speaker, is there a motion before the House?

The SPEAKER. There is a motion before the House made by the gentleman from Delaware, Mr. Talbot, and seconded by the gentleman from Delaware, Mr. Nothnagle, that Senate Bill No. 550 be recommitted to the Committee on Judicial Apportionment.

Mr. FLYNN. Mr. Speaker, do I understand that the motion of Mr. Talbot is withdrawn.

The SPEAKER. The question is on that motion.

Mr. TALBOT. Mr. Speaker, I will withdraw that motion.

The SPEAKER. Does the gentleman from Delaware, Mr Nothnagle, agree to withdraw his second?

Mr. NOTHNAGLE. Yes, Mr. Speaker.

The SPEAKER. That motion having been withdrawn there is now no motion before the House except the motion of the gentleman from Philadelphia, Mr. Sowers, and the Chair is not sure whether that motion was seconded.

Mr. FLYNN. Mr. Speaker, I second the motion for the suspension of the rule for the consideration of this bill.

The SPEAKER. The situation then is that it has been moved by the gentleman from Philadelphia, Mr. Sowers, seconded by the gentleman from Elk, Mr. Flynn, that the rule be suspended for the specific purpose of considering House Bill No. 1839 (Senate Bill No. 550.

For the information of the House, the Chair desires to read Rule 88. It provides that

"Any rule of the House may be suspended at any time for a specific purpose by a majority vote of the members elect; after the accomplishment of which purpose the rule shall remain in force as before."

QUESTION OF INFORMATION

Mr. WILSON. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. WILSON. Mr. Speaker, I would like to know from the Speaker,—I am for the motion,—but I would like to know whether or not if this motion is passed, would we then, in the opinion of the Speaker, be in a position to consider this bill inasmuch as it is not on file? I want to see the bill considered and I am for the motion, but I would like to know where we would be if the rule would be suspended.

Mr. SPANGLER. Mr. Speaker and members of the House, it seems to me that this House is more or less in a dilemma. I was going to suggest that having heard the rule read, the gentleman who made the motion would have to follow that rule of the House. The only way he could suspend all the rules would be by unanimous consent. It seems to me the better way out of this situation would be to postpone action on this bill for the present and if the gentleman will withdraw his motion, I will make a motion that further action on this bill be postponed for the present, and not be brought up today.

The SPEAKER. The Chair would be glad for an opportunity to reply to the gentleman from McKean, Mr. Wilson. There is no question about the right of the House to suspend a rule, but this bill is on third reading, and the Constitution of Pennsylvania provides that when a bill is on third reading, it must be printed and on the file of the members. Now the Chair knows of no way to suspend the Constitution.

Mr. SOWERS. Mr. Speaker, I never broke the Constitution in my life except in a couple of particulars, and I desire to withdraw my motion.

The SPEAKER. Does the gentleman from Elk, Mr. Flynn, agree to the withdrawal of the motion?

Mr. FLYNN. I do not, Mr. Speaker.

Mr. STADTLANDER. Mr. Speaker, I find that now the bill is on the file.

Mr. SOWERS. Mr. Speaker, I find that the bill is on file and I will now renew my motion.

The SPEAKER. The seconder not having agreed to the withdrawal, and the gentleman from Philadelphia, Mr. Sowers, now desiring to renew the motion, the question before the House is to supsend the rule since the bill is upon the files of the House.

On the question,

Will the House agree to the motion?

QUESTION OF INFORMATION

Mr. HOOPES. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. HOOPES. Mr. Speaker, now that the bill is on file I desire to know what rule we are suspending.

The SPEAKER. The motion is for the suspension of the rule as provided by Rule 88. This motion if agreed to will suspend the rule of the House which otherwise would prevent the consideration of this bill out of order.

Mr. SPANGLER. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. SPANGLER. Does that rule specify that the rule to be suspended must be specified and to suspend all the rules requires unanimous consent?

The SPEAKER. That rule provides as plainly as it can that any rule of the House may be suspended at any time for any specific purpose. Now the specific purpose for which you are asking to suspend Rule 45, when a bill is on third reading, is that the rule requires that the bills be taken up in their order. The purpose of the motion is to suspend that rule and allow this bill to be taken up out of order. The motion to be agreed to must receive a majority of the votes of the members elect and for that purpose the Chair will direct a roll call.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were taken and were as follows:

YEAS—173

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Soffel,
Sowers,
Spangler,
Spann,

Baldi, J.F.M.,
Bechtel,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lucas,
Male,
Maloney,
Mason,
Mathay,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Miller,
Moore, D. G.,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

So the question was determined in the affirmative and the motion was agreed to.

The SPEAKER. The motion having been agreed to the bill is now before the House on third reading for such action as the House may choose to take.

On the question recurring,

Will the House agree to the bill on third reading.

RECONSIDERATION OF VOTE

Mr. THOMAS C. EVANS. Mr. Speaker, I am very grateful to the House for the courtesy extended me and I now move that the vote by which the House ordered this bill to be transcribed for third reading be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to the bill on second reading as amended be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to the title be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section fourteen be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section thirteen be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section twelve be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section eleven be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section ten be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section nine be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section eight be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section seven be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section six be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section five be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section four be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section three be reconsidered.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section two be reconsidered.

Mr. SHORTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. THOMAS C. EVANS. Mr. Speaker, I move that the vote by which the House agreed to section one as amended be reconsidered.

Mr. SHORT. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the section?

Mr. THOMAS C. EVANS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 6, line 6, by striking out the word "two" and inserting in lieu thereof the following: "three".

On the question,

Will the House agree to the amendment?

Mr. SPANGLER. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Evans.

The SPEAKER. Will the gentleman from Cambria, Mr. Evans, permit himself to be interrogated?

Mr. THOMAS C. EVANS. I will, Mr. Speaker.

Mr. SPANGLER. Mr. Speaker, I wish to ask the gentleman from Cambria, Mr. Evans, whether it is not a fact that the judges of Cambria County are constantly going into other counties to hold court?

Mr. THOMAS C. EVANS. Not constantly, Mr. Spangler; occasionally they do.

Mr. SPANGLER. Is there not one of them in Somerset County at the present time?

Mr. THOMAS C. EVANS. That may be; Judge Reed of the orphans court may be there.

Mr. SPANGLER. Have you found it necessary at all to call in judges from other counties to assist you in your work?

Mr. THOMAS C. EVANS. We would have to at every session of the court were it not for the fact that Judge Reed of the orphans court works voluntarily in the court of Common Pleas.

Mr. SPANGLER. Do you mean to say you call in additional judges?

Mr. THOMAS C. EVANS. Absolutely.

Mr. SPANGLER. Then I have been misinformed.

Mr. Speaker, I desire to interrogate the gentleman from Cambria County, Mr. Williams.

The SPEAKER. Will the gentleman from Cambria, Mr. Williams, permit himself to be interrogated?

Mr. I. B. WILLIAMS. I will, Mr. Speaker.

Mr. SPANGLER. Mr. Speaker, I desire to ask the gentleman from Cambria, Mr. Williams, whether it is necessary in his opinion to call in additional judges to assist in holding court n Cambria County.

QUESTION OF PERSONAL PRIVILEGE

Mr. STADTLANDER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege, but the gentleman from York, Mr. Spangler, has the floor.

Mr. SPANGLER. And I insist on keeping the floor.

POINT OF ORDER

Mr. STADTLANDER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. STADTLANDER. Mr. Speaker, I think it ill becomes a member of this House to attack the veracity of another member of the House.

Mr. SPANGLER. Mr. Speaker, I am not attacking the veracity of anybody, I am merely asking for information.

I desire to ask the gentleman from Cambria, Mr. Williams, whether it is not a fact that Cambria County judges often have time to go to other counties?

Mr. I. B. WILLIAMS. Yes, they visit Pittsburgh and Philadelphia quite frequently.

Mr. SPANGLER. How often is it necessary to call in judges to assist in the judicial work of the Cambria County courts from the outside?

Mr. I. B. WILLIAMS. I do not recall any time they have. I presume that they do, and if Mr. Evans says so I will agree with that, but I do not recall any time. I would not say that they have not, but as far as holding civil court next month, Mr. Evans stated they were holding civil court and that they have two murder trials. That is the regular civil court term and they took on these two murder trials so that they would have something to go on.

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth and fourteenth sections and title were separately read and agreed to as follows:

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves, unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 Returns of votes cast in all such counties at the municipal elections for all judges shall be made out by the prothonotary of the court of common pleas of such county under directions of said court or of the judge or person or persons authorized by law to receive and compute returns in such counties at its his or their meeting to receive and compute the returns of the preceding municipal election Such returns shall be properly attested by the seal of said court One of such returns shall be filed and entered in the office of the prothonotary of such court Another of such returns such prothonotary shall enclose in a sealed envelope and direct and immediately mail to the Secretary of the Commonwealth It shall also be the duty of the prothonotary to deliver a copy of such return to each person elected judge at such municipal election

Section 4 In case of the election of a judge or judges in any judicial district composed of two or more counties or of a single county to which one or more counties is or are attached as provided by this act on the day of the sitting of the court or of the judge person or persons authorized by law to receive and compute returns in each of such counties the prothonotary of the court of common pleas shall open and in its his or their presence shall make out a return of all votes cast at the preceding municipal election within each county for every person voted for as judge such return shall be properly attested by the seal of said court The court or judge or person or persons receiving and computing returns shall thereupon appoint one of the judges of election in said county to take charge of such return and produce the same at a meeting of the judges so appointed in each of the counties comprising said district

Section 5 In all judicial districts composed of two or more counties the county commissioners of each county shall appoint one of the judges of elections of such county to take charge of the returns of all votes cast at any primary election in said county for any candidate or candidates for the nomination of judge of the courts of said district

Section 6 In all judicial districts composed of two or more counties the persons appointed as return judges to compute the vote cast at any municipal or primary election for any judges of the courts of such districts shall meet and cast up the several returns of the counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed Such meetings shall be held at the courthouse of one of the counties taking said counties alternately in alphabetical order.

Section 7 The return judges having met and cast up the votes of their respective districts shall execute under their hands and seals a general and true return of the whole district which in case such return is of a municipal election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding municipal or primary election for the office or offices for which the election was held or the nominations were made in the district

Section 8 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 9 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 10 In all districts in which by the provisions of this act two or more judges are provided one of said judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district

Section 11 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law

Section 12 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred and thirty-two At the municipal election to be held in the year one thousand nine hundred and thirty-one successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred and thirty-two Where any office of judge has been created at the Session of the General Assembly of one thousand nine hundred and thirty-one otherwise than by this act such office shall be in addition to those provided for by this act

Section 13 The following acts are hereby repealed.

The act approved the twenty-sixth day of February one thousand nine hundred and nineteen (Pamphlet Laws three) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the Fifth Judicial District"

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-four) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-first Judicial District"

The act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-three) entitled "An act to provide for a second additional law judge of the several courts of the twelfth judicial district"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Tenth Judicial District"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-two) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-sixth Judicial District"

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts"

The act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred fifteen) entitled "An act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District"

The act approved the twenty-fourth day of February one thousand nine hundred and twenty-seven (Pamphlet Laws three) entitled "An act providing for an additional associate judge of the separate Orphans' court of the County of Philadelphia"

The act approved the ninth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws twenty) entitled "An act to provide for an additional law judge of the court of common pleas of the Fifty-third judicial district"

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-eighth) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-third Judicial District"

The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred sixty) entitled "An act to provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District"

The act approved the twentieth day of February one thousand nine hundred and twenty-nine (Pamphlet Laws three) entitled "'An act to provide for an additional law judge of the court of common pleas of the Seventh judicial district"

The act approved the sixth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws ten) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty eighth judicial district"

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-seventh judicial district"

The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred sixty-nine) entitled "An act to provide for an additional law judge of the court of common pleas in the Forty-seventh judicial district"

Section 14 This act shall be in force immediately upon its passage and approved by the Governor

Nothing in this act shall be construed to repeal or alter the provisions of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expense thereof" or the amendments thereto nor to repeal or alter any of the provisions of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or the amendments thereto

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

RECONSIDERATION OF VOTE

Mr. RICE. Mr. Speaker, I move that the vote by which House Bill No. 1366, Printer's No. 527, entitled:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto.

was defeated on final passage on April 28, 1931, be reconsidered.

Mr. HUTTON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Dauphin, Mr. Rice, vote on the final passage of the bill?

Mr. RICE. Mr. Speaker, I voted no.

The SPEAKER. How did the gentleman from Franklin, Mr. Hutton, vote on the final passage of the bill?

Mr. HUTTON. Mr. Speaker, I voted in the negative.

On the question,

Will the House agree to the motion?

The Speaker declared the ayes appear to have it,

Whereupon, a division being called for, seventy-eight members voting in the affirmative and sixty-seven members voting in the negative, the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. BLUMBERG. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. ROOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

The SPEAKER. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none, and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 320, entitled:

An Act to amend sections one and four of the act approved the eighth day of July, one thousand eight hundred and eighty-five (P. L. 268), entitled, "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time within which a county commissioner's sale must be held.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 391, entitled:

An Act to amend sections thirteen and fourteen of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time when a county commissioner's sale must be held.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 535, entitled:

An Act relating to delinquent taxes on seated lands and fixing penalties for the non-payment thereof, requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1571, entitled:

An Act to amend section three of the act approved the eleventh day of March, one thousand nine hundred and nine, (Pamphlet Laws, thirteen), entitled "An act for the protection of the public health, by prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, of eggs unfit for food, as therein defined, and prohibiting the use of such eggs in the preparation of food products; providing penalties for the violation thereof, and providing for the enforcement thereof;" making unlawful the sale, possession and use of incubated and incubator reject eggs unless such eggs or their containers or foods in which used are properly stamped.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1583, entitled:

An act to further amend sections four hundred two and four hundred four, and to amend section four hundred ten of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing provisions relating to licensing of taxidermists.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1737, entitled:

An Act to repeal the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 155), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 896, entitled:

An Act to amend the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An Act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways," by extending provisions of act to all township roads constructed of reinforced concrete.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1291, entitled:

An Act to amend section one of the act approved the second day of May, one thousand nine hundred and twenty-five

(Pamphlet Laws, four hundred ninety-four), entitled "An act fixing the fee to be charged for the issuing of marriage licenses," by increasing the fee to be charged for marriage licenses and requiring clerks of orphans' courts to make certain reports.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1336, entitled:

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1590, entitled:

An Act providing for the licensing and regulation of second hand dealers, imposing duties upon peace officers, district attorneys and sheriffs, and prescribing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1634, entitled:

An Act to further amend section one of the act approved the first day of June, one thousand nine hundred and seven (P. L. 364), entitled "An act to increase the pay of jurors and witnesses in this Commonwealth," by increasing the pay for jurors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1645, entitled:

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," by providing that such property shall be exempted on the basis of its use for purposes for which organized.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1772, entitled:

An Act to amend sections two hundred sixteen, two hundred seventeen, two hundred eighteen, three hundred one, three hundred two, three hundred three, to add section three hundred four, to amend paragraph four of section one thousand six, sections one thousand twenty-six, one thousand thirty-five, one thousand thirty-seven, one thousand thirty-eight, one thousand thirty-nine, one thousand one hundred five, clause twenty-six of section one thousand two hundred two sections one thousand three hundred eight, one thousand three hundred ten, one thousand six hundred five, one thousand six hundred ten, one thousand six hundred eleven, one thousand six hundred twelve, one thousand six hundred thirteen, one thousand six hundred fourteen, and one thousand six hundred fifteen, one thousand seven hundred forty-five, to add sections two thousand one hundred seventy-four and two thousand one hundred seventy-five, to amend sections two thousand five hundred one and two thousand nine hundred ten, and to repeal section two thousand nine hundred eleven, of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs and revising, amending, and consolidating the law relating to boroughs," by further regulating the consolidating of boroughs; providing that in annulment proceedings territory formerly included in the borough may be created a new township; providing for the change of corporate names of boroughs; requiring the advertisement only of certain ordinances; fixing the costs to be charged by burgesses; regulating surcharges against borough officers, and reports of auditors and appeals therefrom; further regulating the manner in which payments shall be made out of funds in the treasury; authorizing the fixing of the time of opening and closing certain exhibitions; reducing time for allowance of tax reductions and changing penalties; authorizing tax collectors to retain certain moneys; eliminating the necessity of appointment of viewers in certain proceedings; providing for vacation of highways in certain cases; authorizing adjoining boroughs to construct and maintain passageways; authorizing boroughs to construct sewers and assess the costs thereof; providing for the appropriation of lands for airports; and empowering boroughs to regulate and license transient retail business.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1927, entitled:

An Act to amend section one of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and forty-four), entitled "An act relating to salaries, compensations, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," fixing the salaries of controllers in such counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1930, entitled:

An Act to amend section one of the act approved the tenth day of May, one thousand nine hundred and twenty-nine (P. L. 1712), entitled "An act relating to assessment for county purposes, in counties of the fourth class; fixing the time for the issuance of precepts and completion of assessments; and providing for appointments and pay of assistants to the county commissioners in such counties," by extending the provisions of said act to counties of the third class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1875 (Senate Bill No. 814), entitled:

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1836 (Senate Bill No. 221), entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 54, entitled:

An Act making an appropriation out of the Motor Fund for the payment of township reward.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 850, entitled:

An Act to amend section one of the act approved the eighteenth day of April, one thousand nine hundred and nineteen, (P. L. 83), entitled "An act creating the office of indictment and cost clerk, as an assistant to the district attorney, in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than two hundred and fifty thousand inhabitants, providing for the appointment of a person in each of said counties to fill said office, prescribnig the qualifications, duties, and term of office of said appointees, fixing their salaries and authorizing the payment of the same by the county," by increasing such salaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1128, entitled:

An Act to promote the health and efficiency of firemen, in cities, by providing for the employment of such firemen on an eight hour day, six day week basis, except in emergencies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1231, entitled:

An Act relating to the settlement of the estates of deceased minors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1347, entitled:

An Act declaring contracts restricting the rights of employes and employers to belong to labor organizations or employers' associations, or of producers and purchasers of agricultural, horticultural and dairy products to belong to cooperative or trade associations, to be contrary to public policy.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1365, entitled:

An Act to make it a misdemeanor for any person licensed by the Commonwealth of Pennsylvania to practice any profession having to do with public health or any other profession licensed by the Commonwealth, having to do with the relief of any human physical defect or deficiency, to advertise special inducements or fixed prices for any services, appliances or material which are a necessary adjunct to such professional services.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1441, entitled:

An Act to amend section sixty-two of the act, approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by providing for the service upon defendant of notice of sale of real estate under writ of venditioni exponas.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1484, entitled:

An Act to safeguard human health and life by providing for the licensing and regulation of persons and entities engaged in the disposal of garbage through the construction, keeping, maintenance of conduct of garbage disposal plants, including piggeries herein defined; conferring powers and imposing duties on the State Department of Health, and the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1486, entitled:

An Act to amend sections one, two, three, four and five of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of, said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor;" extending the provisions of said act to driveways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1587, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and nine, (P. L. 171), entitled "An Act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of said act to include statements affecting building and loan associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1614, entitled:

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-nine (P. L. 1589), entitled "An act relating to executions; providing that proceeding under a landlord's warrant, issues previous to any execution, shall be stayed pending a sale under such execution; and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale," by extending the provisions of said act to cases where a receiver, a receiver in bankruptcy or a trustee in bankruptcy, shall be appointed after the distress.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1618, entitled:

An Act prohibiting the operation of open air parking spaces for motor vehicles in cities of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1690, entitled:

An Act to validate certain obligations of townships of the second class issued for money borrowed, or for work done, or materials furnished.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1753, entitled:

An act to prohibit the placing or confining of mentally defective prisoners in any underground dungeon, cell or room.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1764, entitled:

An Act to amend section two of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 767), entitled "An act to define the crime of arson, and attempted arson; prescribing penalties therefor; and to punish the wilful and malicious burning of, or attempt to burn, property of various kinds; and the defrauding of, or attempt to defraud, insurers, thereby; and repealing certain acts and parts of acts relating thereto," by extending provisions of act to include other buildings and structures.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1770, entitled:

An Act to amend section twenty-nine of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," further regulating judicial sales of property so liened.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1781, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and fixing the courts power to enforce its provisions," as amended, permitting a party to an action to require proof by the opposite party of facts alleged in the pleadings by said party, which facts are unkown to him or the means of proof thereof are under the exclusive control of the party making the allegation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1788, entitled:

An Act to amend section one of the act, approved the eighth day of July, one thousand nine hundred and nineteen, (P. L. 737), entitled "A supplement to an act, entitled 'An act to establish Board of Commissioners of Navigation for the River Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor,' approved the eighth day of June, Anno Domini one thousand nine hundred and seven; authorizing and directing the commissioners to provide and maintain a nautical school for the education and training of pupils from the various counties of the Commonwealth of Pennsylvania in the science and practice of navigation; and making an appropriation for two years from the first day of June, Anno Domini one thousand nine hundred and nineteen, towards its maintenance," providing for instruction in seamanship, steam and electrical engineering; and the payment of fees by nonresident pupils, and the disposition thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1833, entitled:

An Act amending section 9 of an act entitled, "A supplement to an act entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, creating a department of city planning; providing for its organization and powers; regulating the plotting of ground; prohibiting the recording of plans and sales of lots therein before their approval, under penalties; making it a misdemeanor for the recorder of deeds to record an unapproved plan; restricting accepting, laying out, opening and improving private streets; prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat; transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land, the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same, the preparation and compilation of an official street map; providing penalties for the violation of this act; and repealing certain statutes," approved May 13, 1927 (P. L. 1011), by defining the term "subdivision of land, plat and plan of lots."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1834, entitled:

An Act requiring cities of the first class to allow park guards twenty-four consecutive hours of rest each week and fourteen days' vacation each year, except in emergency cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1862, entitled:

An Act relating to the payment of deposits made in financial institutions by minors or by one person in trust for another.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1887, entitled:

An Act permitting any citizen to inspect certain election records and obtain certified copies thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1905, entitled:

An Act establishing in counties of the third class, an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards, prescribing their powers and duties; abolishing the office of ward, borough and township assessors in so far as respects the assessments of State and county taxes; providing for the appointment of solicitor, collector, clerks and subordinate assessors; and authorizing the Governor to appoint the first members of said board to serve until their successors are elected, and providing for the acceptance by cities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1922, entitled:

An Act to apportion the State into congressional districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1939, entitled:

An Act to further amend section eight of the act approved the nineteenth day of June, one thousand nine hundred and eleven (Pamphlet Laws, one thousand and sixty), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," as amended, by changing the sixth subdivision thereof so as to eliminate the exemption from the provisions of said act of private bankers based upon the length of time they have conducted the business of private banking and to exempt, by said subdivision six, only those private bankers who engage in none of certain enumerated banking activities; and giving the Secretary of Banking certain powers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1835 (Senate Bill No. 203), entitled:

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1870 (Senate Bill No. 324), entitled:

An Act defining and regulating the practice of chiropody; establishing a State Board of Chriopody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1874 (Senate Bill No. 730), entitled:

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain equipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1544 (Senate Bill No. 541), entitled:

An Act providing that the city assessors in cities of the second class A may use the same property valuation made by the county assessors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1601, entitled:

An Act authorizing any street railway company or any motor power company of this Commonwealth owning all of the capital stock of any company having power to transport persons in common carriage by motor vehicle incorporated under the law of this Commonwealth, to acquire the corporate powers, franchises, property rights, and credits of such company.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1660, entitled:

An Act relating to the business of dry cleaning and dyeing; prohibiting the use of the term in relation to enterprises not actually engaged in such business unless properly limited and prescribing a penalty.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1771, entitled:

An Act to amend paragraph (c) of section seven of the act, approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 198), entitled "An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof," as amended; permitting cross suits in actions of trespass, and regulating the practice in such cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1799, entitled:

An Act to amend section forty-two of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations" as amended providing for the giving of notice of amendments to corporate charters

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1932, entitled:

An Act to amend section seven of the act approved the fifth day of May, one thousand nine hundred and twenty-one (P. L. 399), entitled "An act regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners; providing for appointment of examiners; defining qualifications of applicants for examination; condition of granting and revoking licenses; regulating and limiting and defining the practice of dentistry; limiting and defining operator in dental surgery; prohibiting practice by or employment of unlicensed and unregistered persons, and providing punishment therefor; requiring the recording of licenses and registration of practitioners and disposition of fees and fines; providing for an annual registration fee for licensed practitioners and the disposition of such fees; defining evidence of violations and providing punishment; fixing the appropriations to the Dental Council." by prohibiting certain forms of advertising by persons practicing dentistry.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1846 (Senate Bill No. 781), entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RESOLUTION

CONGRATULATIONS EXTENDED TO HONORABLE ROBERT G. KLECKNER

Mr. JOSEPH F. M. BALDI offered the following resolution which was twice read, considered and unanimously adopted:

In the House of Representatives, April 29, 1931.

Whereas, That brave, fearless and intrepid hero, the Hon. Robert G. Kleckner, a Member of this House and a Lieutenant of Engineers during the late War, has added another feat of heroism to the long list of brilliant achievements that make up his history; and

Whereas, This dauntless dare devil of the War has calmly and fearlessly undertaken a life beset with unknown dangers, and has launched his bark upon the uncharted waters of the sea of matrimony; and

Whereas, With his new wife by his side, he serenely faces the storms that lurk o'er the waters of that sea, and has unblushingly and unabashed brought her here for us to view, therefore be it

Resolved, That this House congratulates the said Hon. Robert G. Kleckner, upon the accomplishment of this latest heroic effort, and invites him to address his fellow members, and explain to them how it feels to be this new kind of a hero, and be it further

Resolved, That to his bride this House extends its best wishes, proudly receives her as its two hundred and tenth member, and extends to her all the privileges of the House, including the right to sit beside her husband during the Sessions of this House.

APPOINTMENT OF COMMITTEE TO ESCORT BRIDE AND GROOM TO THE ROSTRUM

The SPEAKER. The Chair appoints the gentleman from Philadelphia, Mr. Joseph F. M. Baldi, and the lady from Westmoreland, Mrs. Denman to escort the bride and groom to the Chair.

Mr. KLECKNER. Mr. Speaker, members of the House and friends, on behalf of Mrs. Kleckner and yours truly, may I express to you my sincere appreciation of your many courtesies in the past, the present and the future. May I also extend to those of you who in the course of your travels over the Commonwealth of Pennsylvania may pass through or visit the Berks-Lehigh District, a cordial invitation to stop off at Allentown and see your friends in their home at No. 36 South West Street.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1175, as follows:

An Act to amend section twenty-eight as amended clause II of section thirty-one clause (b) of section thirty-two as amended section forty-one section forty-two as amended and section forty-five of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by conferring additional powers on the Secretary of the Department of Banking and changing the procedure to be followed in the liquidation reorganization and rehabilitation of the corporations partnerships and persons over which the department has supervision and control

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" as amended by section ten of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two, entitled "An act to amend sections two three eleven twelve fourteen seventeen twenty-one twenty-three twenty-five twenty-eight twenty-nine thirty thirty-two thirty-four thirty-six thirty-eight forty-two forty-four forty-six forty-seven and forty-eight of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and nine) entitled 'An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents," is hereby further amended to read as follows

Section 28 Surrender of Possession by Secretary The secretary may upon conditions approved by him surrender possession [for the purpose of permitting such corporation or person to resume business to sell or convey its or his property and franchise or to merge or consolidate its or his business with that of another corporation or person in accordance with the laws of this Commonwealth or because he is without funds to continue or liquidate the business and property of which he has taken possession but he shall not authorize any decrease of capital stock by a corporation except upon compliance by the corporation with the provisions of law as to such decrease] in al cases prior to liquidation and final distribution for the reasons and purposes and in the manner following (a) because he is without funds to continue or to liquidate the business and property of which he has taken possession or (b) to permit to be carried into effect a special plan of liquidation reorganization and/or rehabilitation submitted by such corporation or person and assented to by creditors whose claims as certified by the secretary aggregate not less than ninety per centum in amount and not in number of the total claims certified by the secretary to be due by such corporation or person provided such special plan has been approved by the court excepting in cases of building and loan associations as to which the assent of fifty-one per centum in amount and not in number of the total claims so certified by the secretary shall be sufficient or (c) where such corporation or person has been found to be solvent for the purpose of permitting it or him to resume business or (d) to permit such corporation or person to transfer and convey for what the secretary may determine to be a good and sufficient consideration a part or parts of its or his business property Moneys credits and other assets to a corporation existing or to be formed or to a person the said business property moneys credits and other assets in question to be transferred and conveyed except as the secretary may specify otherwise in the order filed by him in the office of the prothonotary as hereinafter provided for free of all claims against and general liens thereon The corporation or person taking over the said business property moneys credits and other assets shall pay for the same at appraised values approved by the secretary The said payment may with the approval of the secretary be met by making available on demand to depositors and/or other creditors of the transferor corporation or person funds on deposit with the transferee corporation or person provided that the last named corporation or person is empowered to engage in or is actually engaged in the business of a bank of deposit under the supervision of the secretary of Banking and when the payment is so met such funds shall be paid by the transferee corporation or person to said depositors and/or other creditors of the transferor corporation or person pro rata according to their claims and in such percentages thereof or amounts as may be determined by the secretary

The secretary may retain possession of any balance of assets not transferred and conveyed as aforesaid or he may stipulate as a condition to his approval of a partial transfer that the balance of assets shall be transferred and conveyed to such number of trustees as the secretary may designate for the purposes of liquidation and distribution of the proceeds to those entitled in accordance with the laws of this Commonwealth In the event the secretary determines to transfer the said balance of assets to such liquidating trustees they shall be chosen by the creditors and stockholders of such corporation or person at an election called for that purpose by the secretary to be conducted under his supervision and subject to his approval the electors to be listed by the secretary and each creditor to vote according to the amount due to him as it may appear on the secretary's list and each stockholder to have one vote for each share of stock held by him the creditors as a group and the stockholders as a group each to elect such number of all of the trustees as the secretary may designate but in no case shall the number of trustees designated by the Secretary to act for and be elected by the creditors be less than two-thirds of the total number of trustees to be elected The secretary's certificate as to such designation and the result of the election filed in the office of the prothonotary shall be conclusive The balance of assets remaining in the hands of the secretary or transferred to such liquidating trustees may if in the judgment of the secretary as certified in the order filed by him in the office of the prothonotary and hereinafter provided for the circumstances of the prior sale of the other part of the assets so require be made subject to a preferred claim over other creditors in favor of the purchaser of such other part of the assets coupled with the condition that should the portion of the assets previously sold fail to realize in the hands of the purchaser the full purchase price paid therefor the secretary or such liquidating trustees will make good out of the assets in his or their possession the deficiency provided that a claim for such deficiency be made and proved within one year from the date of the transfer and provided also that if the assets previously sold should realize more than the amount paid therefor the surplus shall be paid to the secretary or to such liquidating trustees to be added to the fund in the hands of the secretary or such liquidating trustees for distribution to those entitled under the law to the assets remaining in his or their possession

The secretary and/or such liquidating trustees shall have the right to lease real estate belonging to such corporation or person for such terms and on such conditions as may to him or them seem most advantageous to the estate in his or their possession and to sell and dispose of the assets and property of such corporation or person and to make other contracts which in his or their judgment will prove helpful in carrying into effect the conditions and terms under which the secretary surrenders possession or which in his or their judgment will assist in the liquidation and distribution to those entitled under the law to the proceeds of the property and the assets retained by the secretary or transferred to the liquidating trustees for liquidation and distribution in accordance with law

The secretary may require the liquidating trustees to report to him from time to time regarding the liquidation and distributions conducted by them and if he is not satisfied with the conduct of the trustees in those regards the secretary by certificate duly filed in his office and in the office of the prothonotary may cancel the surrender and again take possession of all the property moneys credits and other assets then in the hands of the trustees

Whenever the secretary shall surrender possession under the provisions of this section he shall forthwith issue an order under his official seal [authorizing such corporation or person to resume business to sell or convey its or his property and franchises or to merge or consolidate as aforesaid] stating therein the conditions and terms under which and the purposes for which he has surrendered possession and shall file said order in his office and cause a certified copy thereof to be filed in the office of the prothonotary who if the surrender is of the whole estate shall thereupon cause the entries upon the judgment index made pursuant to section twenty-two of this act to be satisfied and the secretary shall thereupon be discharged from all further liability in the premises

Whenever the secretary makes a surrender under this section he shall file in court an account of his administration of the estate to the date of the surrender showing its then present status all receipts in cash and expenses incurred including fees paid out of the fund to attorneys and others but neither the audit of the account nor the adjudication of questions there arising shall be permitted to hinder or delay the carrying into effect of the conditions and terms of the surrender of possession When such account is filed and adjudicated the balance on hand shall be awarded by the court to creditors and others entitled thereto under the law Provided That if on final liquidation and distribution the assets of any corporation or person should prove insufficient to pay in full all claims against the corporation or person nothing in this section contained and no action taken pursuant to the provisions hereof shall operate to relieve stockholders of such corporation from their liability if any under the Act of May eleventh one thousand eight hundred and seventy-four (Pamphlet Laws one hundred thirty-five) Number sixty-eight Provided further That liquidating trustees named under this section shall have all the rights to enforce the individual liability of such stockholders as are conferred on the secretary under section thirty-seven of the Act of June fifteenth one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine)

The secretary shall not authorize any decrease of capital stock by a corporation affected by the provisions of this section except upon compliance by the corporation with the provisions of law as to such decrease

Section 2 That clause II of section thirty-one of said act is hereby amended to read as follows

II He shall have permitted a resumption of business or a sale or conveyance of property and franchises [or a merger or consolidation] or made a surrender pursuant to the provisions of section twenty-eight of this act

Section 3 That clause (b) of section thirty-two of said act as amended by section thirteen of the said act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two) is hereby further amended to read as follows

Section 32 (b) Sales of Real and Personal Property The secretary may sell at public sale any or all of the real and personal property of such corporation or person without any order of court He may with leave of court after such notice to creditors by advertising or otherwise as the court may direct sell either real or personal property at private sale upon such terms and under such conditions as the court upon petition of the secretary may direct and all sales theretofore made may be approved by the court [At least five days' notice of any petition for leave to sell at private sale shall be given to all stockholders of such corporation or to such person and to all creditors known to the secretary and such notice shall also be advertised at least once in a newspaper in the county where the banking house or other place of business is located and when the land is situated in a different county at least once in a newspaper published in the latter county] Sales under this section may be either all for cash or partly for cash and partly for evidences of indebtedness approved by the court

Section 4 That section forty-one of said act is hereby amended to read as follows

Section 41 Notice to Depositors and Creditors When the secretary deems advisable [shall have determined to liquidate the affairs of such corporation or person] he shall forthwith give written or printed notice to all depositors to produce to him their deposit or pass books for settlement stating in such notice the amount which the books of the corporation or person show to be due to each depositor subject to outstanding checks and notifying such depositors that unless a settlement of the deposit or pass books shall show a different amount to be due or unless a depositor shall within [four] two months from the date of such notice make proof in the manner hereinafter set forth that the amount due him differs from the amounts as shown by the books of the corporation or person the amount last mentioned will be conclusive as to the amount of the claim of such depositor subject as aforesaid to any outstanding checks

The secretary shall at the same time give written or printed notice to all creditors other than depositors so far as known to him to make proof of their claims in the manner hereinafter set forth within four months from the date of such notice or be debarred from coming in upon the fund

He shall also advertise such notices to depositors and other creditors in a newspaper and in the legal newspaper is any designated by rules of a court for publication of legal notices in said county once a week for four successive weeks

Provided That in the case of a corporation or person having five thousand or more depositors and creditors the secretary may instead of giving the written or printed notice to all depositors and to all creditors as above provided adopt such other plan as he may deem expedient to secure the verification by depositors and creditors of the amount of their claims and provided further that in such case the time within which said depositors and creditors shall make proof of their claims or make objection to the amount of their deposits as stated by the secretary may in the discretion of the secretary be such period as he may prescribe less than four months but not less than thirty days

Section 5 That section forty-two of said act as amended by section eighteen of the said act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred sixty-two) is hereby further amended to read as follows

Section 42 Proof of Claims of Creditors No claim other than the claim of a depositor shall be allowed unless the claimant or some one for him if he cannot do so shall within two months from the date of such notice furnish to the secretary a statement of his claim together with a copy of any book entries pertaining thereto or any note or other writing evidencing the same verified by an affidavit in substantially the following form

"I (name of claimant) do solemnly swear (or affirm) that the above is a true statement of my claim against (name of corporation or person) that there are no credits or allowances against the same as herein set forth that I have not directly or indirectly made or entered into any bargain arrangement or agreement express or implied to take or receive directly or indirectly any money property or consideration whatever to or for myself or to or for any other person firm or corporation whatever other than my dividend as a creditor and that there is no collatereal security for said indebtedness or any part thereof held by me or anyone else than as above set forth"

In case the claimant shall be a partnership or corporation such affidavit shall be made by a member of the partnership or by the treasurer or assistant treasurer of the corporation claimant and the form thereof shall be modified accordingly Provided that in the case of a corporation or person having five thousand or more depositors and creditors the time within which creditors shall make proof of their claims may be in the discretion of the secretary be such period as he may prescribe less than four months but not less than thirty days

The provisions of this section shall not apply to the claims of cestuis que trust or others to or against trust funds or property in the custody or possession or control of a corporation or person possession of whose business and property is taken by the secretary under the provisions of this act

Section 6 That section forty-five of said act is hereby amended to read as follows

Section 45 Partial or Final Account Objections At the expiration of the time fixed by the notice and advertisement for the presentation of claims prescribed in section forty-one of this act the secretary may file a partial or final account consisting of a statement of receipts and expenditures together with a list of the claims which have been allowed and separately a list of the claims which have been objected to or are disputed showing as to all claimants the names addresses and amounts

If no account is filed within a year from the time when the secretary takes possession any party interested may petition the court for an order on the secretary requiring the filing of an account

Any account filed by the secretary shall be duly verified by him under oath or affirmation Upon the filing thereof he shall give written or printed notice to all the depositors and other creditors known to him of such filing and that unless objections shall be filed within thirty days from the date thereof the same will be confirmed absolutely He shall also at the same time advertise such notice in two newspapers once a week for four successive weeks

Provided that in the case of a corporation or person having five thousand or more depositors and creditors the secretary instead of mailing written or printed notices to all depositors and other creditors of the filing of his account may adopt such plan for giving such notice as the court upon application of the secretary may direct

During such period of thirty days any depositor other creditor stockholder or anyone having any interest may file in the court objections in writing to said account or to the allowance of any of said claims a copy of which objections shall forthwith be served upon the claimant whose claim is objected to or his counsel and upon the secretary or his counsel or the special deputy appointed by him in such proceeding In the case of the liquidation of buliding and loan associations wherever in this act the word "creditors" is used it shall mean shareholders and/or creditors and in all other cases the word "creditors" wherever used in this act shall mean depositors and/or creditors.

Section 7 This act shall become effective immediately upon its passage and approval by the Governor

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1552 (Senate Bill No. 334), as follows:

An Act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as amended by excepting life insurance companies from the operation of said section twenty-four

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-four of an act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" (Pamphlet Laws one hundred twelve) as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred sixty-five) entitled "An act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled 'A further supplement to an act entilted "An act to provide revenue by taxation 'approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine' by modifying the procedure for the settlement and payment of the tax and changing the time for making reports" is hereby further amended to read as follows

Section 24 It shall be the duty of the president secretary or other proper officer of each and every insurance company association or exchange incorporated by or under any law of this Commonwealth except life insurance companies and companies doing business upon the mutual plan without any capital stock and purely mutual beneficial associations whose funds for the benefit of members their families or heirs are made up entirely of the weekly or monthly contributions of their members and the accumulated interest thereon to make report in writing to the Department of Revenue on or before the fifteenth day of March in each year setting forth the entire amount of premiums premium deposits or assessments received by such company association or exchange during the year ending with the thirty-first day of December preceding whether the said premiums premium deposits or assessments were received in money or in the form of notes credits or any other substitutes for money and whether the same were collected in this Commonwealth or elsewhere and every such company association or exchange shall pay into the State Treasury through the Department of Revenue within the time prescribed by law for the payment of State taxes settled by the Department of Revenue in addition to any other taxes to which it may be liable under the first and twenty-first sections of this act a tax of eight mills on the dollar upon the gross amount of said premiums premium deposits and assessments received from business transacted within this Commonwealth

Such company association or exchange in reporting for taxation may deduct from the gross premiums premium deposits and assessments all amounts returned on policies canceled or not taken and all premiums paid for reinsurance where such reinsurances are effected in companies associations and exchanges authorized to transact business in this Commonwealth and mutual companies associations exchanges and stock companies with partiipating features which may for any reason be required to report under this act in addition to the aforesaid deductions may deduct that portion of the advanced premiums premium deposits or assessments returned in cash or credited to members or policy holders whether as dividends earnings savings or return deposits upon the expiration or termination of their contracts Provided That hereafter the annual tax upon premiums of insurance companies of other States or foreign governments shall be at the rate of two per centum upon the gross premiums of every character and description received from business done within this Commonwealth within the entire calendar year preceding The penalties for failure to make report and pay the tax as herein required shall be as provided by law

Section 2 This act shall become effective as of the first day of January one thousand nine hundred and thirty-one except with respect to the duty of officers of life insurance companies to render reports for periods prior to that date and the obligation of such companies to pay taxes for such earlier periods

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Shall the bill pass finally?

Mr. HOOPES. Mr. Speaker and members of the House, as I read this, the effect of it is to exempt domestic life insurance companies from the eight mill tax, and I would like to inquire of the sponsor of the bill in the House, why these life insurance companies should be exempted from this particular tax, particularly at this time of depression when we are so much in need of taxes.

The SPEAKER. The gentleman from Berks, Mr. Hoopes, asks for information. Is there anyone in the House who can explain the bill?

Mr. STERLING. Mr. Speaker, I will attempt to. If this bill is passed, the whole effect on the revenues of the Commonwealth will be approximately $46,000. In 1925 the domestic mutual life insurance companies operating in this Commonwealth amounting to approximately seventy-seven and one-half per cent of the gross premium income from that source were exempt from the payment of the eight mills, on gross premiums, of tax. Immediately upon the passage of that act in 1925 you may readily see that discrimination was effected against six domestic stock life insurance companies the gross premium of which represents approximately twenty-three per cent of the gross premium income from the domestic insurance companies. If this act was adopted, and I believe it should be, there will be a complete equality in Pennsylvania between domestic mutual life insurance companies and the domestic stock life insurance companies.

Mr. HOOPES. Mr. Speaker and members of the House, the facts given by the gentleman from Philadelphia, Mr. Sterling, shows this is not going to affect our revenues to any very great extent, although $46,000 is something. It seems to me that we are taking a bad step when we start to exempt stock insurance companies from taxation. It so happens that there does not happen to be many domestic stock insurance companies in Pennsylvania, but some of the most wealthy corporations in the United States are stock life insurance companies, and I cannot see any reason at this time, when we are confronted with so great a necessity to collect tax money and looking after the moneys to carry on the business of the nation and the State, why we should extend exemptions to corporations of this kind. It seems to me that it would be far more in order to repeal the exemption of the other life insurance companies to get the equality that we speak of. They are amply able to pay taxes and it would be better to collect from them than to let the poor continue to bear the burden and the small owners of real estate who are the least able to pay it. Why they should not continue to bear their share of the burden I cannot understand.

Mr. TURNER. Mr. Speaker and members of the House, in reply to what the gentleman from Berks, Mr. Hoopes, has said about the small owner of real estate paying the taxes, I think it might be well to point out to the gentleman that real estate pays no portion of the State tax and therefore is not affected by this measure.

I would like to say that this policy of exempting life insurance companies from taxation is followed in a great many of the states, and has been followed by the Federal government, and the purpose of this amendment is only to place the domestic companies of the State on an equality with the mutual companies. The benefits that will accrue to the companies will go back to the stockholders in the end and in the long run the policyholder likewise receives the benefit.

Mr. HOOPES. Mr. Speaker and members of the House, I understand that real estate owners do not pay any state tax, but in my statement I included others, and the use of the word "others" means the collecting of such taxes that are paid by the poorer people of the Commonwealth. For my part I do not see why we should exempt the corporations that are well able to pay and put the burden on somebody else that will have to pay it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—151

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Black,
Brown, E. P.,
Burns,
Byrne,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2

Hoopes,
Wilson, L. M.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1335, entitled:

An Act relating to the use and disposition of moneys and property given, devised or bequeathed for the care and maintenance of graves and lots in cemeteries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Bowers,
Braham,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt.
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald.
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gicking,
Gillette.
Goehring,
Graham,
Green.
Greenstein,
Grenet,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott.
Sheely,
Sheffer,
Shellenberger.
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel.
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson.
Weaver,
Weidemann.
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Barton,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1636, entitled:

An Act to amend section one of the act, approved the nineteenth day of April, one thousand eight hundred and eighty-nine (P. L. 37), entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas," providing for the payment of taxes appealed from into court, and for the disposition thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Garard,
Gicking,
Gillette,
McCallister,
McClure,
McElwee,
Scott,
Sheely,
Shellenberger,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Rooney,
Root,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1642, entitled:

An Act fixing the qualifications of deputy sheriffs in this Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Braham,
Brown, T. J.,
Carmany,
Cauffiel,
Conner,
Cooke,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock.
Shellenberger,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler.

Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,

Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Perry,
Peters,
Pitts,
Post,
Price,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1695, entitled:

An Act to amend section nine of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom;" by extending the jurisdiction of the orphans' court to trusts inter vivos and life insurance trusts.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Gicking,
Gillette,
Graham,
Greeby,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kleckner,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Watson,
Way.

Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1413 (Senate Bill No. 234), entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Hartsock,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,

Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1418 (Senate Bill No. 475), entitled:

An Act permitting the sale of prison made goods in counties of the first class to such counties, and to cities and school districts and to political subdivisions of such counties, and to certain institutions therein, permitting contracts for such sales and purchases wthout advertising or competitive bidding, permitting payment of compensation to inmates and repealing inconsistent laws.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—29

Argentieri,
Baker,
Baldi, O.C.A.Jr.,
Baldi, J.F.M.,
Blumberg,
Burns,
Emhardt,
Gaghan,
Green,
Greenstein,
Griffin,
Haws,
Heffernan,
Lucas,
Metzinger,
Mumford,
Myers, F. H. Jr.,
Myers, P. M.,
Pennock,
Peters,
Rooney,
Royle,
Schwartz,
Tahl,
Weidemann,
Wheeler,
Witkin,
Yeakel,
Goodnough,
Speaker.

NAYS—80

Adams,
Barton,
Bechtel,
Beyer,
Bicker,
Braham,
Brown, E. P.,
Byrne,
Cordier,
DeFrehn,
Dunn,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fitzgerald,
Gangloff,
Gicking,
Griffith, C. R.,
Hagmaier,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Kahle,
King,
Leidich,
Lewis,
Loucks,
Mason,
McCallister,
McClure,
McGregor,
McKay,
Munley,
Musmanno,
Musser,
O'Neill,
Patterson,
Peelor,
Powell,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Riddle,
Roan,
Ronemus,
Root,
Ruth,
Sautter,
Schreck,
Schrock,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Sowers,
Spann,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Strickler,
Surface,
Tucker,
Wall,
Way,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Wood,
Wright,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY THE SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur) That House Bill No. 1098, entitled "An act to amend section one thousand four hundred and fourteen as amended of the act tapproved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by defining migratory child and providing for the school attendance of such child" be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION COUCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur), That House Bill No. 1165, entitled "An act to amend section one thousand four hundred seven and clause (f) of section two thousand four hundred two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Lams one hundred seventy-seven) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employs in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by authorizing the Armory Board to purchase and receive gifts of lands and buildings for armory purposes and to expend appropriations therefor and eliminating the power vested in the Department of Property and Supplies", be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, April 28, 1931.

Resolved (if the Senate concur) That House Bill No. 1097, entitled "An act to amend section one thousand four hundred and one of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by authorizing the board of school directors of any school district to provide for the attendance and tuition of any non-resident child temporarily domiciled in said school district" be recalled from the Governor for the purpose of amendment.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 432

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 28, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 432, Printer's No. 215, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. ADAMS. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 558

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 558, Printer's No. 110, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. WALL. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WADE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. HAGMAIER asked and obtained unanimous consent to call up out of order House Bill No. 1671 (Senate Bill No. 285). Printer's No. 55, on page 12 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1671 (Senate Bill No. 285), entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. DeFREHN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. WHEELER asked and obtained unanimous consent to call up out of order House Bill No. 1442 (Senate Bill No. 413), Printer's No. 323, from page 14 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1442 (Senate Bill No. 413), as follows:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of each receiver or collector of any county city borough town township school district or poor district taxes to make a return to the county commissioners of such taxes which are assessed and levied on seated lands and which are unpaid and for which no liens have been filed not later than the first Monday of May in the year succeeding the year in which the respective taxes were assessed and levied filing therewith a description of said real estate by adjoiners or otherwise sufficient to identify said land with name of the owner or reputed owner against whom such taxes were assessed and levied and the amounts of taxes unpaid and the year during which the said taxes were assessed or levied In addition to penalties under existing laws interest at the rate of six per centum per annum shall be added beginning the first day of May of the year following the levy and assessment of such tax until such taxes are paid or the seated lands responsible therefor are sold as hereinafter provided

Section 2 Upon receipt of such returns the county commissioners shall enter upon a docket to be styled Tax Return Docket the returns so made with a description of the said lands which return and entry shall constitute a lien on such lands Such returns shall be alphabetically listed with name of owner and locality and year during which the return was filed

Section 3 After the receipt of such returns and recording thereof upon the said docket the county commissioners shall certify said returns together with all prevous returns for delinquent taxes filed in the office of the said commissioners which may have been filed under law heretofore authorizing the same to the county treasurer who is authorized and empowered to receive and collect the same and who shall sell the seated lands upon which such taxes were assessed and levied to secure the payments of such taxes as are unpaid and the accruing costs and interest as hereinafter provided The treasurer shall keep a record of all taxes received or collected by him and pay over and distribute the same less the costs and charges to which he may be entitled to the proper parties entitled to receive the same for the uses and purposes for which such taxes were assessed or levied and shall certify to the county commissioners within fifteen days following the payment thereof a list of the taxes thus by him collected for entry and satisfaction upon the said Tax Return Docket of Seated Lands to be kept by the county commissioners

Section 4 All taxes unpaid and so returned and docketed as aforesaid shall be a first lien subject as hereinafter stated on said real estate liable for the payment thereof together with all charges interest expenses and fees added thereto for failure to pay promptly and such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said property before any mortgage obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and liens in favor of the Commonwealth of Pennsylvania which shall have priority to such tax liens

Section 5 Such tax so returned and filed and entered upon said docket shall remain a lien upon said property until fully paid and satisfied or until the property shall be sold in accordance with provisions hereof

Section 6 After such return of taxes shall have been made in accordance with the provisions hereof responsibility of the tax collector or receiver of taxes for the collection of the taxes so returned shall cease On making such return the tax collector or receiver of taxes shall be entitled to exoneration from the taxes so returned on the settlement of his accounts On any unpaid taxes returned to the county commissioners the tax collector or receiver of taxes shall be entitled to receive a commission of two per centum (2%) from the taxing district for which such tax is returned when the tax is paid by the county treasurer to the proper taxing district provided that where the tax collector is paid on a salary basis he shall not be entitled to receive this commission of two per centum (2%)

Section 7 The county treasurer shall advertise the fact of holding such sale once a week for the three successive weeks prior to the holding of such sale in at least two newspapers of general circulation in the county in which such seated land is located if there be two newspapers so published if there be only one then in such newspaper so published in the county

Such advertisement shall set forth

(a) The purpose of such sale
(b) The time of such sale
(c) The place of such sale
(d) The terms of such sale
(e) A list of the seated lands affected and their location and the owner or reputed owner of each
(f) Amount of taxes and interest

The county treasurer shall if required by the county commissioners mail to each owner whose property has been advertised for sale a copy of such notice of sale at the cost of the county

Section 8 Such sale shall be made on the first Monday of August in the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned except in the case of taxes levied for any year prior to the year one thousand nine hundred and thirty in which case and for such taxes the sale shall be held in the year one thousand nine hundred and thirty-one or on any day to which such sale is adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjourned or readjourned sale unless such adjournment or readjournment be for a longer period than thirty days

For each tract of land so disposed of the county treasurer shall be entitled to the following fees which shall be taxes as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printers charge the actual cost

Selling each tract or part thereof	.25
Writing and signing each deed	1.50
Acknowledging every deed	.50
Writing and filing every bond to acknowledge the purchase money	.25

The county shall in the first instance be liable for the cost of advertising treasurers' sales and the fees collected for such advertising shall be paid into the county treasury for the use of the county

For receiving and paying over the purchase money or taxes collected by him the county treasurer shall be entitled to a commission of two per centum (2%) thereof such commission to be deducted from the amount to be paid to the taxing district upon any settlement with the taxing district and upon presentation to the taxing district of a transcript of the information required to be compiled by the county treasurer by section eleven hereof

Section 9 No sale shall be valid where the taxes and interest have been paid prior to said advertisement or where the taxes interest and costs have been paid after advertisement and before sale or when such taxes are not legally due and collectible No such sale shall discharge the lien of any mortgage which is or shall be prior to all other liens except other mortgages ground rents municipal claims and/or other taxes and no such sale shall discharge the lien of any ground rent municipal claim or tax remaining unpaid Any real estate sold under this act may be redeemed by the owner his heirs or legal representatives or by any lien creditor or his heirs assigns or legal representatives or by anyone interested in said real estate for the benefit of the owner thereof at any time within two years after such sale by the payment to the county treasurer of the full amount which the purchaser paid to said treasurer for taxes interest and costs and twenty-five per centum of the amount of tax in addition thereto In case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect No sale of seated lands for taxes under the provisions of this act shall be prejudiced or defeated by proof that there was personal property to be found on the premises sufficient to pay the taxes assessed thereon nor shall such sale be prejudiced by reason of the fact that such lands so assessed as seated lands were at the time unseated

When any real estate is so sold no lien whatsoever against such real estate shall be deemed to be discharged during the period for redemption but if such real estate is not redeemed then all liens against the same except such liens as are hereinbefore specifically saved shall be deemed to be discharged from the date that the right of redemption expired

When any real estate is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the county treasurer shall issue to the person redeeming such real estate a certificate stating the fact of such redemption a brief description of the real estate redeemed and the amount of the redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the real estate for the amount stated therein The lien of any judgment shall have priority over all other liens against such real estate except such liens as would not have been discharged had no redemption been made

Section 10 It shall be the duty of the purchaser or purchasers at this treasurer's sale as soon as the property is struck down to pay the amount of the purchase money or such part thereof as may be necessary to pay all taxes interest and costs and also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer and acknowledgment of the treasurer's deed as hereinafter mentioned and in case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property immediately put up again by the said treasurer

Any such property for which an amount sufficient to pay taxes interest and the costs is not bid shall be purchased by the county commissioners in which event the requirements of the preceding paragraph of this section shall not apply

Section 11 The county treasurer shall keep in his office a book in which he shall enter all collections of taxes made by him and the sales made by him giving a description of each property sold the name of the owner thereof as the same appears upon the duplicates or has been returned to him the time of sale and the price at which sold together with the amount of the taxes interest and costs

Section 12 It shall be the duty of the county treasurer at the first term of a court of common pleas of the proper county succeeding any such sale to make a report and return wherein he shall set forth a brief description of the land or property sold the name of the person (where known) in which the same is assessed the amount of tax and the year for which the same is assessed the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement the time of sale and the name of the purchaser and the price for which each respective property was sold Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the sale so made shall be confirmed nisi

The county treasurer shall at the expense of the county publish a general notice once in a newspaper of general circulation throughout the county stating that the report of the county treasurer with respect to sales for delinquent taxes has been presented to the court giving the date thereof and that exceptions thereto may be filed within sixty days after the date of return otherwise the report will be confirmed absolutely

In case no objections or exceptions are filed to any such sale within sixty days after the date of return a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for nonpayment of which the real estate was sold or the return thereof or the validity of the sale for the reason that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objections or exceptions are filed they shall be disposed of according to the practice of the court When the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and its return for nonpayment and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his or her or their heirs or his her or their grantees or assigns subsequent to the date of the assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 13 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes interest and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes interest and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the pronthonotary of the proper county at the number and terms where said report and return is filed and the surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession it may come and the owners of said lands at the time of sale their heirs or assigns or other legal representatives may in not less than two or more than five years after confirmation of such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives (as the case may be) and in case the moneys mentioned in said bonds with legal interest thereon be not paid within thirty days after judgment thereon execution may issue against the property therein before sold and said property be sold upon writ of fieri facias without condemnation or inquisition or the benefit of any exemption laws

Section 14 When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this act and has given the surplus bond as above required it shall be the duty of the county treasurer to make the said purchaser or purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to be duly acknowledged in the court of common pleas and such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book and for such service and the entry of the report of said treasurer said prothonotary shall receive the sum of one dollar and fifty cents which after being entered and recorded with the prothonotary shall be returned to the treasurer

Section 15 If any owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested shall within two years after the day such sale was made redeem such real estate for the benefit of the owner by payment of the taxes and interests for which the lands were sold and the costs with an additional sum of twenty-five per centum and any taxes which may have been levied against any such property since the treasurer's sale and which remain unpaid by the owner or redeemer to the county treasurer he shall receive and receipt for the same and pay said taxes interests costs and additional percentage over to the purchaser upon demand and the accrued taxes to the district entitled thereto and the county treasurer shall forthwith acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office as aforesaid and if said deed has been recorded in the office for recording of deeds cause an entry to be made on the margin of the record of the deed in the office of the recorder of deeds by marking thereon the word "redeemed" which shall be signed by the county treasurer and attested by the recorder of deeds and thereafter said deed shall be void and of no effect If such deed be not recorded then such owner or person interested as aforesaid shall be entitled to have the treasurer's deed delivered to such owner creditor heir assign legal representative or persons interested for cancellation The county treasurer shall certify all such redemptions to the boards of county commissioners who shall enter the same on the Tax Return Docket and who shall certify such redemptions to the county assessors so that the property may thereafter be assessed in the name of the owner

Section 16 When the county commissioners shall purchase any real property at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose land the same was sold (b) a brief description of the property together with any lot and block number (c) the amount of taxes interest and costs for which it was sold Such property shall not so long as it remains the property of the county be charged in the duplicate For the next two years following such sale if the land remains unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county city borough town township school and poor taxes as would have been chargeable against the land had the same not been purchased by the county commissioners The right of redemption shall remain in the real owner of such lands or other persons interested for two years after sale of the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes interest and costs due thereon at the time of sale and interest thereon and also the taxes and interest which have been annually levied and charged thereon after the sale and interest thereon beginning on the first day of January in the year succeeding the year when the respective taxes were levied All redemptions of property purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such property were purchased by other than county commissioners

Section 17 If the owner of any real property his heirs or legal representatives or lien creditor his heirs assigns or legal representatives or other person interested in property so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period sell any such lands at public sale and make deed therefor After any such sale or in the case of any redemption the property shall be charged by the assessor in the name of the last purchaser or redeemer and such lands shall again be liable for taxes as other lands

The county commissioners before making sale of real property purchased by them at tax sales shall give at least thirty days' notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in said county if there be only one then in such newspaper published in the county

Such advertisement shall set forth

(a) The purpose of such sale
(b) The time of such sale
(c) The place of such sale
(d) The terms of such sale
(e) A list of seated lands affected and their location and the owner or reputed owner of each

After such sale the county commissioners shall make and deliver a deed being acknowledged before an officer authorized to acknowledge deeds such deed shall pass such title as the county commissioners have a right to convey

Section 18 Nothing contained in this act shall be construed to repeal the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the method for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 19 The provisions of this act in so far as they are the same as those of any act repealed by this act or of any existing act shall be construed as a continuation of such laws and not as new enactments

The repeal by this act of any provisions of existing laws shall not affect the validity or lien of any taxes heretofore returned by any tax collector or receiver of taxes to the county commissioners or affect abate or prevent any suit or prosecution pending to enforce collection of the same or affect the sale of any lands pursuant to such existing laws and as to taxes heretofore returned to the county commissioners pursuant to existing laws this act shall be so construed only as to affect the remedy for enforcing collection of such taxes so returned on which proceedings for collection have not been heretofore instituted

Section 20 The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted by the General Assembly had such unconstitutional provisions not been included therein

Section 21 No tax collector shall make any return of taxes as provided in this act if the taxing authorities shall notify such tax collector in writing that returns shall not be made but that delinquent taxes are to be collected by the filing of liens in the office of the prothonotary

Section 22 The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby repealed Except as herein provided all acts and parts of acts inconsistent herewith are hereby repealed

Section 23 This act shall take effect immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agereably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Maloney,
Male,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Scott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Tucker,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL ON THIRD READING

Mr. CHAS. C. A. BALDI, JR. asked and obtained unanimous consent to call up out of order House Bill No. 813, Printer's No. 725, on page 14 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 813, as follows:

An act regulating the appointment of persons to public positions in counties and cities of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be unlawful for any person to hold or to be appointed to any public position or employment in counties of the first class and in cities of the first class or to draw any salary or compensation payable by any such county or city unless he or she is a legal resident within such county or city Provided That nothing contained in this act shall prohibit the temporary employment of professional men or men specialized in certain kinds of municipal or public work if such employment is for a particular object or public work

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes. C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shettel,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storb.
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood.
Wright,
Yeakel.
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. SOWERS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SOWERS. Mr. Speaker, I have presented what is known as House Bill No. 878, an amendment to the voting machine law, reducing the number of voters in each division or precinct from approximately 800 to 400 voters in number. The newspapers of Philadelphia have carried articles wondering what has inspired that bill. It has always been my custom to always refer to the experiences of the past and the motive that inspired the bill is that stated in the Constitutional Convention of Pennsylvania, Volume 5, page 177, and so forth, and rather than read this to you, I ask permission that it be spread on the Journal at this point.

The SPEAKER. The remarks of the gentleman from Philadelphia under his question of personal privilege will be spread upon the Journal.

The gentleman has requested leave to have further remarks spread on the Journal. Are there objections? The Chair hears none, and the further remarks of the gentleman will be spread upon the Journal.

DEBATES—CONSTITUTIONAL CONVENTION

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(Page 177)

The Clerk read the next section as follows:

SECTION 9. Wards of cities or boroughs and townships shall form or be divided into election districts of compact and contiguous territory in such manner as the court of quarter sessions of the city or county in which the same are located may direct: Provided, All districts in cities of over one hundred thousand inhabitants shall be divided by the courts of quarter sessions of said cities, whenever the preceding election shows the polling of more than two hundred and fifty votes, and in other election districts whenever the court of the proper county shall be satisfied that the convenience of the electors and the public interests will be promoted thereby.

Mr. CAMPBELL. I move to strike out the words "two hundred and fifty" in the seventh line, and insert "one hundred." ("No.!" "No.!") I withdraw it.

The PRESIDENT. The question is on the amendment of the delegate from Philadelphia (Mr. Campbell.)

The amendment was rejected.

Mr. LILLY. I should like to move to strike out "two hundred and fifty," and insert "three hundred." ("No!" "No!") I think if the members of the Convention will consider this matter for a moment in their minds, they will see that the number fixed here is too small. The expense of holding elections will be very considerably increased by making the districts so small, and you will have an immense number of election districts. If you make the number of voters in a district three hundred, I think the whole matter will be fairly under control, and even then you will probably not have more than two hundred or two hundred and fifty votes polled. I think three hundred will be about right.

Mr. DALLAS. I do not think the city of Philadelphia will complain of the expense if it obtains the reform that is hoped for from this section. Two hundred and fifty voters to a precinct is large enough in order to enable election officers and citizens to know those entitled to vote. I am willing, for one, to accept two hundred and fifty as a compromise; but I propose an amendment to the amendment to strike out "three hundred" and insert "two hundred."

The PRESIDENT. The question is on the amendment to the amendment, to insert "two hundred."

The amendment to the amendment was rejected.

Mr. HANNA. I move to amend the amendment by making it "four hundred."

The PRESIDENT. The question is on the amendment to the amendment, to strike out "three' and insert "four".

Mr. HANNA. I should like to say a word upon that amendment. I think that four hundred is about the proper number. In the city of Philadelphia, at the October election last, there were three hundred and fifty-nine election divisions. The votes polled at that election were one hundred and seventeen thousand, four hundred and twenty-three, making an average of three hundred and twenty-one votes to each division. Now Now if we reduce the number of electors to be included within any election division, of course we increase the number of election divisions, and if we adopt the number three hundred or the number two hundred and fifty it will give us a much greater number of election divisions in the city which are to be provided for, and, as the gentleman from Carbon well remarked, it will add an immense expense to the city of Philadelphia. The election places are to be provided; they are to be paid for, because at present as a recent act of Assembly provides that liquor shall not be sold on election day, we cannot obtain public houses in which to hold the election. Consequently we shall be forced to pay for polling places.

Again, sir, the expenses will be greatly increased by reason of the increased number of election officers; and the cost of printing, and all other incidental expenses of the election will also be increased, so that we shall impose an additional burden on the taxpayers probably of from $100,000 to $150,000. Now if we limit the number of votes in a division to four hundred there will be no difficulty whatever; all the votes can be polled, The whole number can be polled for the reason that in many of the election divisions at the present time we have polled from one hundred and eighty-nine to six hundred and seven hundred votes on election; and by the Constitution which I have no doubt will be adopted by the Convention, we shall throw such safeguards around elections as will prevent fraud and corruption. The gentleman from Columbia who offered an amendment for the appointment by the courts of the supervisors or overseers of election has thereby secured officers who will protect the polls, they will see that none but correct ballots and proper votes are received, and everybody will be known in the election division just as well if there are four hundred votes as two hundred and fifty or three hundred.

I submit, Mr. President, that we ought to take the considerations mentioned into view and not hastily pass this section, not increase the number of election divisions in our large cities not increase the expense to the voters, but let us adopt the mean I have just mentioned, of four hundred voters in a division, and everything will be done properly, and all fraud and corruption and improper voting prevented.

The act of Assembly under which we now live, called the consolidation act, provides that in every election division of the city of Philadelphia where there are over four hundred voters the people shall have the right to ask that that division shall be divided, and it can be divided; (page 179) and divisions are divided by the councils of the city almost weekly upon petition of the citizens. What more do we want?

Previous to the passage of the late act of Assembly we were obliged to hold the elections in public houses. We have not a sufficient number of school houses. Although we have a public school house, and more than one, in every ward of the city, yet we cannot have a public school house or other public property in every election division of the city, and consequently we were obliged to hold the elections at public houses, and parties owning public houses were willing and glad to have the election held there because it increased their trade; but now we are driven from those places, they are obliged to close the saloons up, and the city must pay for election places, or else do as I am told they do in the city of New York, build booths or polling places upon the public streets.

Mr. President, I do hope that the Convention will consider this matter, and consider it in a way that I think will meet the approbation of the people of Philadelphia.

Mr. W. H. SMITH. Mr. President: According to all the arguments yet made it would seem that we were legislating for Philadelphia alone, and that only one of the cities of the State. The smaller number would seem to suit the whole State better than four hundred. While we are discussing things here I wish our friends would understand that there is some other territory and some other population than that which is in the city of Philadelphia.

Mr. DALLAS. I only desire to say in reply to the gentleman from Philadelphia (Mr. Hanna) that where a real reform is to be attained, the question of expense, unless it amounts to extravagance, is but a secondary consideration. He has truly said that we already, in the city of Philadelphia, have by law a provision that when a precinct contains more than four hundred voters it may be divided; but though we have that provision, the cry for reform in this respect comes up to us from this city. That is evidence that the number that he names is not satisfactory. I understand on the other hand that two hundred and fifty, an odd number, was arrived at as a compromise among conflicting views. I hope it will be retained.

Mr. J. W. F. WHITE. Mr. President: My colleague behind me (Mr. W. H. Smith) misapprehends this part of the section. It applies only to Philadelphia and Pittsburg. This section requiring every election district, when the last preceding election shows a vote of two hundred and fifty, to be divided, applies I say but to two cities, Philadelphia and Pittsburg. I hope that we shall have no piece of legislation of that kind in the Constitution. I am utterly opposed to a rule of that kind applicable to all the election precincts in these two cities. I am willing to confer the power upon the courts to divide election precincts, whenever it becomes necessary in their judgment to have a division; and at the proper time I shall move to strike out of the sixth line all after the word "cities" and to strike out the seventh line; so that the section will then read:

"All districts in cities of over one hundred thousand inhabitants shall be divided by the courts of quarter sessions of said cities, whenever the court of the proper county shall be satisfied that the convenience of the electors and the public interests will be promoted thereby."

We have heard here often that the courts can be trusted on all these questions. Why not then leave it to the courts to say when an election district shall be divided, taking into consideration the number of electors, where they reside, and all the circumstances of the case, whether it would be judicious or not to divide it, even when there are two hundred voters in it; or if there should be two hundred and sixty in the district if the voters of that district should not want it divided, because this will be an imperative provision. Why, merely because there are over two hundred and fifty voters in a district, put it in the Constitution that it must absolutely be divided? If every voter in the district should be opposed to it, or every voter except one, that can bring the question before the court and then the court will be under an absolute duty to divide that district.

Why, sir, in some districts of the city of Pittsburg we have more than twice that number of votes and I venture to say that not a voter in the district of either party would want the district divided. The courts of our county have now the power to divide our election districts, as they have generally throughout the State. Unfortunately in Philadelphia they have a special law in reference to the division of their election districts, and now to get clear of the special law in Philadelphia they wish us to put a law in the Constitu- (Page 180) tion not only applicable to them but also to involve Pittsburg in it.

I am opposed to fixing in the Constitution any number whatever, whether two hundred, three hundred, four hundred, or any other number, but just say that the court of the proper county may divide or shall divide a division whenever the convenience of the electors and the public interest may require a division. It seems to me exceedingly unreasonable that we should fix a number of that kind which is imperative, no matter what the circumstances of the case may be; and, as one of the delegates from Pittsburg, I protest most earnestly against a principle of that kind being applied to our city.

Mr. BAER. I move that the House do now adjourn.

The motion was agreed to, and (at two o'clock and fifty-eight minutes P. M.) the Convention adjourned to meet again at half past nine o'clock A. M., on Tuesday, June 3.

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ONE HUNDRED AND ELEVENTH DAY

Tuesday, June 3, 1873.

The Convention met at half-past nine o'clock A. M., Hon. W. M. Meredith, President, in the chair.

The Journal of the proceedings of Thursday last was read and approved.

Yeas and Nays.

Mr. STANTON. I offer the following resolution:

RESOLVED, That the yeas and nays shall be called on any question only at the request of twenty members rising to second the call of any one member, except on the final passage of any section.

The PRESIDENT. The resolution will lie on the table.

Electors and Elections.

The PRESIDENT. The second reading of the article reported by the Committee on Election, Suffrage and Representation is now in order. Will the Convention proceed with it? ("Aye." "Aye.") The article is before the House on second reading. When the House adjourned on Thursday, the ninth section of this article was under consideration. A motion was made by the delegates from Carbon (Mr. Lilly) to amend the same, in the seventh line, by striking out "two hundred" and inserting "three hundred". A motion was made by the delegate from the city (Mr. Hanna) to amend the amendment, by striking out "three", and inserting "four". The question is on the amendment to the amendment.

The amendment to the amendment was rejected.

The PRESIDENT. The question is on the amendment.

The amendment was rejected.

The PRESIDENT. The question recurs on the section, which will be read.

The Clerk read as follows:

"Wards of cities or boroughs and townships shall form or be divided into election districts of compact and contigious territory in such manner as the court of quarter sessions of the city or county in which the same are located may direct: Provided, All districts in cities of over one hundred thousand inhabitants shall be divided by the courts of quarter sessions of said cities whenever the preceding elections shows the polling of more than two hundred and fifty votes, and in other election districts whenever the court of the proper county shall be satisfied that the convenience of the electors and the public interests will be promoted thereby."

The section was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1541 (Senate Bill No. 476), entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—172.

Adams,
Argentieri,
Baker,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Green.
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Hoffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller.
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

BILL ON THIRD READING

Mr. ADAMS asked and obtained unanimous consent to call up out of order House Bill No. 1376, Printer's No. 719, on page 13, of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1376, as follows:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters on its own volition or at request and expense of any person partnership association corporation or municipal or quasi-municipal corporation to define the locations fix the regimen protect the bed and banks plug up holes in the beds and banks and build dams in rivers and streams providing for the recording of changes of and location of rivers and streams and the effect thereof and for the ascertainment of damages for land taken injured and destroyed and making appropriations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Water and Power Resources Board of the Department of Forests and Waters is hereby vested with authority in the name of the Commonwealth of Pennsylvania to determine the course and define the location width and depth of any river or stream or part thereof wholly or partly within or forming part of the boundary of this Commonwealth except the tidal waters of the Delaware River and of its navigable tributaries Said Board shall have power to protect the beds and banks of any stream build dams retaining walls or other structures in or along rivers or streams plug holes in the beds and banks thereof and/or undertake such other works as will in the opinion of the said Board improve and fix the regimen of any river or stream or portion thereof for the purpose of regulating the flow of such river or stream for the prevention of percolations from streams through holes in the beds and banks thereof for the protection of property fish life and the lives of riparian owners and other persons and for any other purpose not incompatible with the present and future interests of the Commonwealth and its people in the rivers streams and water resources of the Commonwealth

Section 2 Whenever the Water and Power Resources Board shall define the location of a river or stream or part thereof it shall prepare and have recorded a plan thereof in the office for the recording of deeds of the county where such location was defined and such recording shall definitely fix the course location and lines of such river for all purposes in law until altered by any subsequent plan recorded in like manner

Section 3 The Water and Power Resources Board may in carrying out the provisions hereof act on its own volition or upon request of any person or persons partnership association corporation county city borough town or township if the Board considers the same necessary or advisable for any of the reasons set forth in section one of this act The Board and its agents shall have power to enter upon take appropriate or injure any land or lands necessary to carry out the provisions of this act Where the Board acts and undertakes any works herein authorized as the result of a request from a person or persons partnership association corporation county city borough town or township the actual cost of such work or works shall be paid by the person or persons partnership association corporation county city borough town or township making such request

Section 4 The Water and Power Resources Board is authorized to accept such moneys as may be subscribed or appropriated by any person or persons or other agency making requests for work or works under the provisions of this act but no such work or works shall be commenced until the Board is satisfied that the moneys received from such person or persons or other agency is sufficient to complete such work or works in a satisfactory manner Moneys received from such person or persons or other agency shall be deposited with the State Treasurer subject to requisition upon order of the chairman of the Water and Power Resources Board Any moneys so deposited in the State Treasury are hereby appropriated to the Department of Forests and Waters for the purposes to which they were dedicated If after receiving such money or moneys the Board shall decide it inadvisable or inexpedient to undertake the work or if insufficient moneys are received to defray the cost of the proposed improvement then upon order of the Board through the chairman the money shall be returned to the person or persons or other agency making the subscription and for such purposes said moneys are hereby appropriated Requisitions for such purposes shall be drawn by the Department of Forests and Waters

Section 5 Any damages sustained by any property owner by reason of the said Board carrying out the provisions of this act shall be paid by the Department of Forests and Waters and the amount thereof if not agreed upon between the property owners and the Department shall be ascertained on the petition of the Department or any person copartnership association or corporation interested in the manner provided by section five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred thirty) entitled "An act relating to the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir for the flood control of the Shenango and Beaver Rivers conferring and continuing certain powers and duties on the Department of Forests and Waters in relation to the establishment and maintenance of such reservoir providing for the acquisition of necessary lands therefor and the necessary agreements and releases relating thereto and the disposition of surplus land and materials" for ascertaining the amount of damages sustained by reason of the erection and maintenance of the dam and reservoir provided for in said act

The amount of damages assessed against the Commonwealth in any such condemnation proceedings shall be paid by the Department of Forests and Waters out of any moneys appropriated for that purpose or received from the person or persons or other agency making the request for the work or works authorized under this act and hertofore appropriated

Section 6 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—172

Adams.
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bauer,
Bechtel,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, T. J.,
Burns,
Byrne,
Cauffiel,
Conner.
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure.
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. HEFFRAN asked and obtained unanimous consent to call up out of order House Bill No. 1718, Printer's No. 712, on page 5 of today's calendar, bills on third reading.

Agreeably to order.

The House proceeded to the third reading and consideration of House Bill No. 1718, as follosw:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage and approval of this act in any county of the fourth class there may be created by resolution of the board of county commissioners with the approval of the court of common pleas a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members who shall be appointed by the county commissioners When such board is first established under the provisions of this act in any county the members thereof shall if appointed on or before July fifteenth of any year hold office for four years from the first Monday of January of such year If appointed after July fifteenth they shall hold office for a term of four years from the first Monday of the following January Members thereafter shall be appointed for terms of four years to date from the expiration of the term of the person whom they succeed In case of a vacancy on said board due to death resignation removal or otherwise the county commissioners shall fill said vacancy for the unexpired term Each member of said board shall receive such salary as shall be fixed by the salary board which shall be payable out of the county treasury

Section 2 It shall be the duty of said board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes.

Section 3 The said board shall divide the county into convenient districts which it may change as occasion may require and shall appoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the salary board shall fix which salaries shall be paid out of the county treasury The said board shall also have the right to appoint such clerks at such salaries as the salary board of the county may allow for the proper discharge of the duties of said board which salaries shall be paid out of the county treasury

Section 4 The said board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said board both in triennial and intermediate years

Section 5 The subordinate assessors shall make the triennial assessment of all property and persons taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them They shall also have and possess except as modified by this act the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 6 The said board shall examine and revise the said triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for aforesaid purposes until the next triennial assessment

Section 7 It shall be the duty of said board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of a time and place of such appeal

Section 8 After action on such assessments by said board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the said county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

Section 9 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting error and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment

They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessments

The assessors shall also revise assessments and valuations between the triennial assessment by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been subdivided or laid out into a plan of lots or other sub-divisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the general or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of the property or subject of taxation assessed does not conform to the general or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Supreme or Superior Court as provided in that section

Section 10 All notices required by this act may be served in manner following anything herein contained to the contrary notwithstanding upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said board relative to said assessment with the same right of appeal from its decision as provided in section eight of this act

Section 11 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 12 No appeal taken from any such assessments made under the provisions of this act shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 13 Upon request of any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 14 When the said valuations and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 15 The office of ward borough town and township assessor as now existing in counties coming under the provisions of this act is hereby abolished insofar as respects the assessment and valuation of persons and property for taxation purposes In any county which acts under this act before July fifteenth of the year one thousand nine hundred and thirty-one no assessors for taxation purposes shall be elected at the municipal election in the year one thousand nine hundred and thirty-one

Section 16 The county commissioners of any such county shall have authority to prepare at the cost of the county proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

Section 17 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of common pleas or the Superior or Supreme Court in the same manner subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

Section 18 Any city in any county wherein such a board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed A copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

Section 19 This act shall be in effect immediately upon its passage and approval by the Governor

Section 20 All acts and parts of such acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HEFFRAN. Mr. Speaker, I move that this bill be placed upon the postponed calendar. I make this motion at the request of a number of members of the House. I want to make an announcement at this time: All members of fourth class counties are requested to meet at 8.30 next Monday evening in Room 323.

Mr. LOCKHART. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. MASON. Mr. Speaker, I move that this House do now adjourn until Monday, May 4, 1931, at 8.00 o'clock P. M., (Eastern Standard Time.)

Mr. WISE. Mr. Speaker, I second the motion.

The motion was agreed to, and at 2.29 o'clock P. M., the House adjourned until Monday, May 4. 1931. at 8.00 o'clock P. M. (Eastern Standard Time).

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 **129th of the General Assembly**

Vol. 12 HARRISBURG, PA., MONDAY, MAY 4, 1931 No. 43

SENATE

MONDAY, May 4, 1931

The Senate met at 9.00 o'clock P. M. (Eastern Standard Time).

The PRESIDENT PRO TEMPORE (Mr. Augustus F. Daix, Jr.) in the Chair.

PRAYER

The Chaplain, Rev. Chritian H. Shirk, offered the following prayer:

Thou God of Wisdom and of Love, we regard Thy laws as just and benevolent. We believe they were produced by Thy wisdom and were intended for our good. We realize that Thy standards for our human conduct are exceedingly high. We recognize and acknowledge our human weakness and our need of Thy grace and Thy divine help in the things that are well-pleasing unto Thee. Give us Thy guidance in the performance of the tasks in hand at this session, and parden us of all our offenses; and Thy Name shall have the glory, world without end. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. CHAPMAN, the further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF SENATE BILLS Nos. 5, 328, 338 AND 339

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 328, Printer's No. 236, entitled, "An Act ratifying confirming and validating transactions by boards of school directors involving defects and errors of law but where there was no fraud corruption dishonesty or conspiracy to violate the law and exonerating school directors from surcharge in such cases."

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 338, Printer's No. 302, entitled, "An Act providing for the dissolution of corporations organized for the support of public worship and for the preservation allocation and distribution of the property and assets of such corporations."

Senate Bill No. 339, Printer's No. 303, entitled, "An Act authorizing the merger and consolidation of corporations organized and formed for the support of public worship."

GIFFORD PINCHOT.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 566.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 566, Printer's No. 170, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Mr. HOWELL. Mr. President, I move that the bill be laid upon the table.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 437.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 437, Printer's No. 218, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Mr. HARRIS. Mr. President. I move that the bill be laid on upon the table.

Mr. HOMSHER. Mr. President. I second the motion.

The motion was agreed to.

APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 398

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House, recalling from the Governor Senate Bill No. 398, Printer's No. 139, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

Which was laid upon the table.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 149

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 149, entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 780

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 780, entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 880

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 880, entitled:

An Act to amend section one and repeal section two of the act, approved the third day of May, one thousand nine hundred and twenty-nine, (P. L. 126), entitled, "An act to regulate the salaries of tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, and orphans' courts, in counties of the second class," by further regulating such salaries and providing for fixing of salaries by judges.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1163

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1163, entitled:

An Act to amend further paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled "An act relating to the jurisdiction powers and procedure of the several orphan's courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphet Laws six hundred forty-six) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred thirty-seven) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party' " by requiring executors administrators or trustees ordered to make sale of real estate to file bonds with sureties as required in section twenty-five of the Orphans' Court Partition Act of one thousand nine hundred and seventeen

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1173

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1173, entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of hom and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

HOUSE CONCURS IN SENATE BILL No. 476

He also returned to the Senate, Senate Bill No. 476, entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 234

He also returned to the Senate, Senate Bill No. 234, entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

with the information that the House has passed the same without amendment.

SENATE BILL NO. 413 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 413, entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof; authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid, and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. SCOTT. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. WILLIAMSON. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows: Amend section 3, page 3, line 12, by striking out the word "five" and inserting in lieu thereof the word "fifteen"; also section 7, page 5, line 8, by inserting the following after the word "interest" "The county treasurer shall if required by the county commissioners mail to each owner whose property has been advertised for sale a copy of such notice of sale at the cost of the county"; also section 8, page 5, line 28, by striking out "2.00" and inserting in lieu thereof the words "the actual cost"; also line 29 by striking out ".50" and inserting in lieu thereof ".25"; also page 6 by inserting after line 4 the following: "The county shall in the first instance be liable for the cost of advertising treasurer's sales and the fees collected for such advertising shall be paid into the county treasury for the use of the county" also by adding after section 22, page 17, the following: "Section 23 This act shall take effect immediately upon its passage and approval by the Governor."

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem

NAY—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL NO. 334 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 334 entitled:

An Act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy nine" as amended by excepting life insurance companies from the operation of said section twenty-four

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. BALDWIN. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows: Amend title, page 1, line 8, by striking out the word "life" and inserting in lieu thereof the word "domestic."

On the question,

Will the Senate concur in the amendement?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem.

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 1175 (Senate Bill No. 1040), entitled:

An Act to amend section twenty-eight and clause (b) of section thirty-two as amended of the act, approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department Act of nineteen hundred and nineteen, with table of contents," by conferring additional powers on the Secretary of the Department of Banking.

Which was committed to the Committee on Banks and Building and Loan Associations.

House Bill No. 1335 (Senate Bill No. 1041), entitled:

An Act relating to the use and disposition of moneys and property given, devised or bequeathed for the care and maintenance of graves and lots in cemeteries.

Which was committed to the Committee on Judiciary General.

House Bill No. 1376 (Senate Bill No. 1042), entitled:

An Act authorizing the Water and Power Resources Board of the Department of Forests and Waters on its own volition or at request and expense of any person partnership association corporation or municipal or quasi-municipal corporation to determine the courses define the locations fix the regimen change the course current and cross-section protect the bed and banks plug up holes in the beds and banks and build dams in rivers and streams providing for the recording of changes of and locations of rivers and streams and the effect thereof and for the ascertainment of damages for land taken injured and destroyed and making appropriations

Which was committed to the Committee on Forestry.

House Bill No. 1636 (Senate Bill No. 1043), entitled:

An Act to amend section one of the act, approved the nineteenth day of April, one thousand eight hundred and eighty-nine (P. L. 37), entitled "An act authorizing appeals from assessments of taxes in this Commonwealth to the courts of common pleas," providing for the payment of taxes appealed from into court, and for the disposition thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 1642 (Senate Bill No. 1044), entitled:

An Act fixing the qualifications of deputy sheriffs in this Commonwealth

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1695 (Senate Bill No. 1045), entitled:

An Act to amend section nine of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' courts; the powers and duties of the judges thereof; and appeals therefrom;" by extending the jurisdiction of the orphans' court to trusts inter vivos and life insurance trusts.

Which was referred to the Committee on Judiciary General.

House Bill No. 813 (Senate Bill No. 1046), entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

Which was committed to the Committee on Municipal Affairs.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with the law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Spencer E. Vance, of Mt. Morris, as Justice of the Peace in the Borough of Mt. Morris, Greene County.

GIFFORD PINCHOT.

Which was referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with the law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Charles O. Anderson, McKeesport.
John F. Berie, Pittsburgh.
Samuel C. Carter, Pittsburgh.
Louis M. Sachs, Pittsburgh.

DAUPHIN COUNTY

Mrs. Beatrice S. Luce, Harrisburg.

DELAWARE COUNTY

Mrs. Mary White Carr, Chester.

GREENE COUNTY

Gilmore F. Bell, Nemacolin.

HUNTINGDON COUNTY

Darrell C. Shafer, Mount Union.

LACKAWANNA COUNTY

Bert L. Liles, Scranton.
I. Edward Nasoni, Scranton.

LYCOMING COUNTY

Miss Esther A. Kehler, Williamsport.

MERCER COUNTY

William Henry Fenton, Grove City.

MONTGOMERY COUNTY

Joseph D. Baron, Rockledge.

PHILADELPHIA COUNTY

Charles E. Koob, Philadelphia.
L. M. Miller, Philadelphia.
R. Joseph Sommer, Philadelphia.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,
Daix,
Pres. Pro. Tem.

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. SALUS. Mr. President, I move that the Executive Session do now rise.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILLS SIGNED

The PRESIDENT PRO TEMPORE (Mr. Augustus F. Daix, Jr.) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 149, entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

House Bill No. 780, entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181), entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

House Bill No. 880, entitled:

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (P. L. 126) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing salaries by judges

House Bill No. 1163, entitled:

An Act to further amend paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 337) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (P. L. 646) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 337) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered tc make sale of real estate to file bonds with sureties as required in section 25 of the Orphans' Court Partition Act of 1917

House Bill No. 1173, entitled:

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

The PRESIDENT PRO TEMPORE (Mr. Augustus F. Daix, Jr.) in the presence of the Senate signed the same.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

REPORTS FROM COMMITTEES

Mr. WILLIAMSON, from the Committee on Agriculture, reported as committed, Senate Bill No. 855 (House Bill No. 1391), entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

Also, from the Committee on Forestry, reported as committed, Senate Bill No. 962, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, of forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violations of the provisions thereof," by discontinuing the necessity of securing permits for the erection of certain dams.

Mr. SCOTT from the Committee on Appropriations, reported as committed, Senate Bill No. 652, entitled:

An Act making an appropriation to pay the expenses of Legislative delegates attending meetings and conferences on aeronautics and aviation.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 735 (House Bill No. 193), entitled:

An Act making an appropriation for the preservation and reconditioning of the flags, standards and guidons of the Pennsylvania regiments that served in the various wars, in which the United States has engaged.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 957 (House Bill No. 1675), entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

Mr. McCLURE, from the Committee on Elections, reported as committed, Senate Bill No. 693 (House Bill No. 545), entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania.

Mr. SALUS, from the Committee on Elections, reported as committed, Senate Bill No. 1003, entitled:

An Act supplementing the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1043), entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences; fixing the compensation of assessors and registry assessors for making said registration and enrollment; and prescribing penalties for false registration or enrollment, and for voters voting or attempting to vote, and for election officers wilfully permitting or conspiring to permit them to vote, at a primary, by or on any other than their own party ticket," by providing that a voter changing his party enrollment shall not be permitted to vote the ballot of any party at the next succeeding primary election.

Mr. BUCKMAN, from the Committee on Finance, reported as committed, Senate Bill No. 579 (House Bill No. 916), entitled:

An Act to amend section five hundred three of article five of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonds and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" providing for appeals from refusals of the Board of Finance and Revenue to allow refunds

Mr. GELDER, from the Committee on Public Roads and Highways, reported as amended, Senate Bill No. 445 (House Bill No. 257), entitled:

An Act to amend section eight hundred and sixteen of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 905), entitled "An act for the protection of public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibusses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring motor busses and motor omnibuses to be equipped with non-scatterable glass.

Also from the Committee on Public Roads and Highways, re-reported as committed, Senate Bill No. 287, entitled:

An Act to amend route four hundred and fifty of section one of the act, approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth.

Mr. PARKINSON, from the Committee on Elections, reported as committed, Senate Bill No. 1001, entitled:

An Act to make uniform in the several cities of the Commonwealth the days and hours for the personal registration of electors.

Mr. HARRIS, from the Committee on Elections, reported as committed, Senate Bill No 620 (House Bill No. 452), entitled:

A Joint Resolution proposing an amendment to article eight, section seven of the Constitution of the Commonwealth of Pennsylvania.

Mr. WEINGARTNER, from the Committee on Pensions and Gratuities, reported as committed, Senate Bill No. 1031 (House Bill No. 1616), entitled:

An Act granting a pension to Medeline A. Albright widow of Lieutenant John Wilson Albright of the One Hundred and Third Observation Squadron of the Twenty-eigth Division of the Pennsylvania National Guard who lost his life by an airplane crash near Jarrettsville Maryland due to heavy fog on the thirteenth day of March one thousand nine hundred and twenty-nine

Mr. EINSTEIN, from the Committee on Judiciary Special reported as committed, Senate Bill No. 945 (House Bill No. 1509), entitled:

An Act creating borough and township poor districts in the counties of Union Snyder and Juniata to be administered by overseers of the poor and abolishing the county poor district

BILLS INTRODUCED

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 1047 entitled:

An Act to regulate the rates of wages to be paid to laborers and mechanics employed by contractors and subcontractors on public works and improvements of the Commonwealth; and providing penalties.

Which was committed to the Committee on Judiciary General.

Mr. HUNSICKER read in his place and presented to the Chair Senate Bill No. 1048 entitled:

An Act to amend sections five, six and seven of the act, approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 916) entitled "An act defining fraternal benefit societies and their status; authorizing such societies to create subordinate lodges, and to pay benefits to members and their beneficiaries from funds collected, and regulating such benefits and collections; providing for the organization and incorporation of such societies, and for their supervision, regulation, and examination by the Insurance Commissioner, and for the admission of foreign societies; designating tables of mortality as a basis for rates of contribution; requiring all societies to make annual and other reports, and appointing the Insurance Commissioner as attorney for service of process; providing penalties for any violation of the act; exempting such societies from taxation, and certain other societies from its provisions; and requiring beneficial associations, other than fraternal benefit societies, to report to, and be supervised by, the Insurance Commissioner; and repealing exisiting laws," by eliminating conflicting provisions relating to benefits; prescribing who may become members and beneficiaries, and the rights of members and beneficiaries; and eliminating the necessity of examinations by physicians.

Which was committed to the Committee on Insurance.

Mr. McCLURE read in his place and presented to the Chair, Senate Bill No. 1049, entitled:

An Act providing for the fixing of the salary of the clerk to the jury board in counties of the third class, by the salary board.

Which was committed to the Committee on Judiciary General.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 1050, entitled:

An Act to prohibit the construction of railroads and railways across highways at grade or the laying out and opening of highways across railroads and railways at grade.

Which was committed to the Committee on Railroads.

Also read in his place and presented to the Chair, Senate Bill No. 1051, entitled:

A Joint Resolution creating a commission to study and report on grade crossings; and making an appropriation.

Which was committed to the Committee on Railroads.

Mr. PRINCE read in his place and presented to the Chair, Senate Bill No. 1052, entitled:

An Act prescribing penalties to be imposed upon conviction as principal or accessory before the fact, to chicken thieving, or as receiver thereafter.

Which was committed to the Committee on Judiciary General.

Mr. SCOTT read in his place and presented to the Chair, Senate Bill No. 1053, entitled:

An Act authorizing counties and county poor districts to make temporary loans in anticipation of taxes to be collected, and providing for the repayment of such loans.

Which was committed to the Committee on New Counties and County Seats.

Mr. MANSFIELD read in his place and presented to the Chair, Senate Bill No. 1054, entitled:

An Act to amend section thirteen of the act, approved the thirtieth day of January, one thousand eight hundred and seventy-four (Pamphlet Laws, thirty-one), entitled "A further supplement to the act regulating elections in this Commonwealth," as amended, by authorizing the members of the board for receiving, computing, and certifying election returns to provide for election returns in school districts which comprise the territory of or, territory from two or more municipalities.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 1055, entitled:

An Act authorizing State Teachers' Colleges to reimburse students for tuition paid.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair, Senate Bill No. 1056, entitled:

An Act authorizing the Secretary of Property and Supplies of the Commonwealth of Pennsylvania, with the approval of the Governor to convey certain lands in the county of Chester to the Home for Destitute Colored Children in exchange for certain lands now the property of the said Home for Destitute Colored Children.

Which was committed to the Committee on Judiciary General.

Mr. COYNE read in his place and presented to the Chair, Senate Bill No. 1057, entitled:

A Further Supplement to an Act, approved the twenty-eighth day of April, one thousand nine hundred and three, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same" and the supplements and amendments thereto, providing that the council of the city to which said territory is annexed may validate as legal indebtedness of the enlarged city certain indebtedness theretofore authorized by the councils or commissioners of the territory annexed which exceeds two per centum of the assessed value of the taxable property therein and which might have been ratified by the electors of such territory so annexed.

Which was committed to the Committee on Municipal Affairs.

Mr. FRAZIER read in his place and presented to the Chair Senate Bill No. 1058, entitled:

An Act to amend section twelve of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled: "An act establishing a public school employes' retirement system, and creating a retirement board for the adminisration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, extending the time for certain employes who separated from school service to return and be entitled to full credit for prior service.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 1059, entitled:

A Joint Resolution proposing an amendment to section three article seventeen of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Commiteee on Judiciary General.

TIME OF NEXT MEETING

Mr. APPLE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, May 11, at 8.00 o'clock (Standard Time); and when the House of Representatives adjourns this week it reconvene on Monday evening, May 11, at 8.00 o'clock (Standard Time).

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

(Lieutenant-Governor Edward C. Shannon in the Chair).

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 787, as follows:

An Act to further amend section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing for the election of city councilmen in such cities from Senatorial Districts and at large

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That section two of article sixteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" as amended by the act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty-six) entitled "An act to amend section two of Article VI of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled 'An act for the better government of cities of the first class of this Commonwealth' by providing for the election of city councilmen in such cities in proportion to the population thereof" is hereby further amended to read as follows

Section 2 At the municipal election held in such city in the year one thousand nine hundred and twenty-seven thirty-one and in every fourth year thereafter two city councilmen shall be elected in each of the various state senatorial districts in such city and nine city councilmen shall be elected in the city at large The number of councilmen to be elected in the various State senatorial districts in such cities shall be twenty-two They shall be elected in the various State senatorial districts of such cities in proportion to the population thereof as determined by the last United States census and each succeeding United States census The councilmanic ratio for the election of councilman as aforesaid shall be ascertained by dividing the whole population of all the State Senatorial districts of such cities by the number twenty-two One councilman shall be elected for each such ratio and and additional councilman shall be elected for any fractional portion of such ratio in excess of fifty per cent thereof Every State senatorial district in such cities shall be entitled to elect as many city councilmen as it has councilmanic ratios of population as aforesaid and an additional councilman for any fractional portion of such ratio in excess of fifty per cent. thereof The number of councilmen to be elected for each such district shall be determined and announced by the county commissioners on August first of one thousand nine hundred and twenty-seven and of every fourth year thereafter on the basis of population as aforesaid Councilmen shall be nominated and elected according to law and those receiving the highest votes shall be declared elected to the number to which each such district is entitled Councilmen shall serve for the period of four years from the first Monday in January following their election If any vacancy shall happen in the office of councilman the vacancy may be filled at the next general municipal or special election occurring not less than thirty days thereafter to be held in the city at large if the vacancy is in the office of a councilman elected at large or from a senatorial district if the vacancy is in the office of a councilman elected therefrom but the councilman thus elected shall serve only for the unexpired term The provisions of this act shall not affect present members of council in such cities they shall continue in office until the expiration of their respective terms

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,

NAYS—2

Chapman,
Woodward,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. COYNE. Mr. President, I ask that Senate Bill No. 88, on third reading, entitled:

An Act fixing the salary of the controller in cities of the second class, payable by the city.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 492 (House Bill No. 212), entitled:

An Act to further amend section twelve of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL RECOMMITTED

Mr. NORTON. Mr. President, I move that Senate Bill No. 531, on third reading, entitled:

An Act to amend section five hundred and forty-one of, and to add sections five hundred and fifty-five, five hundred and fifty-six, five hundred and fifty-seven, five hundred and fifty-eight and five hundred and fifty-nine to article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one fire rating bureau to be organized and maintained by all stock fire insurance companies, to which all such stock companies shall belong.

be recommitted to the Committee on Insurance for the purpose of amendment.

Mr. **WEINGARTNER**. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 562, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges, providing penalties; and repealing existing laws," by adding thereto section six hundred and eight, further regulating the licensing of insurance agents.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Dalx,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. NORTON. Mr. President, I move that Senate Bill No. 590, on third reading, entitled:

An Act to add sections six hundred and seventy-five, six hundred and seventy-six, six hundred and seventy-seven, six hundred and seventy-eight and six hundred and seventy-nine to article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for one rating bureau to be organized and maintained by all stock casualty and surety insurance companies, to which all such stock companies shall belong.

be recommitted to the Committee on Insurance for the purpose of amendment.

Mr. **BUCKMAN**. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 618 (House Bill No. 431), entitled:

An Act to amend section one as amended of the act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred sixty-four) entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny" by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be posted for the benefit of lien-holders

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Dalx,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 665, entitled:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That DEFINITIONS The word "bank" when used in this act shall include any person copartnership or association or corporation engaged in the business of receiving and paying deposits of money within this Commonwealth A branch or office of any such bank shall be deemed a bank for the purpose of this act

The word "item" when used in this act means any check note or other instrument providing for the payment of money

Section 2 BANK IS AGENT FOR COLLECTION Except as otherwise provided by agreement and except as to subsequent holders of a negotiable instrument payable to bearer or indorsed specially or in blank where an item is deposited or received for collection the bank of deposit shall be agent of the depositor for its collection and each subsequent collecting bank shall be sub-agent of the depositor but shall be authorized to follow the instructions of its immediate forwarding bank and any credit given by any such agent or subagent bank therefor shall be revocable until such time as the proceeds are received in actual money or an unconditional credit given on the books of another bank which such agent has requested or accepted Where any such bank allows any revocable credit for an item to be withdrawn such agency relation shall nevertheless continue except the bank shall have all the rights of an owner thereof against prior and subsequent parties to the extent of the amount withdrawn

Section 3 ITEM ON SAME BANK A credit given by a bank for an item drawn on or payable at such bank shall be provisional subject to revocation at or before the end of the day on which the item is deposited in the event the item is found not payable for any reason Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the following business day

Section 4 LEGAL EFFECT OF INDORSEMENTS An indorsement of an item by the payee or other depositor "for deposit" shall be deemed a restrictive indorsement and indicate that the indorsee bank is an agent for collection and not owner of the item

An indorsement "pay any bank or banker" or having equivalent words shall be deemed a restrictive indorsement and shall indicate the creation of an agency relation in any subsequent bank to whom the paper is forwarded unless coupled with words indicating the creation of a trustee relationship and such indorsement or other restrictive indorsement whether creating an agency or trustee relationship shall constitute a guaranty by the indorser to all subsequent holders and to the drawee of payor of the genuineness of and the authority to make prior indorsements and also to save the drawee or payor harmless in the event any prior indorsement appearing thereon is defective or irregular in any respect unless such indorsement is coupled with appropriate words disclaiming such liability as guarantor

When a deposited item is payable to bearer or indorsed by the depositor in blank or by special indorsement the fact that such item is so payable or indorsed shall not change the relation of agent of the bank of deposit to the depositor but subsequent holders shall have the right to rely on the presumption that the bank of deposit is the owner of the item The indorsement of an item by the bank of deposit or by any subsequent holder in blank or by special indorsement or its delivery when payable to bearer shall carry the presumption that the indorsee or transferee is owner provided there is nothing upon the face of the paper or in any prior indorsement to indicate an agency or trustee relation of any prior party But where an item is deposited or is received for collection indorsed specially or in blank the bank may convert such an indorsement into a restrictive indorsement by writing over the signature of the indorser the words "for deposit" or "for collection" or other restrictive words to negative the presumption that such bank or deposit or indorsee bank is owner and in the case of an item deposited or received for collection payable to bearer may negative such presumption by indorsing thereon the words "received for deposit" or "received for collection" or words of like import

Section 5 DUTY AND RESPONSIBILITY OF BANK COLLECTING AGENTS It shall be the duty of the initial or any subsequent agent collecting bank to exercise ordinary care in the collection of an item and when such duty is performed such agent bank shall not be responsible if for any cause payment is not received in money or an unconditional credit given on the books of another bank which such agent bank has requested or accepted An initial or subsequent agent collecting bank shall be liable for its own lack of exercise of ordinary care but shall not be liable for the neglect misconduct mistakes or defaults of any other agent bank or of the drawee or payor bank

Section 6 RULES OF ORDINARY CARE IN FORWARDING AND PRESENTMENT (a) Where an item is received on deposit or by a subsequent agent bank for collection payable in another city borough incorporated town or township it shall be deemed the exercise of ordinary care to forward such item by mail not later than the business day next following its receipt either (1) direct to the drawee or payor in the event such drawee or payor is a bank or (2) to another bank collecting agent according to the usual banking custom either located in the city borough incorporated town or township where the item is payable or in another city borough incorporated town or township

(b) Where an item is received on deposit or by a subsequent agent bank for collection payable by or at another bank in the same city borough incorporated town or township in which such agent bank is located it shall be deemed the exercise of ordinary care to present the item for payment at any time not later than the next business day following the day on which the item is received either (1) at the counter of the drawee or payor by agent or messenger or (2) through the local clearing house under the regular established procedure or according to the usual banking custom where the collecting or payor bank is located in an outlying district

(c) The designation of the above methods shall not exclude any other method of forwarding or presentment which under existing rules of law would constitute ordinary care

Section 7 ITEMS RECEIVED THROUGH THE MAIL Where the item is received by mail by a solvent drawee or payor bank it shall be deemed paid when the amount is finally charged to the account of the maker or drawer

Section 8 ITEMS LOST IN TRANSIT Where an agent bank forwards an item for collection it shall not be responsible for its loss or destruction in transit or when in the possession of others for its inability to repossess itself thereof provided there has been no lack of ordinary care on its part

Section 9 MEDIUM OF PAYMENT Where ordinary care is exercised any agent collecting bank may receive in payment of an item without becoming responsible as debtor therefor whether presented by mail through the clearing house or over the counter of the drawee or payor in lieu of money either (1) the check or draft of the drawee or payor upon another bank or (2) the check or draft of any other bank upon any bank other than the drawee or payor of the item or (3) such method of settlement as may be customary in a local clearing house or between clearing banks or otherwise Provided That whenever such agent collecting bank shall request or accept in payment an unconditional credit which has been given to it on the books of the drawee or payor or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 10 MEDIUM OF REMITTANCE Where ordinary care is exercised any agent collecting bank may receive from any subsequent bank in the chain of collection in remittance for an item which has been paid in lieu of money the check or draft of the remitting bank upon any bank other than itself or the drawee or payor of the item or such other method of settlement as may be customary Provided That whenever such agent collecting bank shall request or accept an unconditional credit which has been given to it on the books of the remitting bank or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 11 ELECTION TO TREAT AS DISHONORED ITEMS PRESENTED BY MAIL Where an item is duly presented by mail to the drawee or payor whether or not the same has been charged to the account of the maker or drawer thereof or returned to such maker or drawer the agent collecting bank so presenting may at its election exercised with reasonable diligence treat such item as dishonored by non-payment and recourse may be had upon prior parties thereto in any of the following cases

(a) Where the check or draft of the drawee or payor bank upon another bank received in payment therefor shall not be paid in due course

(b) Where the drawee or payor bank shall without request or authority tender as payment its own check or draft upon itself or other instrument upon which it is primarily liable

(c) Where the drawee or payor bank shall give an unrequested or unauthorized credit therefor on its books or the books of another bank or

(d) Where the drawee or payor shall retain such item without remitting therefor on the day of receipt or on the day of maturity if payable otherwise than on demand and received by it prior to or on such day of maturity

Provided however That in any case where the drawee or payor bank shall return any such item unpaid not later than the day of receipt or of maturity as aforesaid in the exercise of its right to make payment only at its own counter such item cannot be treated as dishonored by non-payment and the delay caused thereby shall not relieve prior parties from liability

Provided further That no agent collecting bank shall be liable to the owner of an item where in the exercise of ordinary care in the interest of such owner it makes or does not make the election above provided or takes such steps as it may deem necessary in cases (b) (c) and (d) above

Section 12 NOTICE OF DISHONOR OF ITEMS PRESENTED BY MAIL In case of the dishonor of an item duly presented by mail as provided for in the next preceding section notice of dishonor of such item to prior parties shall be sufficient if given with reasonable diligence after such dishonor and further in the event of failure to obtain the return of any such item notice of dishonor may be given upon a copy or written particulars thereof and delay in giving notice of dishonor caused by an attempt with reasonable diligence to obtain return of such item shall be excused

Section 13 INSOLVENCY AND PREFERENCES (a) When the drawee or payor or any other agent collecting bank shall fail or be closed for business by the Secretary of Banking or by action of the board of directors or by other proper legal action after an item shall be mailed or otherwise entrusted to it for collection or payment but before the actual collection or payment thereof it shall be the duty of the receiver or other official in charge of its assets to return such item if same is in his possession to the forwarding or presenting bank with reasonable diligence

(b) Except in cases where an item or items are treated as dishonored by non-payment as provided in section eleven when a drawee or payor bank has presented to it for payment an item or items drawn upon or payable by or at such bank and at the time has on deposit to the credit of the maker or drawer an amount equal to such item or items and such drawee or payor shall fail or close for business as above after having charged such item or items to the account of the maker or drawer thereof or otherwise discharged his liability thereon but without such item or items having been paid or settled for by the drawee or payor either in money or by an unconditional credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such drawee or payor or other bank debtor therefor the assets of such drawee or payor shall be impressed with a trust in favor of the owner or owners of such item or items for the amount thereof or for the balance payable upon a number of items which have been exchanged and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

(c) Where an agent collecting bank other than the drawee or payor shall fail or be closed for business as above after having received in any form the proceeds of an item or items entrusted to it for collection but without such item or items having been paid or remitted for by it either in money or by an unconditonal credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such failed collecting or other bank debtor therefor the assets of such agent collecting banks which has failed or been closed for business as above shall be impressed with a trust in favor of the owner or owners of such item or items for the amount of such proceeds and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

Section 14 ACT NOT RETROACTIVE The provisions of this act shall not apply to transactions taking place prior to the time when it takes effect

Section 15 CASES NOT PROVIDED FOR IN ACT In any case not provided for in this act the rules of law and equity including the law merchant and those rules of law and equity relating to trusts agency negotiable instruments and banking shall continue to apply

Section 16 UNIFORMITY OF INTERPRETATION This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 17 SHORT TITLE This act may be cited as the "Bank Collection Act of 1931"

Section 18 REPEAL All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. APPLE. Mr. President, I ask unanimous consent to: Amend section 9, page 6, line 10, by striking out the word "collection" and inserting in lieu thereof the following: "collecting."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 704, entitled:

An Act to amend sections one and three of the act, approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud; to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn;" extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,

Buckman,
Chapman,
Clark,
Gelder,
Harris,
Harvey,
Painter,
Parkinson,
Pethick,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 728, entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire property whereon was the John Brown farm and tannery, in Richmond Township, Crawford County, from the John Brown Memorial Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. WILLIAMSON. Mr. President, I move that Senate Bill No. 729, on third reading, entitled:

An Act to amend section nine hundred and eleven of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," by increasing the amount for which poor directors are liable for expense of burial of indigent persons.

be recommitted to the Committee on Judiciary General for the purpose of amendement.

Mr. SCOTT. Mr. President I second, the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 748 (House Bill No. 1162), entitled:

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 751 (House Bill No. 1168), entitled:

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1185) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed same without amendments.

Agreeably to order,

The Senate proceeded to he third reading and consideration of Senate Bill No. 752 (House Bill No 1169), entitled:

An Act to amend an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three) entitled "An Act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntingdon and regulating the procedure when such persons violate the terms of paroles and the effect of such violations" by authorizing field parole agents to arrest parole violators

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

Then Senate proceeded to the third reading and consideration of Senate Bill No. 753 (House Bill No. 1170), entitled:

An Act to amend section one of an Act approved the first day of May, one thousand nine hundred and twenty-nine, (Pamphlet Laws, one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole; and fixing the penalty for such violation," by authorizing field parole agents to arrest parole violators.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial.
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 755 (House Bill No. 1197), entitled:

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and Sate-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injury or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act" as amended permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction reconstruction and improvement of State highways and State-aid highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Clippinger,
Coyne,
Daix,
Ealy,
Heaton,
Homsher,
Howell,
Hunsicker,
Prince,
Quigley,
Rial,
Roberts,

Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 792 (House Bill No. 79), entitled:

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for raccoon.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk reutrn said bill to the House of Representatives with information that the Senate has passed the same with amendements in which the concurrence of the House is requested.

BILL RECOMMITTED

Mr. HUNSICKER. Mr. President, I move that Senate Bill No. 802 House Bill No. 1091) on third reading, entitled:

A Joint Resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth by adding thereto section five.

be recommitted to the Committee on Public Roads and Highways.

Mr. EINSTEIN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 806 (House Bill No. 1151), entitled:

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Lanius,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 807 (House Bill No. 1167), entitled:

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendements.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 808 (House Bill No. 1235), entitled:

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—1

Prince,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 809 (House Bill No. 1263), entitled:

An Act to amend section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court, and providing for the repayment of moneys collected in such cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 812, entitled:

An Act to amend section seven hundred one of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising, amending, consolidating and changing the law relating thereto," providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen, and providing for suits and recovery on such bonds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Clippinger,
Coyne,
Daix,
Heaton,
Homsher,
Howell,
Prince,
Quigley,
Rial,

Baldwin,
Baumer,
Bowers,
Bell,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence,

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 555

Mr. BUCKMAN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 555, entitled, "An act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by authorizing the organization of school safety patrols and making safety education a part of the course of study", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 399

Mr. COYNE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 399, entitled, "An act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith," be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 96

Mr. BELL. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BELL offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 96, entitled "An act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' regulating the consolidation of boroughs," be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 433

Mr. PARKINSON. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 433, entitled, "An act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by adding thereto section four hundred and forty-eight authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works," be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 109

Mr. SALUS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS offered the following resolution, which was twice read, considered and agreed to.

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 109, entitled "An act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws' by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders," be recalled from the Governor for fourther consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS INTRODUCED

Mr. HARRIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 1060, entitled:

An Act providing for the appointment of district auditors by courts of common pleas to serve at primaries and elections in certain election districts, defining their powers and duties and the duties of courts of common pleas, county commissioners and other officers serving as return boards for primaries and elections, and providing penalties.

Which was committed to the Committee on Elections.

Mr. SCOTT. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT read in his place and presented to the Chair Senate Bill No. 1061, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine."

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 1062, entitled:

An Act making an appropriation to the Board or Trustees of Philipsburg State Hospital, of Philipsburg, Pennsylvania, for the payment of notes issued by said Board of Trustees to pay for the construction and equipment of hospital buildings and validating the action of the board in issuing such notes.

Which was committed to the Committee on Appropriations.

REPORT FROM COMMITTEE

Mr. SCOTT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCOTT from the Committee on Appropriations, reported as committed, Senate Bill No. 1061, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expense of the executive, judicial and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine."

BILL OVER IN ORDER

Mr. WEINGARTNER. Mr. President, I ask unanimous consent that Senate Bill No. 813 on third reading entitled:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished, supplied or performed in connection with any public work or improvement.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. MANSFIELD, Mr. President, I move that Senate Bill No. 824 (House Bill No. 1375), on third reading, entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time co-operative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

be recommitted to the Committee on Education.

Mr. EINSTEIN. Mr. President, I second the motion.

The motion was agreed to.

Mr. GELDER. Mr. President, in view of the fact that there seem to be many bills coming back from the Governor, it might be well to give further study to Senate Bill No. 831, on third reading entitled:

An Act to amend section eight as amended, section ten as amended, section thirteen as amended, section sixteen as amended, section seventeen as amended, section thirty-three as amended, and section eighteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways. and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads. and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by providing for the recording of certain plans in the office of the Department of Highways; regulating the payment of damages for land taken for future construction; making it the duty of the Department of Highways to require an additional bond conditioned for the payment of labor and materials; providing for the restoration of highways opened under permits and providing penalties for opening of highways without permits; providing for the payment of damages for changing of grades or location of connecting roads by the county; authorizing certain charges and restoration fees for permits, authorizing payment for certain materials delivered on site of work; specifying minimum width of surface construction.

Therefore, I move that this bill be recommitted to the Committee on Public Roads and Highways.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 832, entitled:

An Act providing for the relocation and change of width, grades and lines of State highways in boroughs by the Secretary of Highways, with the approval of the Governor and commissioners of the proper county; and for the payment of damages occasioned thereby by the county; and repealing certain acts.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—2

Ealy,
Parkinson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. HEATON. Mr. President, I ask unanimous consent that Senate Bill No. 838 (House Bill No. 801), on third reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 840 (House Bill No. 1108), entitled:

An Act to amend section one as amended, sections six seven and thirteen of the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its power and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," regulating the personnel of the board in certain contingencies.

And said bill having been read at length the third time, considered and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

BILL RECOMMITTED

Mr. PARKINSON. Mr. President, I move that Senate Bill No. 860 (House Bill No. 1491) on third reading, entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of street railway companies or parts thereof now or hereafter to be abandoned for use as county highways

be recommitted to the Committee on New Counties and County Seats.

Mr. HEATON. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 865, entitled:

An Act to amend section thirty of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six, (P. L. 761), entitled "An act relating to executions;" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baumer,
Baldwin,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 888, as follows:

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing the Banking Department Act of nineteen hundred and nineteen with table of contents"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (a) of section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing the Banking Department Act of nineteen hundred and nineteen with table of contents" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred sixteen) entitled "An act to amend section nine of the act approved the fifteenth day of June one thousand nine hundred twentythree (Pamphlet Laws eight hundred nine) entitled 'An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing the Banking Department Act of nineteen hundred and nineteen with table of contents'" is hereby further amended to read as follows

Section 9 Maintenance of Department

(a) Expenses All moneys derived by the department from fees assessments charges penalties and otherwise shall be paid by the Secretary through the Department of Revenue into the State Treasury for safe-keeping and shall by the State Treasurer be placed in a separate fund to be available for the use of the department upon requisition of the Secretary All such moneys so paid into the State Treasury are hereby specifically appropriated to the department for the purpose of paying the salaries of the Secretary the deputies the examiners [and] the other employes of the department and such special deputy attorneys general assistant deputy attorneys general and attorneys as may be assigned by the Attorney General to the department or for handling any legal business pertaining to its work and the expenses of the department including the rental and furniture of such rooms or quarters as the Secretary may be required to furnish them supplies materials motor vechase through the Department of Property and Supplies of surety bonds for such officers or employes of the department as may be required to furnish them supplies materials motor vehicles workmen's compensation insurance covering the officers and employes of the department and liability insurance covering vehicles purchased out of moneys of said fund and the officers and employes of the department operating said vehicles In the event that the use of motor vehicles is required only temporarily then such moneys in the fund are available for the payment to the Department of Property and Supplies for the use of such motor vehicles on a mileage basis at such amount per mile as the Department of Property and Supplies with the approval of the Governor shall determine

Estimates of the amounts to be expended under this act from time to time by the Department of Banking shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations made to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisition for the expenditure of any moneys out of this appropriation by the Department of Banking in excess of the estimates approved by the Governor Subject to the foregoing provision [The] the Auditor General shall upon requisition of the Secretary from time to time draw warrants upon the State Treasurer for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of the making of any such requisition

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 891, entitled:

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one), entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this

Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 900 (House Bill No. 1428), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the apopintment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—46.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—2.

Chapman,
Prince,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 903, entitled:

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief, and the creation and government of poor districts, and the administration of the same in all counties of the Commonwealth except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto;" removing the exemption of the county of Lycoming, which retained the existing poor districts, and the existing number of directors, overseers and authorities in charge of said districts, the manner of their election or appointment, and the administrative system of giving poor relief thereby; creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—47.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

RECONSIDERATION OF SENATE BILL NO. 900.

Mr. McCLURE. Mr. President, I move to reconsider the vote by which Senate Biill No. 900 (House Bill No. 1428), entitled:

An Act authorizing the county commissioners with the approval of the court of common pleas in counties of the third class to establish a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the apointment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this action by cities

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. McCLURE. Mr. President, I voted "aye."

Mr. RAIL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. RAIL. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. McCLURE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. McCLURE. Mr. President, I voted "aye".

Mr. RIAL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. RIAL. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS POSTPONED

Mr. McCLURE. Mr. President, I move that the question together with the further consideration of the bill, be postponed for the present.

Mr. RIAL. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 915, entitled:

An Act to amend section one of the act, approved the fourth day of June, one thousand nine hundred and nineteen (P. L. 384), entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath, and produce books or papers, before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts," by extending its provisions to the Supreme Court of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 921, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; by adding thereto section one hundred and fifty-four, providing for a stenographer to the county solicitor in counties of the fourth class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 928 (House Bill No. 941), entitled:

An Act to amend article four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establsh and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences, and providing for the payment of the expenses of such persons.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 944 (House Bill No. 1502), entitled:

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS__48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Howell,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL RECOMMITTED

Mr. MANSFIELD. Mr. President, I move that Senate Bill No. 950 (House Bill No. 830), on third reading, entitled:

An Act to amend section one thousand three hundred and nineteen of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for examination for teachers on subjects not included in their certificates

be recommitted to the Committee on Education.

Mr. GELDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WEINGARTNER. Mr. President, I desire to interrogate the Senator from Allegheny, Mr. Mansfield.

The PRESIDENT. Will the Senator from Allegheny, Mr. Mansfield, permit himself to be interrogated?

Mr. MANSFIELD. Mr. President, I will.

Mr. WEINGARTNER. Mr. President, I would like to inquire the purpose for which this bill is recommitted?

Mr. MANSFIELD. Mr. President, the purpose is for further consideration by the Committee on Education.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 953 (House Bill No. 979), entitled:

An Act to amend the title and section one of the act approved the tenth day of April, one thousand nine hundred and twenty-nine (P. L. 479), entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him, or jointly or severally liable with him, for the cause of action declared on," by permitting joinder of persons alone liable, and defining rights of original defendant as to service of process.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 960, entitled:

An Act to amend section one hundred three as amended, and section five hundred and one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies association or exchanges; providing penalties, and repealing existing laws," extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Clippinger,
Coyne,
Daix,
Heaton,
Homsher,
Howell,
Prince,
Quigley
Rial,

Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson.
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 961, entitled:

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 974, entitled:

An Act relieving canal corporations owning any canals or other artificial waterways, constructed by the Commonwealth as parts of its public works, from the obligation to maintain the same for transportation purposes under certain conditions; and authorizing such corporations to use, sell, or lease the waters of such canals and waterways for domestic, manufacturing, commercial and other lawful purposes, and to use, sell, lease, or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto; and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—47

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—1.

Clark,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL RECOMMITTED

Mr. McCLURE. Mr. President, I move that Senate Bill No. 976, on third reading, entitled:

An Act to amend an act approved the twenty-sixth day of July, one thousand nine hundred thirteen (Pamphlet Laws one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas, and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings, to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains, by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals'; and an act, entitled 'To provide the maximum car service charges, including car storage charges that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act by requiring the approval of the Commission to proposed changes in rates; limiting the capitalization and financing of companies engaged in furnishing public utilities service, the transfer of franchises and rights to furnish public utilities service and the holding of capital stock of such companies by similar companies or other corporations; regulating mergers, consolidations and reorganizations of such companies; defining the duty of the court on appeals from orders of the Commission; providing that orders of the Commission shall be prima facie evidence except in rate cases; requiring the court on appeals to consider the testimony; and providing assistance for rate-payers and municipalities in the prosecution of complaints against the rates, tariffs, service or facilities of public service companies through a People's Counsel Bureau in the Department of Justice and prescribing the duties of such Bureau in connection therewith; and providing penalties

be recommitted to the Committee on Judiciary General.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 978, entitled:

An Act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof, such lien shall take effect from the date of issuance of the writ.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. EALY. Mr. President, I move that Senate Bill No. 980, on third reading, entitled:

An Act to amend paragraph (g) of section fifteen of the act, approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries the administration and distribution of the estates of presumed decedents, widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other building devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," providing that certified copies of judgment liens against decedents may be filed in other counties wherein real estate of the decedent is situated.

be recommitted to the Committee on Judiciary General.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 981, entitled:

An Act to further amend section twelve of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage or transportation of water and water power, or for the supply of light, heat and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. HOMSHER. Mr. President, I ask unanimous consent to amend section 1, page 3, line 26, by underscoring the words "Provided, That nothing herein contained shall"; also lines 27 and 28, by underscoring the said lines; also page 4, lines 1 to 5, both inclusive, by underscoring the entire said lines.

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 982, entitled:

An Act to amend route number one hundred and twenty-three, of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 991, entitled:

An Act to amend section twenty-three of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three), as amended by an act, entitled "An act to amend section twenty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, as amended by the fifth section of an act, entitled 'A supplement to an act, approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled 'An act to provide for the incorporation and regulation of certain corporations,' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations,' approved April seventeenth, one thousand eight hundred and seventy-six; requiring the filing of all the reports required by the Auditor General of the Commonwealth, and the payment of all taxes due the Commonwealth of Pennsylvania, by certain corporations, up to and including the date of the proposed sale, assignment, disposition, and conveyance of the franchises and property of such corporation before the returns authorizing such sale, assignment, disposition, and conveyance shall be filed in the office of the Secretary of the Commonwealth," approved June second, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four); providing that in the case of the sale, assignment, disposition or conveyance by certain building and loan associations of their franchises and property, to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned, notice of the time, place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting, in at least one newspaper published in the county, city or borough wherein the place of business of the building and loan association so selling, assigning, disposing or conveying is situate.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Clippinger,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Fay,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Quigley,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 6, entitled:

An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto.

The table of contents of the bill was read as follows:

TABLE OF CONTENTS

Article		Sections
I	Preliminary Provisions	101- 108
II	Incorporation	201- 211
III	Change of Corporate Title	301- 304
IV	Creation and Division of Wards	401- 408
V	Annexation of Territory	501- 560
	(a) Annexation of Boroughs Townships and Parts of Townships	501- 560
	(b) Annexation of Outlying Lots in a Township	515- 518
	(c) Annexation of Part of a Borough	525- 526
	(d) Indebtedness and Public Property when Borough or Township is Annexed	535- 536
	(e) Apportionment of Indebtedness when Part of a Township or Outlying Lots are Annexed	540- 545
	(f) Apportionment of Indebtedness when Part of a Borough is Annexed	550- 551
	(g) Wards	560
VI	City Boundaries	601- 606
VII	Election of City Officers	701- 709
VIII	Vacancies in Office	801- 803
IX	General Provisions Relating to City Officers and Employes	901- 915
X	The Council	1001-1064
	(a) General Provisions	1001-1019
	(b) Initiative	1030-1042
	(c) Referendum	1050-1064
XI	The Executive Department	1101-1103
XII	The Mayor	1201-1208
XIII	City Clerk	1301-1302
XIV	The City Treasurer	1401-1407
XV	The City Engineer	1501-1540
	(a) General Provisions	1501-1505
	(b) Real Estate Registry	1515-1520
	(c) Topographical Survey	1530-1540
XVI	The City Solicitor	1601-1610
XVII	The City Controller	1701-1709
XVIII	Accounts and Finance	1801-1811
XIX	Contracts and Purchasing	1901-1912
XX	Police Bureau	2001-2008
XXI	Fire Bureau	2101-2108
XXII	Bureau of Mine Inspection and Surface Support	2201-2208
XXIII	Public Health	2301-2360
	(a) Creation Organization and General Power and Duties of Boards of Health	2301-2315
	(b) Nuisances	2325-2337
	(c) Corporations Acting as Boards of Health	2345-2352
	(d) Penalties	2360
XXIV	Corporate Powers	2401-2402
XXV	Taxation	2501-2592
	(a) Assessments and Revisions	2501-2521
	(b) Levy and Collection	2551-2569
	(c) Sales of Real Estate for Delinquent Taxes	2575-2586
	(d) City Sales of Real Estate Purchased to Protect Taxes and Municipal Claims	2590-2592
XXVI	Licenses and License Fees	2601-2640
	(a) General Power to License	2601-2603
	(b) Restrictions	2610-2613
	(c) Transient Retail Merchants	2620-2622
	(d) Public Dances and Dance Halls	2630-2640
XXVII	Indebtedness	2701-2710
XXVIII	Procedure for the Exercise of Eminent Domain and the Assessment of Damages and Benefits by Viewers	2801-2848
XXIX	Streets and Highways	2901-2989
	(a) Plans and Location	2901-2906
	(b) Opening Widening Extending Straightening and Vacating	2915-2922
	(c) Grading Paving Macadamizing Et Cetera	2930-2941
	(d) Grade Crossings	2950-2951
	(e) Acquisition of Unobstructed View Across Lands	2955
	(f) Use of Abutting Lands	2960
	(g) Abandoned Turnpikes	2963
	(h) Unlawful Assessments	2965
	(i) Highways Connecting City with Improved Roads	2970
	(j) Detours	2975-2979
	(k) Boundary Streets and Highways	2985-2989
XXX	Sidewalks	3001-3004
XXXI	Bridges and Viaducts	3101-3134
	(a) Construction	3101-3110
	(b) Acquisition of Existing Bridges	3120-3121
	(c) Acquisition of Toll Bridges	3130-3134
XXXII	Sewers	3201-3245
	(a) Construction	3201-3214
	(b) Acquisition of Existing Sewers	3220-3222
	(c) Construction of Sewers Outside Cartway and Curb Lines	3230-3231
	(d) Joint Sewers	3240-3245
XXXIII	Collection by Instalment of the Cost of Highway and Sewer Improvements	3301-3316
	(a) Highway and Sewer Improvements	3301-3302
	(b) Highway Improvements	3310-3316
XXXIV	Water-Courses	3401-3409
XXXV	Public Service	3501-3589
	(a) Water Supply	3501-3571
	(1) General Provisions	3501
	(2) Acquisition by Eminent Domain	3505-3507
	(3) Acquisition by Purchase after Appraisement	3515-3524
	(4) Acquisition of Completing Water Companies by Cities	3530-3532
	(5) Power to Furnish Water to Consumers Outside City	3540
	(6) Power to Lease Water-works	3550-3553
	(7) Condemnation of Lands for Road Purposes and to Prevent Contamination	3560-3564
	(8) Miscellaneous Provisions	3570-3571
	(b) Power and Light	3575-3576
	(c) Water and Lighting Commission	3580-3589
XXXVI	Public Buildings and Works	3601-3612
XXXVII	Parks Playgrounds and Recreation Centers	3701-3718
XXXVIII	Shade Trees and Forests	3801-3838
	(a) Shade Trees	3801-3810
	(b) Memorial Trees	3820-3821
	(c) Forests	3830-3838
XXXIX	Wharves and Docks	3901-3905
XL	City Planning	4001-4006
XLI	Zoning and Building Regulations	4101-4143
	(a) Inspections and Building Ordinances	4101-4102
	(b) Zoning	4110-4113
	(c) Uniform Building Lines	4115
	(d) Health and Sanitary Ordinances and Regulations	4120-4121
	(e) Party Walls	4125
	(f) Abatement of Nuisances	4140-4143
XLII	Aeronautics	4201-4205
XLIII	Pensions	4301-4353
	(a) Police	4301-4307
	(b) Firemen	4320-4326
	(c) Pension Funds for Employes other than Policemen and Firemen	4340-4353
XLIV	Civil Service	4401-4409
XLV	Charities and Welfare	4501-4504
XLVI	Collection of Municipal Claims by Suit	4601
XLVII	Acts of Assembly Repealed Saving Clause	4701

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the

same That the laws relating to cities of the third class be and the same are hereby amended revised and consolidated as follows

On the question,

Will the Senate agree to the Table of Contents?

Mr. WEINGARTNER. Mr. President, I move to amend Table of Contents, page 2, by adding after line 6 the following: "(h) Annexation of Part of a Ward to a Contiguous Ward......565-568; also page 5, the last line on said page, by striking out "3718" and inserting in lieu thereof the following: "3721"; also page 6, line 19, of the Table of Contents, by striking out the words "Pension Funds for".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article I of the bill was read as follows:

ARTICLE I

PRELIMINARY PROVISIONS

Section 101 SHORT TITLE This act shall be known and may be cited as "The Third Class City Law"

Section 102 DEFINITION The word "city" or "cities" as used in this act shall be construed to mean a city or cities of the third class

Section 103 EXCLUDED PROVISIONS This act does not include any provision and shall not be construed to repeal any acts relating to

(a) The procedure for the collecting of municipal and tax claims by liens

(b) The procedure for the incurring and increasing of city indebtedness

(c) Election officers and conduct of elections

(d) Public schools except the collection of school taxes by the city treasurer

(e) Aldermen

(f) Constables

(g) The giving of municipal consent to public service companies

(h) Weights and measures

(i) Validations of elections bonds ordinances and acts of corporate officers

(j) Joint city and county buildings

(k) Libraries

Section 104 CONSTRUCTION OF ACT GENERALLY TO PRESERVE EXISTING SITUATIONS The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded nor effect the corporate existence of any city heetofore incorporated The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws All ordinances resolutions regulations and rules made pursuant to any act of assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed Any person holding office or position under or by virtue of any act of assembly repealed by this act shall continue to hold such office or position until the expiration of the term thereof subject to the conditions and tenure attached to such office or position prior to the passage of this act

Section 105 CONSTITUTIONAL CONSTRUCTION The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision so holding shall not be construed to affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 106 CONSTRUCTION OF REFERENCES Whenever in this act reference is made to any act by title or otherwise such reference shall be construed to apply to and include any codification wherein the provisions of the act referred to are substantially reenacted

Section 107 CITIES TO WHICH ACT APPLIES This act shall apply to (a) all cities which have been incorporated under or which have accepted the provisions of the act of assembly approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred thirty) entitled "An act dividing cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of the cities of the third class" and the amendments thereto (b) all cities which have been incorporated under the provisions of the act of May twenty-third one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred seventy-seven) entitled "An act providing for the incorporation and government of cities of the third class" and the amendments thereto (c) all cities which have been incorporated under the provisions of the act of assembly approved June twenty-seventh one thousand nine hundred and thirteen (Pamphlet Laws Five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" and the amendments thereto (d) all cities formed by the consolidation of boroughs having voted separately to become cities in accordance with the provisions of the act approved May twenty-fourth one thousand nine hundred and seventeen (Pamphlet Laws two hundred sixty-two) entitled "An act to enable two or more boroughs that are contiguous or in close proximity to be united and to become one city whereever each of said boroughs shall have heretofore voted or shall hereafter vote to become a city of the third class under laws now enacted or which may hereafter be enacted and wherever each of said boroughs has duly received or shall hereafter duly receive letters patent constituting it a city of the third class but where sufficient time shall not have elapsed after the granting of such letters patent for the holding of a municipal election providing for the consequences of such consolidation the government of such consolidated city the payment of the indebtedness of each of the united territories and the enforcement of debts and claims due to and from each and fixing the jurisdiction over the said consolidated city in the courts of the county in which the majority of its inhabitants shall reside" and (e) all cities incorporated under the provisions of this act as therein provided

Section 108 EFFECTIVE DATE This act shall go into effect on the first day of July one thousand nine hundred and thirty-one

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article 1, page 10, by adding, after line twenty-seven (27) the following new section: Section 109. Whenever, under the provisions of this act, advertisement, notice or publication is required to be published in one or more newspapers, such publication shall be made in newspapers of general circulation, as defined by the Newspaper Advertising Act of May 16, 1929, Pamphlet Laws 1784, printed in the municipalities affected. If the matter in which the advertising is to be done affects other municipal districts, such advertisements also shall be published in at least one newspaper printed in such other municipal districts, if there are such newspapers, and if not, then in newspapers circulating generally in such other municipal districts. When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds, to be paid by taxation, such notice also shall be published in the legal newspaper, if any, designated by the rules of court of the proper county for the publication of legal notices and advertisements. Provided, however, That ordinances, auditors' statements, summaries of auditors' statements, advertisements, advertisements inviting proposals for public contracts and for bids for materials and supplies, or lists of delinquent taxpayers, shall be published only in newspapers of general circulation defined as aforesaid.

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article II of the bill was read as follows:

ARTICLE II

INCORPORATION

Section 201 UNITS WHICH MAY BE CHARTERED AS CITIES Cities of the third class shall be chartered whenever a majority of the electors of any towns township or borough or any two or more contiguous towns townships and/or boroughs situate within the limits of the same county or situate in two or more contiguous counties and having separately or together as the case may be a population of at least ten thousand according to the last preceding United State census shall each separately vote at any general or municipal election in favor of the same

Section 202 RESOLUTION TO SUBMIT QUESTION TO ELECTORS The council or corporate authorities of any such town township or borough or of any contiguous towns townships and/or boroughs as the case may be may on their own motion or upon petition of one hundred or more qualified electors thereof shall by resolution duly passed and recorded among the minutes submit the question of whether any such town township or borough or whether any contiguous towns townships and/or boroughs shall become a city of the third class to the qualified electors thereof to be known as the "City of ...."

Section 203 NOTICE OF ELECTION The said council and the corporate authorities shall give notice by the publication of said resolution during at least four weeks immediately prior to the next general or municipal election in all of the newspapers published in said towns townships and/or boroughs and if no newspaper is published in said town townships or boroughs then publication shall be made in not more than two newspapers published in the county or counties wherein the towns townships or boroughs are located that such an election will be held

Section 204 RESOLUTION CERTIFIED TO COUNTY COMMISSIONERS FORM OF QUESTION The said council and corporate authorities shall certify said resolution to the county commissioners of the proper county or counties who shall thereupon cause a proper question to be printed on a separate ballot to be used at the said general or municipal election in the towns townships and/or boroughs aforesaid in the manner required by the general election laws The electors shall designate with a cross mark (x) in one of said squares their desire to vote for or against such city charter

Section 205 DUTIES OF ELECTION OFFICERS RETURNS OF ELECTION The election officers within each town township and/or borough so voting shall count the votes so cast for and against such city charter and make return thereof on blanks to be furnished by the county commissioners of the proper county or counties to the clerk of the court of quarter sessions of the proper county or counties who shall compute the same and certify the result thereof to the council and corporate authorities aforesaid and also make returns thereof to the Secretary of the Commonwealth and to the Secretary of Internal Affairs each duly certified in the manner required by law In receiving counting and making return of the votes cast the inspectors judges and clerks of the said election shall be governed by the laws of the Commonwealth regulating general elections All the electors inspectors judges and clerks voting at and in attendance upon the election shall be subject to the penalties imposed by the election laws of this Commonwealth

Section 206 EFFECT OF VOTE AGAINST CITY CHARTER Whenever by the returns of the election in any town township and/or borough it shall appear that in any one there is a majority against the city charter no further proceeding shall be had and it shall not be lawful to hold another election upon the question in such town township or borough for three years thereafter

Section 207 GOVERNOR TO ISSUE CHARTER WHERE VOTE FOR CITY CHARTER BOUNDARIES If it shall appear by the said returns that there is a majority in each town township and borough aforesaid in favor of the city charter the corporate authorities of all such towns townships and/or boroughs shall within sixty days after such election furnish to the Secretary of the Commonwealth the necessary information with respect to the boundaries of said city and the Governor shall issue letters patent under the great seal of the Commonwealth reciting the facts defining the boundaries of said city and constituting the same a body corporate and politic by the name of the City of ....

Section 208 PROPERTY OF ENTITIES VESTED IN CITY All of the property and estates whatsoever real and personal of the towns townships and/or boroughs which shall have thus become a city of the third class are hereby severally and respectively vested in the corporation or body politic of said city by the name style and title given thereto as aforesaid and for the use and benefit of the citizens thereof forever

Section 209 EXISTING GOVERNMENTS PRESERVED TEMPORARILY ORGANIZATION OF CITY The charters of the said towns townships or boroughs shall continue in full force and operation and all officers under the same shall hold their respective offices until the first Monday of January following the municipal election next succeeding the issuing of the letters patent to the said city at which time the officers of said city chosen at the preceding municipal election shall enter upon their respective terms of service and the city government shall be duly organized under this act

Whenever in the organization of the city government of any newly incorporated city any person is elected by any office for which this act provides a definite term and fixes a definite time for the election of persons thereto the persons so elected shall serve only for such time as intervenes between his election and the next ensuing day fixed by this act for the election of such officer

Section 210 EXISTING LIABILITIES DEBTS AND CLAIMS TRANSFERRED TO NEW CITY All suits prosecution debts and claims whatsoever shall thereupon become transferred to the said city which in all suits pending shall be substituted as a party and be under the management and control thereof as fully and completely as if no alteration had been made in said charter All claims and demands of whatsoever nature whether payable presently or in the future existing against the said towns townships or boroughs when the said charter shall go into operation shall by force thereof be recoverable from or against the said city The bonds and floating indebtedness and the interest thereon of each of said towns townships or boroughs contracted prior to such consolidation shall be paid by the said city thus organized and chartered so that the taxes shall be uniform throughout the territorial limits of the whole city

Section 211 JURISDICTION OF COURTS WHERE CITY SITUATE IN MORE THAN ONE COUNTY Any city of the third class heretofore or hereafter formed out of one or more boroughs and/or townships formed by the consolidation of boroughs partly lying or situate in different counties shall for all municipal purposes of government and control be deemed and considered as under and within the jurisdiction of the courts of that county in which is situate the borough first incorporated of those forming such consolidated borough

On the question,

Will the Senate agree to the Article?

Mr. WEINGARTNER. Mr. President, I move to amend Article II, section 203, page 12, by striking out of lines three (3), four (4), five (5), six (6) and seven (7) the following: "and if no newspaper is published in said town townships or boroughs then publication shall be made in not more than two newspapers published in the county or counties wherein the towns townships or boroughs are located that such an election will be held"; also section 203, page 12, by adding in line three (3), after the word "Boroughs," the following: "in accord with the provisions of Section 109 of this Act."

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article III of the bill was read as follows:

ARTICLE III

CHANGE OF CORPORATE TITLE

Section 301 RESOLUTION AND PETITION TO CHANGE CORPORATE TITLE Whenever the council of any city shall by resolution decide to change the corporate title of such city it shall present its petition to the court of quarter sessions of the county wherein such city is situate petitioning such court to change the corporate title thereof in accordance with the resolution a certified copy of which shall be attached to such petition

Section 302 HEARING DECREE Upon the presentation of such petition the said court shall fix a day for a hearing thereof and shall direct that notice of such hearing be published for such time and in such manner as to the court may seem proper At such hearing the court shall hear the testimony and argument of persons both for and against the change of the corporate title of such city and if convinced that the corporate title of such city should be changed as prayed for in the petition of the council of said city shall enter upon the proceedings its order and decree changing the corporate title of such city in accordance with the resolution of the council thereof If the said court should not be convinced that such corporate title should be changed the petition shall be dismissed

Section 303 RECORDING DECREE Upon the filing of a certified copy of the decree of said court changing the corporate name of any such city in the office of the Secretary of the Commonwealth and the recording thereof in the office of the recorder of deeds of the county wherein such city is situate the corporate title of said city shall thereafter be as set forth in said decree

Section 304 EXISTING RIGHTS AND LIABILITIES PRESERVED No change in the corporate title of any city shall in any way affect any liabilities incurred rights accrued or vested obligations issued or contracted or any suits or prosecutions pending or instituted to enforce any right or penalty accrued or punish any offense committed prior to such change

On the question,

Will the Senate agree to the Article?

Mr. WEINGARTNER. Mr. President, I move to amend Article III, Section 302, page 16, by striking out lines nine (9) and ten (10) the words: "for such time and in such manner as to the court may seem proper" and insert in line nine (9), after the word "published", the following: "once a week for three weeks in accord with the provisions of Section 109 of this Act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the Article as amended?

It was agreed to.

Article IV of the bill was read as follows:

ARTICLE IV

CREATION AND DIVISION OF WARDS

Section 401 PETITION FOR CREATION OR DIVISION OF WARDS New wards may be created in cities or wards therein may be divided by the court of quarter sessions of the proper county on application thereto for that purpose by the petition of at least one hundred qualified electors of the district seeking to be created as a new ward or of the ward to be divided or by the petition of the council of the city

Section 402 PETITION FOR STRIKING TERRITORY FROM ONE WARD AND ATTACHING TO ANOTHER Any part or district of a ward in any city may be detached therefrom and attached to another ward by the court of quarter sessions of the proper county on application thereto for that purpose by the petition of at least twenty-five qualified electors of the district to be stricken off or attached or by the petition of the council of the city

Section 403 APPOINTMENT OF COMMISSION REPORT ORDER OF COURT Upon the presentation of any such petition praying for the creation of a new ward out of parts of two or more wards or the division of a ward or for the detaching from a ward of a part or district thereof and attaching the same to another ward the said court shall appoint five impartial men residents of the city but not of the wards to be affected thereby as commissioners to inquire into the propriety of granting the prayer thereof Provided however That in cities having not more than three wards said commissioners shall be selected from the city at large and may be residents of the ward or wards to be affected thereby The commissioners so appointed or any four of them shall examine the premises and make a draft of the new ward or wards proposed to be created or of the ward or wards to be divided or of the wards affected showing the division or change thereof or showing the lines as any separation and attachment will affect them as the case may be The commissioners shall make report to the said court of quarter sessions at its next term together with their opinion of the same and at the term after that at which the report shall be made the court shall make such order thereupon as to it shall appear just and reasonable

Section 404 ELECTION FORM OF BALLOT If the commissioners or a majority of them report favorably to such creation or division or the detaching from a ward of a part or district thereof and attaching the same to another ward the court shall order the question of the creation or division of such ward to be submitted to the qualified electors of the ward or wards affected and in the case of the detachment of territory to the electors of the ward from which the territory is to be stricken off at the general or municipal election occurring not less than ninety days thereafter The clerk of said court shall certify such order to the county commissioners of the proper county who shall thereupon cause a proper question to be printed on a separate ballot to be used at such election in the manner provided by the general election laws The electors shall designate with a cross mark (X) in one of said squares their desire to vote for or against such creation or division or detachment

Section 405 NOTICE OF ELECTION It shall be the duty of the mayor of the said city to give at least fifteen days' public notice by advertisement in at least three newspapers if so many are printed in said city or by handbills posted in the most public places in said ward or wards that such an election will be held and of the time and place of holding the same

Section 406 ELECTION LAWS TO APPLY All the electors judges inspectors and clerks voting at and in attendance upon the election to be held under the provisions of this article shall be subject to the penalties imposed by the election laws of this Commonwealth

Section 407 COMPUTING VOTE RETURN ORDER OF COURT RESUBMISSION OF QUESTION LIMIT OF SIZE AND NUMBER OF WARDS The officers of such election shall receive and count the said ballots in the manner prescribed by law and shall forthwith make out a return on forms furnished by the county commissioners showing the number of votes for and against such new ward or for or against such division or detachment of territory as the case may be and shall deliver the same to the clerk of the court of quarter sessions of the proper county within three days The said clerk shall compute said return and forthwith certify the result thereof to the court If it appears that a majority of the votes so taken are for a new ward or for a division or for the detachment of territory and its attachment to another ward said court shall thereupon order and decree the creation of such new ward or wards or such division or such detachment and attachment agreeably to the lines marked out and returned by the commissioners and shall number the new wards when necessary and order a certified copy of the whole proceeding to be placed on record among the minutes of council If a majority of votes shall be against the new ward or against division or against detachment no further action shall be had upon such proceeding nor shall any new application for such new ward or such division or detachment and attachment be heard for two years from the date of such election Provided That no ward shall contain less than three hundred taxable inhabitants according to the last preceding enumeration for taxation purposes and no city shall contain more than twenty-one wards

Section 408 CHANGE OF WARD LINES BY COURT Whenever it shall appear to the court of quarter sessions in proceedings for the division of any ward or the creation of new wards where any of the boundaries or divisions thereof are a creek or stream or any other invisible line that any of said lines have become changed obliterated uncertain or undesirable by reason of the opening of streets the construction of sewers the development of the locality or any other cause the said court shall make such order or decree as to the relocation of the line as to them may appear proper so that the same shall conform as near as possible to the boundary lines which may have been previously determined upon

On the question,

Will the Senate agree to the Article?

Mr. WEINGARTNER. Mr. President, I move to amend Article IV, Section 405, page nineteen (19), by striking out of line twelve (12) the word "or" and inserting in lieu thereof the word "and".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the Article as amended?

It was agreed to.

Article V of the bill was read as follows and agreed to:

ARTICLE V

ANNEXATION OF TERRITORY

(a) Annexation of Boroughs Townships and Parts of Townships

Section 501 PETITION FOR ANNEXATION OF BOROUGHS OR TOWNSHIPS AND PARTS OF TOWNSHIPS Any borough having a population of less than ten thousand inhabitants or any township or part of a township contiguous to any city whether wholly or partially within the same or different counties may become annexed to any such city in the following manner

(a) In the case of a borough the borough council may pass an ordinance for such annexation whenever three-fifths of the taxable inhabitants of such borough shall present a petition accompanied with the written consent of a majority in number and interest of property owners of the borough asking for such annexation

(b) In the case of a township or part of a township whenever three-fifths of the taxable inhabitants of such township or part of a township shall present a petition to the council of said city accompanied with the written consent of a majority in number and interest of property owners of such township or part of a township asking for such annexation

(c) In case of part of a township when there are no taxable inhabitants residing therein then whenever three-fifths of the property owners in number and interest of property situated therein shall present a petition to the council of said city asking for such annexation

In construing this section a majority in interest of owners of undivided interests in any piece of property shall be deemed and treated as one person for the purpose of ascertaining the number of petitioners

Section 502 ADVERTISEMENT PLOTS Before any such petition is circulated or signed notice thereof shall be given by advertisement once a week for four weeks in two newspapers published in or circulated throughout the territory to be annexed Such notice shall state the purpose of the petition and the date it will be ready for signing All such petitions shall be accompanied by a plot or plots of the territory to be annexed showing all streets and highways municipal improvements and public buildings

Section 503 ORDINANCE OF CITY FILING COPY THEREOF Upon presentation to the council of such city of a certified copy of the ordinance in case of a borough or of the petition in the case of a township or part of a township together with the required plots in any case the council of said city may by ordinance annex such borough township or part of a township to the said city Certified copies of the borough and city ordinances and the petition and the plans shall be filed in the office of the clerk of the court of quarter sessions of the said county Nothing contained in subdivision (a) of this article shall be deemed to require any city to annex any borough township or part of a township

Section 504 CONCLUSIVENESS OF ORDINANCE REFERENDUM APPEAL Thirty days after the filing of the said annexation ordinance by the said city council such ordinance and the action of the said city council shall be finally conclusive unless a referendum petition is filed as is provided in this act or unless an appeal therefrom is taken within the said thirty days by petition to the court of quarter sessions of the county in which the city is located

Section 505 HEARING ON APPEAL NOTICE APPEAL FROM FINAL ORDER Where an appeal is taken by any person aggrieved by such annexation ordinance the court shall fix a day for hearing the same Notice shall be given to all parties interested in such manner as the court shall direct After such hearing the court shall decide whether the proceedings are in conformity with this act making an order or decree dismissing the appeal and approving the annexation or sustaining the appeal and dismissing the annexation From any such final order or decree any party in interest aggrieved by such order or decree may have an appeal to the Supreme Court as in other cases Upon final determination and approval of the annexation ordinance by the court of quarter sessions or by the Supreme Court the annexation shall take effect immediately

(b) Annexation of Outlying Lots in a Township

Section 515 ANNEXATION OF OUTLYING LOTS APPOINTMENT OF VIEWERS Upon application by petition to the court of quarter sessions signed by a majority or more of the taxable inhabitants accompanied by the written consent of a majority of the property owners in number and interest of any outlots or sections of land in a township containing not more than one hundred acres of land contiguous to the city and being part of the same county in which the city is situated stating that they desire the same to be annexed to said city the desirability therefor and describing the lots or land to be annexed with a map or draft of the same which petition shall be sworn to by one or more of the petitioners and accompanied by the petition of the council of the city praying for the annexation of such outlots or sections of land and containing a copy of the resolution of the council of said city approving the annexation the said court shall thereupon appoint three viewers who shall be non-residents of the city or of the territory to be annexed to inquire into and investigate the allegations and facts stated in the said petition

Section 516 NOTICE OF VIEW REPORT DECREE Notice of the first hearing of the said viewers shall be given to the city and to at least one of the petitioners as the court may direct The said viewers or a majority of them shall make report to said court at its next session after their appointment If they report that they find the statements and facts of said petition to be true and recommend the annexation as prayed for and if no appeal is taken within thirty days therefrom the said court shall thereupon make an order or decree to carry the annexation into effect

Section 517 APPEAL HEARING NOTICE DECREE Within thirty days after filing of such report any person aggrieved thereby may take an appeal by petition to the court of quarter sessions setting forth their complaint and thereupon the court shall fix a day for hearing the same Notice of such appeal shall be given to all parties interested in such manner as the court shall direct After such hearing the court shall decide whether the proceedings are in conformity with this act and make an order or decree either dismissing the appeal and approving such annexation or sustaining the appeal From any such final order or decree any party in interest aggrieved by such order or decree may have an appeal to the Supreme Court as in other cases When the court of quarter sessions makes an order to carry such annexation into effect where no appeal is taken and upon final determination and approval of the annexation ordinance by the court of quarter sessions or by the Supreme Court where an appeal has been taken the said outlots or sections of land shall at once and thereafter be a part of said city as fully as if the same had been originally a part thereof

Section 518 COMPENSATION OF VIEWERS The viewers herein provided for shall be allowed five dollars per day for each and every day actually spent by them in the performance of their duties together with their actual necessary expenses The costs of the proceedings in all cases shall be paid by the city

(c) Annexation of Part of a Borough

Section 525 PETITION FOR ANNEXATION OF TERRITORY IN A BOROUGH ORDINANCE OF CITY Territory in a borough contiguous to a city or separated therefrom by a river or stream may be detached from the borough and annexed to the city in the following manner

A petition signed by owners of the land in the territory proposed to be detached and annexed and described in the petition shall be presented to the borough authorities who if they find that the petition is signed by either a majority of freehold owners or by the owners of two-thirds of the area of the territory described and that the assessed valuation of the territory described is not in excess of five per centum of the assessed valuation of the borough may by ordinance detach the described territory subject to the acceptance of the detached portion by the city of the third class and upon notice from the council of the borough that it has ordained the detachment of the described territory of the borough for the purpose of having it annexed to the city of the third class the city may by ordinance annex the portion of the borough so proposed to be detached

Section 526 FILING OF PLANS Upon such annexation by ordinance a plan of the territory annexed shall be filed by the borough council in the office of the county commissioners and thereupon the detachment and annexation shall be effective Provided however That if there be no delay through litigation or causes beyond the control of the councils the plan shall be filed within ninety (90) days after the presentation of the petition to the city council and if the proceedings are not thus completed they shall be void in their entirety and of no effect

(d) Indebtedness and Public Property When Borough or Township is Annexed

Section 535 APPORTIONMENT OF INDEBTEDNESS OF BOROUGH OR TOWNSHIP TAXES TO BE UNIFORM All the indebtedness of each borough or township annexed to a contiguous city under the provisions of this act as well as the indebtedness of the city to which the same is annexed shall be paid by the city as enlarged by such annexation and all territory included within the limits of the same shall be liable for the payment of the floating and bonded indebtedness and the interest thereon of all the territory included within such enlarged city and all taxes thereafter levied therefor shall be uniform throughout the territorial limits of such enlarged city

Section 536 PROPERTY OF ANNEXED TERRITORY TO BECOME PROPERTY OF CITY All of the public property owned by any such borough or township annexed to any city shall become and remain the public property of the said city

(e) Apportionment of Indebtedness When Part of a Township or Outlying Lots Are Annexed

Section 540 ADJUSTMENT OF INDEBTEDNESS WHEN PART OF TOWNSHIP IS ANNEXED Where any part of any township or outlying lots are annexed to any city the township officers of that part of the said township not annexed and the city council of the said city shall make a just and proper adjustment and apportionment of all public property owned by the said township at the time of said annexation both real and personal including funds as well as indebtedness if any to and between the said township and the city In making such adjustment and apportionment of the property and indebtedness the township and the city shall be entitled respectively to share in a division of the property and indebtedness in the proportion that the assessed valuation of the land remaining in the township bears to the assessed valuation of the land annexed The adjustment and apportionment as made shall be reduced to writing and duly executed and acknowledged by the proper officials and filed in the office of the clerk of the court of quarter sessions of the county in which said city is located

Section 541 APPOINTMENT OF COMMISSION CONTENTS OF REPORT In case the said council of the said city and the townships authorities cannot make such amicable apportionment and adjustment of their property and indebtedness within six months after any such annexation then in that case the said council or any officer of the said township may present a petition to the court of quarter sessions of the county in which the said city is located Whereupon the said court shall appoint three disinterested commissioners residents and taxpayers of said county not residing in the said city nor in the said township who after hearing due notice of which shall be given to the city and township interested as the court may direct shall make report to the court making an apportionment and adjustment according to the provisions of this act of all the property as well as indebtedness if any to and between the said city and the said township said report to state the amount if any that shall be due and payable from the city to the township or from the township to the city as well as the amount of indebtedness if any that shall be assumed by the city or township or both of them

Section 542 NOTICE OF FILING OF REPORT EXCEPTIONS CONFIRMATION The commissioners shall give the city and the township at least five days' notice of the filing of their report Unless exceptions are filed thereto by the city or by the township within thirty days after filing thereof the same shall be confirmed by the court absolutely Any sum awarded by the report to the city or to the township shall be a legal and valid claim in its favor against the city or township charged therewith and the amount of debt if any apportioned to any city or township shall be a legal and valid claim against such city or township charged therewith Any property real or personal given and adjudged to the city or the township shall become and be the property of the city or the township to whichever one the same is given and adjudged. Upon such report being confirmed such claim or indebtedness charged against any city or township may be collected in the same manner as a judgment is collected against any city or township

Section 543 COMPENSATION OF COMMISSIONERS COSTS The commissioners shall be allowed five dollars per day for each day actually spent by them in the performance of their duties together with their actual necessary expenses All costs and expenses of such proceedings shall be apportioned by the court to and between the said city and the said township as it shall deem proper

Section 544 DISPOSITION OF EXCEPTIONS APPEAL In case exceptions are filed to the report of the commissioners the court shall dispose of the same taking testimony if deemed advisable and the decision of the court thereon shall be final and binding on the several cities and township unless an appeal is taken within thirty days to the Superior or Supreme Court as in other cases

Section 545 JURISDICTION WHEN TERRITORY IS IN TWO OR MORE COUNTIES In cases where a city or township is situated in two or more counties the court of quarter sessions of the county in which the city is located shall have exclusive jurisdiction over the matter but the same shall be heard by a judge not a resident of either of the judicial districts affected who shall be called to preside specially in the matter and in such case the court shall appoint the commissioners hereinbefore provided for from both or all of such counties

(f) Apportionment of Indebtedness When Part of a Borough is Annexed

Section 550 APPORTIONMENT OF INDEBTEDNESS DECREE OF COURT The court of quarter sessions of the proper county in cases where any part of a borough is annexed to a city upon a petition of the borough or city may hear evidence and consider the indebtedness and assessed valuation of the borough and the city and the assessed valuation of the territory annexed and may enter a decree making such adjustment of the indebtedness and the manner and time of the payment thereof as to the court may seem meet and proper

Section 551 COLLECTION OF TAXES ASSESSED PRIOR TO ANNEXATION Any taxes assessed prior to the going into effect of the proceedings shall be paid to the borough and the collection and enforcement thereof shall be as though the land had not been detached

(g) Wards

Section 560 DISTRIBUTION OF ANNEXED TERRITORY AMONG WARDS NEW WARDS WARD OFFICERS Within thirty days from the effective date of any annexation the city council shall cause a petition to be presented to the court of quarter sessions of the county in which the said city is located praying for the distribution of the annexed territory among the wards of the said city or for the creation of a new ward or wards out of the same and to make such order or decree as may be necessary to constitute such ward or wards an election district or election districts or add to or create new election districts in a ward or wards to which such territory is attached and the said court shall in case of the creation of a new ward or wards appoint the election and other officers of the same and name the place or places of holding the first election in the said ward or wards for ward officers and for that purpose may order a special election if said court shall deem the same necessary to be conducted in the manner provided by law for conducting municipal elections The officers elected at such special election shall hold their respective offices until their successors elected at the next succeeding municipal election shall be duly qualified Any decree of court creating a new ward or wards shall be entered in full upon the records of said court and certified copies thereof under the seal of the court shall be delivered by the clerk of said court to and be filed by the city clerk of the city and the secretary of the school district in which said ward or wards become located

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article V, section 517, page 25, by striking out of line thirteen (13) the following: "in such manner as the Court shall direct" and insert in section 517, page 25, in line thirteen (13) after the word "interested," the following: "by publication in accord with the provisions of Section 109 of this Act"; also Section 541, page 29, by striking out of lines seven (7) and eight (8) the following: "as the court may direct"; also Section 541, page 29, by inserting in line seven (7), after the word "interested", the following: "by publication in one or more newspapers at least twenty (20) days before said hearing in accord with the provisions of Section 109 of this Act". Also

Section 567. ELECTION DISTRICTS. If by such decree of the court of quarter sessions any part of a ward is annexed to a contiguous ward, the said court shall fix the place of holding elections in the election districts affected thereby and if necessary shall appoint election officers who shall serve until their successors may be elected according to law.

Section 568. EXCLUSIVE METHOD. The procedure provided by this subdivision (g) of article five for annexing a part of a ward to a contiguous ward is a separate and complete method and is in addition to any method or procedure already provided by law for accomplishing the same purpose, and the cost of the proceedings shall be paid by the county.

Page 95, line 8, by inserting after the word "tract" the following: "or in aid of or auxiliary to the prosecution of the said work, whether or not the said material or labor enter into and become component parts of the work or improvement contemplated"; also line 14, by inserting after the word "contract" the following: "or in aid of or auxiliary to the prosecution of the said work"; also page 32, by adding thereto a new subdivision (h) to read as follows:

(h) Annexation of Part of a Ward to a Contiguous Ward

Section 565. ANNEXATION OF PART OF A WARD TO ANOTHER WARD. Part of any ward in a city may be annexed to another ward contiguous thereto by the court of quarter sessions of the county upon petition of the city council or of twenty-five or more qualified electors of such territory which is petitioned to be so annexed. Such petition shall specify the boundaries thereof and the necessity therefor and shall be sworn to by one or more of the petitioners.

Section 566. NOTICE OF HEARING. DECREE. Upon presentation of such petition, the court shall fix a time for hearing the same and notice of such hearing shall be given by advertisement once a week for three consecutive weeks in at least one newspaper of general circulation throughout the city wherein such wards are located.

At the time so fixed, the court, upon hearing all parties interested in such question of annexation, shall make such decree as in its opinion will best promote the interests of the public and the convenience of the inhabitants of such wards affected thereby. Such decree may annex to such contiguous ward such territory as petitioned either in whole or part or deny such petition and shall be final as to such annexation. Such question need not be referred to the vote of the electors of the wards affected thereby.

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article VI of the bill was read as follows:

ARTICLE VI

CITY BOUNDARIES

Section 601 NAVIGABLE STREAM BOUNDARIES Whenever any city is bounded by the nearest margin of a navigable stream and an opposite township borough or city is also bounded by the nearest margin of the same stream the boundaries of such city shall extend to the center line of the stream Nothing contained in this section shall be construed to repeal any local or special law providing otherwise

Section 602 COURT TO ESTABLISH DISPUTED BOUNDARIES The court of quarter sessions upon petition may ascertain and establish disputed boundaries between two or more cities or between cities and boroughs or townships

Section 603 PETITION TO COURT COMMISSIONERS REPORT Upon such petition the court shall appoint as commissioners three impartial men one of whom shall be a competent surveyor After giving notice to parties affected as directed by the court they shall view the disputed boundaries The commissioners or any two of them shall report to the next succeeding term of court which report shall contain their recommendations and be accompanied with a plot of the proposed boundary if the same cannot be fully described by natural lines The court shall make such order thereupon as to it shall seem just and reasonable

Section 604 REVIEWS EXCEPTIONS AND ISSUES Any person affected may petition the court for a review or may except to the report of the commissioners When matters of fact are in dispute the court may frame an issue and certify the same for trial to the court of common pleas

Section 605 PAY AND EXPENSES OF COMMISSIONERS The commissioners shall each receive three dollars per day except the surveyor who shall receive five dollars per day for each day necessarily employed in the performance of their duties and mileage at the rate of ten cents per mile for each mile necessarily traveled to be paid equally by the municipalities or townships interested

Section 606 BOUNDARY MONUMENTS Whenever a boundary is established pursuant to the preceding sections of this article the court shall cause the same to be marked with stone monuments placed at intervals not exceeding fifteen hundred feet and the expense of the placing of said monuments when approved by the court shall be borne equally by the municipalities or townships interested and the court shall compel payment of the same according to law

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend Article VI, page 33, section 603, by striking out of line twelve (12) the words "as directed by the court", and inserting after the word "fected", in line twelve (12), the following: "by publication in at least one newspaper as required by Section 109 of this act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article VII of the bill was read as follows:

ARTICLE VII

ELECTION OF CITY OFFICERS

Section 701 ELECTION PROCLAMATION The council shall cause the mayor to issue his proclamation to the qualified electors of the city at least ten days before each municipal election stating therein the officers to be voted for at such election

Section 702 NOMINATION OF CITY OFFICERS The mayor members of council the city controller and city treasurer shall be nominated on party tickets at party primaries in the same manner and at the same time and subject to the same laws in all respects as govern the nomination of municipal officers nominated by the electors of the several municipalities in accordance with the provisions of law governing primary elections

Section 703 ELECTED OFFICERS TERM ELIGIBLE TO RE-ELECTION The elected officers of each city shall be a mayor four members of council a controller and a treasurer Each of such officers shall serve for a term of four years from the first Monday of January next succeeding his election and until his successor is elected and duly qualified and shall be eligible to re-election

Section 704 PRESENT OFFICERS TO CONTINUE IN OFFICE The mayor members of council controller and treasurer in office at the time of the approval of this act shall serve for the terms for which they were respectively elected

Section 705 ELECTION OF OFFICERS At the municipal election in each city immediately preceding the expiration of the term of any elected officer or officers thereof the electors of such city shall elect a qualified person or persons to fill such office or offices for terms of four years

Section 706 TIME AND PLACE OF ELECTIONS Elections for city officers shall be at the time and place designated by law for holding of municipal elections

Section 707 FIRST ELECTIONS IN NEWLY CREATED CITIES At the first municipal election occurring at least ninety days after the date of the letters patent issued by the Governor incorporating any city the qualified electors of such city shall elect a mayor a treasurer and a controller to serve for terms of four years from the first Monday of January next succeeding their election and every fourth year thereafter such officers shall be elected in such city to serve for terms of four years each At such election the electors of such city shall elect four members of city council The two candidates for such office receiving respectively the highest number of votes at such election shall serve for four years from the first Monday of January next succeeding their election and the two candidates for council at such election receiving the next highest number of votes shall serve for the term of two years from the first Monday of January next succeeding their election and thereafter two members of council shall be elected at each biennial municipal election to serve for terms of four years each from the first Monday of January next succeeding their election

Section 708 TIE VOTE OF CANDIDATES In case of a tie vote between two or more candidates for a city office having the highest number of votes such candidates shall in the presence of council determine by lot which of them shall be entitled to hold the office

Section 709 CERTIFICATES OF ELECTION Whenever an election shall have been held for city officers for regular terms of service it shall be the duty of the mayor to procure at the expense of the city from the prothonotary of the court of common pleas of the proper county by which court the returns thereof shall be computed a certified copy under the seal of the court of the vote for all such officers as computed by the court according to law and lay the same before council on the date and time fixed by law for their organization and the said certificate shall be filed among the city archives and a copy thereof entered upon the journal

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article VII, section 701, page 34, by inserting in line twenty (20), after the word "election", the following: "notice of such proclamation shall be published in at least one newspaper of general circulation, as provided in Section 109 of this act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Articles VIII and IX of the bill were read as follows and agreed to:

ARTICLE VIII

VACANCIES IN OFFICE

Section 801 VACANCIES IN COUNCIL AND OFFICE OF MAYOR If for any reason whatsoever a vacancy occurs or exists in the city council whether as to the mayor or one or more of the other members of council the city council shall by a majority of its remaining members fill such vacancy within thirty (30) days thereafter by electing a qualified elector to serve until his successor is elected by the qualified electors at the next municipal election occurring at least ninety days thereafter and is duly sworn into office The person so elected shall serve for the remainder of the term of the person originally elected to said office

In case vacancies should occur whereby the officers of three or four of the five members of the city council become vacant the remaining one or two members shall fill such vacancies one at a time giving the new appointee such reasonable notice of his appointment as will enable him to meet and act with the then qualified member or members of the city council in making further appointments until three members of city council have been qualified whereupon the said three members shall fill the remaining vacancies at a meeting attended by the said three members of said city council such appointees to receive a majority of the votes of the said three members present at any such meeting The person or persons selected to fill such vacancy or vacancies shall hold their offices as herein provided

If by reason of a tie vote or otherwise such vacancy shall not have been filled by the remaining members of city council within the time as limited herein the court of common pleas of the proper county upon the petition of ten or more qualified electors shall fill such vacancy by the appointment of a qualified person for the portion of the unexpired term as above provided Nominations of candidates for any such office shall be made at the primary preceding the said municipal election

If at any time vacancies should occur or exist in the membership of all five members of city council the court of common pleas of the county in which such city is situate shall appoint a city council including a mayor of persons properly qualified who shall serve as hereinbefore provided

Section 802 VACANCY IN OFFICE OF TREASURER Any vacancy in the office of city treasurer shall be filled by the council and the person so chosen to fill the same shall serve during the unexpired term of said officer

Section 803 VACANCY IN OFFICE OF CONTROLLER In case a vacancy occurs in the office of city controller thirty days or more prior to the time for the holding of the next municipal primary election the council shall fill the vacancy by electing a city controller to serve until the first Monday of January next succeeding the time of holding said municipal primary election and the qualified electors of the city in which said vacancy exists shall at said municipal primary election nominate and at the succeeding municipal election elect in the manner provided by law a city controller who shall serve for the regular term of four years from the first Monday of January succeeding his election but in case the vacancy occurs less than thirty days prior to the next municipal primary election the council shall elect a controller to serve during the remainder of the term of the city controller whose office has become vacant

ARTICLE IX

GENERAL PROVISIONS RELATING TO CITY OFFICERS AND EMPLOYES

Section 901 APPOINTMENT AND REMOVAL OF OFFICERS AND EMPLOYES Council shall have the power of appointment and dismissal of all employes and subordinate officers of the city and shall provide for the removal of officers of the city whose offices are established by ordinance except where otherwise provided by this act

Section 902 OFFICERS AND EMPLOYES NUMBER DUTIES COMPENSATION Council shall prescribe by ordinance the number duties and compensation of the officers and employes of the city No payment of such compensation shall be made from the city treasury or be in any way authorized to any person except an officer or employe elected or appointed in pursuance of law No ordinance shall be passed giving any extra compensation to any officer servant employe or contractor without previous authority of law Any officer drawing or countersigning any warrant or passing any voucher for the same or paying the same shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five thousand dollars and undergo imprisonment not exceeding one year

Section 903 SALARIES OF OFFICERS NOT TO BE INCREASED AFTER ELECTION No city shall increase or diminish the salary compensation or emoluments of any elected officer after his election

Section 904 OFFICES TO BE HELD UNTIL QUALIFICATION OF SUCCESSORS Any officer of any city who has been elected or appointed and has qualified shall hold said office until his successor is elected or appointed and duly qualifies

Section 905 OATH OF OFFICE VIOLATION OF OATH PENALTY All officers of the city whether elected or appointed shall before entering upon their respective duties take and subscribe the oath prescribed by section one of article seven of the Constitution of this Commonwealth Any person refusing to take such oath shall forfeit his right to the office Any person guilty of a violation of his oath shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo an imprisonment not exceeding one year or both at the discretion of the court

Section 906 BOND TO BE GIVEN BY OFFICERS AND AGENTS Council may require from all officers and agents of the city elected or appointed lawful bonds and security for the faithful performance of their duties No officer or agent required by law or ordinance to give bond as aforesaid shall be sworn into office or enter upon the duties thereof until such bond shall have been duly approved by the proper authority

Section 907 SURETY BONDS PREMIUMS When any officer or employe of any city shall be required to give a bond for the faithful performance of his duties and such bond shall be required to be endorsed by a surety company it shall be lawful for such city to pay the premium on such bond

Section 908 OFFICERS NOT TO BECOME SURETY ON BONDS GIVEN TO CITY PENALTY No member of the council or any other city officer shall become surety in any bond or obligation given to the city by any officer or by any agent or contractor for the faithful performance of any trust agency or contract Any person violating any of the provisions of this section shall be guilty of a misdemeanor and conviction shall forfeit his office and shall be sentenced to pay a fine not exceeding one hundred dollars

Section 909 MONEYS AND ACCOUNTS TO BE DELIVERED BY OFFICER TO SUCCESSOR Every officer of the city receiving or having in his possession any money accounts property or effects belonging to the city shall upon termination of his office deliver the same to the city or to his qualified successor

Section 910 RECEIPT OF BRIBE BY OFFICER OR EMPLOYE OF CITY PENALTY Any member of council or other city officer or employe who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any company corporation or persons any money office appointment employment testimonial reward thing of value or enjoyment or of personal advantage or promise thereof for his vote or official influence or for withholding the same or with an understanding expressed or implied that his vote or official action shall be in any way influenced thereby or who shall solicit or demand such money or other advantage matter or thing aforesaid for another as the consideration of his vote or official influence or for withholding the same or who shall give or withhold his vote or influence in consideration of the payment or promise of such money advantage or thing to another shall be guilty of bribery and upon conviction thereof shall be sentenced to pay a fine not exceeding ten thousand dollars and to undergo imprisonment for a period not exceeding five years and shall be forever incapable of holding any place of profit or trust in this Commonwealth

Section 911 BRIBERY OF OFFICERS OR EMPLOYES PENALTY Any person who shall directly or indirectly offer give or promise any money or anything of value testimonial privilege or personal advantage to any member of council or other city officer or employe to influence him in the performance or nonperformance of any of his public or official duties shall be guilty of bribery and upon conviction thereof shall be sentenced to pay a fine not exceeding ten thousand dollars and to undergo imprisonment for a period not exceeding five years

Section 912 CITY PROPERTY NOT TO BE USED BY OFFICERS FOR GAIN INTEREST IN CONTRACTS PENALTY No portion of the property of the city shall be used for private gain by any officer of the city councilman agent or employe of said city or any department thereof nor shall the same be wilfully used or injured or be sold or disposed of in any manner by any officer councilman agent or employe without the consent of the council Nor shall any officer councilman agent or employe of the said city or any department thereof be interested directly or indirectly either personally or as a member or officer of any firm company or corporation contracting with the city or any department thereof in the use purchase or sale lease occupation or enjoyment as aforesaid of any of the works material or property of said city Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo imprisonment not exceeding one year or both at the discretion of the court Upon such conviction the party offending shall be forthwith removed from his office or employment and shall not thereafter be eligible to election or appointment to any place of profit or trust under said city or any department thereof

Section 913 OFFICERS NOT TO BE INTERESTED IN CONTRACTS WITH CITY VOID CONTRACTS No member of the council or other officer of the city shall either directly or indirectly be a party to or be in any manner interested in any contract or agreement with such city for any matter cause or thing whatsoever by which any liability or indebtedness is in any way or manner created against such city If any contract or agreement shall be made in violation of the provisions of this section the same shall be null and void and no action shall ever be maintained thereon against said city

Section 914 WARRANTS OR CLAIMS NOT TO BE PURCHASED BY OFFICERS PENALTY No member of the council or other officer of such city shall purchase any warrant order or claim for labor or supplies furnished to said city nor be interested directly or indirectly in the purchase of the same for any sum less than the amount specified therein Any such person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars

Section 915 CITY LEAGUES Any city may unite with other cities or with the cities of two or more classes and may form and organize leagues of said cities and hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league Each city member of a league shall send delegates thereto and pay the necessary expenses incident to their attending said convention and pay dues to the league and provide a fund for the necessary costs and expenses of the league and league conventions and the work carried on by said league

Article X of the bill was read as follows:

ARTICLE X

THE COUNCIL

(a) General Provisions

Section 1001 QUALIFICATIONS OF MEMBERS OF COUNCIL The members of the city council shall be at least twenty-five year of age and shall be elected by the electors at large They shall have been residents and inhabitants of the city whrein they shall be elected one year next before their election and shall reside therein during their terms of service No officer of the United States or of the State of Pennsylvania (except notaries public or officers of the militia) nor any county officer or any officer or employe of any school district embraced in the territory of said city or any other officer or any employe of said city or any department thereof shall serve as a member of council during his continuance or employment as hereinafter provided

Section 1002 VESTING OF LEGISLATIVE POWER The legislative power of every city shall be vested in a council composed of the mayor and four councilmen

Section 1003 ORGANIZATION OF COUNCIL INAUGURATION OF MAYOR The members of council of the several cities shall assemble in their place of meeting for the purpose of organizing at ten o'clock in the forenoon of the first Monday of January next succeeding the regular municipal election The mayor shall be the president of the council and a member thereof

Section 1004 OATH OF COUNCILMEN QUORUM RULES The members of council shall take the oath of office provided for by this act which oath may be administered by any person authorized to administer oaths Three members of council shall constitute a quorum but a smaller number may compel the attendance of absent members under penalties to be prescribed by ordinance The council may determine its own rules but such rules shall not be inconsistent with the Constitution and laws of the State of Pennsylvania

Section 1005 MEETINGS OF COUNCIL NOTICE The council shall hold stated meetings at least once in each month and at such other times as may be fixed by ordinance and continue them so long as the transaction of the public business demands The mayor may and upon request of two councilmen must call special meetings of council upon twenty-four hours' notice to each member which notice shall state whether such meeting is to be convened for special or general business Such notice may be waived by unanimous consent of council All meetings of council whether regular or special shall be open to the public The council shall be a continuous body and it shall be lawful for any council to complete any unfinished business or legislation begun by the preceding council

Section 1006 NECESSARY ORDINANCES IMPOSITION OF FINES The council of every city shall pass ordinances rules and regulations in accordance with the provisions of this act and not inconsistent therewith as may be necessary to carry into effect the requirements thereof and may impose fines and penalties for the violation of such ordinances rules and regulations recoverable in the manner hereinafter provided for the recovery of fines and penalties for the violation of city ordinances and subject to like limitations as to the amount thereof

Section 1007 RIGHT TO VOTE NO VETO VOTE NECESSARY TO PASS ORDINANCE Each member of council including the mayor shall have the right to vote on all questions coming before the council The mayor shall have no right of veto Except as otherwise provided in this act an affirmative vote of three members shall be necessary in order to pass any ordinance

Section 1008 JOURNAL OF PROCEEDINGS RECORDING AND WITHHOLDING OF VOTE The council shall keep a journal of its proceedings which shall be in the possession of the city clerk and which shall at all times be open to public inspection Upon every vote the yeas and nays shall be called and recorded by the city clerk Every motion resolution or ordinance shall be reduced to writing before the vote is taken thereon Except where they shall be personally or privately interested no member shall withhold his vote on any measure or question unless he shall state his reason therefor to the council which may excuse him and enter the reason upon the journal

Section 1009 DISCLOSURES OF INTEREST BY COUNCILMEN A member who has a personal or private interest in any measure or bill proposed or pending before the council shall disclose the fact to council and shall not vote thereon nor take any part in the discussion of the same If such interested person shall vote without disclosing his interest in such measure or bill and the same be carried by his vote he shall forfeit his office and the measure or bill shall be void

Section 1010 ORDINANCES AND RESOLUTIONS SIGNING BY MAYOR AND CITY CLERK Every legislative act of the council shall be by resolution or ordinance and every ordinance or resolution which shall have passed said council shall be signed by the mayor and atttested by the city clerk

Section 1011 BILLS TITLES No ordinances shall be passed by council except by bill No bill shall be so altered or amended on its passage through council as to change its original purpose No bills except general appropriation bills shall be passed containing more than one subject which shall be expressed in its title

Section 1012 READING OF BILLS FINAL PASSAGE Every bill shall be read at length No bill shall be passed finally on the same day on which it was introduced At least three days shall intervene before its final passage

Section 1013 ORDINANCES FOR PAYMENTS NOT AUTHORIZED BY LAW No ordinance shall be passed providing for the payment of any claim against the city without previous authority of law Any officer drawing or countersigning any warrant or passing any voucher for the same or paying the same shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five thousand dollars and undergo imprisonment not exceeding one year

Section 1014 VALIDATION OF PAVING ORDINANCES Any city may validate any paving ordinances heretofore or hereafter illegally passed whether with or without petition by repassing the ordinance with a vote of four members thereof except in cases of paving ordinances where the improvement has been completed for a period of more than two years The repassing of any such ordinance in the manner aforesaid shall cure any irregularity or illegality whether in the petition or in the ordinance

Section 1015 PROOF OF ORDINANCE EVIDENCE TIME OF TAKING EFFECT PUBLICATION RECORDING All ordinances resolutions motions or other proceedings of council may be proved by the certificate of the city clerk under the corporate seal and when printed or published in book or pamphlet form and purporting to be published by authority of the city shall be read and received as evidence in all courts and places without further proof All ordinances shall unless otherwise provided therein or by law take effect in ten days after their passage upon their being signed by the mayor and attested by the city clerk Every ordinance prescribing a penalty for the violation thereof shall be forthwith published at least three times in not more than two newspapers printed and circulated within the city in such manner as council may direct All ordinances shall within one month after their passage be certified and recorded by the city clerk in a book provided by the city for that purpose which shall be at all times open to the inspection of citizens

Section 1016 ATTENDANCE OF WITNESSES AND PRODUCTION OF BOOKS BEFORE COUNCIL OR COMMITTEE THEREOF The council of any city may compel the attendance of witnesses and the production of books papers and other evidence at any meeting of the body or any committee thereof For that purpose subpoenas may issue signed by the mayor or the chairman of the committee in any pending case of inquiry investigation or impeachment and the same may be served and executed in any part of this Commonwealth Any member of council and the city clerk shall have power to administer oaths to such witnesses If any witness shall refuse to testify as to any fact within his knowledge or to produce any books or papers within his possession or under his control required to be used as evidence in any such case the city clerk shall forthwith report the facts relating to such refusal to the court of common pleas of the county within which such city is situated All questions arising upon such refusal and also upon any new evidence not included in said clerk's report (which new evidence may be offered in behalf of or against such witness) shall at once be heard by said court If the court determines that the testimony or evidence required by such witness is legal and properly competent and ought to be given or produced by him then said court shall make an order commanding such witness to testify or produce books or papers or both as the case may be If such witness shall thereafter in disobedience of such order of the court refuse to testify or to produce books or papers as aforesaid then the said court shall have power to order the commitment of such witness to the county jail of the proper county for contempt

Any person so called as a witness and examined under oath shall be liable to indictment conviction and punishment for perjury in the same manner and to the same extent as if the witness had been called and examined before any committee of the Legislature or in any judicial proceeding before any of the courts of record in accordance with existing laws No person outside of such city subpoenaed as aforesaid shall be required to respond to the same until he has been furnished with mileage to and from said city at the rate of ten cents per mile and per diem allowance of two dollars for the time his presence is desired in said city

Section 1017 SALARIES Councilmen shall receive for their services during their term of service annual salaries to be fixed by ordinance payable in monthly or semi-monthly instalments Councils may by the ordinance fixing said salaries provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The salary paid to any councilman shall not be less than two hundred and fifty dollars per year nor more than four thousand five hundred dollars per year For the term of city councilmen in newly created cities and until thereafter changed by ordinance the salary of each councilman shall be as follows

In cities of fifteen thousand inhabitants or under by the last United States census each councilman shall receive a salary of four hundred and fifty dollars per annum where said population is between fifteen thousand and thirty thousand eleven hundred and twenty-five dollars per annum in cities having a population above thirty thousand and not exceeding fifty thousand three thousand dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand three thousand seven hundred and fifty dollars per annum in cities having a population of over seventy thousand four thousand five hundred dollars per annum The compensation to be received by councilmen shall not be increased or diminished after their election but succeeding councils may change all compensation said change to take effect as to councilmen elected after such change of salaries has been made

Section 1018 ENFORCEMENT OF ORDINANCES RECOVERY AND PAYMENT OVER OF FINES AND PENALTIES All actions prosecutions complaints and proceedings for the violation of the ordinances of the city and for fines penalties and forfeitures imposed thereby shall be instituted in the corporate name of the city and be conducted in the manner prescribed by law

No warrant shall be issued except upon complaint upon oath or affirmation specifying the ordinance for the violation of which the same is issued All process shall be directed to and be served by any policeman or constable of the city who shall execute the same anywhere within the city or in the county of which it is part or elsewhere as may be provided by law

Warrants shall be returnable forthwith Every summons shall be returnable in not less than five nor more than eight days from the date thereof Upon such return like proceeding shall be had in all cases as are directed by law for summary convictions or proceedings for the recovery of penalties before justices of the peace with the same right of appeal from any final judgment entered

All fines and penalties for the violation of the city ordinances received by any magistrate or alderman and all fees costs fines and penalties received by any alderman in cases heard before him while presiding in the mayor's police court shall be paid over by the magistrate or alderman before whom the same are recovered into the city treasury monthly according to a statement certified by oath or affirmation taken before the superintendent of accounts and finance and filed with him

Any alderman of the city may at the request of the mayor or acting mayor where either is for any reason unable or unwilling to act attend the mayor's police court and there perform all such duties and exercise all such powers as to which he has concurrent jurisdiction with the mayor and for such services shall be allowed such compensation as council shall provide

Section 1019 COST OF MAINTENANCE OF PRISONERS IN COUNTY JAILS When a prisoner shall be committed to any county jail or prison in this Commonwealth either for the non-payment of a fine or penalty imposed for the violation of any city ordinance or while awaiting a hearing upon any charge for the violation of any city ordinance the costs of proceedings and the expenses of maintaining such prisoner during his confinement by virtue of any such commitment shall be paid by the city whose ordinances were alleged to have been violated or to which any such fines or penalties are payable The county in which such city is located shall not be liable for any such maintenance or to any officer magistrate alderman or person for any costs of such proceedings

(b) Initiative

Section 1030 INITIATION OF ORDINANCES BY PETITION EXCEPTIONS Any proposed ordinance may be submitted to the council by a petition signed by the electors of any city except

(a) Ordinances relating to any matter subject or thing which is not the subject of a referendum vote as provided in subdivision (c) of this article or

(b) Ordinances to repeal amend or modify any ordinance which has been subject to the provisions of the referendum as provided in subdivision (c) of this article

Section 1031 PETITION NOTICE The city clerk upon the written request of one hundred qualified electors of the city directed to him asking for the preparation of a petition for the submission of any ordinance to the council of such city and accompanied by a copy of the proposed ordinance shall prepare such petition within ten days and in the meantime notice by one insertion shall be given in one of the daily news papers if one be published in the city and if not then in a weekly or daily newspaper published in the county in which said city is situated that such petition will be ready for signing at the expiration of ten days from the presentation of said request This notice shall state the purpose for which the petition is made the place where and when it may be signed Ten days shall be allowed for signatures

Section 1032 SIGNING OATH The signing shall be done in the city clerk's office only The petition shall be retained there at all times during the period of ten days Each signer shall add to his signature his place of residence by street and number and shall make oath before the city clerk that he is a qualified elector of the city and resides at the address given The city clerk shall keep his office open for the purpose of permitting voters to sign such petition from eight o'clock ante meridian to ten o'clock post meridian of each day except Sundays and holidays He shall not permit any person to sign such petitions after ten o'clock post meridian on the last day for signing the same

Section 1033 NUMBER OF SIGNATURES EXAMINATION AND CERTIFICATE BY CITY CLERK At the expiration of the ten days aforesaid and within ten days thereafter the city clerk shall examine such petition and from the record of registered voters of the city as certain whether or not said petition is signed by voters equal to twenty per centum of all votes cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected If necessary the council shall allow the city clerk extra help for that purpose The city clerk shall attach to said petition his certificate showing the result of said examination

Section 1034 AMENDMENT RETURNS FOR INSUFFICIENT SIGNATURES If by the clerk's certificate the petition is shown to contain less than the required twenty per centum as aforesaid it may be amended by the addition of signatures within ten days from the date of said certificate The city clerk shall within ten days after such amendment make like examination and certification of the amended petition If his certificate shall again show the same to contain less than the required twenty per centum as aforesaid it shall be returned to the person filing the same without prejudice

Section 1035 SUBMISSION TO COUNCIL If the petition shall be certified to contain the required twenty per centum of said votes cast as aforesaid the clerk shall submit the same to the council without delay

Section 1036 ACTIONS BY COUNCIL If the petition accompanying the proposed ordinance be signed by electors in number to twenty per centum of the votes cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected the council shall either

(a) Pass said ordinance without alteration within twenty days (except as otherwise provided herein) after attachment of the clerk's certificate to the accomanying petition or

(b) Forthwith after the clerk shall attach to the petition accompanying such ordinance his certificate of sufficiency the council shall call a special election unless the general or municipal election is fixed within ninety days thereafter and at such special general or municipal election such ordinance shall be submitted without alteration to the vote of the electors of the said city

Section 1037 FORM OF BALLOT ON SUBMISSION TO VOTE The ballots used when voting upon said ordinance shall be supplied by council and shall contain a question stating the nature of proposed ordinance followed by the words "yes" and "no" and blank spaces in which the voter by his X mark may express his preference The ballots shall be counted and returns thereof made and computed as provided in section ten hundred and sixty-two (Section 1062) of this act

Section 1038 EFFECT OF MAJORITY VOTE If the majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof such ordinance shall thereupon become a valid and binding ordinance of said city

Section 1039 NO REPEAL WITHIN TWO YEARS Any ordinance which is proposed by petition or which shall be adopted by a vote of the electors cannot be repealed or amended within two years except by a vote of the electors

Section 1040 NUMBER OF PROPOSED ORDINANCES TO BE SUBMITTED SPECIAL ELECTIONS LIMITED Any number of proposed ordinances may be voted upon at the same election in accordance with the provisions of this subdivision but there shall not be more than one special election in any period of six months for such purpose

Section 1041 SUBMISSION FOR REPEAL BY COUNCIL The council may submit a proposition for the repeal or amendment of any such ordinance to be voted upon at any succeeding municipal or general election Should such proposition so submitted receive a majority of the votes cast thereon at such election such ordinance shall thereby be repealed or amended accordingly

Section 1042 PUBLICATION OF PROPOSED ORDINANCE Whenever any ordinance is to be submitted to the voters of the city at any election the city clerk shall cause such ordinance to be published once in at least two of the newspapers published in said city and if two newspapers are not published in the city then in two newspapers published in the county such publication to be not less than five nor more than twenty days before the submission of such ordinance to be voted on

(c) Referendum

Section 1050 REFERENDUM EXCEPTIONS No ordinances passed by council shall go into effect before ten (10) days from the time of its final passage except

(a) Ordinances expressly required to be passed by the general laws of the State or by the provisions of any act of Assembly or the provisions of which and the matters to be carried out thereunder are subject to the approval of an officer or tribunal of the State Government

(b) Ordinances providing for tax levies annual and other appropriations and for the exercise of the right of eminent domain

(c) Ordinances for the preservation of the public peace health morals safety and in the exercise of the police powers of the city government and for the prevention and abatement of nuisances

(d) Any ordinance providing for an election to increase indebtedness and any other ordinance which by law must be submitted to an election before it shall take effect

(e) Ordinances for the opening paving grading or other improvement of streets or highways when the improvement is petitioned for by a majority in number or interest of the abutting property owners

(f) Ordinances for the construction of sewers and for the purpose of keeping the streets highways and sidewalks in good order and repair and in a safe and passable condition

Section 1051 PETITION RECONSIDERATION OF ORDINANCE If during such period of ten days from the time of its final passage a petition signed by electors of the city equal in number to at least twenty per centum of the entire vote cast for all candidates for mayor at the last preceding municipal election at which a mayor was elected protesting against the passage of any ordinance other than those excepted from the provisions of this subdivision by the foregoing section is presented to the council said ordinance shall be suspended from going into operation and council shall reconsider such ordinance

Section 1052 PREPARATION OF PETITION BY CITY CLERK NOTICE Such petition shall be prepared by the city clerk immediately upon receipt by him or written request of one hundred qualified electors of the city asking that the same be prepared Upon its preparation he shall give notice by one insertion in one of the daily newspapers if one be published in the city and if not then in a weekly or daily newspaper published in the county that such petition is ready for signing and the purpose of the petition giving the place where and time when it may be signed The said signing shall be done only in the city clerk's office where the petition shall be retained during the period of ten days after the passage of the said ordinance

Section 1053 ADDITIONAL PETITIONS In order to facilitate the signing of such petition the city clerk shall cause to be made at least two additional similar petitions for signing by the qualified electors and the signing of such petitions shall have the same force and effect as the signing of the original petition The city clerk is hereby authorized to employ at least two persons to take charge of said additional petitions the city clerk and said persons being hereby empowered to administer the oath hereinafter required to be taken by the electors

Section 1054 SIGNATURES OATH TIME OF SIGNING Each signer shall add to his signature his place or residence by street and number and shall make oath before the city clerk or other person authorized as aforesaid that he is a qualified elector of the city and resides at the address given The city clerk shall keep his office open for the purpose of signatures to the petitions from eight o'clock ante meridian to ten o'clock post meridian of each day except Sundays and holidays He shall not permit any person to sign any of the said petitions after ten o'clock post meridian of the tenth day following the passage of the ordinance on which the referendum vote is prayed for

Section 1055 PRESENTATION OF PETITION TO COUNCIL At the expiration of said ten days the said petition shall be deemed and taken to be filed with and presented to the council and it shall be the duty of the city clerk to lay the same before the council at its first meeting thereafter

Section 1056 ASCERTAINMENT OF NUMBER OF SIGNERS REPORT After its presentation the city clerk shall ascertain from the record of registered voters of the city whether or not said referendum petition is signed by voters equal to twenty per centum of all the votes cast for mayor at the last preceding municipal election at which a mayor was elected If necessary the council shall allow him extra help for that purpose and after he has made said examination he shall report the result thereof to council

Section 1057 ORDINANCES GRANTING FRANCHISES No franchise or consent to occupy the public streets highways or other places in any city of the third class shall be given or granted to any person or persons railroad railway gas water light telephone or telegraph company or to any public service corporation except by ordinance and no ordinance for such purpose shall go into effect for thirty days after its final passage

Section 1058 PETITION AGAINST ORDINANCES SUSPENSION If within said thirty days a petition prepared advertised and perfected in all respects complying with the provisions of this subdivision (except that the petitioners shall have thirty days in which to prepare said petition) is addressed to the council signed by registered electors of the city equal in number to at least twenty per centum of all the votes cast for mayor at the last preceding municipal election at which a mayor was elected protesting against the passage of said ordinance the latter shall be suspended and it shall be the duty of the city clerk to examine said petition and ascertain from the registry of voters whether or not said petition is signed by the required number of electors If necessary the council shall allow the city clerk extra help for said purpose Upon such examination he shall report the result to council

Section 1059 EFFECT OF PETITION SUBMISSION TO VOTERS If in any case it shall appear that the petitions provided for in this subdivision have not been signed by the requisite number of voters no action shall be taken but the ordinances shall be deemed and taken to be in full force from the time or times they each would have gone into effect had there been no petition against the same But in cases such petitions are signed by electors equal to twenty per centum of all the votes cast for mayor as aforesaid the council shall reconsider such ordinance and if the same is not entirely repealed the council shall call a special election unless the general or municipal election is to be held within ninety days therefrom in which case the question of reference shall be to the general or municipal election as the case may be At such special general or municipal election occurring within ninety days the said ordinance shall be submitted without alteration

Section 1060 CERTIFICATION OF COUNTY COMMISSIONERS BALLOTS EXPENSE OF ELECTIONS When the submission is at a general or municipal election the city clerk shall certify to the county commissioners a copy of the ordinance and the proceedings of council directing the referendum vote and the county commissioners shall cause the question to be printed on a separate ballot for use in the election districts of the city Where there is a special election the ballots shall be prepared and furnished by the city and said elections shall be held by the regular election officers The expenses of said special elections shall be paid for by the city and said city may fix not only the day of the election but the time for opening and closing the polls Any number of ordinances may be referred to and voted on at the same election There may not be more than one special election every six months

Section 1061 FORM OF BALLOT The ballot used when voting upon such ordinance shall contain a question stating the nature of the referred ordinance followed by the words "yes" and "no" and blank spaces in which the voter by his X mark may express his preference

Section 1062 COMPUTING AND FILING RETURNS The officers holding said elections shall keep tally sheets and make returns of votes in the same manner as tally sheets are kept and returns made in elections of officers and the submission of other questions as now provided by law The returns shall be filed with the prothonotary of the court of common pleas and the court shall compute the returns and cause the results thereof to be filed in said court The prothonotary shall certify the result to the council of the proper city In case of special elections the prothonotary shall lay the returns of the election before the court at a meeting or session of the court to be held on the Tuesday succeeding the election for computation as aforesaid

Section 1063 EFFECT OF THE VOTE If it shall appear that more persons have voted for said ordinance than against it the ordinance shall take immediate effect the same as if it had been passed by the council been signed by the mayor and there had been no referendum vote thereon If the vote is against said ordinance it shall be lost and of no effect

Section 1064 PUBLICATION OF ORDINANCE BEFORE ELECTION Before any referendum election is held on any ordinance it shall be the duty of the city clerk to cause to be published a copy of the ordinance which is to be submitted to the vote of the people once in at least two newspapers published in the city and if two newspapers are not published in the said city then in two newspapers published in the county if there be such said publication to be not less than five nor more than twenty days before the respective election A copy of said publication duly verified by affidavit shall be filed by the city clerk in the prothonotary's office of said court with the result of the election as computed and filed by the court

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article X, section 1015, page 49, by striking out of line twenty-nine (29) the words: "as council may direct" and inserting in lieu thereof, after the word "manner" in line twenty-nine (29), the following: "provided by Section 109 of this act"; also section 1031, page fifty-five (55), by striking out of lines one (1), two (2), three (3), four (4), and five (5), the following: "by one insertion shall be given in one of the daily newspapers if one be published in the city and if not then in a weekly or daily newspaper published in the county in which said city is situated" and insert in lieu thereof the following: "published at least one time in the manner provided by Section 109 of this act"; also section 1042, page fifty-eight (58), by striking out of lines seventeen (17), eighteen (18), nineteen (19), and twenty (20), the following: "once in at least two of the newspapers published in said city and if two newspapers are not published in the city then in two newspapers published in the county such publication to be", and insert in lieu thereof the following: "as required by Section 109 of this act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Article XI of the bill was read as follows:

ARTICLE XI

THE EXECUTIVE DEPARTMENT

Section 1101 EXECUTIVE DEPARTMENTS The executive and administrative powers authority and duties in each city shall be distributed into and among five departments as follows

1 Department of Public Affairs
2 Department of Accounts and Finance
3 Department of Public Safety
4 Department of Streets and Public Improvements
5 Department of Parks and Public Property

Section 1102 DETERMINATION OF POWERS AND DUTIES OF DEPARTMENTS The council shall determine the powers and duties to be performed by and assign them to the appropriate department shall prescribe the powers and duties of officers and employes may assign particular officers and employes to one or more of the departments may require an officer or employe to perform duties in two or more departments and may make such other rules and regulations as may be deemed necessary or proper for the efficient and economical conduct of the business of the city

Section 1103 DESIGNATION OF DEPARTMENTS CHANGES The mayor shall be director of the department of public affairs The council shall at the biennial organization meeting designate by majority vote one councilman to be director of the department of accounts and finance one to be director of the department of public safety one to be director of the department of streets and public improvements and one to be director of the department of parks and public property Such designation shall be changed whenever it appears that the public service would be benefited thereby

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER.Mr. President, I move to amend article XI, section 1064, page sixty-five (65) by striking out of lines two (2), three (3), four (4), five (5), six (6), and seven (7) the following: "once in at least two newspapers published in the city and if two newspapers are not published in the said city then in two newspapers published in the county if there be such publication to be not less than five nor more than twenty days before the respective election", and insert in lieu thereof after the word "people" in line two (2), the following: "in at least two newspapers as required by Section 109 of this act"; also article XI, section 1533, page seventy-nine (79), by striking out of lines nine (9), ten (10), and eleven

(11), the following: "in at least two of the public newspapers published in said city (if so many be published therein)". And insert in lieu thereof the following: "by publication in at least two (2) newspapers of general circulation, if there be that many, as required by Section 109 of this act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Article XII to XVI, inclusive, of the bill were read as follows and agreed to:

ARTICLE XII

THE MAYOR

Section 1201 QUALIFICATIONS The mayor shall be at least twenty-five years of age and shall be elected at large by the electors of the city He shall have been a resident and inhabitant of the city wherein he shall be elected one year and of the State for four years next before his election and shall reside in the city during his term of service

Section 1202 CHIEF EXECUTIVE INAUGURATION The mayor shall be the chief executive of the city He shall be inaugurated and take the oath of office provided for by this act at ten o'clock in the forenoon of the first Monday of January next succeeding his election or as soon thereafter as possible

Section 1203 EXECUTION OF LAWS POWERS OF SHERIFF CONFERRED It shall be the duty of the mayor to be vigilant and active in causing the ordinances of the city and the laws of the Commonwealth relating to the government of the city to be executed and enforced In order to enable him effectually to preserve the public peace within the city all the powers which are devolved by the laws of this State upon sheriffs to prevent and suppress mobs riots and unlawful and tumultuous assemblies are hereby conferred upon him

Section 1204 SUPERVISION OF CONDUCT OF CITY OFFICERS The mayor shall supervise the conduct of all city officers examine the grounds of all reasonable complaints against any of them and cause all of their violations or neglect of duty to be promptly punished or reported to the council for correction For the purposes aforesaid he is hereby empowered to issue subpoenas and compulsory processes under his official seal for the attendance of such persons and the production of such books and papers as he may deem necessary

Section 1205 INFORMATION FROM HEADS OF DEPARTMENTS SPECIAL MEETINGS COMMUNICATIONS TO COUNCIL The mayor shall have the authority at all times to call upon any official of the city or heads of departments for any information as to the affairs under their control and management as he may require He shall communicate to council from time to time as he may deem expedient a statement of the condition and affairs of the city in respect to its government finances and improvements together with suggestions and recommendations of all such measures as he may deem conducive to the interest and welfare thereof

Section 1206 CRIMINAL AND CIVIL JURISDICTION DOCKET FEES The mayor shall have the criminal jurisdiction of an alderman within the city and shall have no civil jurisdiction except in relation to actions for fines penalties or forfeitures imposed by virtue of the ordinances of the city or the laws of the Commonwealth relating thereto

He shall have the power of a committing magistrate under the acts of Assembly relating to tramps vagrants dissolute disorderly and drunken persons as may be provided by law

He shall be empowered to take acknowledgements of any instruments in writing solemnize marriages and administer oaths and affirmations and shall attest all his acts with his official seal He shall keep a docket and shall enter therein all actions and proceedings had before him and said docket with the entries therein and duly certified transcripts thereof shall be received in evidence in the same manner and with like effect as the docket entries and transcripts of aldermen are by law admissible for similar purposes

He shall charge and receive for all official services the same fees and costs as are allowed by law to aldermen of the city for similar services but shall pay over the same into the city treasury monthly according to the statements thereof verified by his oath or affirmation taken before the superintendent of accounts and finance and filed with him

Section 1207 SALARY The mayor of each city shall receive for his services during the term of service an annual salary to be fixed by ordinance payable in monthly instalments The council shall by ordinance fix the amount of salary to be paid to the mayor for his services and may provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The amount of salary in cities shall not be less than five hundred dollars nor more than five thousand two hundred and fifty dollars per year Until changed by ordinance the salary of mayors in newly created cities shall be as follows In cities having a population of fifteen thousand or under by the last United States census five hundred dollars per annum in cities having a population of over fifteen thousand and less than thirty thousand inhabitants one thousand two hundred dollars per annum in cities having a population exceeding thirty thousand and not exceeding fifty thousand inhabitants two thousand five hundred and fifty dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand inhabitants three thousand dollars per annum in cities having a population of over seventy thousand inhabitants three thousand five hundred dollars per annum

The amount of compensation for the mayor in any of the said cities shall not be increased or diminished after his election Succeeding councils may change the amount of such compensation but such change shall not affect the compensation of the mayor then in office or elected and not inaugurated

Section 1208 ACTING MAYOR POWERS AND DUTIES The member of city council who shall be designated as the director of the department of accounts and finance shall be vice-president of the city council and acting mayor of the city during the absence or inability of the mayor to act and during such absence or inability he shall exercise all the rights and powers of the mayor In the event of a vacancy in the office of the mayor by reason of death resignation or otherwise the vice-president of council shall in like manner act as the mayor until the successor of the mayor is duly elected and qualified as hereinbefore provided In case of the absence or inability of the director of accounts and finance to act the council shall designate one of its members to act as mayor

ARTICLE XIII

CITY CLERK

Section 1301 ELECTION COMPENSATION REMOVAL The council of each city shall elect a city clerk and fix his compensation by ordinance He shall serve for a term of four years and until his successor is duly elected and qualified and shall be removable in the manner provided by law for the removal of appointed officers

Section 1302 POWER TO ADMINISTER OATHS DUTIES The city clerk shall have the power of a notary public to administer oaths in any matter pertaining to the business of said city or in any legal proceeding in which it is interested He shall also perform such other duties as shall be prescribed by law ordinance or resolution of council

ARTICLE XIV

THE CITY TREASURER

Section 1401 QUALIFICATIONS The city treasurer shall be a competent accountant and shall have been a resident of the city and an elector thereof for at least three years previous to his election

Section 1402 BOND SALARY The city treasurer shall give lawful bond to the city with two or more sufficient sureties or with a surety company authorized by law to act as surety to be approved by the council in such sum as it may by ordinance direct conditioned for the honest and faithful discharge of his official duties and the safe-keeping and payment over of all public moneys entrusted to his care and that as tax collector he shall well and truly collect and pay or account for the whole amount of the taxes charged and assessed in the duplicates which shall be delivered to him during his term of office The city treasurer shall be required to give but one bond to the city which shall include his duties as city treasurer and collector of taxes and shall cover the full term of his office He shall as city treasurer receive a fixed annual salary to be provided by ordinance His compensation as tax collector for the city shall be fixed as provided in article twenty-five of this act

Section 1403 RECEIPT AND PAYMENT OF MONEYS The city treasurer shall demand and receive all moneys payable to the city from whatever source and shall pay all warrants duly countersigned by the director of finance and the city controller

Section 1404 METHOD OF KEEPING ACCOUNTS The accounts of the city treasurer shall be kept in such manner as to clearly exhibit all the items of receipts and expenditures of the city and the sources from whence the moneys are received and the objects for which the same are disbursed He shall keep separate and distinct accounts of the receipts and expenditures of the city the sinking fund and the water and lighting department respectively and also of every special fund which may come into his hands

Section 1405 MONEYS APPROPRIATED ONLY TO BE PAID OUT No money shall be paid out of the city treasury unless the same shall have been previously appropriated by council to the purpose for which it is to be drawn which shall be explicitly mentioned in the warrant therefor

Section 1406 DEPOSITORIES OF CITY FUNDS The treasurer shall keep the public funds in such banks or financial depositories as council may direct under such restrictions and safeguards as council may provide and shall verify his cash accounts monthly or whenever required to the satisfaction of council

Section 1407 DELIVERY OF CITY PROPERTY IN HIS POSSESSION TO SUCCESSOR The city treasurer shall upon the termination of his office deliver to the city or to his duly qualified successor all moneys accounts property or effects in his possession belonging to the city

ARTICLE XV

THE CITY ENGINEER

(a) General Provisions

Section 1501 ELECTION OF THE CITY ENGINEER TERM BOND FILLING OF VACANCIES The council of each city shall on the first Monday of May one thousand nine hundred and thirty-two and on the first Monday of May every fourth year thereafter or as soon thereafter as practicable in each of said years elect a city engineer who shall be a registered engineer He shall serve for a term of four years from the said first Monday of May and until his successor is qualified unless sooner removed in the method prescribed by law for the removal of appointed officers He shall receive a fixed annual salary to be provided by ordinance He shall give lawful bond to the city with two or more sureties or with a surety or other company authorized by law to act as surety to be approved by council in such sum as it shall by ordinance direct conditioned for the faithful performance of his official duties Vacancies in said office shall be filled by council for the unexpired term

Section 1502 CONTROL OF ENGINEERING MATTERS The city engineer shall have the superintendence direction and control of the engineering matters of the city and no department of the city shall employ or retain any additional engineer except with the previous assent of council assistants and employes in the office of the city engineer shall be appointed in accordance with the civil service provisions of this act The provisions of this article shall not apply to any board of commissioners of waterworks of any city wherein the title to the water-works therein located is in the name of the commissioners of water-works

Section 1503 DUTIES PREPARATION OF PLANS The city engineer shall perform such duties as the council shall prescribe with reference to the construction reconstruction maintenance and repair of all streets roads pavements sewers bridges culverts and other engineering work He shall prepare plans specifications and estimates for all such work undertaken by such city and shall whenever required furnish council the committees thereof the mayor public boards or heads of departments with reports information or estimates on any city engineering work or questions submitted by either of them in their official capacity

Section 1504 CERTIFICATE OF COMMENCEMENT AND OF COMPLETION OF MUNICIPAL IMPROVEMENTS The city engineer shall immediately after the completion of any municipal improvement the cost and expense of which in whole or in part is to be paid by the abutting property make certificate in which he shall state the day or time on which the particular improvement was completed and shall file the same with the city clerk who shall enter the said day or time of completion in a book to be kept by him for said purposes and the said day or time mentioned in said certificate shall be conclusive on all parties as to the time the said work was completed The time of completion of the work referred to in this section and in other parts of this act shall be taken to mean the time of the completion of the whole contract for the improvement He shall also furnish to the city clerk a certificate showing the time on which any such particular improvement was commenced and such certificate shall be conclusive evidence of the time when the said improvement was begun An entry of such date shall be made by said clerk in the books aforesaid

Section 1505 SURVEYS The city engineer shall have the charge and direction of all surveys and regulations authorized by any act of Assembly or ordinance of such city and shall perform such other duties as council shall direct

(b) Real Estate Registry

Section 1515 COUNCIL TO PROVIDE FOR REGISTRY OF REAL ESTATE For the purpose of procuring accurate information in reference to the ownership of all real estate the council of each city shall provide by ordinance for a registry thereof in accordance with this subdivision

Section 1516 PREPARATION OF BOOKS PLANS AND MAPS The city engineer of any city in which such registry shall be established shall cause to be made all such necessary books maps and plans as will show the situation and dimensions of each property therein which books maps or plans shall be so prepared as to show the city number and name of the owner or owners thereof with blank spaces for the owner of each lot with provision for the names of future owners and dates of future transfer of title For such purpose the city engineer shall have free access without charge to any of the public records wherein the necessary information may be obtainable therefor He may also cause search to be made in any other place for any muniments or evidence of title not reported to him as hereinafter provided and requisite for the completion of said books maps or plans

Section 1517 PRESERVATION OF RECORDS The said books maps and plans shall be carefully preserved in the office of the engineer and shall be so kept by additions from time to time or otherwise as to show the ownership of every lot or piece of real estate or subdivision thereof within the city limits with the successive transmissions of title from the date of the commencement of such plans but nothing herein or in this article shall invalidate any municipal or tax claim by reason of the fact that the same is not assessed or levied against the registered owner

Section 1518 CERTIFIED COPIES OF ENTRIES ADMISSIBLE AS EVIDENCE Certified copies signed by the city engineer of any of the entries in said books or upon said maps or plans shall be received in evidence in the same manner as the books maps and plans themselves might be admissible for such purposes and may be also furnished to any person desiring the same for such fee or compensation for the use of the city as may be fixed by ordinance

Section 1519 DUTIES IMPOSED ON OWNERS OF REAL ESTATE WHEN REGISTRY ESTABLISHED PENALTY All owners of unregistered real estate within the city limits within one month from the date of the approval of the ordinance establishing such registry and every subsequent purchaser devisee or person acquiring title by partition or otherwise to any real estate therein within one month after acquiring such title shall furnish to the said engineer at his office descriptions of their respective properties upon blanks to be furnished by the city and at the same time present their conveyance to be stamped by said engineer without charge as evidence of the registration thereof Any person or persons neglecting or refusing to comply with the provisions of this section for a period of thirty days after public notice of the requirements thereof shall be liable to a penalty of five dollars to be recovered with costs of suit in the name and for the use of the city as penalties for the violation of city ordinances are recoverable Provided however That such registration may within said thirty day period be also effected by the recorder of deeds of the county in accordance with existing law

Section 1520 REGISTRY OF PROPERTIES SOLD AT JUDICIAL SALES The sheriffs of the respective counties in which such cities are situated shall present for registry the deeds of all properties within the city limits sold by them at judicial sales whether by execution in partition or otherwise

(c) Topographical Survey

Section 1530 COUNCIL MAY AUTHORIZE TOPOGRAPHICAL SURVEY Any city may by ordinance cause a topographical survey thereof to be made by its city engineer or by such other civil engineer and assistants as they may employ for that purpose

Section 1531 RECORD OF HIGHWAYS SURVEYS GRADES The city engineer upon being duly authorized shall procure and keep in his office such necessary plot or other books as shall be necessary for the purpose of entering or recording thereon all the streets avenues and highways of the city already opened or to be hereafter opened He shall survey and mark the lines of all the streets avenues and highways of the city already opened or intended to be opened for public use and survey and lay out new streets avenues and highways as council may deem necessary for a regular and convenient city plan and if specially directed he shall report a grade for any proposed new streets For the said purposes the city engineer and his assistants shall have full power and authority to enter upon the lands and premises of any person or persons within the said city

Section 1532 RETURN OF DRAFT OF COMPLETED SURVEY TO COUNCIL INSPECTION When the survey shall be completed the said engineer shall make or cause to be made a draft or plan thereof with every provision and explanation necessary for a full understanding of the same distinctly designating where new streets avenues and highways are thereafter to be opened and shall return the same to the council It shall remain in the office of the city clerk and open to inspection by those interested until finally approved as hereinafter provided

Section 1533 NOTICE OF RETURN OBJECTIONS ALTERNATIONS APPROVAL RECORDING Council shall give at least thirty days' previous notice in at least two of the public newspapers published in said city (if so many be published therein) and by posting at least ten handbills upon lands or territory contained in the map or plan returned for approval that on a certain day or days to be fixed by the said council the said council will hear any objection that may be made to said draft or plan by any freeholder or citizen of said city or interested person The council at the time appointed or at any subsequent time within three months shall determine whether any and what alterations shall be made in the said plan or draft When the same is finally approved whether as returned or as altered and changed said council may direct that the same be entered and recorded in the plotbook of street plans in the office of the city engineer

Section 1534 NOTATION OF GRADES ON PLANS In case the city engineer is dirested to report grades for said streets avenues or highways the same shall be noted on said draft or plan and be returned with his surveys and said grades shall be subject to alterations and changes by council in the manner aforesaid and when approved by the said council shall become part of the plans and be entered and recorded as aforesaid

Section 1535 EFFECT OF RECORDING Upon the recording of such plan or draft in the street plan book and the passage of an ordinance approving said street drafts or plans and grades or of either as the case may be therein designating the book and page or pages at or in which the said plan or plans are recorded thereafter all the streets avenues and highways as designated upon said approved plan and recorded as aforesaid shall be adjudged and taken to be laid out and located public highways

Section 1536 DEVIATION FROM ESTABLISHED PLANS LIABILITY OF CITY In case the council shall thereafter change or alter or should they be themselves or their officers deviate from the regulations of the streets avenues or highways so as aforesaid established and damages thereby accrue to the property of any person or persons in consequence thereof the said city shall be liable for the payment of such damages

Section 1537 SECTIONAL SURVEYS Sectional surveys or drafts may be returne dto the council by said engineer at any time and be confirmed as aforesaid and with like force and effect

Section 1538 REPORTS OF PARTIAL SURVEYS CONFIRMATION The said engineer may from time to time as he shall deem expedient and the said council shall direct make report of the surveys plans and regulations by him made in convenient sections without awaiting the completion of the entire survey and shall make duplicate drafts and plans of said section in the manner hereinbefore prescribed The same proceedings shall be had for the final confirmation of such partial or sectional drafts and plans as is herein directed in relation to the confirmation of the entire survey and with like effect and force

Section 1539 BUILDINGS WITHIN STREET LINES If any owner or owners of real estate or any other person shall erect or construct any house or other building within the line of any street avenue or highway as surveyed and marked on the draft or plan aforesaid or upon any section thereof after the final confirmation of the same such owner or person shall not be entitled to claim or recover any damages which may be caused by the removal of such house or buildings for the opening or widening of any such street avenue or highway

Section 1540 PROCEDURE FOR OPENING GRADING Et Cetera All proceedings for the opening widening grading or otherwise improving of the public streets avenues or highways so as aforesaid surveyed established and confirmed and the payment of damages or contributions therefor shall be as provided by this act

ARTICLE XVI

THE CITY SOLICITOR

Section 1601 ELECTION OF CITY SOLICITOR TERM COMPENSATION BOND FILLING OF VACANCIES The council of each city shall on the first Monday of May one thousand nine hundred and thirty-two and on the first Monday of May every fourth year thereafter or as soon thereafter as practicable in each of said years elect a city solicitor who shall be learned in the law and qualified to practice in the Supreme Court of the Commonwealth He shall serve for a term of four years from the said first Monday of May and until his successor is qualified unless sooner removed in the method prescribed by law for the removal of appointed officers He shall receive a fixed annual salary to be provided by ordinance He shall give lawful bond to the city with two or more sureties or with a surety or other company authorized by law to act as surety to be approved by council in such sum as they shall by ordinance direct conditioned for the faithful performance of his official duties Vacancies in said office shall be filled by council for the unexpired term

Section 1602 DIRECTION OF LAW MATTERS The city solicitor shall have the superintendence direction and control of the law matters of the city No department of the city shall employ or retain any additional counsel in any matter or cause except with the previous assent of council

Section 1603 OFFICE RECORDS TO BE KEPT The city solicitor shall keep his office within the city and there shall be deposited and preserved therein all assurances of title and all contracts bonds books patents deeds leases mortgages and other evidence of debt belonging to the city unless the council shall otherwise provide or direct

The provisions of this article shall not apply to any board of commissioners of water-works of any city wherein the title to the water-works therein located is in the name of the commissioners of water-works

Section 1604 DUTES The city solicitor shall prepare all bonds obligations contracts leases conveyances and assurances to which the city or any department thereof may be party as may be directed by resolution or ordinance and shall commence and prosecute all and every suit or suits action or actions brought by the city for or on account of any of the estates rights trusts privileges claims or demands of the same as well as defend all actions or suits against the said city or any officer thereof wherein or whereby any of the estates rights privileges trusts ordinances or acts of the city or any department thereof may be brought in question before any court in this Commonwealth He shall do all and every professional act incident to the office which he may be lawfully authorized and required to do by the mayor or by any ordinance or resolution of the council

Section 1605 WRITTEN OPINIONS TO BE FURNISHED The city solicitor shall whenever required furnish the council the mayor or the heads of departments with his opinion in writing upon any question of law which may be submitted by any of them in their official capacities

Section 1606 CITY LIEN DOCKET The city solicitor shall keep in his office a city lien docket which shall be open to public inspection and in which he shall cause to be entered all claims for curbing paving or repaving sidewalks assessments of damages contributions for opening public streets lanes and alleys or parts thereof for grading paving and macadamizing the same for water and lighting frontage tax and water and lighting rates sewerage city taxes and other matters that may be the subject of claim on the part of the city which have or shall be returned to the solicitor as remaining due and unpaid after the period prescribed by law or ordinance for the payment of such claims

Section 1607 DEPARTMENT HEADS TO FURNISH STATEMENTS OF CLAIM It shall be the duty of the head of each department wherein any such claim shall originate to furnish to the city solicitor within the period prescribed by law or ordinance a statement of all claims for curbing paving et cetera which remain due or unpaid a certified copy of which the said heads of departments shall at the same time furnish to the superintendent of finance

Section 1608 SATISFACTION OF LIENS DUE CITY Upon the payment of any lien or other debt of record due the city to any person authorized to receive the same it shall be the duty of the city solicitor forthwith to enter satisfaction upon the proper record thereof

Section 1609 RETURN AND PAYMENT OF MONEY and FEES RECEIVED The city solicitor shall at least once in every month make a return to the director of finance under oath or affirmation of each item of moneys received by or through him or his assistants by virtue of his office or on account of any matter connected therewith Immediately upon making such return he shall pay over the amount in his hands to the city treasurer He shall in like manner pay into the city treasury all fees received by him in his official capacity but this provision shall not be taken to include the judgment fee or commission allowed him in his capacity of attorney

Section 1610 ASSISTANT SOLICITOR The council of each city may elect an assistant city solicitor whose term of office shall be four years and whose compensation shall be fixed by ordinance

Article XVII of the bill was read as follows:

ARTICLE XVII

THE CITY CONTROLLER

Section 1701 QUALIFICATIONS The city controller shall be a competent accountant and shall have been a resident of the city and an elector thereof for at least three years previous to his election

Section 1702 BOND SALARY He shall give lawful bond to the city with two or more sufficient sureties or with a surety or other company authorized by law to act as surety to be approved by the council in such sum as it may by ordinance direct conditioned for the honest and faithful discharge of his official duties

Section 1703 COMPENSATION He shall receive a fixed annual salary to be provided by ordinance which shall not be less than the compensation paid to members of council

Section 1704 EXAMINATION AND AUDIT OF ACCOUNTS The city controller shall examine audit and settle all accounts whatsoever in which the city is concerned either as debtor or creditor and shall also examine and audit the accounts of all bureaus officers and departments which collect receive and disburse public moneys or who are charged with the management control or custody thereof and in case he discovers any default irregularity delinquency or mismanagement he shall make report to the council He shall likewise audit and report upon the accounts of any such officer upon the death resignation removal or expiration of the term of the said officer

Section 1705 ANNUAL REPORT TO COUNCIL The city controller shall make report to council on the first Monday of March in each year and oftener if so required by council of the audits which he shall have made of the accounts of the officers having charge custody control and disbursements of public moneys showing the balance in their hands respectively

Section 1706 POWER TO ADMINSTER OATHS COUNTERSIGNING OF WARRANTS The city controller shall have the power to administer oaths or affirmations in relation to any matter touching the authentication of any account claim or demand against the city but shall not receive any fee therefor and shall countersign all warrants for the payment of moneys out of the city treasury when satisfied of the legality of such payment

Section 1707 POWER TO SUBPEONA CITY OFFICERS The city controller shall have power to issue subpoenas to obtain the attendance of officers whose accounts he is authorized to adjust audit and settle and also to subpoena any person or persons who it may be necessary to examine as witnesses and in case any city officer or any witness refuses to appear upon being subpoenaed he shall report such refusal to council and the council is hereby empowered to enact ordinances to compel the attendance of city officers and witnesses before the said city controller and to impose penalties in the case of refusal

Section 1708 APPOINTMENT OF DEPUTY CONTROLLER POWERS RESPONSIBILITY The city controller may appoint a deputy controller who in case of the sickness absence or inability of such controller to act shall have the same powers and shall perform the same duties as are imposed by law upon the city controller In the case of such appointment the said controller shall be responsible for the acts of such deputy Such deputy controller shall furnish such bond and receive such compensation as shall be fixed by council

Section 1709 APPOINTMENT OF TEMPORARY DEPUTY BY COUNCIL BOND COMPENSATION In case of the sickness absence or inability of a city controller and when no deputy shall have been appointed by him the council of such city may elect a deputy controller to serve during the sickness absence or inability of such controller or until such controller shall appoint a deputy as aforesaid who shall furnish such bond and receive such compensation as shall be fixed by council

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article XVII, section 1704, page 86, by adding after the word "officer", in line ten (10), the following paragraphs: "(a) He shall likewise audit, or cause to be made by a certified public accountant, an annual audit of all the accounts of any municipal officer in any department of the city government, who may be charged with the duty, or who may perform the services of receiving and disbursing the funds of any association, society, or organization of municipal employes, or persons directly or indirectly connected with the municipal government, for the benefit, relief or pensioning of firemen, policemen or other municipal employes. Such audits always shall be made in the months of January and February following each calendar year, and be annually reported to Council before the first day of March, as other reports of the Controller are made.

"(b) Brief abstracts or summaries of the reports of such accounts and financial statements shall be published at least once a week for two weeks in accord with the provisions of Section 109 of this act. The expense and cost of such publication shall be paid out of the funds of the various associations, organizations or societies as their other expenses are paid"; also section 1705, page eighty-six (86), by inserting in line seventeen (17), after the word "respectively," the following: "The city controller shall immediately prepare an intelligent summary of said reports, showing the fiscal condition of the affairs of the city, and publish the same at least one time in at least two newspapers of general circulation, as required by Section 109 of this act, and post at least one copy of said summary as published in a conspicuous public place in each ward of the city, and the city or town hall".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article XVIII of the bill was read as follows:

ARTICLE XVIII

ACCOUNTS AND FINANCES

Section 1801 FISCAL YEAR The fiscal year of each city shall begin on the first Monday of January in each and every year

Section 1802 DIRECTOR OF ACCOUNTS AND FINANCE BOND The director of accounts and finance shall be the head of the Department of Accounts and Finance He shall furnish bond in such amount and with such sureties as shall be fixed by ordinance He shall have authority to administer oaths and affirmations in relation to any matter touching the authentication of every account with or claim or demand against the city but shall not be entitled to receive any fee therefor

Section 1803 DEPUTY The director of accounts and finance may appoint a deputy subject to the approval of council which shall fix the salary of such deputy The deputy shall have power to administer oaths and affirmations in all matters relating to the affairs of said office The director of accounts and finances shall in all cases be responsible and liable for the actions and conduct of the said deputy

Section 1804 REGULATIONS CONCERNING APPROPRIATIONS No debt shall be created by any department of the city except in pursuance of previous authority of law ordinance or resolution No money shall be paid out of the city treasury except upon appropriation made according to law and on warrant drawn by the proper officer in pursuance thereof In every case in which an appropriation shall be exhausted and the object of which is not completed the director of accounts and finance shall immediately report the fact to the city council and accompany such report with a statment of the moneys which have been drawn on such appropriation and the particular purpose for which they were drawn

Section 1805 COUNTERSIGNING WARRANTS EVIDENCE REQUIRED The director of the Department of Accounts and Finance shall countersign all warrants upon the city treasury the form whereof shall be prescribed by council and shall not suffer any appropriation made by the council to be overdrawn No warrant shall be countersigned unless there is money in the treasury to pay the same Whenever a warrant on the treasurer shall be presented to the director of finance to be countersigned the person presenting the same shall be by the director of finance required to produce evidence

(1) That the amount expressed in the warrant is due to the person in whose favor it is drawn

(2) That the supplies or services for payment of which the warrant is drawn have been furnished or performed according to law and the terms of the contract if any

Section 1806 RECORD OF ASSETS PROPERTY TRUSTS DEBTS DUE RECEIPTS AND EXPENDITURES The director of accounts and finance shall have charge and keep a record of accounts under appropriate titles to show separately and distinctly all of the assets and property whatsoever vested in the city and all trusts in care of the same debts owing by the city and all of the receipts and expenditures of the various departments

Section 1807 SUPERVISION OF ACCOUNTS OF DEPARTMENTS The director of accounts and finance shall have the supervision and control of the accounts of all of the departments and require from them at any time a statement in writing of all money or property of the city in their hands

Section 1808 SUGGESTIONS BY DIRECTOR FOR IMPROVEMENT OF CITY FINANCES The director of accounts and finances may from time to time and shall when the council shall direct suggest plans to the council for the management and improvement of the city finances

Section 1809 ANNUAL BUDGET The director of accounts and finance shall at the first stated meeting in December in each year present to council a detailed statement of the estimated receipts expenditures and liabilities of every kind for the ensuing year with the balance of unexpended appropriations and all other information of value as a basis for fixing the levy and tax rate for the next fiscal year

The several departments of the city government shall before the first stated meeting in December present to the council an estimate of the probable receipts and expenditures and of the amount required by each of said departments for the public service during the ensuing year as a basis for making the annual appropriations thereto

Section 1810 APPROPRIATIONS TAX RATE When all estimates for the receipts liabilities and expenditures for the ensuing year shall be made council shall proceed to make the annual appropriations and shall fix the tax rate at such figure as with all sources of revenue will fully meet and cover the aggregate amount of such estimate

No appropriation however shall be made for any purpose until the interest accruing on the funded debt of the city and the principal of such part of said debt as may be coming due the salaries of officers and the ordinary and necessary expenses of the city shall first be provided for and no appropriation shall be made for any purpose in excess of the estimated receipts for the fiscal year for which such appropriations are made

Section 1811 ANNUAL REPORTS PUBLICATION The director of accounts and finance shall make a report vertified by oath or affirmation to the council at the stated meeting in March in each year of the public accounts of the city and of the trusts in its care for the preceding fiscal year exhibiting all of the expenditures thereof respectively and the sources from which the revenue and funds are derived and in what measures the same have been disbursed Each account shall be accompanied by a statement in detail of the several appropriations made by council the amount drawn on each appropriation and the balance outstanding to the debit or credit of such appropriation at the close of the fiscal year

Such report accompanied by a statement of the present funded and floating indebtedness of the city and the date and maturity of the funded debt a schedule of its assets and the character and value thereof and the amount of taxable property therein shall be published in not more than two newspapers printed and circulated in such city Council may at its discretion cause such statement to be printed in pamphlet form for general distribution instead of being published in newspapers in which case notice shall be published in at least two newspapers printed and circulated in such city that that said pamphlets may be had upon request at the office of the city clerk

On the question,

Will the Senate agree to the article?

Mr. WEINGARTNER. Mr. President, I move to amend article XVIII, section 1811, page ninety-two (92), by striking out of lines five (5), six (6), seven (7), eight (8), nine (9), ten (10) and eleven (11), the following: "Council may at its discretion cause such statement to be printed in pamphlet form for general distribution instead of being published in newspapers in which case notice shall be published in at least two newspapers printed and circulated in such city that the said pamphlets may be had upon request at the office of the city clerk", and insert in lieu thereof in line five (5) after the word "city", the following: "as required by Section 109 of this act. Provided, Council may cause such statement to be printed in pamphlet form in addition to the publications made as aforesaid".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article XIX of the bill was read as follows:

ARTICLE XIX

CONTRACTS AND PURCHASING

Section 1901 POWER TO MAKE CONTRACTS Each city may make contracts for carrying into execution the provisions of this act and the laws of the Commonwealth but no department thereof shall make any contract except in pursuance of previous authority of law or ordinance The council shall by ordinance provide for and regulate the award of all contracts

Section 1902 REGULATIONS CONCERNING CONTRACTS All stationery paper fuel supplies materials printing and advertising and all work required by the city or any department thereof where the amount thereof exceeds five hundred dollars shall be furnished and performed under contract to be given the lowest responsible bidder Provided That the above requirements shall not apply to cleaning or ordinary repairs of highways sewers and other public improvements

The council shall by ordinance provide for and regulate the purchase of supplies and materials and the sale of personal property

The council may also by ordinance provide a contingent fund or funds for necessary repairs and incidental expenses not otherwise provided in the general appropriations and such funds may be expended without advertising for bids

Section 1903 PURCHASING DEPARTMENT Each city may by ordinance provide for the establishment of a purchasing department which shall have supervision over the purchase and distribution of all supplies purchased to the amount allowed by the provisions of the next preceding section of this act The said department shall be attached to the department of accounts and finance or such other department as council may determine and shall be operated in accordance with rules and regulations to be adopted by council the rules to include the manner in which quotations shall be secured on the supplies purchased The said department shall assist council at all times in eliminating waste and extravagance in the purchase and distribution of the supplies of the city

Section 1904 DESIGNATION OF APPROPRIATION CERTIFICATION IN EXCESS OF APPROPRIATION Every contract involving an appropriation of money shall designate the item of appropriation on which it is founded and the estimated amount of the expenditure thereunder shall be charged against such item and so certified by the director of accounts and finance on the contract before it shall take effect as a contract The payments required by such contracts shall be made from the fund appropriated therefor If the director of accounts and finance shall certify any contract in excess of the appropriation made therefor the city shall not be liable for such excess but the director of accounts and finance shall be liable for the same which may be recovered in an action at law by the contracting party aggrieved It shall be the duty of the director of accounts and finance to certify contracts for the payment of which sufficient appropriations have been made and he shall within ten days after any certification of a contract report back to the council in writing that he has or has not certified the same in accordance with the provisions of this section

Section 1905 BONDS FOR THE PROTECTION OF LABOR AND MATERIALMEN It shall be the duty of every city to require any person copartnership association or corporation entering into a contract with such city for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such city in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any any every person copartnership association or corporation interested in a sum not less than fifty (50%) per centum and not more than one hundred (100%) per centum of the contract price as such city may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work provided for in said contract Such additional bond shall be depositied with and held by the city for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the city for his their or its use and prosecute the same to final judgement for such sum or sums as may be justly due him them or it and have execution thereof Provided however That the city shall not be liable for the payment of any costs or expense of any suit

Section 1906 SEPARATE BIDS FOR PLUMBING HEATING VENTILATING AND ELECTRICAL WORK In the preparation of specifications for the erection construction and alteration of any public building when the entire cost of such work shall exceed one thousand dollars the architect engineer or other person preparing such specifications shall prepare separate specifications for the plumbing heating ventilating and electrical work The person or persons authorized to enter into contracts for the erection construction or alteration of such public buildings shall receive separate bids upon each of the said branches of work and award the contract for the same to the lowest responsible bidder for each of said branches

Section 1907 ACCEPTANCE BY CONTRACTOR OF WORKMEN'S COMPENSATION ACT All contracts executed by any city or any officer or bureau or board thereof which involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept in so far as the work covered by any such contract is concerned the provisions of the Workmen's Compensation Act of one thousand nine hundred fifteen and any supplements or amendments thereto and that the said contractor will insure his liability thereunder or file with the city with whom the contract is made a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Every officer of any city or bureau or department thereof who shall sign on behalf of the said city any contract requiring in its performance the employment of labor shall require before the said contract shall be signed proof that the said contractor with whom the contract is made shall have accepted the Workmen's Compensation Act of one thousand nine hundred fifteen and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of the said act or that the said contractor has had issued to him a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Any contract executed in violation of the provisions of this section shall be null and void

Section 1908 CONTRACTS FOR IMPROVEMENTS ASSIGNMENT OF ASSESSMENTS Where the whole or any part of the cost of an improvement is to be paid by assessments upon the property abutting or benefitted the city may enter into an agreement with the contractor that he shall take an assignment of such assessments in payment of the amount due him under the trems of his contract and in such case the city shall not be otherwise liable under such contract whether said assessments are collectible or not

Section 1909 ARCHITECTS AND ENGINEERS IN EMPLOY OF CITY PROHIBITIONS FROM BIDDING ON PUBLIC WORKS PENALTY It shall be unlawful for any architect or engineer in the employ of any city and engaged in the preparation of plans specifications or estimates to bid on any public work at any letting of such work in this Commonwealth

It is unlawful for the officers of any city charged with the duty of letting any public work to award a contract to any such architect or engineer in the employ of the Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth

It is unlawful for any architect or engineer in the employ of the Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth to be in any wise interested in any contract for public work for the city or receive any remuneration or gratuity from any person interested in such contract

Any person or persons violating these provisions or either of them shall forfeit his office and shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment for not less than six months or both in the discretion of the court

Section 1910 CONTRACTS WITH RAILWAY COMPANIES Subject to the provisions of the Public Service Company Law any city of the one part and any street railway company surface elevated or underground or motor power company leasing and operating the franchise and property of such company within the limits of such city of the other part may enter into contracts with each other affecting fixing and regulating the franchises powers duties and liabilities of such companies and the regulation and respective rights of the contracting parties Such contracts may inter alia provide for payments by the companies to the city in lieu of the performance of certain duties or the payment of license fees or charges imposed in favor of such city by the charters of the respective companies or by any general law or ordinance for the appointment by the city of a certain number of persons to act as directors of such company in conjunction with the directors elected by the stockholders of such company and further may provide for the ultimate acquisition by the city upon terms mutually satisfactory of the leaseholds property and franchises of the contracting companies

Section 1911 CONTRACTS FOR RELOCATION OF RAILROADS Subject to the provisions of the Public Service Company law any city may enter into contracts with any of the railroad companies whose roads enter its limits whereby the said railroad companies may relocate change or elevate their railroads within said limits or either of them in such manner as in the judgement of the proper authorities of such city may be best adapted to secure the safety of lives and property and promote the interest of said city and for that purpose may do all such acts as may be necessary and proper to effectually carry out such contracts Any such contracts made by any railroad company or companies as aforesaid with any city are hereby fully ratified and confirmed Nothing herein contained shall affect any contract made or hereafter to be made with any railroad company from apportioning the expenses of altering and adjusting the grades of existing railroads and intersecting streets in any city so as to dispense with grade crossings

Section 1912 CONTRACTS WITH STREET RAILWAYS FOR EXCLUSIVE RIGHT TO LAY TRACKS In case any city shall deem it necessary for the public benefit and convenience to secure the removal of any street railway tracks already laid or prevent the laying of such tracks already authorized to be laid or to change the route of any street railway on any street or streets or portion of a street or streets within its corporate limits and such purpose or purposes can be accomplished by agreement with the street passenger railway company or motor power company owning leasing or operating such tracks the said parties may subject to the provisions of the Public Service Company Law enter into a contract for a period not exceeding fifty years for such considerations and upon such terms and conditions and containing such stipulations reservations and covenants as may be agreed upon between the respective parties thereto and such contract may include a covenant providing that during the continuance thereof municipal consent shall not be granted to any other company to use or occupy the street streets or portions of a street or streets covered by such contract for street railway or passenger transportation purposes which covenant shall be enforceable by bill in equity against such city in case of attempted breach thereof and such contract may also provide for the laying or relaying of such tracks upon such terms and under such contingencies and conditions as may be agreed upon When such contract shall have been made it shall form a part of the charter of the company with like force and effect as to all its terms conditions stipulations restirictions covenants and provisions as to change of routes as if the same formed a part of the original charter of such company and no removal of tracks already laid or postponement of or delay in the time of beginning or completing the work of laying tracks already authorized to be laid and no change of route therein provided for shall operate or be construed to deprive or divest any such company entering into such contract of any of the rights franchises or privileges possessed by it at the time of entering into such contract so as to operate in favor of any company subsequently formed and seeking to occupy for street railway purposes the street streets or portions of a street or streets covered by such contract Nothing in this section contained nor any contract made in pursuance thereof shall be construed to limit or affect in any way or impose any additional liability for the exercise of the right of a steam railroad company to lay its tracks over upon under and across such street or streets or portions thereof

On the question,

Will the Senate agree to the section?

Mr. WEINGARTNER. Mr. President, I move to amend Article XIX, Section 1902, page 92, line 22, by inserting before the word "all" a bracket thus: "["; also line 29, by inserting after the word "improvements" a bracket thus: "]"; also line 21, by inserting after the word "contracts" the following: "All work and materials required by any city of the third class or any department thereof where the amount exceeds the sum of five hundred dollars, shall be furnished and performed under written contract, and the contract shall be awarded and given to the lowest responsible bidder after advertising in accord with the provisions of Section 109 of this act; provided that stationery, paper, account and tax and lien and law books, supplies, fuel, printing and advertising, and materials, needed in the carrying on of the various city work may be purchased and procured without advertising or asking for bids and without contract, if the cost thereof does not exceed the sum of five hundred dollars; and provided further that the requirements of this Act as to advertising and contracts, and bidding and to the sum of five hundred dollars, shall not apply to repairs of highways sewers and other public improvements, or to resurfacing or maintaining of highways, or to street and sewer cleaning, or to the collection of rubbish, ashes and garbage, made, done and provided by the officers and employees of the city; and further provided, that where the roadway of a street is to be paved originally and for the first time, or reconstructed by putting down a new base, or a sewer is to be constructed, or grading done, such work shall be done under written contract after advertising as provided in Section 109 of this Act, and such contract shall be given to the lowest responsible bidder."

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the Article as amended?

It was agreed to.

Article XX to XXIII, inclusive of the bill were read as follows and agreed to:

ARTICLE XX

POLICE BUREAU

Section 2001 APPOINTMENT NUMBER RANK COMPENSATION AND QUALIFICATIONS OF POLICEMEN The council shall fix by ordinance the number rank and compensation of the members of the city police force who shall be appointed in accordance with the civil service provisions of this act no policeman shall after his appointment and qualification hold at the same time the office of constable Council shall prescribe all necessary rules and regulations for the organization and government of the police force

Section 2002 DESIGNATION OF CHIEF AND OTHER OFFICERS The council may designate from the force the chief and other officers who shall serve as such officers until their successors are appointed and qualified

Section 2003 EXTRA POLICEMEN COMPENSATION The council or the mayor acting by authority and direction of council on occasions of threatened public disorder or danger whenever in the judgment of the council or the mayor it is necessary for the public safety or to preserve order may appoint supernumerary or extra policemen to serve for such period as the council or the mayor may designate not exceeding ten days whose compensation shall be fixed by council before or at the time said appointments are made

Section 2004 HOURS OF SERVICE EXCEPTIONS No city shall employ or require any police officer to remain on duty for more than eight hours in any twenty-four consecutive hours or more than fifty-six hours in any one week unless in emergency cases for the suppression of riots or tumults or the preservation of the public peace Nothing contained herein shall prevent any such city from requiring any such police officer to remain on duty or to work sixteen hours in any twenty-four consectuive hours not more than one day each week if required by a change in working hours or a change in shifts

Section 2005 POWERS OF POLICEMEN TO ARREST Policemen shall be ex-officio constables of the city and shall and may without warrant and upon view arrest and commit for hearing any and all persons guilty of breach of the peace vagrancy riotous or disorderly conduct or drunkenness or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens or violating any of the ordinances of said city for the violation of which a fine or penalty is imposed

Section 2006 SERVICE OF PROCESS FEES PAYMENT INTO TREASURY Policemen shall have authority to serve and execute all criminal process or processes for the violation of city ordinances which may be issued by the mayor or any alderman and shall charge the same fees and costs as pertain by law to the constables of the city for similar services but the said fees and costs shall be received and collected by the mayor or alderman and by him paid into the city treasury monthly as herein provided

Section 2007 SUPERVISION BY MAYOR Policemen shall obey the orders of the mayor and make report to him which report shall be laid by him before council whenever required The mayor shall exercise a constant supervision and control over their conduct

Section 2008 EXTRA COMPENSATION PROHIBITED EXCEPTION PENALTY No policeman shall ask demand or receive any compensation or reward whatsoever for his services other than that provided by ordinance except rewards offered for the arrest of persons accused of crime committed outside of the city in which they hold office Any policeman violating any of the provisions of this section shall be guilty of a misdemeanor in office and upon conviction shall be sentenced to pay a fine not exceeding fifty dollars or undergo imprisonment not exceeding thirty days or both at the discretion of the court to be followed by dismissal from office

ARTICLE XXI

FIRE BUREAU

Section 2101 ORGANIZATION OF FIRE BUREAU MAINTENANCE APPARATUS Each city may organize a fire bureau with or without pay make appropriations for the maintenance of the same prescribe rules and regulations for the government of the officers and companies belonging thereto and purchase fire engines hooks ladders trucks fire alarms and other apparatus for the extinguishment of fires

Section 2102 PAID BUREAU ELECTION OF OFFICERS AND COMPANIES When a paid fire bureau is organized by any city the city may provide by ordinance for the election or appointment of the officers and companies belonging thereto

Section 2103 PLATOON SYSTEM HOURS OF SERVICE The director of the department having charge of the fire bureau in each city shall divide the officers and members of companies of the uniformed fire force in the employ of such cities excepting the chief engineer and assistant chiefs and those employed subject to call into two bodies or platoons one to perform day service and the other to perform night service The hours of day service shall not exceed ten commencing at eight o'clock in the morning the hours of night service shall not exceed fourteen commencing at six o'clock in the afternoon In case of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary No member of either of said platoons shall be required to perform continuous day service or continuous night service for a longer consecutive period than two weeks nor be kept on duty continuously longer than ten hours in the day platoon or fourteen hours in the night platoon excepting as may be necessary to equalize the hours of duty and service and also excepting in cases of riot serious conflagration or other such emergency as above provided

Section 2104 FIRE MARSHAL POWERS Every city may by ordinance provide for the creation of the office of fire marshal to be appointed by the mayor by and with the approval and consent of council biennially Such fire marshal under the instructions and orders of the mayor may enter any building or premises wherein a fire has at any time occurred for the purpose of making such examination as may be deemed necessary to ascertain the cause of burning

Section 2105 OBSTRUCTING FIRE MARSHAL PENALTY Any person preventing or obstructing or attempting to prevent or obstruct said fire marshal while in the discharge of his duty shall be guilty of a misdemeanor and on conviction thereof shall be fined in a sum not exceeding fifty dollars or undergo an imprisonment not execeeding three calendar months or both at the discretion of the court

Section 2106 INVESTIGATION OF CAUSE OF FIRE POWER OF MAYOR The mayor of any city may whenever in his judgment the occassion demands it issue a subpoena in the name of the State of Pennsylvania to any person or persons requiring them to attend before him or the fire marshal at such time and place as may be named in said subpoena then and there to testify under oath or affirmation which the fire marshal in the absence of the mayor is hereby empowered to administer as to the origin of any fire occuring within the bounds of such city and also as to any facts or circumstances that may be deemed important to secure the detection and conviction of any party or parties guilty of the offense of arson or attempted arson

Section 2107 CHIEF OF POLICE OR FIRE CHIEF EX-OFFICIO FIRE MARSHAL The chief of police or the fire chief of any city may be ordinance be made ex-officio fire marshal thereof and in such case all the powers and duties herein given to or imposed upon such fire marshal shall be enjoyed and exercised by such chief of police or chief of the fire department as the case may be

Section 2108 COMPENSATION INSURANCE OR INJURED FIREMEN Each city may make such appropriations as may be necessary to secure insurance or compensation for volunteer firemen killed or injured while going to returning from or attending fires in said municipality or territory adjacent thereto

ARTICLE XXII

BUREAU OF MINE INSPECTION AND SURFACE SUPPORT

Section 2201 ORDINANCE CREATING Each city within the limits of the anthracite region of the Commonwealth may by ordinance create a bureau of mine inspection and surface support

Section 2202 BUREAU HOW CONSTITUED The bureau shall consist of one practical mining engineer to be appointed by the mayor with consent of the council and such assistants clerks and employes as the council may provide The officers and employes of the bureau shall receive such compensation as may be prescribed by council

Section 2203 INSPECTION OF MINES Members of the bureau may enter ispect examine and survey any mine or colliery within the limits of the city at all reasonable times either by day or night but not so as to impede nor obstruct the workings of the mine or colliery and may take with them such other persons as may be necessary for the purpose of making an examination or survey The owner operator or superintendent of such mine or colliery shall furnish the means necessary for such entry inspection examination survey and exit

Section 2204 OPERATORS TO FURNISH MAPS CONTENTS The owners operator or superintendent of every coal mine or colliery within three months after the passage of an ordinance by any borough creating such bureau shall make or cause to be made and furnished to such bureau an accurate map or plan of the workings or excavations of such coal mine or colliery on a scale of one hundred feet to the inch The map or plan shall exhibit the workings or excavations in every seam of coal on a separate sheet and the tunnels and passages connecting with such workings or excavations It shall show in degrees the general inclination of the strata with any material deflection therein in the workings or excavations and shall also show the tidal elevations of the botom of every shaft slope tunnel and gangway and of any other point in the mine or on the surface where such elevation shall be deemed necessary by the bureau The map or plan shall show the number of the last survey station and date of each survey on the gangways or the most advanced workings

Section 2205 EXTENSIONS TO BE PLACED ON MAPS Every mine owner operator or superintendent shall place or cause to be placed upon the map of the bureau at least once in every three months all the extensions made in any mine within the limits of such city during the three preceding months except those made within thirty days immediately preceding the time of placing such extensions upon the said map

Section 2206 CERTAIN SURFACE SUPPORTS NOT TO BE REMOVED It shall be unlawful for any person copartnership association or corporation to dig mine remove or carry away the coal rock earth or other minerals or materials forming the natural support of the surface beneath the public highways streets alleys courts and places of any city in the anthracite region to such an extent and in such a manner as to thereby remove the necessary support of the surface without having first placed or constructed an artificial permanent support sufficient to uphold and preserve the stability of the surfaces of such public highways streets alleys courts and places

Section 2207 PENALTY Any person being the general manager superintendent or person in charge of the work of any corporation copartnership or association violating any of the provisions of this article shall be guilty of a misdemeanor and upon conviction before any alderman of the city shall be sentenced for such offense to pay a fine not exceeding one thousand dollars or to undergo imprisonment in the county jail for a period not exceeding ninety days or both All fines imposed under this section shall be paid into the treasury of the city

Section 2208 ENACTMENT OF ORDINANCES Council may enact such ordinances as may be necessary for the enforcement of the provisions of this article

ARTICLE XXIII

PUBLIC HEALTH

(a) Creation Organization and General Powers and Duties of Boards of Health

Section 2301 CREATION OF BOARD OF HEALTH Any city may by ordinance create a board of health as herein provided with the powers and duties herein enumerated and may appoint the officers and subordinates thereof It shall be the duty of the board of health to enforce the laws of the Commonwealth enacted for the protection of the public health

Section 2302 POWERS OF COUNCIL AS BOARD OF HEALTH In cities where the council of said city shall not elect to create by ordinance a board of health the said council shall exercise all the rights and perform the duties and obligations imposed by this act and the laws of the Commonwealth upon boards of health

Section 2303 APPOINTMENT AND TERMS OF MEMBERS OF BOARD OF HEALTH REMOVAL AND FILLING OF VACANCIES The board of health shall consit of five members to be appointed by council who shall serve without compensation and none of whom shall be members of council At least two of their number shall be reputable physicians of not less than two years' experience in the practice of their profession The board shall be appointed by districts to be fixed by council representing as equally as may be all portions of the city and shall serve for the term of five years from the first Monday of April succeeding their appointment Council may remove any or all of the members of said board for official misconduct or neglect of duty and fill all vacancies for the unexpired term At the first appointment council shall designate one of the members to serve for one year one for two years one for three years one for four years and one for five years and thereafter one member of said board shall be appointed annually to serve for the term of five years

Section 2304 OATH OF OFFICE ORGANIZATION OF BOARD SECRETARY AND HEALTH OFFICER SALARIES BONDS OATH The members of the board shall severally take and subscribe the oath of office provided by this act The board shall organize annually on the first Monday of January If the council shall fail to appoint the officers and subordinates of the board as hereinbefore provided the board shall elect one of their number as president a secretary not of their body and a health officer The secretary and health officer shall receive such salary as may be fixed by the board and shall hold their offices at the pleasure of the appointing power The secretary and health officer shall severally give bond to the city in such sums as may be fixed by ordinance for the faithful discharge of their duties and shall also take and subscribe the oath required of members of the board

Section 2305 DUTIES OF SECRETARY AND HEALTH OFFICER The secretary shall keep the minutes of the proceedings of the board and perform such other duties as may be directed by the board The health officer shall execute the orders of the board and for that purpose shall have and exercise the powers and authority of a policeman of the city

Section 2306 ADMINISTRATION OF OATH AND AFFIRMATIONS The president and secretary of the board shall have full power to administer oaths and affirmations in any proceedings or investigations touching the regulations of the board but shall not be entitled to receive any fee therefor

Section 2307 SANITARY POLICE The mayor shall detail police from the regular police force of such city to be known as "sanitary police" or make new appointments for the purpose whenever in the opinion of the board of health the public health and sanitary condition of such city may require The number of sanitary police shall be determined by the board of health according to exigencies of the circumstances Said sanitary police shall be subject to the exclusive direction and control of said board for the enforcement of proper sanitary measures and the promotion of the public health

Whenever in the opinion of the board of health the services of the sanitary police are no longer required they shall on recommendation of the board of health be returned to duty as regular policemen or if newly appointed be dismissed as the mayor may direct but no permanent increase of the police force shall be made without the consent of councils by ordinance duly enacted

Section 2308 ORDERS AND REGULATION The board of health shall have power to make and enforce all necessary orders and regulations to prevent the introduction of communicable diseases for the enforcement of the laws of the Commonwealth and the regulations of the State Department of Health relating to the control of such diseases to secure the general health of the inhabitants of the city to remove prevent and abate nuisances and to enforce the vaccination laws

Section 2309 GRATUITOUS SERVICE FOR PROTECTION OF PUBLIC HEALTH The board may take measures and supply agents and afford inducements and facilities for general and gratuitous vaccination and disinfection and may afford medical relief to and among the poor of such city as in its opinion the protection of the public health may require

Section 2310 HOSPITALS The said board of health may with the consent of the councils in case of the prevalence or apprehended prevalence of any contagious or infectious disease within the city establish one or more hospitals and make provision and regulations for the management of the same The board may in such cases unless otherwise provided by council appoint as many ward or district physicians and other sanitary agents as they may deem necessary whose salaries shall be fixed by the board before their appointment

Section 2311 BUDGET ESTIMATES The board of health shall submit annually to councils before the commencement of the fiscal year an estimate of the probable receipts and expenditures of the board during the ensuing year and councils shall then proceed to make such appropriation thereto as they shall deem necessary

Section 2312 APPROPRIATIONS FOR EXCESS EXPENDITURES CAUSED BY EPIDEMICS Whenever the board of health by reason of an epidemic is compelled to incur expense in excess of the amount appropriated by council it shall be the duty of council upon application and certification from the board of health to pass the necessary appropriating ordinances to pay the excess so incurred and certified

Section 2313 ANNUAL REPORT The said board shall in the month of March of each year submit a report in writing to councils of its operations for the preceding year with the necessary statistics thereof together with such other information or suggestions relative to the sanitary condition and requirements of the city as it may deem proper and councils shall publish the same in its annual report The board shall also transmit to the State Department of Health copies of all its reports and publications together with such information relating to sanitation as may from time to time be required by said Department

Section 2314 PAYMENT OVER OF FEES AND PENALTIES All fees which shall be collected or received by the board or by any officer thereof in his official capacity shall be paid over into the city treasury monthly together with all penalties which shall be recovered for the violation of any regulation of the board

Section 2315 PROCEEDINGS OF BOARD TO BE PUBLIC The proceedings of the board shall be public and its journal of proceedings open to the inspection of any taxpayer

(b) Nuisances

Section 2325 NUISANCES EXAMINATION ABATEMENT The board of health as a body or by committee or the health officer together with his subordinates assistants and workmen under and by order of said board may enter at any time upon any premises in the city upon which there is suspected to be any infectious disease or nuisance detrimental to the public health for the purpose of examining and abating the same All written orders for the removal of nuisances issued to the health officer by order of the board of health attested by the secretary shall be executed by him and his subordinates and workmen The costs and expenses of the removal of unisances shall be recoverable from the owner or owners of the premises from which the nuisance shall be removed or from any person or persons causing or maintaining the same The amount of the cost and expense thereof shall be a lien upon the premises which has caused or from which the nuisance shall be removed from the time of the commencement of the work which date shall be fixed by certificate of the health officer filed with the city clerk Such lien may be filed and proceeded in as provided by law in the case of municiapl liens

Section 2326 ABATEMENT OF NUISANCES UPON PRIVATE ALLEYS The board of health may abate nuisances upon private alleys now existing or hereafter to be laid out upon the neglect or refusal of the owners of the properties having the use of said alleys to abate said nuisance within ten days after service of notice upon the owners so to do

Where a nuisance is caused by the improper grading or defective paving of private alleys upon the neglect or refusal of the said owners to grade pave or repave the said alleys within ten days after service of notice so to do the said board of health is hereby empowered to certify the matter to the city council and the council may thereupon in the manner provided by law for public streets proceed to grade pave or repave the said alleys in accordance with grades established by the city

The board of health is hereby empowered to charge the cost and expense of abating the said nuisances and the city is empowered to charge the cost and expense of the grading paving or repaving of the said alleys upon the owners in their proper proportions and upon failure to pay the said charges to file liens therefor in the manner provided and according to the practice prescribed by law with respect to municipal claims

Section 2327 PETITIONS TO VACATE NUISANCES Whenever the board of health shall declare as a nuisance any public alley lane or passageway any two or more owners of property adjacent or abutting upon the same may present their petition verified by oath or affirmation to the court of quarter sessions setting forth the facts regarding such nuisance and praying that said alley lane or passageway may be vacated Such petition shall be accompanied by a certificate of the board of health setting forth that they have declared such alley lane or passageway to be a public nuisance

Section 2328 JURY OF VIEW The court shall thereupon appoint a jury of view of three men of the county The jury being sworn or affirmed to faithfully perform its duties shall give notice to all parties likely to be affected by the proceedings of the time and place of the first meeting in such manner as the court shall direct

Section 2329 HEARINGS AND REPORT After the first meeting the jury shall proceed to view the premises hear all parties interested and their witnesses and shall prepare a report of findings and recommendations as to whether or not such alley lane or passageway or part thereof should be vacated and in such report shall award damages and assess benefits to the property affected

Section 2330 NOTICE OF FILING REPORT The jury shall give notice in writing to all parties affected by their report at least ten days before the same is filed in court The notice shall state the time and place when and where such report will be open to inspection

Section 2331 EXCEPTIONS TO REPORT Any person aggrieved by such report may file exceptions thereto with the jury whereupon the jury shall reconsider their report with the exceptions and change the same as justice may require The report as finally prepared shall be filed in court

Section 2332 APPEALS FROM REPORT Any person affected by the report shall have an appeal to the court of common pleas within thirty days after the report is filed and the procedure on such appeal shall be the same as in actions of trespass

Section 2333 CONFIRMATION OF REPORT At the end of the period allowed for an appeal the report shall be absolutely confirmed by the court as to such awards or assessments from which no appeals have been taken

Section 2334 WHEN VACATION PROCEEDINGS NOT TO BE HAD No alley lane or passageway shall be vacated in any case where the vacating deprives any lot abutting thereon of the sole means of ingress or egress otherwise than to or from the front line thereof nor where it was created by grant or contract and not theretofore accepted by the public

Sections 2335 CONDITIONS DANGEROUS TO LIFE OR HEALTH TO BE DECLARED NUISANCES ORDER TO ABATE Whenever any building erection excavation premises business pursuit matter or thing or the sewerage drainage or ventilation thereof in the opinion of the board of health either in whole or in part is in a condition or in effect dangerous to life or health the board may declare the same to the extent it may specify to be a public nuisance and dangerous to life and health and may order the same to be removed abated suspended altered or otherwise improved or purified and shall cause said order before its execution to be served on the owner agent occupant or tenant thereof or some of them if said parties or any of them are in such city and can be found If the party so served shall before its execution is commenced apply to said board to have said order or its execution stayed or modified the said board shall temporarily suspend or modify said order and give to such party or parties together as the case in the opinion of the board may require a reasonable and fair opportunity to be heard before said board and to present proofs and facts against said declaration and the execution of said order or in favor of its modification The board shall enter upon its minutes such facts and proofs as it may receive and its proceedings on such hearing and thereafter may rescind modify or reaffirm its said declaration and order and require execution of said original or of a new or modified order to be made in such form and effect as it may finally determine

Section 2336 BONE BOILING ESTABLISHMENTS No establishment for bone boiling or for use as a depository of dead animals shall be erected or operated in any city without permission of the board of health of the city and in accordance with regulations prescribed by the said board Any person violating any of the provisions of this section shall for every offense and for each month's continuance of the same be liable to a fine of fifty dollars to be collected and disposed of in the manner herein prescribed for the recovery of fines and penalties imposed by ordinances and shall in addition be liable for indictment at common law for creating and maintaining a nuisance

Section 2337 KEEPING AND SLAUGHTERING OF ANIMALS AND POULTRY Any city may prohibit the keeping and slaughtering of horses cows calves swine sheep goats and other animals or fowls deemed objectionable by the board of health in any dwelling rooming-house or tenement or any part thereof nor shall any of the aforesaid animals or such fowl be kept in the yard of any such building or the lot thereof or the property adjoining in closely built up sections without the person desiring to keep the same first having obtained a permit from the board of health Application for such permit shall be accompanied by a fee of fifty cents and such permit when granted shall expire not later than the calendar year for which it is issued

(c) Corporations Acting as Boards of Health

Section 2345 BOARD OF DIRECTORS OF CORPORATION TO BE APPOINTED MEMBERS OF BOARD OF HEALTH Whenever any corporation not for profit has been or shall hereafter be chartered whose principal corporate purpose is or shall be substantially to preserve and promote the health of the public of any city and the control and elimination of disease and such corporation in the opinion of the council of such city and the State Department of Health shall have at its disposal sufficient means to render its assistance of value to the city in the administration of its public health affairs and is properly organized and managed said council may by ordinance appoint the members of the board of directors for such corporation as the board of health of such city for a term of five years The said board of directors shall not be more than nine or less than five in number and at least two of the members shall be reputable physicians with not less than five years' experience in the practice of their profession When by limitation in the charter or by-laws of such corporation the office of any member of the board of directors shall terminate such person's membership in the board of health shall also terminate and a vacancy in such membership exist to be filled as hereinafter provided Whenever the number of directors of such corporation shall be increased subject however to the aforesaid maximum limitation of nine the council of said city may appoint any person added to the corporation's board of directors as an additional member of the board of health for a term equal in the unexpired term of the other members subject also to termination resulting from limitations in the corporation's charter or by-laws as aforesaid

Section 2346 COUNCILMEN AND SCHOOL DIRECTORS ELIGIBLE FOR APPOINTMENT Members of council of such city not more than two in number and one member of the board of directors of the school district of such city if they are also members of the board of directors of said corporation shall be eligible to appointment as members of the board of health of said city

Section 2347 POWER OF BOARD The board of health so appointed shall have all the power and authority and perform the duties now or hereafter conferred and prescribed by law upon boards of health of cities

Section 2348 HEALTH OFFICER If the board of directors of such corporation shall employ as manager or chief administrator of the activities and operations of the corporation a reputable physician of five years' experience in the practice of his profession or in public health work for a compensation to be paid out of the corporation's funds it shall be lawful for such council to appoint such manager or chief administrator as the principal health officer of such city with all the powers and authority and duties now or hereafter to be conferred or prescribed by law upon principal health officers

Section 2349 SECRETARY The secretary of the board of directors of such corporation may serve as secretary of such board of health

Section 2350 FILLING OF VACANCIES As the five year terms of members of such board of health expire and as vacancies therein occur the council of such city may appoint successors to those whose terms shall have so expired for further terms of five years and appoint persons to fill vacancies in both cases by selection of the then members of such board of directors including in the case of vacancies the persons in the said board of directors who may be selected to fill the vacancies therein Such appointment in the case of a vacancy shall be for the unexpired portion of the five year term

Section 2351 APPOINTMENT AND REMOVAL OF HEALTH EMPLOYES The council of such city shall in all cases where possible follow the recommendations of said board of health as to appointment and removal of all persons having to do with the administration of the public health affairs of the city Such appointees shall be required to pass any civil service examination required by any civil service commission lawfully established in such city

Section 2352 NO COMPENSATION FOR MEMBERS The members of such board of health shall serve without compensation from the city

This subdivision (c) shall be effective only under the circumstances set forth in section two thousand three hundred and forty-five

(d) Penalties

Section 2360 Any person violating any provision of this article or any order of said board of health made under the authority of the same or of any law or ordinance therein referred to or who shall obstruct or interfere with any person in the execution of any order of said board or wilfully and illegally omit to obey any such order shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars or undergo imprisonment not exceeding ninety days or both at the discretion of the court

ARTICLE XXIV

CORPORATE POWERS

Section 2401 EXISTING POWERS SAVED The corporate powers and the duties of the officers of cities now in existance by virtue of the laws of the Commonwealth and not repealed by this act shall be and remain as now provided by law

Section 2402 POWERS OF CITY Each city is hereby declared to be a body corporate and politic and shall have perpetual succession and may

1 Sue and be sued

2 Purchase and hold real and personal property for the use of the city

3 Lease sell and convey any real or personal property owned by the city and make such order respecting the same as may be conducive to the interests of the city

4 Make all contracts and do all other acts in relation to the property and affairs of the city necessary to the exercise of its corporate or administrative powers

5 Have and use a corporate seal and alter the same at pleasure Every such seal shall have upon it the word "Pennsylvania" the name of the city and the year of its original incorporation

6 Display the flag of the Commonwealth or of any county city borough or other municipality in the Commonwealth on the public buildings of the city

The powers hereby granted shall be exercised by the mayor and councilmen in the manner herein provided

Section 2403 SPECIFIC POWERS In addition to other powers granted by this act the council of each city shall have power by ordinance

1 PAYMENT OF DEBTS AND EXPENSES To provide for the payment of the debts and expenses of the city and to appropriate money therefor

2 HIRING OF EMPLOYES SALARIES To provide for and regulate the manner of hiring and discharging employes and laborers and the fixing of their salaries or compensation

3 CREATION OF NECESSARY OFFICES BOARDS OR DEPARTMENTS To create any office public board or department which it may deem necessary for the good government and interests of the city and unless otherwise provided by this act elect the members of any board bureau or commission to prescribe the powers thereof and to regulate and prescribe the terms duties and compensation of all such officers and of all officers who are members of any public board or any department so created but no ordinance shall be passed increasing or diminishing the salary or compensation of any officer or of any member of any board bureau or commission after his or their election or appointment The provisions of this clause as to the creation of any public board bureau or commission and prescribing the duties thereof shall not apply to the creation of any board of commissioners of water-works of any city wherein the title to the water-works therein located is in the name of the commissioners of water-works

4 LOCK-UPS OR WATCH-HOUSES To provide for the erection or purchase of lock-ups or watch-houses in some convenient part of the city for the detention and confinement of vagrants and persons arrested by the police officers until the persons so arrested can be taken before the proper magistrate for hearing and committed to prison or discharged No person shall be detained therein for a longer time than twenty-four hours except upon the order of the mayor or an alderman legally authorized who may commit such person for further hearing

5 MARKET HOUSES AND MILK DEPOTS To purchase and own ground for and to erect maintain and establish market houses milk depots and market places for which latter purpose parts of any streets sidewalks or city property may be temporarily used to provide and enforce suitable general market regulations to contract with any person or persons or association of persons companies or corporations for the erection and regulation of market houses milk depots and market places on such terms and conditions and in such manner as the council may prescribe to raise all necessary revenue therefor as herein provided and to levy and collect a license tax from every person or persons who may be authorized by council to occupy any portion of the streets or sidewalks for temporary market purposes

6 COLLECTION AND REMOVAL OF GARBAGE To provide for the collection and removal of garbage ashes and other waste or refuse material

7 COMFORT AND WAITING STATIONS AND DRINKING FOUNTAINS WAITING ROOMS FOR FEMALES IN COURT HOUSES To take purchase or acquire by the right of eminent domain subject to proceedings provided for by this act in cases of the exercise of the right of eminent domain property for the purpose of erecting providing maintaining and operating thereon comfort stations waiting stations and drinking fountains and to construct and maintain such stations and fountains in any of the highways within their corporate limits to provide and equip and maintain in the court house in cooperation with the county commissioners of the county wherein the city is situated whenever such city is the county seat rest or waiting rooms for females and provide female attendants therefor One-half of the cost of providing such waiting and rest rooms and of maintaining the same including salaries and all incidental expenses shall be paid by the county and the other half by the city for all which purposes the council may appropriate moneys

8 RUNNING AT LARGE OF ANIMALS ET CETERA To provide for the erection of all needful pens pounds and buildings within or without the city limits to appoint keepers thereof and to regulate or prohibit the running at large of cattle hogs horses mules sheep goats dogs or other animals also geese ducks chickens fowls et cetera and to cause such as may be running at large to be impounded and sold to discharge the costs and penalties provided for the violations of such prohibitions and the expenses of impounding and of keeping the same and of such sale

9 DESTRUCTION OF DOGS To destroy dogs found at large contrary to the laws of the Commonwealth

10 INSPECTION AND REGULATION OF FIREPLACES CHIMNEYS ET CETERA SMOKE REGULATIONS To regulate the construction and inspection of fireplaces chimneys stoves stovepipes ovens boilers kettles forges or any apparatus used in any building manufactory or business and to order the suppression or cleaning thereof when deemed necessary for the prevention of fires to regulate and control the production and emission of unnecessary smoke from any chimney or other source except railroad locomotives

11 MANUFACTURE SALE AND STORAGE OF EXPLOSIVES OFFENSIVE BUSINESS To regulate or prohibit the manufacture sale storage or transportation of inflammable or explosive substances within the city and to prescribe limits within which no dangerous obnoxious or offensive business shall be carried on

12 REGULATION OF PARTITION FENCES To enter upon the land or lands lot or lots of any person or persons within the city at all reasonable hours by their duly appointed city engineers in order to regulate partition fences and when adjoining parties shall improve or enclose their lots such fences shall be made in the manner generally used and be kept in good repair at the equal expenses of the parties unless the owners or occupants between whom such fences are erected shall agree otherwise

13 PUBLIC WELLS CISTERNS ACQUEDUCTS AND RESERVOIRS To establish make and regulate public wells cisterns acqueducts and reservoirs and to provide for filling the same

14 CONSTRUCTION OF LEVEES AND FERRIES DEEPENING OF CHANNELS To provide for the construction and maintenance of levees and ferries within the jurisdiction of the city and within the limits thereof to erect wharves on navigable waters adjacent to the city regulate the use thereof collect wharfage and establish wharf and dock lines to provide for protection against floods to construct and maintain docks retaining walls dams or embankments and to remove obstructions from deepen and widen the channels of rivers and streams flowing through or adjacent to the city

15 RAILROAD CROSSING FLAGMEN SPEED OF LOCOMOTIVES Subject to the provisions of the Public Service Company Law to provide for and require the construction and maintenance of bridges or other crossings over or under railroad tracks and to enter into contracts with railroad companies for the construction and maintenance of the same to require the erection of safety-gates and the placing of flagmen at the intersection of railroads with public streets to forbid the obstruction of the said crossings by locomotives or railroad cars and to regulate the rate of speed at which locomotives cars or trains shall pass upon or across the streets within the built-up portions of the city

16 REMOVAL OF NUISANCES AND OBSTRUCTIONS To require the removal of all obstructions and nuisances from the sidewalks curbstones gutters streets public alleys ways and street crossings at the expense of the owners or occupiers of the ground fronting thereon or at the expense of the person or persons placing the same there or causing the same

17 REGULATION OF SIGNS PORCHES ET CETERA To regulate by uniform rules and regulations porches porticoes benches doorsteps railings bulk bay or jut windows areas cellar doors and cellar windows signs and sign posts boards poles or frames awnings awning posts or other devices or things projecting over under into or otherwise occupying the sidewalks or other portion of any of the streets lanes alleys the building of cellars and basement ways and other excavations through or under the sidewalks and boxes bales barrels hogsheads crates or articles of merchandise lumber coal wood ashes building materials or any other article or thing whatsoever placed in or upon any of the said sidewalks or other portion of said streets lanes or alleys and also to prevent and remove all encroachments thereon

18 TREES To regulate the planting trimming care and protection of shade trees in the streets

19 NUMBERING OF BUILDINGS To require and regulate the numbering of buildings

20 CAB-STANDS RATES To establish stands for coaches cabs omnibuses carriages wagons automobiles and other vehicles for hire and to enforce the observance and use thereof

21 NIGHT WATCH To establish and maintain a night watch and police and define the duties of the same

22 POLICE PROTECTION ET CETERA PARTS ET CETERA COMMITMENT OF PROFESSIONAL THIEVES To establish and enforce suitable police regulations for the protection of persons and property at public squares parks depots depot grounds and other places of public resort and for the arrest and commitment of professional thieves and suspicious persons found in any part of the city who can give no reasonable account of themselves

23 REWARDS FOR APPREHENSION OF CERTAIN CRIMINALS To offer rewards for the arrest and conviction of persons guilty of capital or other high crimes within the city

24 TIPPLING SHOPS GAMING PROSTITUTION ET CETERA To restrain prohibit and suppress tippling shops houses of prostitution gambling houses gaming cock or dog fighting and other disorderly or unlawful establishments or practices desecration of the Sabbath day commonly called Sunday and all kinds of public indecencies

25 PREVENT RIOTS To prevent and restrain riots noises disturbances or disorderly assemblies in any street house or place in the city

26 REGULATE DISCHARGE OF FIREARMS To regulate prohibit and prevent the discharge of firearms rockets powder or any other dangerous combustible material within the city and to prevent the carrying of concealed deadly weapons

27 SALE AND USE OF FIREWORKS DISCHARGE OF FIREARMS To regulate or prohibit and prevent the sale use and discharge of fireworks firecrackers sparklers and other pyrotechnics in such cities and the unnecessary firing and discharge of firearms in the city

28 ARREST OF VAGRANTS To arrest fine or set at work on the streets or elsewhere all vagrants found in said city

29 HORSE RACING ON STREETS To prevent horse racing fast driving or riding in the streets highways alleys bridges or places in the city and all games practices or amusements therein likely to result in danger or damages to any person or property

30 RIDING OR DRIVING ON SIDEWALKS To prevent the riding or driving of animals or the passage of any vehicle drawn thereby or self-propelled over along and across sidewalks and to regulate the passing of the same through the public streets

31 REGULATIONS OF SKATING-RINKS THEATRES ET CETERA To regulate all skating-rinks operas theatres concerts shows circuses menageries and all kinds of public exhibitions for pay (except those for religious educational or charitable purposes) and to restrain all exhibitions of indecent or immoral character

32 BATHING BOAT HOUSES AND BATH HOUSES To regulate the time and place of bathing in rivers and other public water in and adjoining the said city and to construct maintain and manage municipal boat houses and bath houses

33 APPROPRIATIONS FOR MEMORIAL DAY To appropriate money for the expenses of Memorial Day services

34 APPROPIATIONS TO POSTS OF VETERANS To appropriate annually to each camp of the United States War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each organization of ex-service men in the city incorporated under the laws of the Commonwealth a sum not to exceed two hundred dollars to aid in defraying the expenses of Memorial Day and Armistice Day Where the Grand Army of the Republic has ceased to exist or to function such appropriation may be made to the Sons of Union Veterans of the Civil War or in the absence of such order to a duly constituted organization which conducts the decorating of the graves of Union veterans of the Civil War Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of their expenditures

35 SUPPORT OF NATIONAL GUARD UNITS To appropriate annually a sum not exceeding seven hundred and fifty dollars for the support and maintenance of any dismounted company or similar unit of the National Guard and a sum not to exceed fifteen hundred dollars for the support and maintenance of any mounted or motorized troop or similar unit of the National Guard using and occupying an armory building rooms or quarters within the limits of the city Any moneys so appropriated shall be paid by warrant drawn to the order of the commanding officer of such company only when it shall be certified to the city by the Adjutant General of the State that the said company or companies have satisfactorily passed the annual inspection provided by law The moneys so appropriated shall be used and expended solely and exclusively for the support and maintenance discipline and training of the said company and the commanding officer shall account by the proper vouchers to the said city each year for the expenditure of the money so appropriated and no appropriation shall be made for any subsequent year until the expenditure of the previous year is duly and satisfactorily accounted for

36 APPROPRIATION OF MONEY ET CETERA TO ASSIST IN ERECTION OF ARMORIES To appropriate money or convey land either independently or in conjunction with any county city town borough or other municipal division to the Commonwealth of Pennsylvania for the purpose of assisting the Armory Board of the Commonwealth of Pennsylvania in the erection of armories for the use of the National Guard and to furnish water light or fuel free of cost to the Commonwealth of Pennsylvania for use in any armory of the National Guard and to do all things necessary to accomplish the purpose of this clause

37 EMINENT DOMAIN FOR NATIONAL GUARD PURPOSES To take by right of eminent domain for the purpose of appropriating to themselves for the use of the National Guard of Pennsylvania such public lands easements and public property as may be in their possession or control and used or held by them for any other purpose Such right however shall not be exercised as to any street or wharf but all other public easements and property may be appropriated and used for the purposes herein provided any limitation of the use thereof by the city either by donation dedication appropriation statute or otherwise to the contrary notwithstanding

38 LANDS FOR ARMORY PURPOSES To acquire by purchase or by gift or by the right of eminent domain any land for the use of the National Guard of Pennsylvania and to convey such lands so acquired to the Commonwealth of Pennsylvania to assist the Armory Board in the erection of armories The proceedings for the condemnation of lands under the provisions of this clause and for the assessment of damages for property taken injured or destroyed shall be taken in the manner as is provided by this act or the condemnation of land for public purposes The power conferred by this clause shall not be exercised to take any church property grave-yard cemetery or any dwelling-house or the curtilage of the same in the actual occupancy of the owner

39 PURCHASE OF BURIAL GROUNDS FOR DECEASED SERVICE MEN To appropriate money for and purchase plots of ground in any cemetery or burial ground within their respective limits for the interment of such deceased service men as shall hereafter die within such city or shall die beyond such city and shall have a legal residence within such city at the time of their death and whose bodies are entitled to be buried by the county under the provisions of existing laws

40 PAYMENT OF RENT FOR VETERANS' POSTS AND CAMPS By a two-third vote of the council to appropriate money to any incorporated camp or post of veterans of any war in which the United States was engaged to be used in the payment of the rent of any building or rooms in which such camp or post has its regular meetings

41 ROOMS FOR MEETINGS OF VETERANS To furnish upon application to each organization composed of veterans of the Civil War veterans of the Spanish American War veterans of the War with Germany and Austria veterans of any foreign war and sons of veterans a room or rooms in any public building of such city sufficient for the meeting of each of such organizations at least once each month

42 CARE OF MEMORIALS To take charge of care for maintain and keep in good order and repair at the expense of the city any soldiers' monument gun or carriage or similar memorial situate in the city and not in the charge or care of any person body or organization and not put up or placed by the Government of the United States the Commonwealth of Pennsylvania the commissioners of the county or by the direction or authority of any other state of the Union and to receive from any person or organization any moneys or funds which can be used for the maintenance of such memorials and to expend the same

43 MANUFACTURE AND SALE OF ICE To manufacture ice and to sell the same to the inhabitants of the city at such rates as shall be fixed by ordinance and to erect equip and maintain such buildings and other structures and purchase or hire and maintain such vehicles as may be deemed necessary for such purpose

44 INSPECTION OF MILK To provide for the inspection of milk milk depots and dairies under such rules and regulations as will protect the people from adulteration and dilution of the same

45 MUNICIPAL MUSIC To appropriate money to defray the expenses of musical entertainments held under the auspices of the cities and for the purpose of having music in any public park or place

46 REGULATION AND LICENSING OF AUCTION SALES To regulate and license sales of merchandise at public auction other than judicial sales sales by executors or administrators or sales by or in behalf of licensed pawnbrokers of unredeemed pledges in the manner provided by law

47 AID TO HISTORICAL SOCIETIES To make annual appropriations for the support and maintenance of the principal historical society located therein which shall be incorporated under the laws of the Commonwealth shall own its own building and keep it open to the public shall have a membership of at least two hundred persons who pay annual dues of at least two dollars shall hold annually at least six regular meetings that shall be open to the public and shall at all times maintain facilities for the free storage deposit and inspection of official documents and records of the city and other proper public or historical archives and records

48 ESTABLISHMENT OF INSTITUTIONS TO COLLECT EDUCATIONAL COLLECTIONS To establish institutions authorized to collect and hold certain educational and economic collections the object of each being the scientific educational and economic instruction of the public concerning commerce manufacturing mining and agriculture said institutions to have power to purchase or accept by gift any real estate money or personal property necessary for their use and promotion and power to use convey or transfer the same as if they were bodies corporate to be governed by boards of trustees nominated appointed and confirmed in such manner as council may determine

49 SPRINKLING OF STREETS To cause any public street or part thereof not less than one block to be sprinkled with water or if such street is paved to be cleaned during such time as it may be necessary at the expense of the owners of property abutting upon the same Upon the petition of the owners of such property who shall represent a majority of the feet front on the street or part thereof it shall be the duty of council to cause such sprinkling or cleaning to be done at the expense of the owners of property abutting thereon Council may cause such sprinkling to be done with the water of the city when water works are owned or operated by the city and with sprinkling carts and apparatus owned by the city

or may contract for the use of said carts and apparatus with the lowest responsible bidder

50 ELECTRIC WIRES MAY BE PLACED UNDERGROUND IN CERTAIN DISTRICTS To define a reasonable district within which all electric light wires telephone and telegraph wires shall be placed under ground in conduits owned either by the municipality or by corporations owning such wires or by corporations organized for the purpose of laying such conduits and renting space therein In all cases in which such conduits are owned by any private corporation partnership or individual there shall be reserved to the city whether expressed in the ordinance or not the right to regulate by ordinance the manner in which such conduit shall be used and the terms and conditions and rate of rental to be charged for space therein and also the right to take such conduits either by purchase upon agreement of the owners thereof and the city or by condemnation proceedings in which latter case the proceedings for the assessment of damages shall be the same as provided in this act for property taken injured or destroyed

The court of quarter sessions of the county upon the appeal of any person may review any ordinance passed in pursuance of this act and may annul such ordinance if deemed unreasonable such appeal to be taken within thirty days from the approval of such ordinance

51 GIFT AMBULANCE MAINTENANCE To acquire by gift or bequest and to operate and maintain a motor ambulance for the purposes of conveying sick and injured residents of the city and the vicinity to and from hospitals and for such purposes to appropriate and expend moneys of the city

52 WEIGHING AND MEASURING OF COMMODITIES To regulate the weighing and measuring of every commodity sold in the city in all cases not otherwise provided for by law including the measuring of gas water and electric currents to provide for and regulate the inspection and weighing of hay grain and coal and the measuring of wood bark and fuel to be used in the city and to designate the place or places of inspecting and weighing the same to regulate and prescribe the place or places for exposing for sale hay coal bark and wood to demand and receive reasonable fees for such inspection weighing and measuring for the regulation and stamping of weights and measures and the regulation and inspection of gas water and electric current meters and other meters

53 INSURANCE WITH MUTUAL COMPANIES To make contracts of insurance with any mutual fire insurance company duly authorized by law to transact business in the Commonwealth of Pennsylvania on any building or property owned by the city

54 LOCAL SELF-GOVERNMENT In addition to the powers and authority vested in each city by the provisions of this act and to make and adopt all such ordinances by-laws rules and regulations not inconsistent with or restrained by the Constitution and laws of this Commonwealth as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenance of the peace good government safety and welfare of the city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of the powers and authority of local self-government in all municipal affairs and the said ordinances by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding three hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding ninety days if the amount of said judgment and costs shall not be paid Provided however That no ordinance by-law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any act of Assembly heretofore or that may be hereafter passed and in force in said city

ARTICLE XXV

TAXATION

(a) Assessments and Revisions

Section 2501 ELECTION OF ASSESSOR TERM REMOVAL QUALIFICATIONS The council of each city on the first Monday of January one thousand nine hundred and thirty-two and on the first Monday of January in every fourth year thereafter or as soon thereafter as may be conveniently done shall elect one person resident of the city for at least five years previous to his election a qualified elector thereof and owner of real estate therein at the time of his election and during the entire term of service of the assessed value of at least five hundred dollars as city assessor to serve for the term of four years from the first Monday of January in the year in which he is elected Any assessor may be removed from office by council and the vacancy thus occasioned may be filled in the manner hereinafter provided Council shall not permit any person elected assessor to enter upon the duties of said office nor continue in office when he does not have and possess all of the qualifications aforesaid For this purpose council shall have power by a majority vote of all the members elected thereto to declare the said office of assessor vacant at any time any person has not or ceases to have the qualifications aforesaid for the said office They may thereupon fill the vacancy thus occasioned in the manner hereinafter provided for the filling of vacancies

Section 2502 OATH OF ASSESSOR FILLING OF VACANCIES The said assessor shall before entering upon his duties take and subscribe the oath prescribed for Municipal officers and file the same with the city clerk Any vacancy happening in said office shall be filled by appointment by council for the unexpired term

Section 2503 ASSISTANT ASSESSORS COMPENSATION OF ASSESSORS AND ASSISTANTS The council may during each triennial year and in the intervening years appoint such assistant assessors to serve for such length of time as council may authorize direct or appoint by ordinance Such assistant assessors shall be removable at the pleasure of council The compensation or salary of the city assessor and of the assistant assessors if any shall be fixed by ordinance

Section 2504 ASSESSMENT OF PROPERTY DUTIES OF ASSESSORS The assessor shall make or cause to be made during the year of the triennial assessment for county purposes a full just equal and impartial assessment of all property taxable according to the law of this Commonwealth for county purposes and all matters and things within the city subject by law to taxation for city purposes and a just and perfect list of all property exempt by law from taxation with a just valuation of the same But nothing hereinbefore contained shall be construed as making taxable for city purposes the classes of personal property which by law are made taxable exclusively for county purposes at the rate of four mills With his assessments he shall return such dimension description or quality of each lot or parcel of land as will be sufficient to indentify the same together with the number and kind of improvements In all cases he shall value or cause to be valued the property at such sums as the same would in his judgment bring at a fair public sale thereof It shall be the further duty of the assessor to return annually a list of all the inhabitants over twenty-one years of age

Section 2505 MANNER OF ASSESSMENTS The assessor may assess real estate in the name or names of the registered owner actual owner (legal or equitable) reputed owner owner of the life estate occupier vendor vendees or any person who has or has had any connection with the legal title thereof or an interest in the premises or has charge or control thereof in the name of the husband when lands are owned by the wife partnership property in the name of the partnership or in the name of the partners or any of them trust property in the name of the trustee or trustees or any of them or in the name of the cestui que trust property of a minor in the name of the minor or his guardian property of a lunatic in the name of the lunatic or his guardian or committee and property formerly belonging to a person since deceased may be assessed in the name of the decedent or in the name of the estate of said decedent or of his administrator or administrators executor or executors or his heirs generally or in the name of any administrator executor or heir and in assessing the same in the names of the executors administrators or heirs it shall not be necessary to designate them by their christian or surnames and other property not herein provided for may be assessed in the manner the same is assessed for county taxation This provision shall not prevent the collection under existing laws of any tax assessed against property by a sufficient designation or description where the same has been assessed in the name of any person or persons who are not the owners thereof Where lands of owners are part within and part without the city limits they shall be assessed in the same manner and within the same jurisdiction as if the same were being assessed for county purposes

Section 2506 DUTIES OF ASSESSORS IN OTHER THAN TRIENNIAL YEARS In the years between triennial assessments the said assessor shall perform the following duties with reference to the assessment of property and other matters and subjects of taxation namely He shall

(a) Assess any property which has been omitted and correct any errors of law fact or judgment which may have been made in making the triennial assessment

(b) Add to the assessment any property which has ceased to be exempt and any property acquired since the triennial assessment

(c) Add to the value of any real estate the value of any new building or other new improvements

(d) Deduct from the value of any property any depreciation caused by destruction injury or otherwise howsoever

(e) Where tracts as assessed at the triennial assessment have been subdivided equalize and apportion the assessment of the lands thus subdivided upon the basis of the value as fixed at the triennial assessments upon the whole lot or tracts

(f) Where any borough township part of a borough or township or any tract or tracts of land have been added to the city since the last triennial assessment make a full and impartial assessment of the property in the annexed district and return the same in a like manner as if it were a triennial assessment

(g) When any property has been transferred or disposed of make the proper changes deductions or transfers upon the proper assessment books and duplicates

(h) Perform such other duties as may be prescribed by ordinance necessary to the making of proper assessments or valuations

Section 2507 NOTICE TO OWNER OF CHANGE OF VALUATION APPEAL When any property is assessed which had been omitted errors corrected or any increase is made in valuation or by additions for any cause after the triennial assessment or where valuations have been made upon subdivisions of any lot or tract such assessment shall not be considered final or conclusive without first giving to the person or party affected thereby at least five days' notice of a time and place where such person or party may be heard by the assessor

Section 2508 OMITTED PROPERTY TO BE ASSESSED LIABILITY OF OWNER FOR BACK TAXES When the said assessor ascertains that any property is omitted he shall assess the same for the omitted years but not back further than and including the last year of the preceding triennial assessment The person or party owning said omitted property shall be liable for the tax against the property for the omitted year or years at the tax rate levied during the omitted year or years and the proper authorities shall make out the proper tax and place the amount thereof in the hands of the city treasurer for collection

Section 2509 CLERKS POWER TO ADMINISTER OATHS INVENTORIES The assessor shall have the right to procure such books maps et cetera as may be necessary to the performance of his duties and when authorized by council may employ clerks for the purpose of transcribing and making duplicate and assessment books He and each of them shall have power to administer oaths and to require under oath of every taxable or person in charge or control of any property an inventory of his taxable property with his estimate of the just full fair and impartial value thereof and which in his judgment the same would bring at a fair public sale thereof Such estimate shall not be conclusive but shall be subject to revision by increase decrease or equalization with other property

Section 2510 INFORMATION FROM REAL ESTATE REGISTRY OFFICE SUFFICIENCY OF DESCRIPTIONS Where any city has established a registry of real estate by law the assessor shall have the right to obtain from the official in charge of said registry such information as to the registered owners of real estate as said department is able to furnish and under such rules and regulations as shall be established by ordinance of council It shall be a sufficient description of any real estate in any assessment books or duplicates to designate the same by such city lot number other number or designation as is used on the registry

Section 2511 TIME OF COMPLETION OF ASSESSMENTS The assessor shall complete his triennial assessment and the annual assessments in intervening years on or before the first day of September in each year or as soon thereafter as practicable He may with the approval of the board of revision and appeals add to the duplicates in the hands of the city treasurer any subject of taxation omitted therefrom and rectify any and all errors and mistakes made therein

Section 2512 LIABILITY FOR NEGLECT Any assessor or assessors who shall wilfully omit neglect or refuse to assess any property liable to taxation shall be held responsible to the city for any loss or damage caused thereby

Section 2513 ORDINANCES TO REGULATE ASSESSMENTS TRANSFERS APPEALS ET CETERA The council of each city may pass such ordinances as it may deem proper and necessary providing for and regulating the manner of making the assessments valuations and transfers and the taking of appeals to the board of revision and appeal and regulating proceedings before said board on any and all matters not specifically provided for in this act

Section 2514 BOARD OF REVISION OF TAXES AND APPEALS The council of each city shall constitute the board of revision of taxes and appeals and the city clerk shall serve as clerk thereof

Section 2515 NEW ASSESSMENTS The council in any years other than a triennial year if it shall deem a new assessment necessary may on or before the first day of May issue its precept to the city assessor and by ordinance or resolution require him to make out and return a full just and equal assessment of property within the city or such parts thereof as may be deemed advisable

Section 2516 REVISION OF ASSESSMENTS The said board of revision of taxes and appeals shall take and receive the triennial and yearly assessment as returned by the city assessor and may revise equalize and/or alter such assessments in any and every year by increasing or reducing the valuation either in individual cases or by wards or parts of wards rectify all errors and add to the assessment book and to the duplicate thereof in the hands of the city treasurer any property or person subject to taxation omitted therefrom and any real estate in such city which has been exempt from taxation and has ceased to be occupied and used for the purpose or purposes which entitled it to such exemption as taxable for the portion of the year commencing at the time when the right to exemption ceases Such property shall thereupon become subject to taxation at the rate fixed for the year for the proportionate part of the year during which it is not entitled to exemption

Section 2517 HEARING OF APPEALS The board of revision of taxes and appeals may require the attendance of the assessor and assistant assessors or any of them of other citizens before them for examination on oath or affirmation It shall hear and determine all appeals by taxpayers from the assessments made by the city assessor at such time and place as it may prescribe

Section 2518 NOTICE TO TAXABLES OF ASSESSMENTS APPEALS When the time or time and place for the meeting or meetings of the board of revision and appeals shall have been fixed the assessor shall give or cause to be given at least five days' printed or written notice to each taxable of the city of the amount or sum for which such taxable stands rated in any triennial assessment also of any sum or amount for which said persons stand rated by reason of any change in his her or their assessment in any intervening year for any cause whatsoever together with the time and place of hearing appeals Such notice may be served personally or by posting on the premises or by mailing the same to the last known address of the taxable Any person dissatisfied or aggrieved by the assessment or any change thereof made by the assessor may appeal to the said board of revision and appeal and be heard at the time and place fixed in the notice

Section 2519 POWER OF ASSESSOR TO ADMINISTER OATHS For the purposes of all hearings and for all other purposes necessary to the discharge of his duties the assessor shall have authority to administer oaths and affirmations touching any matter relating thereto

Section 2520 CUSTODY OF ASSESSMENT BOOKS COMPLETION OF WORK OF BOARD The board of revision of taxes and appeals shall procure and have the custody and control of all books relating to assessment of city taxes and keep them arranged according to wards and dates and shall furnish the city assessor the necessary books for making the assessment which on the completion of such assessment shall be returned to such board of revision of taxes and appeals

The board shall complete its labors and the hearing and determination of all appeals on or before the first day of December of each year or as soon thereafter as practicable after which the assessment shall be copied by wards into a tax duplicate or duplicates for the use of the city The assessment so corrected and copied shall be and remain a lawful assessment for the purpose of city taxation until altered as provided in this article

Section 2521 APPEALS FROM DECISIONS OF BOARD COSTS Any owner of taxable property who may feel aggrieved by the last or any future assessment or valuation of his taxable property may appeal from the decision of the board of revision of taxes and appeals to the court of common pleas of the county within which such property is situated and for that purpose may present to said court or file in the prothonotary's office within sixty days after the board of revision of taxes and appeals have held the appeals provided for by law and acted on the said assessments and valuations a petition signed by him his agent or attorney setting forth the facts of the case The court shall thereupon after notice to the said board of revision of taxes and appeals hear the said appeal and the proofs in the case and make such orders and decrees touching the matter complained of as to the judges of said court may seem just and equitable having due regard to the valuation and assessment made of other property in such city The costs of the appeal and hearing shall be apportioned or paid as the court may direct The said appeals shall not however prevent the collection of the taxes complained of but in case the same shall be reduced then the excess shall be returned to the person or persons who shall have paid the same

(b) Levy and Collection

Section 2551 TAX LEVIES The council of each city may by ordinance levy and provide for the collection of the following taxes

1 A tax for general revenue purposes not to exceed fifteen mills on the dollar in any one year on all persons and property taxable according to the laws of the Commonwealth for county purposes the valuation of such property to be assessed as hereinbefore provided

2 A tax in addition to the above not exceeding ten mills on the dollar upon the assessed valuation in any one year on all persons and property taxable for county purposes for the payment of interest on bonded indebtedness and for the payment of loans to support the government and to make necessary improvements in the city

3 A poll-tax for general revenue purposes not exceeding one dollar annually on all inhabitants above the age of twenty-one years

Any ordinance of council fixing the rate of taxation for any year at a mill rate shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property

Section 2552 CITY TREASURER TO BE TAX COLLECTOR The city treasurer by virtue of his office shall be the collector of the city school and poor taxes assessed or levied in the city by the proper authorities therein

Section 2553 BOND OF TREASURER AS TAX COLLECTOR The treasurer as collector of taxes before entering upon his duties shall give bond to the city as provided in article fourteen of this act and in the usual form to the other respective authorities levying taxes which he is authorized to collect in an amount to be by them severally fixed with corporate or at least two sufficient sureties to be by them approved conditioned that the said treasurer as collector of taxes shall well and truly collect and pay over or account for the whole amount of the taxes charged and assessed in the duplicates which shall be delivered to him during his term of office Should the city or any of the said authorities levying any tax be of opinion at any time that the bond given is not sufficient the city or said authority may require the said treasurer as collector to give additional security to be approved in manner as aforesaid The said collector shall not in any event be required to give bond or bonds aggregating an amount in excess of the tax to be collected by him

Section 2554 OATH OF CITY TREASURER AS COLLECTOR OF TAXES At the time the city treasurer enters upon his duties he shall take and subscribe his oath of office as collector of city school and poor taxes which oath shall be filed with the city clerk.

Section 2555 OFFICE FOR RECEIPT OF TAXES SUPPLIES The city treasurer as collector of taxes shall keep his office in the same place occupied by him as city treasurer which shall be kept open for the receipt of taxes at all times during business hours All printing and stationery supplies shall be furnished by the proper authorities respectively.

Section 2556 COMPENSATION OF TREASURER AS TAX COLLECTOR. The compensation or commission of the said treasurer as collector of city and poor taxes shall be fixed by the respective authority levying the tax Provided however That this compensation shall not in any event be less than one-fourth of one per centum on all taxes paid him before any penalty has been incurred and five per centum on all taxes paid him after the penalty has been incurred. His compensation for collecting city taxes shall be paid by warrant but he shall have the right to retain his commission or compensation from and out of the other taxes collected by him His compensation for the collection of school taxes shall be fixed as provided by the school laws of the Commonwealth

Section 2557 DATE OF DELIVERY OF DUPLICATE COLLECTION The council of each city and the poor authorities now empowered or which may be hereafter empowered to levy taxes upon persons and property within the city shall on or before the first day of March in each year make out and deliver their respective duplicates of taxes assessed to the city treasurer as the collector of the said taxes which shall be collected by the city treasurer by virtue of his office as aforesaid The proper school authorities shall make out and deliver the school duplicates of their respective school districts of said city at the time and in the manner provided by the school laws of the Commonwealth All duplicates of taxes placed in the hands of said treasurer shall at all times be open to the proper inspection of the taxpayers and of the proper auditing and examining officers of said city or of the school district as the case may be and shall be delivered by said treasurer at the expiration of his term of his successor in office.

Section 2558 WARRANTS FOR COLLECTION OF TAXES The said several duplicates shall be accompanied with the warrants of the proper authorities directing and authorizing the said treasurer as the collector of taxes to collect the same The warrant for the collection of any school tax shall be executed in the manner provided by the school laws of the Commonwealth The warrant for the tax levied by the city shall be executed by the mayor and be countersigned by the city controller In the case of poor taxes the warrant shall be executed by the authority levying the tax

Section 2559 POWERS OF CITY TREASURER AS TAX COLLECTOR The city treasurer as the collector of taxes may appoint as many deputies as shall be necessary to enable him to collect the said taxes or any of them which deputies shall be paid by the said treasurer The respective authorities levying the tax shall not in any wise be liable for their compensation nor for their official conduct The city treasurer as the collector of the several taxes and his deputies shall have and exercise all the powers vested by law in the several collectors of State and county taxes and in all the remedies for the collection thereof and shall have additional power and authority after five days' notice to seize by levy and distress any personal property on the premises assessed belonging to tenants purchasers or others without regard to the date of assessment or levy of the tax and to sell the same giving ten days' public notice of such sale by written or printed advertisement and to levy upon any personal property of the delinquent that may be found within the county for the collection of said taxes and after notice of sale to sell the same for the payment of said taxes The several warrants shall be effectual to authorize the said treasurer as collector of taxes to collect the said taxes during two years from the date of each respective warrant

Section 2560 PERSON OCCUPYING LAND LIABLE FOR TAXES DISTRAINT OF GOODS RECOVERY OF TAXES PAID Any person occupying real estate shall be liable to pay all the taxes becoming due and payable thereon and the goods and chattels of such person shall be liable to distress and sale for the non-payment of any taxes assessed upon such real estate during his possession and occupancy and remaining unpaid in like manner as if they were the goods and chattels of the owner of such real estate and having so paid such taxes or any part thereof the occupant of such real estate may by action of debt or otherwise recover said taxes from his landlord or person liable thereof or at his election defalcate the amount thereof in the payment of the rent due such landlord unless such defalcation or recovery would impair any contract or agreement between them previously made

Section 2561 IMPRISONMENT FOR FAILURE TO PAY TAX In case goods and chattels sufficient to satisfy and such taxes with costs cannot be found the city treasurer as collector of taxes or a person deputized by him may take such delinquent and convey him or her to the prison of the proper county there to remain until the amount of such tax together with the costs and charges which shall be the same as allowed constables for similar services shall be paid or secured to be paid or until he shall be otherwise discharged by due course of law

Section 2562 EXONERATIONS The council of each city shall have authority to exonerate any taxes for sufficient cause

Section 2563 REDUCTIONS AND PENALTIES All persons who shall make payment during the months of March and April in each year of city and poor tax shall be entitled to a reduction or abatement of one per centum from the amount thereof All such taxes shall be payable at their face during the months of May and June in each year Upon all city and poor taxes remaining unpaid on the first day of July in each year one per centum shall be added thereto and upon the first day of each succeeding month thereafter there shall be added or charged an additional penalty for non-payment of one per centum until such taxes are paid which penalty shall be added to the taxes by said treasurer as collector and be collected by him

Section 2564 MONTHLY PAYMENT OVER OF TAXES MONTHLY REPORT The city treasurer as collector of taxes shall once a month or oftener if required by ordinance or resolution pay over to himself as city treasurer or charge himself therewith all the city and poor taxes collected by him At the same time he shall make a report or return to the director of Accounts and Finance verified by affidavit showing by whom and upon what real estate the city and poor taxes have been paid

Section 2565 SETTLEMENT OF ACCOUNTS OF COLLECTOR The final accounts and monthly returns of the city treasurer as collector of taxes shall be settled by the controller or proper authority entitled to examine and audit the same The collector shall in settling his duplicates state a separate account for each different tax collected by him

Section 2566 SATISFACTION UPON DUPLICATES TIME OF FINAL SETTLEMENT EXONERATIONS Upon the payment to the city treasurer as collector of taxes of any taxes assessed against property it shall be his duty to satisfy the property taxes thus paid upon the duplicates in his hands He shall finally settle with the proper authorities all duplicates of city and poor taxes delivered to him on or before the first Monday of July of the year following the date of the delivery of such duplicates and pay over the amount charged against him except such sums as he may be exonerated from collecting by the proper authorities

Section 2567 RIGHTS OF TREASURER AFTER EXPIRATION OF TERM OF OFFICE Upon the expiration of the term of office of the city treasurer in case of any of the taxes which he was commanded to collect remain unpaid he shall have the right

(a) To collect all the delinquent taxes for the space of one year after the expiration of his term of office and for this purpose all warrants issued to him during his term of office shall be effective to him as collector of taxes for the space of one year after the expiration of his term as city treasurer

(b) To certify real estate taxes remaining unpaid and delinquent to the city solicitor for filing in the court of common pleas as a city lien

(c) Or he may turn over the unpaid or delinquent taxes on real estate to his successor in office who shall have power to collect the same either by having the same filed in court as a lien or sell the same at public sale as provided by law authorizing the sale of real estate for the payment of delinquent taxes

In case the city treasurer as collector of taxes pays the taxes levied against any property he shall be entitled to collect the same from the person or persons who are liable therefor by his warrant so long as it is in force or have real estate taxes filed in court as a lien for his use and after the expiration of his term as city treasurer he shall continue in office as the collector of school taxes until the end of the then current school year

Section 2568 TAX LIENS SCHEDULE OF UNCOLLECTED TAXES LIABILITY FOR FALSE RETURN Upon the settlement of the duplicates of city poor and school taxes which by law are made a lien on real estate the city treasurer as collector of said taxes shall make out schedules of said city school or poor taxes uncollected upon his duplicates with a brief description of the properties against which the same are assessed for the purpose of having the same entered for lien or sold according to law Each schedule shall be accompanied by his affidavit thereto setting forth that after the proper efforts he could not find sufficient personal property out of which the said taxes or any part thereof could be made or collected as provided by law The failure of the said collector to collect the said taxes from personal property when the same could have been collected shall not impair the lien thereof or affect any sale made for the collection thereof In case any such collector shall make any wilfully false return he shall be liable therefor to any person or persons injured thereby

Section 2569 CERTIFICATION OF SCHEDULE The schedule of unpaid city taxes shall be certified by the city treasurer as collector of taxes to the city solicitor for filing in court with the like force and effect as if certified by the city treasurer under existing laws The schedule of unpaid school and poor taxes shall be certified to such officer or person as is now or shall hereafter be designated to receive the same for filing as a lien in court and where no such person is designated the said schedule may be certified to the solicitor of the authority levying the tax who may cause the said taxes to be registered as a lien in court under existing laws and the certifying of the said schedules by the city treasurer as a collector shall in all cases have the like effect as if the same had been certified by the city treasurer as aforesaid

(c) Sales of Real Estate for Delinquent Taxes

Section 2575 PUBLIC SALE OF PROPERTY TO SATISFY TAX CLAIMS In addition to other remedies provided for the collection of delinquent city taxes the city treasurer may sell at public sale in the manner hereinafter provided any property upon which the taxes assessed and levied have not been paid and have become delinquent

Section 2576 TIME OF HOLDING SALES Such sales shall be made on the first Monday in June in the year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned or on any first Monday of June in any succeeding year

Section 2577 CERTIFICATION OF SCHEDULES OF TAXES Where the treasurer has not already in his hands the duplicates of said taxes or certificates or schedules thereof any receiver or collector of taxes or other person having such delinquent taxes in his hands shall certify to the city treasurer schedules of all unpaid taxes with descriptions of the property assessed

Section 2578 ADVERTISEMENT OF SALES The city treasurer shall advertise for sale any of the property upon which it appears the taxes have not been paid as shown by the duplicates in his hands or by the returns or schedules certified to him as aforesaid Said advertisement shall be made once a week for three successive weeks prior to the day of sale in at least two newspapers of general circulation printed and published in the city and in case two newspapers are not published in said city then publication shall be made in two newspapers printed and published in the county in which the city is situate The city treasurer shall also cause to be posted or tacked in a conspicuous place on each parcel or lot of land advertised for sale at least ten days prior to the day of sale a notice stating that said property will be sold by said treasurer for delinquent taxes on a certain day and time and at a certain place within the city for which posting of notice he shall receive and tax as costs twenty-five cents for each notice No sale shall be valid where the taxes have been paid prior to said advertisement or where the taxes and costs have been paid after advertisement and before sale

Section 2579 REDEMPTION OF LANDS BY OWNER OR INTERESTED PERSON Any lands so sold may be redeemed by the owner or by any one interested in said lands at any time within two years after such sale by the payment to the city treasurer of the full amount which the purchaser paid to said treasurer for taxes and costs and twenty-five per centum in addition thereto When the sale has been made for less than the taxes and costs the party redeeming shall pay to said treasurer the balance of taxes and costs which were not made by the sale of the said property In case there are any city taxes levied either before or after the said sale which remain unpaid the person redeeming shall pay the same and in case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect

Section 2580 RECORD OF SALES TO BE KEPT CITY MAY PURCHASE LANDS AT SALE The treasurer shall keep in his office a book in which he shall enter all the sales made by him giving a description of each property sold the name of the person as the owner thereof as the same appears upon the duplicate or has been returned to him the time of sale and the price at which sold together with the cost The city shall have the right to bid at any such sale the amount of taxes and costs and if necessary purchase such lands

Section 2581 PAYMENT OF PURCHASE PRICE BY PURCHASER RESALE FOR DEFAULT Any purchaser or purchasers at said treasurer's sale except the city as soon as the property is struck down shall pay the amount of the purchase money or such part thereof as may be necessary to pay all the taxes and costs as also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer filing surplus bond and acknowledgment of the treasurer's deed as hereinafter mentioned In case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property put up again by the city treasurer at said sale or at any subsequent sale

Section 2582 RETURN OF SALE The city treasurer shall make a report and return to the court of common pleas wherein he shall set forth (a) a brief description of each parcel of real estate sold (b) the name of the person (where known) in which the same is assessed (c) the amount of tax and the year for which the same was assessed (d) the time when and the names of the newspapers in which th advertisement for sale was made with a copy of said advertisement (e) the time of sale (f) the name of the purchaser and (g) the price for which each respective property was sold

Section 2583 CONFIRMATION OF SALE DISPOSITION OF OBJECTIONS Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this subdivision (c) of this article the said report and sales so made shall be confirmed nisi in case no objections or exceptions are filed to any such sale in the office of the prothonotary within ninety days from the date of such sale a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for non-payment of which the real estate was sold or the return thereof or the validity of the sale for the reason that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objections or exceptions are filed they shall be disposed of according to the practice of the court and when the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decisions of the court of common pleas any party affected may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his her or their heirs or his her or their grantees or assigns subsequent to the date of the assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 2584 FILING OF SURPLUS BOND After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid the purchaser or purchasers where the bid exceeds the taxes and costs as aforesaid shall make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes and costs as aforesaid with warrant of attorney to confess judgment annexed thereto The treasurer shall forthwith file said bond in the office of the prothonotary of the proper county at the number and term where said report and return is filed The surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession they may come The owners of said lands at the time of sale their heirs or assigns or other legal representatives may at any time within five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives as the case may be In case the moneys mentioned in said bonds with legal interest thereon from the time it is demanded be not paid within three months after such entry execution may forthwith issue for the recovery thereof

Section 2585 ACKNOWLEDGMENT AND DELIVERY OF DEEDS When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this subdivision and has given the surplus bond as above required the city treasurer shall make the said purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to duly acknowledge in the court of common pleas Such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book For such service and the entry of the report of the city treasurer and filing surplus bond the prothonotary shall receive the sum of one dollar and fifty cents for each property sold

Section 2586 ACKNOWLEDGMENT OF RECEIPT OF REDEMPTION MONEY Where the owner or other person interested in the land thus sold shall redeem the same and pay the satisfaction fee the city treasurer shall acknowledge the receipt of the redmption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office Thereafter said deed shall be void and of no effect Thereupon such owner or persons interested shall be entitled to have the treaeurer's deed delivered up to him her or them by the purchaser for cancellation The city treasurer shall pay to said purchaser all the moneys he had paid at the time of sale together with the twenty-five per centum penalty thereon and shall enter upon the book of sales kept by him as hereinbefore provided an acknowledgment or receipt showing that the owner or party interested redeemed the same giving date of redemption and amount of money received

(d) City Sales of Real Estate Purchased to Protect Taxes and Municipal Claims

Section 2590 POWER TO SELL Any city may by ordinance or resolution sell in the manner hereinafter provided any real estate owned by the city which shall have been purchased by such city at a public sale held for the non-payment of delinquent taxes or which shall have been purchased at any public sale by the city for the purpose of protecting any municipal claim or lien held by such city against such property

Section 2591 ADVERTISEMENT OF SALE BIDS After a resolution or ordinance has been passed by the council authorizing and directing the sale of any real estate under the provisions of this subdivision the city treasurer shall advertise such proposed sale once a week for four successive weeks in at least one newspaper of general circulation within such city The advertisements shall give a description of the property to be sold and the term and conditions of sale shall ask for sealed bids for the purchase thereof direct all bids to be sent to the city clerk on or before a certain date and give any other information relating to such bids as may be necessary shall announce that the bids shall be opened and read at public meeting of council to be held at a time fixed and that the council shall have the right to reject any and all bids

Section 2592 DELIVERY OF DEED After the provisions of the preceding section have been complied with and the directions contained in the aforesaid advertisements have been properly followed if the council shall have accepted the highest responsible bid for such property the city treasurer shall within twenty days after such acceptance and upon the receipt of the purchase money deliver to the successful bidder his heirs or assigns a deed in fee-simple for the property sold as aforesaid which shall be acknowledged by the mayor and attested by the city clerk Said deed shall convey to the purchaser all the right title and interest of said city in and to such property

ARTICLE XXVI

LICENSES AND LICENSE FEES

(a) General Powers to License

Section 2601 LICENSE TAXES FOR REVENUE PURPOSES Council may by ordinance levy and collect a license tax for general revenue purposes not exceeding one hundred dollars each annually on all auctioneers contractors druggists hawkers peddlers produce or merchandise venders bankers brokers undertakers pawnbrokers trading stamp or premium companies or dealers warehouses or storage houses or places merchants of all kinds persons selling or leasing goods upon instalments grocers confectioners butchers wholesale meat dealers restaurants billiard-parlors bowling-alleys billiard-tables pool-tables and other gaming tables drays hacks carriages omnibuses automobiles carts wagons street-railway cars and including other vehicles likewise used in the city for hire or pay all skating-rinks operas theatres shows circuses menageries and all kinds of public exhibitions for pay except those for religious educational or charitable purposes all lumber dealers commission men and all persons who make a business of buying lumber for sale at wholesale or retail all furniture dealers saddle or harness dealers stationers jewelers livery or automobile or boarding-stable keepers all real-estate agents market-house companies and owners of market-houses garage companies and owners of other than private garages express companies or agencies and where no other license tax is imposed on telegraph telephone steam-heating gas natural gas water electric light or power companies or agencies or individuals furnishing communication light heat or power by any of the means enumerated and to regulate the collection of the same The taxes assessed under this section shall be in addition to all other taxes levied and collected by the city county or Commonwealth

Section 2602 LICENSING OF MOTOR VEHICLES Each city may regulate the transportation by motor vehicles (not operated on tracks) of passengers or property for pay within the limits of the city or from points in the city to points beyond the limits of the city In such regulation the city may impose reasonable license fees make regulations for the operation of vehicles and may designate certain streets upon which such vehicles may only be operated

Section 2603 LICENSING OF PLUMBERS Council may license and provide for the collection of a license fee from all persons copartnerships associations or corporations engaged or engaging in the business or work of plumbing and/or house drainage who shall have been certified as being qualified to engage in such business in such manner as may be provided by ordinance or the laws of the Commonwealth

(b) Restrictions

Section 2610 FARMERS No city shall levy or collect any license fee from any farmer who sells his own produce in or about the streets of the city

Section 2611 EQUALITY OF RESIDENTS AND NON-RESIDENTS No city shall levy or collect under the provisions of any ordinance heretofore or hereafter enacted any license tax or fee upon or from any manufacturer or the agent representative or employe of any manufacturer who is a resident of the Commonwealth for soliciting orders for or for selling any goods merchandise or wares manufactured within this Commonwealth that is not or cannot legally be imposed upon or exacted or collected from any manufacturer or dealer or the agent representative or employe of any manufacturer who is a non-resident of the Commonwealth for soliciting orders for or for selling any goods merchandise or wares manufactured without the Commonwealth

Section 2612 INSURANCE BUSINESS No city shall levy or collect any license fee upon insurance companies or their agents or insurance brokers authorized to transact business under the laws of the Commonwealth

Section 2613 PERSONS TAKING ORDERS BY SAMPLES No city shall levy or collect any license fee or mercantile tax upon persons taking orders for merchandise by sample from dealers or merchants for individuals or companies who pay a license or mercantile tax at their chief places of business Nothing in this section shall authorize any person to sell by retail to others than dealers or merchants

(c) Transient Retail Merchants

Section 2620 LICENSE Every person whether principal or agent entering into beginning or desiring to begin a transient retail business in any city for the sale of any goods ware or merchandise whatsoever and who hires leases occupies or uses any room apartment store shop building railway car or other place or structure for the exhibition and sale of such goods wares or merchandise shall take out a license for the same from the proper authorities of the city Provided however That nothing herein contained shall apply to farmers selling their own produce or to any sale of goods wares or merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose

Section 2621 AMOUNT OF LICENSE FEE The amount of such license in any city shall be fixed by ordinance and shall not be less than twenty-five dollars ($25.00) nor exceed the sum of two hundred dollars ($200.00) per month or fractional part thereof to be paid to the treasurer of said city Said license shall be renewed monthly during the continuance of said sale and upon failure of said person or persons so to secure such license he she or they shall be fined in a summary proceeding a sum not less than one hundred dollars ($100.00) nor more than two hundred dollars ($200.00) to be collected as other fines are by law collectible and in default of payment of said fines shall be imprisoned in the jail of said county for a period not exceeding thirty (30) days

Section 2622 COMMONWEALTH LICENSE SAVED Nothing contained in this subdivision (c) shall be construed to relieve any person partnership or corporation from the duty of taking out a license or from the payment of any license tax imposed or authorized by any other statute of this Commonwealth

(d) Public Dances and Dance Halls

Section 2630 DEFINITIONS The term "public dance" or "public ball" as used in this subdivision (d) shall be taken to include any dance or ball conducted in connection with instruction in dancing for hire and any dance or ball to which admission may be had by the payment of a fee or by the purchase possession or presentation of a ticket or token or in connection with which a charge is made for caring for clothing or other property and any dance or ball to which the public generally may gain admission with or without the payment of a fee

The term "dance hall" or "ball room" as used in this subdivision shall be taken to include any room place or space in which a public dance or public ball as herein defined shall be held and any room hall or academy in which classes in dancing are held and instruction in dancing is given for hire

Section 2631 PERMITS FOR DANCES FEES No person persons society club or corporation shall hold a public dance or public ball within the limits of any city without having first obtained a permit therefor from the mayor thereof except for dances held and conducted by regularly established instructors in dancing in connection with such instruction

The fee for such permit which shall be paid at the time of the issuing thereof shall be one dollar for each public dance or ball

Section 2632 DANCE HALLS BALL ROOMS AND ACADEMIES TO BE LICENSED FEES It shall be unlawful to hold or conduct any public dance or public ball or to hold or conduct classes in dancing or to give instructions in dancing for hire in any hall ball room or academy within the limits of any city unless the dance hall or ball room or academy in which the same may be held shall have been duly licensed for such purpose

Application for such license shall be made by the proprietor of such dance hall or ball room or academy to the mayor who is hereby authorized to issue the same

The fee payable for each such license granted hereunder shall be as follows

In the case of dance halls maintained and conducted in connection with regularly established instruction in dancing and exclusively used in such connection the annual license fee shall be ten dollars

In the case of all other dance halls and ball rooms the annual license fee shall be fifteen dollars

Each license granted hereunder shall expire on the first day of June of each year

The fee payable for each license granted hereunder shall be for the whole or any portion of a calendar year and all moneys received by way of license fees hereunder shall be paid into the general fund of the city

Every licensed public dance hall or ball room or academy shall post its license in a conspicuous place within the hall where the dance is held

Section 2633 MAYOR TO INVESTIGATE APPLICATIONS It shall be the duty of the mayor to cause an investigation of all applications for public dance hall or ball room licenses to determine whether or not the dance hall ball room or academy sought to be licensed complies with the rules regulations ordinances and laws applicable thereto and in making such investigation he shall when desired have the assistance of any department of the government of the city

Section 2634 SAFE AND PROPER PLACES ONLY TO BE LICENSED No license for a public dance hall or ball room or academy shall be issued until it shall be ascertained that the place for which it is issued complies with and conforms to all laws ordinances health and fire regulations applicable thereto and is a safe and proper place for the purpose for which it shall be used properly ventilated and supplied with sufficient toilet conveniences

Section 2635 REVOCATION OF LICENSES The license of any public dance hall or ball room or academy may be forfeited or revoked by the mayor for disorderly or immoral conduct on the premises or upon proof that the dance hall ball room or academy was frequented by disorderly or immoral persons or for the violation of any of the rules regulations ordinances and laws governing or applying to public dance halls ball rooms or academies or public dances If at any time the license of a public dance hall ball room or academy shall be forfeited or revoked at least three months shall elapse before another license or permit shall be granted for dancing on the same premises

Section 2636 LICENSED PLACED TO BE KEPT CLEAN All public dance halls or ball rooms or academies shall be kept at all times in a clean healthful and sanitary condition and all stairways and other passages and all rooms connected with public dance hall ball room or academy shall be kept open and well lighted

Section 2637 INSPECTION OF LICENSED PLACES POWER OF POLICE TO VACATE All public dance halls ball rooms and academies shall be subject to inspection by the police department of the city at all reasonable times and whenever they are open for dancing instruction in dancing or for any other purpose

Any police officer shall have the power to cause the place hall or room where any public dance or ball is given to be vacated whenever any provision of any law or ordinance with regard to public dances and public balls is being violated or whenever any indecent act shall be committed or when any disorder of a gross violent or vulgar character shall take place therein

Section 2638 PERSONS UNDER SIXTEEN TO BE EXCLUDED AFTER NINE O'CLOCK POST MERIDIAN It shall be unlawful after nine o'clock post meridian to permit any person to attend or take part in any public dance who has not reached the age of sixteen years

Section 2639 HALLS TO BE CLOSED AT ONE O'CLOCK ANTE MERIDIAN All public dances shall be discontinued and all public dance halls shall be closed on or before the hour of one o'clock ante meridian Provided however That upon the application of a bona fide organization or society and upon an investigation by the proper authority the mayor may grant such organization or society a permit to continue a dance until two o'clock ante meridian

Section 2640 PENALTIES Any person persons society club or corporation who shall violate any of the provisions of this subdivision (d) shall be subject to a penalty of twenty-five ($25.00) dollars to be recovered with costs in a summary proceeding

ARTICLE XXVII

INDEBTEDNESS

Section 2701 NO UNAUTHORIZED DEBT TO BE CREATED No city and no municipal department thereof shall create any debt except in pursuance of previous authority of law or ordinance

Section 2702 LIMITATION OF INDEBTEDNESS Council may borrow money on the credit of the city and pledge the credit and revenue thereof for the payment of the same to an amount not exceeding two per centum upon the assessed value of the taxable property in said city and with the consent of a majority of the electors of the city voting at an election held under the provisions of the Constitution and the general laws of this Commonwealth increase the indebtedness of such city to an amount not exceeding in the aggregate seven per centum upon the assessed valuation of the taxable property therein and to an amount not exceeding ten per centum of such valuation if such increase shall have been assented to by three-fifths of the electors voting at such election

Section 2703 FUNDING INDEBTEDNESS TIME OF PAYMENT INTEREST Council may provide for the issuing of bonds for the purpose of funding any and all indebtedness now existing or hereafter created of the city now due or to become due Such bonds shall be payable in not less than one year and not more than twenty years from the date of their issue and may be issued in series payable at different times within said twenty years or in equal annual instalments Such bonds shall bear interest at a rate not exceeding six per centum per annum with interest coupons attached payable annually or semi-annually The said bonds shall not be sold or exchanged for less than their par value

Section 2704 REDEMPTION OF BONDS BY NEW ISSUES Any city may in the manner prescribed by law redeem its existing bonded indebtedness as fast as the same may become due and payable by the issue of new bonds therefor bearing interest at a rate not exceeding six per centum per annum redeemable in not less than one year and payable at any time not exceeding twenty years from the date of issue thereof at the option of the said city Said bonds shall be exempt from all taxation except for State purposes

Section 2705 IMPROVEMENT BONDS In making improvements where the cost thereof is to be paid by assessments in whole or in part upon property abutting or benefited the city may issue improvement bonds based solely upon the assessments for such improvements and imposing no municipal liability

Section 2706 ORDINANCE FOR INCREASE PUBLICATION Whenever by the Constitution and laws of this Commonwealth any city shall be authorized to increase its indebtedness by borrowing money on the faith and credit of said city the proposed ordinance to effect the loan shall be introduced at a stated meeting of the council and the draft thereof published in at least two of the newspapers of the City if so many be published therein once a week for four weeks before the final consideration and passage thereof by the said council The specific purpose or purposes for which the said loan is authorized shall be distinctly set out in the said ordinance and the moneys received for said loan shall not be used for any purpose other than those so stated except such purpose as has been changed in accordance with existing law The city shall at or before the time of authorizing the said loan provide for the collection of an annual tax sufficient to pay the interest and also the principal of the said loan within twenty years

Section 2707 SALE OF BONDS ADVERTISEMENT PRIVATE SALE When any city having authority so to do shall borrow money and issue bonds or other securities therefor except in the case of the giving of notes for temporary loans as may be authorized by law the authorities thereof shall sell the same to the highest responsible bidder after public notice by advertisement once a week for three weeks in at least one newspaper or general circulation published in the county in which such city is situated No bid for such bonds or securities at less than their par value shall be accepted Where bonds and securities shall have been heretofore or shall hereafter be advertised for sale as herein provided and no bids have been received then it shall be lawful for such city to sell the same at private sale for not less than par and accrued interest

Section 2708 CREATION OF SINKING-FUND AND APPLICATION OF MONEYS THEREIN Each city shall create a sinking-fund to pay at maturity the bonds and funded debts of the city The revenues derived from taxes levied for sinking fund purposes shall be applied toward the extinguishment of said bonds and funded debt and to no other purpose whatsoever All city bonds when purchased for the sinking-fund shall be conspicuously stamped to show that they were purchased for the sinking-fund or funds of the city and the interest on said bonds shall be collected and used in a like manner with the taxes collected for said sinking-fund

Section 2709 SINKING-FUND COMMISSIONERS DUTIES The mayor treasurer and director of finance of each city shall constitute a board of commissioners of the sinking-fund of the city The mayor shall be chairman and the director of finance secretary The board shall keep the accounts of the sinking-fund see to their proper application and superintend the investment of the same in accordance with law and the directions of the city council The council shall not direct the investment of any moneys to the credit of the sinking-fund except in the loans of the city the loans of the United States or the loans of the State of Pennsylvania The income derived from any investments shall be credited and applied to the sinking-fund or funds respectively The commissioners shall meet as often as may be necessary keep a record of the proceedings and shall annually in the month of January make a report to council of the condition and application of the fund together with such recommendations in relation thereto as shall deem expedient

Section 2710 LIABILITY IN BOND TRANSFERS All certificates of loans issued by a city shall be transferable by the legal owner thereof without any liability on the part of the transfer agents of the city to recognize or see to the execution of any trust whether expressed or implied or constructive to which such loans may be subject unless such transfer agents of the city shall have previously received notice in writing signed by or on behalf of the person for whom such loans appear by the certificate thereof to be held in trust that the proposed transfer would be a violation of such trust

ARTICLE XXVIII

PROCEDURE FOR THE EXERCISE OF EMINENT DOMAIN AND THE ASSESSMENT OF DAMAGES AND BENEFITS BY VIEWERS

Section 2801 EXERCISE OF EMINENT DOMAIN In the laying out opening widening extending vacating grading or changing the grades or lines of streets lanes or alleys the construction of bridges and the piers abutments and approaches therefor the construction of slopes embankments and sewers the erection and extension of waterworks public buildings public works filtration plants sewage systems sewage treatment works garbage disposal plants gas plants electric light plants houses of detention workhouses poor farms poor houses fire engine houses hospitals public auditoriums memorial buildings gymnasiums public baths swimming pools indoor recreation centers comfort stations waiting stations drinking fountains and libraries the establishing of parks and playgrounds and changing of watercourses the acquisition of lands for use of National Guard and for all other purposes authorized by this act and the laws of the Commonwealth a city may enter upon appropriate take use occupy injure or destroy private lands property toll bridges or material

Section 2802 RESTRICTIONS AS TO CERTAIN PROPERTY In addition to the restrictions made by other provisions of this act in particular cases no city shall exercise the right of eminent domain as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of Assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania or the Congress of the United States or as against the land occupied by any fort redoubt or blockhouse erected during the Colonial or Revolutionary period or any building used as headquarters by the Commander-in-Chief of the Continental Army or as against the site of any building fort redoubt blockhouse or headquarters which are preserved for their historic associations and not for private profit The Colonial and Revolutionary period shall be taken as ended on the third day of September one thousand seven hundred and eighty-three

Section 2803 RIGHT TO DAMAGE FOR INJURY TO PROPERTY The right to damages against cities is given to all owners or tenants of lands property or material abutting on or through which pass roads streets lanes or alleys injured by the laying out opening widening vacating extending or grading of such roads streets lanes or alleys or the changing of the grades or lines thereof the construction and the vacation of bridges and piers abutments and approaches therefor and the construction of sewers over upon or through such lands or property

Section 2804 DAMAGES FOR VACATIONS Whenever viewers are appointed to vacate any road streets or highway and the vacation of the same takes no land from the owner abutting thereof if in the opinion of the viewers such vacation damages the property of the abutting owner they may award damages to such owner as though land has been actually taken and such damages shall be ascertained as provided in this article

Section 2805 DAMAGES DUE TO GRADE PLAN TO SHOW CHANGE OF GRADE In all cases of assessment of damages for the opening or widening of any street or highway the award of damages if any shall include all damages due to the grade at which said street or highway is to be opened or widened and the plan attached to the report of the viewers awarding the damages shall have therein a profile plan showing the existing grade as well as the grade to which said street is to be opened and widened

Section 2806 PLEDGE OF CREDIT OF CITY IN LIEU OF BOND Whenever any city shall exercise the power of eminent domain for any of the purposes authorized by law it shall not be necessary for such city to give or tender security for the taking injury or destruction of private property but the funds raised or proper and lawful to be raised by the power of taxation in such city shall be pledged and are hereby made security to the owner or owners of private property so taken injured or destroyed for all damages which they may sustain on account of such taking injury or destruction and such cities shall not be required to give or tender any further security or to give or tender any bond or bonds whatsoever unless by proper petition it shall appear to the proper court that the power of taxation of such city is not sufficient security in a particular proceeding in which case said court may require such city to give or tender bond therein with surety

Section 2807 POSSESSION OF PROPERTY UPON TENDER OF BOND Whenever in any condemnation proceedings any city has upon order of the court tendered a bond to secure the payment of damages and the same has been accepted or if the acceptance has been refused and the bond has been filed in and approved by the court the city shall have the right to immediate possession of the property

Section 2808 FILING BOND RECOVERY THEREON If approved by the court the security shall be filed therein for the benefit of those interested and recovery may be had thereon for the amount of damages assessed If the damages are not paid they may be collected by execution on the judgment in the issue framed to try the question Upon the approval of the security the city may proceed with the improvement

Section 2809 CONDITIONING OF BOND NOTICE OF FILING IN COURT The condition of the security shall be that the city shall pay or cause to be paid such amount of damages as the party shall be entitled to receive after the same shall have been agreed upon by the parties or assessed in the manner provided for by this article In case the party claiming damages refuses to accept the security tendered the city shall give the party or his agent attorney guardian or committee a written notice of the time when the same will be presented for the filing in court

Section 2810 NOTICE TO QUIT POSSESSION PROCEDURE If the owner lessee or occupier shall refuse to remove his personal property or give up possession of any property taken by the city in the exercise of its power of eminent domain the city may serve written notice upon such owner lessee or his agent or the occupier to remove his personal property and give up possession of such property within sixty days from the date of the service of such notice

If the owner lessee or occupier shall refuse to remove his personal property and give possession upon proof of the service of the notice a writ of habere facias possessionem shall forthwith issue directing the sheriff to give the city possession

Section 2811 VALUE OF PROPERTY NOT TO BE ASSESSED AS BENEFITS EXCEPTION In all cases of the appropriation of property for public use other than for roads or streets it shall not be lawful to assess any portion of the damage done to or value of the property so appropriated against the other property adjoining or in the vicinity of the property so appropriated

Section 2812 PLANS OF PROPERTIES CONDEMNED TO BE FURNISHED TO VIEWERS In all proceedings to assess damages for the taking injury or destruction of property for public use the city taking injuring or destroying property for said purpose shall furnish the board of viewers with a correct plan of all properties effected showing all buildings or other structures thereon their width length elevation and cubical contents names of all owners tenants or occupiers thereof the topography of the land and the grades and widths of all highways running through or abutting on said properties and all other data necessary for a proper determination of the amount of damages caused by the taking injury or destruction of said property

Said plans shall be prepared and ready for the use of the viewers at their first meeting and copies thereof shall be furnished to all owners tenants and occupiers of the property and all other parties affected thereby without charge

Section 2813 CONDEMNATION PETITION TO SPECIFY LIENS EXCEPTION In all proceedings instituted for the condemnation and appropriation of property by the exercise of the right of eminent domain excepting proceedings to ascertain damages and benefits by reason of street or sewer improvements the petition for the appointment of viewers therein shall contain allegations specifying any judgments mortgages or other claims (hereinafter designated "liens") which are liens upon the land and property sought to be appropriated or condemned as aforesaid

Section 2814 FINDINGS OF FACTS AS TO LIENS Testimony shall be taken in said proceedings to ascertain the amounts of said liens and the dates of the entry of the same and the amounts of said liens and the dates of entry thereof shall be found as facts by the viewers in said proceedings Certified lists of liens filed in the office of the prothonotary shall be prima facie evidence of the existence dates amounts dates of entry and places of record of said liens and unless modified or overcome by oral or documentary evidence shall be conclusive upon the parties thereto as to the items just specified

Section 2815 REPORTS OF VIEWERS AS TO LIENS APPEALS DISTRIBUTION TO LIEN CREDITORS DISCHARGE OF LIENS Where it appears that liens exist as aforesaid which are liens upon property sought to be condemned and appropriated as aforesaid a report of the facts found as aforesaid shall be made to the court having jurisdiction of the proceeding which report shall be subject to exceptions in manner to be regulated by the Supreme Court by general rules prescribed amended and published from time to time and upon the findings in relation to said liens being finally found by said court having jurisdiction of said proceedings and said court shall make an order directing the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto first to the owners of said liens then to the owners of the property appropriated as aforesaid Provided however That the parties interested shall have the right of appeal from said order of distribution to the Superior and Supreme Courts of the Commonwealth as shall be determined by the amount distributed to said parties respectively in the manner now provided by law Payment in accordance with said order of distribution shall absolutely discharge the party making said payment from all claims of whatsoever nature by any person firm corporation or claimant as against said property when the payment thereof shall be evidenced by a receipt of record in said proceedings and in said receipt and on the record thereof any claimant may reserve the right to pursue the owner of said property for any balance due upon his lien against any other property or assets of the said owner

Section 2816 VESTING TITLE Upon payment of the compensation for land or property appropriated as aforesaid in accordance with said order of distribution title to the land or property appropriated shall vest in the taker thereof in accordance with the provisions of the law under which such appropriation is made and all claims for compensation shall be deemed paid and satisfied as herein provided

Section 2817 COMPETENCY OF EVIDENCE AS TO MARKET VALUE OF PROPERTY In all proceedings arising from the exercise of the right of eminent domain it shall be competent for all witnesses called when duly qualified to state their opinion as to the market value of the property laid before the exercise of the right of eminent domain and as unaffected by it and its market value immediately after the exercise of the right of eminent domain and as affected thereby

(a) To state in detail and costs all the elements of benefit or damage which they have taken into consideration in arriving at their opinion

(b) In arriving at their opinion as to the market value immediately after the exercise of the right of eminent domain to add to their opinion of the market value before such exercise the cost or value of all the elements of benefit or advantage and to deduct therefrom all disadvantage or damage in order to arrive at the market value after such exercise of the right of eminent domain and as affected thereby

(c) In all proceedings to assess damages or benefits for the opening of any street alley or other highway to take into consideration as one of the elements of advantage or disadvantage the cost of street improvements

In all claims for damages arising from the exercise of the right of eminent domain it shall be competent for the party or parties claiming damages to offer in evidence as a declaration against interest the value of the property affected as assessed for the purpose of taxation

Section 2818 PROCEEDINGS WHERE ASSESSMENTS BY VIEWERS WAIVED In any proceeding to ascertain the damage caused to any owner of property by reason of the appropriation of property for public use where the owner and city cannot agree upon the amount of damage done the parties may by agreement waive the right to have such damage assessed by viewers and the owner may file his claim in the court of common pleas of the county and rule the defendant to plead thereto within fifteen days from the service of such rule upon the city and the suit shall be proceeded with as if an award of viewers has been filed and an appeal had been taken therefrom

Either party to such an action may on motion have the jury visit and view the property affected

Section 2819 PETITION FOR VIEWERS TIME OF MEETING Except as is in this act otherwise provided in case the compensation for damages or benefits accruing from the exercise of the right of emient domain and/or from the erection and construction of public improvements have not been agreed upon any court of common pleas or any law judge thereof in vacation on application thereto by petition by the city or any person affected shall appoint three viewers from the board of viewers of the county to view and ascertain the damages done and/or the benefits which have accrued by reason of the said taking use occupancy or injury or the erection and construction of public improvements and appoint a time not less than twenty nor more than thirty days hereafter when the viewers shall meet at or upon the premises affected

Section 2820 WHEN VIEWERS MAY BE APPOINTED The viewers provided for in the preceding section may be appointed before or an any time within six years after the entry taking appropriation or injury or the passing of an ordinance providing for the same or the completion of any public improvement

Section 2821 NOTICE OF MEETING OF VIEWERS Except when otherwise in this act provided the viewers shall give at least ten days' notice of the time of their first meeting by publication in one or more newspapers of the county and by handbills posted upon the premises or otherwise as the court shall direct

Section 2822 SWEARING VIEWERS HEARINGS REPORT The said viewers or any two of them having been duly sworn or affirmed faithfully justly and impartially to decide and to make a true report concerning all matters and things to be submitted to them and in relation to which they are authorized to inquire in pursuance of the provisions of this act and having viewed the premises or examined the property or materials shall estimate and determine the quantity quality and value of said land so taken occupied or injuried or to be taken occupied or injured or the property and materials so used or taken away if any as the case may be and having a due regard to and making just allowance for the advantages which may have resulted or which may seem likely to result to the owners of said land property or material in consequence of the making of the improvements aforesaid for which the property or materials if any are to be taken and having made a fair and just comparision of said advantages and disadvantages they shall estimate and determine their value and whether any and if any what amount of damages has been or may be sustained and to whom the same are payable and after having determined the damages sustained to all the properties affected by said improvement together with the benefits they shall prepare a schedule thereof and make report thereof to the said court

Section 2823 ASSESSMENT OF DAMAGES AND BENEFITS Council may provide by ordinance for the payment of damages sustained by making public improvements or by the vacation of any public highway either by the city or in the case of the taking or injury of property for roads and streets by assessment upon property benefited by such improvement and in the latter case the viewers appointed to assess damages shall also assess upon any property benefited by such improvements such amount for the special advantages which may accrue to the said several properties from such improvements as they may deem proper and shall report the same to the said court The total assessments for benefits shall not exceed the total damages awarded or agreed upon

Section 2824 ASSESSMENTS AWARDS In proceedings to assess damages and benefits if the property is both benefited and damaged by such improvements the excess of damages over benefits or the excess of benefits over damages or nothing in case the benefits and damages are equal shall be awarded to or assessed against the several owners of property affected thereby

Section 2825 SEPARATE REPORTS OF DAMAGES AND BENEFITS The preceding section shall not prevent the viewers from making a separate report of the damages and benefits respectively In such event if the damages to the property of any person be greater than the benefits or if the benefits be greater than the damages or if the damages and benefits be equal in either case the viewers shall strike a balance and carry the difference forward to another column so that the assessment shall show what amount is to be received or paid by the property owner and the difference only shall be collectible of or paid to such property owner Appeals taken from the report of the board of viewers shall be from net amount only

Section 2826 NOTICE WHEN SCHEDULES WILL BE EXHIBITED The viewers shall give notice to all parties to whom damages are allowed or upon whom assessments for benefits are made of a time not less than ten days thereafter and of a place where the viewers will meet and exhibit their schedule and hear all exceptions thereto

Section 2827 SERVICE OF NOTICES Such notice shall be given in the manner provided by law for the service of a summons in a personal action if the parties can be found in the city or upon an adult person residing upon the property affected by the assessment in case the owner or reputed owner cannot be found and to all others by publication once in the newspaper or newspapers in which the first notices of the view were published and by posting conspicuously on the premises Council may by ordinance provide by whom the notice shall be served and posted and fix the compensation for such service

Section 2828 REPORT OF VIEWERS PLAN OF IMPROVEMENTS After making whatever changes are necessary the viewers shall report to the court within three months from the date of their appointment unless the time for so doing shall be extended by the court showing the damages and benefits allowed and assessed in each case and file therewith a plan showing the improvement the properties taken injured or destroyed and properties benefited

Section 2829 NOTICE OF FILING OF REPORT When the report is filed notice thereof shall immediately be given by publication once in the newspapers publishing the notice of the meeting of viewers Such notice shall state the date of filing of the report contain a schedule of the damages and benefits assessed and shall state that unless exceptions be filed thereto or an appeal to the court of common pleas is taken therefrom within thirty days from the date of filing the report will be confirmed absolutely

Section 2830 CITY TO PAY COURT COSTS The court costs except the compensation of the viewers shall be paid by the city

Section 2831 JUDGMENT FOR AMOUNT OF AWARD EXECUTION COLLECTION OF ASSESSMENTS PAYMENT OF DAMAGES INTO COURT IN CERTAIN CASES If any damages be awarded and the report be confirmed by the said court judgment shall be entered thereon and if the amount thereof be not paid within thirty days after the entry of such judgment execution may then issue thereon as in other cases of debt for the sum so awarded but assessments for benefits shall be collected as provided by law

When no appeal is taken as hereinafter provided and judgment is entered and the parties to whom damages have been awarded refuse to accept payment of such award or judgment then it shall be lawful for such city upon petition to the court after notice as ordered by court to pay the amount of the award and costs into the court The court upon such payment shall order the satisfaction of the award or judgment

Section 2832 EXCEPTIONS TO REPORT OF VIEWERS Within thirty days after the filing of any report any party affected may file exceptions to the same and the court shall confirm modify or change the same or change the assessments made therein or refer it back to the same or new viewers

Section 2833 CONFIRMATION OF REPORTS OF VIEWERS When the report is filed the prothonotary shall mark it confirmed nisi In case no exceptions are filed thereto he shall at the expiration of thirty days enter a decree that the report is confirmed absolutely

Section 2834 EFFECT OF EXCEPTIONS ON CONFIRMATION OF REPORT When exceptions are filed which affect the entire report the same shall not be confirmed absolutely as to any part thereof until the exceptions have been finally disposed of When the exceptions do not affect the entire report the court shall confirm the assessments to which exceptions have not been taken

Section 2835 APPEALS FROM CONFIRMATION AFTER EXCEPTIONS Within three months after the confirmation of any report following the filing of exceptions thereto any party affected may appeal from the decree of the court below to the Superior or Supreme Court as the case may be

Section 2836 EFFECT OF APPEALS When any appeal is taken from the action of the court confirming any viewers' report or part thereof if the appeal affects the entire report it shall have the effect of suspending the absolute confirmation thereof until the appeal is finally disposed of but where the appeal is to matters which do not affect the entire report or any other assessment such appeal shall affect only the particular assessment for which the appeal is taken

Section 2837 FILING ASSIGNMENTS OF ERROR ET CETERA In order to determine whether any appeal affects the entire report or any particular assessment the appellant shall file in the court below before or at the time of filing his writ of certiorari a copy of his specifications or assignments of error or grounds of appeal Upon failure so to do the city or any party affected may by notice or rule upon the appellant cause such specifications assignments of error or grounds of appeal to be filed

Section 2838 CERTIFICATE OF JUDGE OF THE COURT BELOW Upon the request of the city or any party affected the court below or any judge thereof in vacation shall certify whether the appeal affects the entire report and said certificate shall be conclusive Where the court or judge certifies that the appeal will affect the entire report no further proceedings shall be taken in the court below until after the final action of the appellate court but where the court or judge certifies that the appeal will affect only a particular assessment then the confirmation of all other assessments shall be final

Section 2839 EFFECT OF AFFIRMATION OF DECREE OF COURT BELOW If on any appeal the action of the court below is affirmed the date of the decree or judgment of the appellate court shall be taken as the day on which the report was finally confirmed

Section 2840 CONSOLIDATION OF APPEALS Where any appeal is taken to the Supreme Court and an appeal is also taken to the Superior Court and the appeals in both cases are substantially the same the Superior Court may certify such appeal to the Supreme Court to be heard with the other appeals from the same report

The Supreme Court shall consolidate all such appeals and hear them as one case Where several appeals are taken from the confirmation of the same report either to the Superior or Supreme Court and the grounds of appeal are similar the appellate court may consolidate the appeals

Section 2841 APPELLANTS MAY UNITE IN APPEALS EFFECT THEREOF Several parties may unite in a single appeal either to the Superior or Supreme Court where the grounds of appeal are similar but the uniting of the appellants shall not unite the amounts or change the jurisdiction When the appeal if taken by each appellant singly would be to the Superior Court then the appeal shall be to that court but if the appeal of any one appellant would be to the Supreme

Court then the joint appeal shall be to that court If an appeal has been taken to the Supreme Court any other party without regard to the amount involved if the grounds of appeal are similar to the same court and join in such appeal

Section 2842 APPEALS FROM REPORTS OF VIEWERS FOR JURY TRIAL Within thirty days after any report of viewers is filed in court any party whose property is taken injured or destroyed or who is assessed benefits may appeal to the court of common pleas and demand a trial by jury Where an appeal is so taken to a portion of the report the portion not appealed from shall be confirmed absolutely at the expiration of thirty days after the report is filed in court The appeal shall state the grounds upon which it is taken and shall be signed by the appellant or by his agent or attorney and shall be accompanied by an affidavit that it is not taken for the purpose of delay but because the appellant believes that injustice has been done

Section 2843 COSTS Upon the trial of any such appeal in case the party appellant does not obtain a verdict more favorable than was the report of the viewers as finally confirmed the appellant shall not recover any costs

Section 2844 NOTICES APPEALS FROM THE COURT BELOW The court of common pleas shall order what notices shall be given in connection with such proceedings and may by rule or otherwise prescribe the form of pleadings After verdict and final judgment either party may within three months appeal to the Superior or Supreme Court

Section 2845 APPEALS TO THE WRONG COURT Should any appeal under this article be made to the wrong court such court shall certify the appeal to the court to which it should have been taken

Section 2846 APPEALS NOT TO PREVENT FILING LIENS No appeal taken under this article shall prevent the filing of liens by any city for any assessment of benefits made by any such report but upon the final termination of the issue the court shall make such order as to the lien filed as shall appear right and proper

Section 2847 DISCONTINUANCE OF PROCEEDINGS If any city shall repeal any ordinance or discontinue any proceeding providing for any of the improvements mentioned in this article prior to the entry upon taking or injury to any property or materials and within thirty days after the filing of the report of the viewers assessing damages and benefits the city shall not be liable to pay any damages which have or might have been assessed but all costs upon any such proceedings shall be paid by the city including attorney's fees to be fixed by the court on behalf of the owner or owners

Section 2848 ASSESSMENTS TO BEAR INTEREST All assessments for benefits costs and expenses and all damages allowed shall bear interest at the expiration of thirty days after they shall have been finally ascertained

ARTICLE XXIX

STREETS AND HIGHWAYS

(a) Plans and Location

Section 2901 GENERAL PLAN OF HIGHWAYS Every city shall have a general plan of its highways streets and alleys including those which have been laid out but not opened

Section 2902 FILING PLANS SUBDIVISIONS The plan shall be filed in the office of the city engineer or other proper office of the city and all subdivisions of property thereafter made shall conform thereto

Section 2903 ALTERATIONS MAPS AND PLOTS TO BE APPROVED The location of highways streets or alleys laid out by council shall not afterwards be altered without the consent of council No map or plot of highways streets or alleys shall be entered in any public office of the county until approved by council

Section 2904 LOCATION OF HIGHWAYS Cities may by ordinance locate highways streets and alleys and include therein highways streets and alleys theretofore opened or used for highway purposes and may locate highways streets or alleys theretofore opened or used for highway purposes of a greater width and may revise the lines of such highways streets or alleys in accordance therewith and place the same on the general plan of such city All subdivisions of property thereafter made shall conform thereto

Section 2905 LOCATIONS NOT TO AUTHORIZE ENTRY No such location shall authorize the entry upon or appropriation of any property within such located highway street or alley not theretofore opened or used for highway purposes nor shall the same interfere in any way with the rights of the owners to the full use of such property except as hereinafter provided

Section 2906 NO DAMAGES ALLOWED FOR ERECTIONS UPON LOCATED HIGHWAYS No person shall recover any damages for the taking for public use of any buildings or improvements constructed within the lines of any located highway street or alley after the same shall have been so located and any such building or improvement shall be removed at the expense of the owner

(b) Opening Widening Extending Straightening and Vacating

Section 2915 POWER TO OPEN ETC Cities with or without any petition of property owners may open widen straighten alter extend and improve and may establish or re-establish the grades of and keep in order and repair and in safe passable condition any highway street avenue alley or lane or any part thereof within the city limits or may vacate and discontinue the same whenever deemed expedient for the public good (including the right to vacate highways laid out by the Commonwealth which have remained unopened for thirty years) and provide for the payment of the cost thereof either in whole or in part from the general revenues of the city

Section 2916 ORDINANCES WHEN NO PETITION IS PRESENTED Any ordinance for the opening widening straightening extending or vacating of any highway street avenue alley or lane without petition of property owners shall be adopted by the affirmative vote of at least four members of council No such ordinance shall be finally adopted until the expiration of twenty-eight days from the date of its introduction and in the meantime copies thereof shall be published in one or more of the newspapers of the city once a week for three consecutive weeks immediately following the introduction thereof and in case no newspaper is published in the city then in the same manner in one newspaper published in the county

Section 2917 ERECTION OF IMPROVEMENTS RESTRICTED Any ordinance widening or straigntening any highway street avenue alley lane or part thereof shall fix the new line or lines and may require that thereafter no owner or builder shall erect any new building or rebuild or alter the front of any building already erected without making it conform to the new lines In which case the land owner's right of action shall accrue only when the city actually enters on and occupies the land within the said lines or the said building is located or relocated to conform to said lines

Section 2918 PETITIONS FOR OPENING ETC Petitions to councils for the opening widening straightening altering extending vacating or for the establishing or re-establishing of the grade of any highway street avenue alley or lane shall be signed by a majority in number and interest of the owners of property abutting on the line of the proposed improvement or vacation as fixed at the time of its presentation and shall be verified by the affidavit of one or more of the petitioners The majority in interest of owners of undivided interests in any piece of property shall be deemed as one person for the purposes of the petition

Section 2919 NOTICE OF ORDINANCE AND PETITION APPEAL Upon the approval of any ordinance passed pursuant to said petition notice shall within ten days be given by handbills posted in conspicuous places along the line of the proposed improvement The notice shall state the fact of the passage of the ordinance and the date thereof that the petition for the improvement was signed by a majority in interest and number of the owners of property abutting the line of the proposed improvement and that any person interested denying the fact such petition was so signed may appeal to the court of common pleas of the county within thirty days after the passage thereof

Section 2920 APPEAL FROM ORDINANCE Any person interested may within thirty days from the passage of the ordinance present a petition to the court of common pleas of the county whereupon the court shall determine whether such improvement was petitioned for by the requisite majority If said court shall find that it was not so petitioned for it shall declare the ordinance void otherwise it shall approve the same

Section 2921 EFFECT OF FAILURE TO APPEAL If no appeal is taken or if the court on appeal approves the ordinance the city may proceed with the improvement Thereafter all parties interested shall be estopped from denying the fact that the petition was signed by the requisite majority of the property owners

Section 2922 ASSESSMENT OF DAMAGES AND BENEFITS In any proceedings under this subdivision of this article viewers shall be appointed damages awarded and benefits assessed as provided in this act for such proceedings

(c) Grading Paving Macadamizing Et Cetera

Section 2930 POWER TO GRADE PAVE MACADAMIZE ET CETERA Every city may grade pave macadamize or otherwise improve any public highway street avenue lane or alley or part thereof and the sidewalks thereof when included as a part of the improvement have the same set with curbstone and provide for the drainage thereof Every city may also provide for the improvement of any highway street avenue lane or alley or any sections or parts thereof in length in the space between the curb gutter or actual carriage-way line and the property line either by an original work or improvement thereon or by a change repair renewal or alteration in the said highway curb parking spaces or shade trees or by changing altering renewing replanting pruning or otherwise improving the same in any or all of said partculars

Section 2931 PAYMENT OF COST OF IMPROVEMENT The costs and expenses thereof shall be paid in whole or in part by the city or by the owners of real estate bounding and abutting thereon which cost and expense upon the abutting real estate shall be assessed according to the foot-front rule or according to the benfits as council shall by ordinance determine except that in case of grading only the said costs and expense shall be assessed according to benefits.

Section 2932 ASSESSMENT OF COST BY FOOT-FRONT RULE When the costs and expenses or any part thereof are to be paid for by the foot-front rule the city shall assess or cause to be assessed the said cost and expenses upon the real estate bounding or abutting on the line of the improvement by an equal assessment on said property in proportion to the number of feet the same fronts on the respective street lane or alley or part thereof to be improved The council may provide for an equitable reduction from the frontage of lots at all street alley railroad or like intersections or where from the peculiar or pointed shape of the lots an assessment for the full frontage would be inequitable

Section 2933 ASSESSMENT OF COSTS ACCORDING TO BENEFITS When the cost and expenses or any part thereof of any grading paving macadamizing or other improvement of any highway street avenue lane or alley or part thereof is to be paid for by the owners of real estate abutting or bounding as aforesaid according to benefits the same shall be assessed by viewers appointed by the court of common pleas as provided in this act for the assessment of benefits by viewers

Section 2934 ORDINANCE FOR IMPROVEMENT AT EXPENSE OF PROPERTY OWNERS UPON PETITION Council may by ordinance provide for the paving macadamizing grading or other improvement of any highway street avenue lane or alley or part thereof at the cost and expense of the abutting property owners in whole or in part upon the peitition therefor of a majority in number or interest of the owners of property abutting or bounding on the line of the proposed improvement to be verified by the affidavit of one or more of the petitioners. A majority in interest of owners of undivided interests in any piece of property to be deemed and treated as one person for the purpose of said petition

Section 2935 ORDINANCE FOR IMPROVEMENT AT EXPENSE OF PROPERTY OWNERS WITHOUT PETITION Council may by ordinance provide for the paving macadammizing grading or other improvement of any highway street avenue lane or alley or part thereof at the cost and expense of the abutting property owners in whole or in part without petition therefor of abutting property owners if the ordinance for such improvement has been passed by the affirmative vote of four members of council Such ordinance shall not be passed in a less period than twenty-eight days from the date of its introduction and in the meantime copies of such ordinance shall be published in one or more newspapers of the city once a week for three consecutive weeks immediately following the introduction thereof and in case no newspapers are published in the city then in at least one and not more than two newspapers published in the county in which such city is located once a week for three consecutive weeks The requirements for such publication shall not however preclude the amendment of any paving ordinance as to the kind of pavement with which any highway street avenue lane or alley or part thereof or sidewalk is proposed to be paved

Section 2936 PASSAGE OF ORDINANCE AND PUBLICATION OF NAMES OF PETITIONERS CONCLUSIVE OF NUMBER OF PETITIONERS The passage of the ordinance providing for any of such improvements upon petition therefor and the publication of the names of the petitioners in one newspaper or newspapers published in said city and in case no paper is published in said city then in one newspaper published in the county in which said city is located by one insertion at least five days before the passage of said ordinance shall be conclusive that a majority in number or interest (as the case may be) have petitioned therefor

Section 2937 APPEAL FROM ORDINANCE Any person affected may within thirty days from the passage of the ordinance if such ordinance has not been advertised as hereinbefore provided present a petition to the court of common pleas of the county whereupon the court shall determine whether such improvement was petitioned for by the requisite majority If such court shall find that it was not so petitioned for it shall declare the ordinance void otherwise it shall approve the same

Section 2938 EFFECT OF FAILURE TO APPEAL If no appeal shall be taken or if the court on appeal shall approve the ordinance the city may proceed with the improvement Thereafter all parties affected shall be estopped from denying the fact that the petition was signed by the requisite majority of the property owners

Section 2939 ASSESSMENT OF DAMAGES AND BENEFITS In any proceedings under this subdivision of this article where the cost and expense of the improvement is not assessed by the foot-front rule viewers shall be appointd damages awarded and benefits assessed as provided in this act for such proceedings

Section 2940 CHANGE OF METHOD OF ASSESSING COST OF IMPROVEMENT The cost and expense of any such improvement done and completed under an ordinance providing for the assessment of the cost and expenses thereof under the foot-front rule may be assessed according to benefits upon the passage of an ordinance to that effect within six months after the completion of the respective work which assessment according to benefits shall be made in like manner and with like effect as if the original ordinance providing for the improvement had therein provided for such assessment

Section 2941 PREPARATION OF STREETS FOR PAVING OR REPAIRING Council may provide by ordinance for the laying renewing and repairing of all gas water steam or other pipes or conduits in any street or highway before the paving repaving or repairing of the same and for making the necessary house connections with said pipes and also for the necessary house connections and branches with and leading into main or lateral sewers Provided That in no case except as a sanitary measure of which council shall be the judge shall council require such house connections to be extended further from such sewers or from such gas water steam or other pipes or conduits than to the inner line of the curbstone of such street or highway Council may after notice to all companies corporations persons and owners affected and in default of compliance therewith cause said pipes to be laid renewed or repaired and said connections made and collect the cost of paving and repairing all pipes and pipe connections from the companies corporations or persons owning or operating the said gas water steam and other pipes or conduits with interest and the cost of the sewer connections shall be a first lien against the land for whose benefit such connections are made A separate lien may be filed therefor or such sewer connection cost may be included in any lien filed for the cost of such street improvement and the lien and the proceedings thereon shall be as in the case of other municipal liens

(d) Grade Crossings

Section 2950 CONSENT OF PUBLIC SERVICE COMMISSION Every city constructing a highway across a railroad shall construct the same above or below the grade thereof unless permitted by the Public Service Commission to construct the same at grade

Section 2951 PUBLIC SERVICE COMMISSION JURISDICTION DAMAGES Any such crossings of a railroad by a highway or any vacation of any highway crossing a railroad shall be constructed only in the manner prescribed by and under the jurisdiction of the Public Service Commission The compensation for damages to the owners of adjacent property taken injured or destroyed shall be ascertained fixed and paid in the manner prescribed in the Public Service Company Law

(e) Acquisition of Unobstructed View Across Lands

Section 2955 ACQUISITION OF UNOBSTRUCTED VIEWS Any city may acquire by purchase or by the right of eminent domain a free and unobstructed view down and across lands located at or near the intersection of any two highways or a highway and a railroad or railway or at any curve in any highway as may be necessary to assure a free and unobstructed view in all direction at such crossings and to so prevent the use of such lands for any purpose or in any manner which may interfere with or obstruct the vision of any person or persons traveling upon any such highway Upon any such condemnation the city may from time to time abate or remove or cause to be abated or removed any obstruction to such view over and across such lands

The proceedings for the condemnation of such view over and across such lands and for the assessment of damages for property taken injured or destroyed shall be in the manner provided in this act for proeprty taken injured or destroyed

Upon the condemnation of a view over and across any lands for the purposes aforesaid the owner of such lands may make every such use thereof as will not interefere with a free and unobstructed view at such dangerous crossing or curve Unless specially provided for in such condemnation proceedings such condemnation shall not be construed to prevent the owner thereof from using such land for pasture or the growing of grass oats wheat or other crops which will not obstruct the vision more than wheat

(f) Use of Abutting Lands

Section 2960 USE OF ABUTTING LANDS FOR EMBANKMENTS SLOPES FILLS AND CULVERTS In the grading of any street lane or alley or any part thereof cities are hereby authorized and empowered to use so much of the lots and lands abutting on the same for the construction of embankments slopes fills and culverts as may be necessary and proper for the completion of the improvement The assessment of damages costs and expenses resulting thereby shall be regarded as other assessments of damages costs and expenses caused by the grading of streets lanes and alleys in said city and shall be assessed and paid as is provided by this act in such cases

(g) Abandoned Turnpikes

Section 2963 MAINTENANCE AND IMPROVEMENT OF CONDEMNED AND ABANDONED TURNPIKES When any turnpike or part thereof situate in the same or more than one county shall be condemned for public use free of tolls and the assessment of damages therefor shall have been paid by the county or when any turnpike company or association has abandoned its turnpike or any part thereof or when any turnpike company or association has been dissolved such turnpike or part thereof located within the limits of any city shall be maintained and improved in the same manner as other streets of the city

(h) Unlawful Assessments

Section 2965 REPAYMENT OF ASSESSMENTS PAID TO CITY BY OWNERS OF PROPERTY UNLAWFULLY ASSESSED Whenever any city shall have under existing laws paved curbed and guttered or otherwise improved its highways or any of them or has opened or graded or acquired or condemned property in or along its highways or any of them at the expense in whole or in part of the owners of property bounding and abutting thereon and such owners or any number of them shall have paid the assessments levied against them by such city or by viewers for such improvement into the city treasury the said city is hereby authorized and empowered to refund to the said owners or to their heirs or assigns the amount of the assessment thus paid by them if it shall have been determined by any proceeding at law or in equity by a court of competent jurisdiction that the owners of property bounding or abutting on said highway or highways were not liable for the payment of such improvement at the time such improvement was ordered by the council of said cities to be made

(i) Highways Connecting City with Improved Roads

Section 2970 APPROPRIATION FOR CONNECTIONS WITH STATE HIGHWAYS Cities may singly or jointly with counties and/or boroughs appropriate and expend moneys for the improvement of highways outside of the limits of such cities for the purpose of connecting improved streets in such cities with a State highway or State-aid highway whenever that part of the connecting highway to be improved outside the city limits shall be less than one mile in length

(j) Detours

Section 2975 HIGHWAYS NOT TO BE CLOSED TO VEHICULAR TRAFFIC EXCEPTIONS No highway street or road shall be closed to vehicular traffic except upon order of the Department of Streets and Public Improvements or in cases of emergency wherein the safety of the public would be endangered nor shall any such highway street or road be so closed for a longer period than is necessary for the purpose for which such order is issued.

Section 2976 CLOSING OF HIGHWAYS DESIGNATED AS DETOURS BY STATE No highway street or road shall be closed to vehicular traffic when the same has been designated as a detour by the State Department of Highways unless the written consent of the Department of Highways has first been obtained or unless council shall by resolution duly recorded on its minutes declare such closing necessary for the safety of the public

Section 2977 NOTICE OF DETOUR ON STREETS FORMING PART OF STATE HIGHWAY When any highway street or road which forms a part or section of a State highway is closed to vehicular traffic the city shall at once notify the State Department of Highways of the creation of a detour as hereinafter provided When such detour is removed the Department of Highways shall also be notified at once of the removal

Section 2978 DETOURS TO BE PROVIDED WHEN HIGHWAYS CLOSED When any highway street or road shall be closed as hereinbefore provided it shall be the duty of the authorities authorizing the closing to immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each public highway intersection throughout its entire length indicating the direction to the main highway During the period when such detour is in use it shall be the duty of the authorities closing the main highway to maintain such detour in safe and passable condition It shall also be the duty of the authorities closing the main highway and maintaining the detour to immediately remove all detour signs when the highway originally closed is opened for traffic Said authorities shall as soon as possible repair the road designated as a detour and place same in a condition at least equal to its condition when designated as a detour Whenever necessary in the creation of a detour as aforesaid the authorities responsible for laying out the detour may enter into agreement with the owners of private lands covering the acquisition of right-of-way privileges over private property for the period when the main highway shall be closed to traffic In the exercise of the rights conferred by this section the authorities responsible are hereby empowered to pay for the necessary maintenance subsequent repair and land rental out of such funds as are available for the construction and/or maintenance of the highways streets and roads in their charge

Section 2979 PENALTIES Any person who shall wilfully remove deface destroy or disregard any barricade light danger sign detour sign or warning of any other character whatsoever so erected or placed or who shall drive on over or across any highway which has been closed by proper authority shall upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and the costs of prosecution and in default of the payment thereof shall be imprisoned one day for each dollar of fine and costs unpaid Provided however That persons who have no outlet due to the closing of a highway may drive on over or across such highway with the consent in writing of and subject to such conditions as may be prescribed by the authorities responsible for the closing or their agents or contractors without being subject to the penalties imposed by this section

In addition to the penalties herein provided the authorities responsible for the maintenance of a highway which has been closed to vehicular traffic or their agents or contractors may in an action at law recover damages from any person or persons who have damaged a highway by driving on over or across the same when it is closed to vehicular traffic All fines collected under the provisions of this section shall be paid by the officer receiving the same to the treasurer of the city

(k) Boundary Streets and Highways

Section 2985 MAINTENANCE OF HIGHWAYS FORMING BOUNDARIES Whenever any highway or street is on the boundary line between any city and a township such highway or street shall be maintained jointly by the city and the township For the purpose of maintaining any such highway or street the authorities of any such city are hereby directed to enter into agreements with the authorities of such township providing the manner in which the same shall be maintained and providing for the division of the cost of maintenance between the city and township If any such city or township shall fail or refuse to enter into any such contract or if the city and township cannot agree any taxpayer or the corporate authorities of the city or township may present a petition to the court of quarter sessions of the county setting forth the facts The court after hearing of which such notice shall be given to all parties interested as the court may direct shall make an order directing the manner of such maintenance and the division of the cost of maintenance between the city and the township the action of the court shall be final

Section 2986 HIGHWAYS THE CENTER LINE OF WHICH IS THE BOUNDARY BETWEEN MUNICIPALITIES IN THE SAME COUNTY Whenever the center line of any highway constitutes the dividing line between any city and a township located in the same county the city may enter into a contract with the commissioners of the county and the commissioners or road supervisors of the township as the case may be providing for the grading curbing and macadamizing or paving of the roadway of said highway the cost of such improvement to be borne one-half by the city and one-half by the county and township in equal portions

The alteration or improvement shall be construed and subsequent repairs shall be made under the supervision of the proper authorities of the city in compliance with existing laws governing the construction of such alterations or improvements in said city and in further compliance with plans and specifications to be agreed upon in writing between said city and the commissionrs of the county and commissioners or road supervisors of the said township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportions as may be agreed upon by the county and township

Section 2987 HIGHWAYS THE CENTER LINE OF WHICH IS THE BOUNDARY BETWEEN MUNICIPALITIES IN DIFFERENT COUNTIES Whenever the center line of any highway constitutes a dividing line bteween a city and a township located in an adjacent county the city may enter into a contract with the commissioners of the county and the commissioners or township supervisors of such township as the case may be providing for the grading curbing macadamizing or paving of the roadway of said highway the cost thereof to be borne one-half by the city and one-half by the township and the county in which such township shall be situated in equal portions.

Such alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city in compliance with the provisions of this act governing such construction or improvement by the city and in further compliance with plans and specifications to be agreed upon in writing between such city and the commissioners of the county and the commissioners or township supervisors of the township the cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportions as may be agreed upon by the county and township.

In all cases in which it shall be found impossible to enter into such contract or agreement or where either the city or the township or the county in which such township is situated shall refuse to enter into such contract or agreement either the city or the county or township may present its petition to the court of common pleas of either county setting forth the facts and circumstances including the condition of the highway from which the necessity or desirability for the grading curbing macadamizing or paving of the roadway appears and the estimated cost thereof and that the terms of the said contract cannot be agreed upon by the said city and the county or township or either or any of them or that either such city or the county or township or any or either of them refuses to enter into such contract Such petition may pray that such court may after hearing all the parties concerned make its order or decree defining the nature and character of the improvement reasonably necessary or desirable to be made to the roadway and requiring the parties hereinabove specified to enter into a contract or contracts for the making and constructing of the same as herein provided for

A copy of the said petition duly certified shall be served upon the city or the county and township concerned other than the petitioner with notice of such day as may be fixed by the court for the hearing Thereupon either or both of the parties served with such notice shall be entitled on or before such date to file in the said court its answer to the said petition setting forth its version of the facts or such other matters in relation thereto as may be deemed necessary or proper by it The court upon the date so fixed or at such other time as it may appoint shall hear the evidence of the parties or it may refer the matter to a master who shall hear the testimony of the parties and report his findings in the same manner and under the same procedure as provided by the rules in equity in similar cases

The court may reflect confirm or modify the report of the master and may make its decree or order directing the making of such alterations or improvements to the roadway as may be deemed reasonably necessary or desirable and providing for the sharing of the cost of such improvements one-half by the city and one-half by the county and township in equal portions The said order or decree may further provide that the repairs to such alterations and improvements subsequently required shall be borne one-half by the city and one-half by the county or township in equal portions or such other proportions as between the county and the township as such court may find to be legal and proper Thereupon the said grading curbing macadamizing or paving of the roadway of such highway shall proceed in accordance with the decree or order of the said court in the same manner as if the contract or agreement provided for in this section had been entered into and duly executed

Section 2988 HIGHWAYS MORE THAN HALF OF WHOSE WIDTH IS WITHIN CITY Whenever any highway street or alley more than one-half the width of which is within the limits of any city shall divide the said city from any other municipality or township located within the same county such highway street or alley may be improved by the city in the same manner as if the said highway street or alley were entirely located within the limits of said city

The property abutting on the side of said highway street or alley which is located outside the limits of the city making such improvements shall for a depth of one hundred and fifty feet plus one-half the width of said highway street or alley from its center line be assessed for any and all municipal improvements to or on the said highway street or alley in the same manner as such property would be assessed under the provisions of this act if it were entirely located within the limits of such city

Section 2989 ASSESSMENT ON PROPERTY OUTSIDE LIMITS WHERE HIGHWAY ENTIRELY WITHIN CITY Whenever any highway street or alley entirely within the limits of any city shall divide the said city from any other municipality or township located in the same county the property on the side of said highway street or alley opposite the present line of said city shall for a depth of one hundred and fifty feet from said line be assessed for any and all municipal improvements to or on the highways streets or alleys on which the said property shall abut in the manner provided by this act for such proceedings as if the said property were entirely located within the limits of said city

On the question,

Will the Senate agree to the section?

Mr. WEINGARTNER. Mr. President, I move to amend

Article XXIX, Section 2919, page 204, by striking out of lines eight (8) and nine (9) the following: "within ten days be given" and insert the following in line eight (8) after the word "shall:" Be given as required by Section 109 of this Act and"; also Section 2935, pages 207 and 208 by striking out of page 207 in lines 25, 26, 27, 28 and 29, and on page 208 in line one (1) the following: "in one or more newspapers of the city once a week for three consecutive weeks immediately following the introduction thereof and in case no newspapers are published in the city then in at least one and not more than two newspapers published in the county in which such city is located". And insert the following in line twenty-four (24) page 207 after the word "published": "in the manner required by Section 109 of this Act".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Articles XXX and XXXI of the bill were read as follows and agreed to:

ARTICLE XXX

SIDEWALKS

Section 3001 POWER TO COMPEL CONSTRUCTION OF SIDEWALKS Cities may without petition require owners of property abutting on any public highway street lane or alley to construct pave curb repave and recurb the sidewalks and keep the same in good repair along such property with such materials at such grades and under such regulations as may be prescribed by ordinance

Section 3002 CONSTRUCTION BY CITIES UPON FAILURE OF OWNER SO TO DO COLLECTION OF COST Upon failure of such owners to construct pave curb repave or recurb such sidewalk after notice so to do the same may be done by the city and the expense thereof be levied and collected from such owners with costs which amount shall be a lien upon such premises from the time of the completion of the work which date shall be fixed by certificates of the city engineer filed with the clerk and may be collected by action at law or such lien may be filed and proceeded in as provided by law in the case of municipal liens or the cost may be borne by the city in whole or in part if in any part the rest to be collected from the owners in manner as above provided

Section 3003 EMERGENCY REPAIRS NOTICE Cities may make emergency repairs to sidewalks within corporate limits when in the opinion of the officer or head of the department lawfully having charge of sidewalk repairs a dangerous condition exists that can be repaired by an expenditure of not more than twenty-five dollars upon failure of the owner of the property to make such repair within forty-eight hours after the service of notice upon such owner so to do If the owner cannot be served within the county notice may be served upon the agent of the owner or the party in possession if any there be or if there be no agent or party in possession the notice may be served by posting upon the most public part of the said premises

This section is intended to provide an additional remedy for cities in connection with emergency repairs where the actual cost of doing the work does not exceed twenty-five dollars The certificate of the officer or head of the department in charge of repairs to sidewalks shall be conclusive evidence of the emergency justifying such repair

Section 3004 COST OF EMERGENCY REPAIRS TO BE A LIEN Upon the completion of any emergency repairs the cost thereof shall be a charge against the owner of the property and shall be a lien until paid upon the abutting property provided a claim is filed therefor in accordance with the law providing for the filing and collection of municipal claims

ARTICLE XXXI

BRIDGES AND VIADUCTS

(a) Construction

Section 3101 CONSTRUCTION OF BRIDGES AND VIADUCTS Cities may locate build and maintain bridges or viaducts and the piers and abutments therefor to be used as public highways over rivers creeks streams railroads and private property or over and across any of them whether the said viaducts or bridges be wholly within or partly without and partly within the city limits for the purpose of uniting two or more different streets or highways or separate parts of the same highway or extension thereof

Section 3102 ORDINANCE FOR LOCATION OF BRIDGES PROCEDURE Cities may enact ordinances providing for the laying-out and opening of the routes or locations for said bridges and viaducts which shall be public highways and the proceedings for the said laying-out and fixing the locations and for the opening thereof shall be the same as is provided by this act for the laying-out and opening of streets except that no petition of property owners shall be required therefor

Section 3103 RIGHT TO APPROPRIATE PROPERTY ASSESSMENT OF DAMAGES In case the city has not agreed with the owner or owners for the damages done or likely to be done by the erection of said bridge or viaduct the city may take and appropriate the lands and property necessary over and across which to erect said bridge or viaduct and the damages and benefits caused by such taking and appropriation shall be assessed in the same manner and with like proceedings as provided by this act for property taken injured or destroyed

Section 3104 UNITE WITH COUNTY OR OTHER CORPORATION IN CONTRACT FOR JOINT CONSTRUCTION The city may enter into and unite in a contract or in contracts with the county commissioners of the proper county where said bridge or viaduct will cross a river creek or stream or other place over which the county is authorized by law to build bridges and also with railroad street railway and other companies and parties interested or with any or all of them for the building constructing and maintenance of said bridge or viaduct or for certain parts or portions thereof and for the payment of any damages caused by the location and the said erection

Section 3105 STIPULATIONS OF JOINT CONTRACT MAINTENANCE The contracts provided for in the next preceding section may stipulate that the city shall pay a certain part or portion of the whole contract price or cost of the work including damages or may stipulate that the city shall construct or pay for the construction of a certain part or portion of the work and may otherwise provide for the payment of the damages When any railroad company street railway or other company or other parties interested agrees to pay a certain part or portion of the cost of the entire work they shall pay such part or portion into the proper city treasury Upon said payment the city treasurer shall be liable therefor and he shall pay the same over to the contractor as may be provided in the contract The said agreements may also provide for the maintenance of the said bridges and viaducts after their erection

Section 3106 SUBSEQUENT CONTRACT WITH RAILROAD WHICH HAS NOT CONTRIBUTED TOWARD COST No railroad which has not contributed to the payment of the cost of construction of said viaduct or bridge shall be permitted to run its line or lines of tracks under said bridge or viaduct unless it shall enter into a contract with the city to thereafter pay a reasonable amount part or portion toward the keeping-up and maintaining of the said structure which amount shall be at the same rate on the same basis as is paid by the other railroad companies

Section 3107 PLANS BIDS AWARDING OF CONTRACT After any such contract has been entered into the city in conjunction with the county commissioners may have prepared plans or specifications of the entire work and thereafter advertise for bids and award the contract to the lowest responsible bidder The contract for the said work shall provide that the county shall pay for its certain part of said bridge or viaduct and the city shall contract for the other part of the said work but the said contract as to the city's part thereof shall be based upon the appropriation made by the city for the part of the work for which it had agreed to pay and the remaining part of the contract price shall be based upon the amounts the other parties have agreed to pay The contractor shall have a right of action against the city for the part thereof which the city agrees to pay and also for any moneys paid into the city treasury on account of such bridge or viaduct

Section 3108 CONSTRUCTION BY CITY ADVERTISEMENT In case the county commissioners do not unite in any such contract or in case said bridge or viaduct does not cross any river creek stream or place over which the county is authorized to build bridges the city may contract for the construction of the viaduct as aforesaid and pay for the entire work or contract with all or any other of the aforesaid parties in manner aforesaid in which case the plans and specifications for the said work shall be prepared by the city and advertisement shall be made for bids and the contract let in the manner hereinbefore provided The contract for the work shall be based upon the city's appropriation and upon the amounts agreed to be paid by the other parties as provided in the preceding section

Section 3109 RECORDING OF CONTRACT Any of the contracts hereinabove provided for may be recorded in the recorder's office of the proper county in which the city is situate Such record shall be notice to all persons who might be affected thereby

Section 3110 POWER TO CONSTRUCT BOUNDARY BRIDGES Whenever a creek over which a bridge may be necessary shall be on the division line of a city and municipality or township the city shall unite with such municipality or township in the construction and maintenance of a bridge and pay an equal share of the expenses incident thereto

(b) Acquisition of Existing Bridges

Section 3120 POWER TO ACQUIRE EXISTING BRIDGE Any city which is divided or separated in any of its territorial sections or parts by intervening rivers or streams of water may purchase enter upon take use hold and appropriate such bridge or bridges together with the approaches and appurtenance thereto lying within its corporate limits as shall have been erected and are now in use over such rivers or streams of water so dividing and separating the sections or parts aforesaid

Section 3121 ASSESSMENT OF DAMAGES In case the compensation to be paid for such bridge cannot be agreed upon the amount of damages due the owner or owners thereof for the taking use and appropriation thereof shall be assessed in the manner provided in this act in the case of property taken injured or destroyed

(c) Acquisition of Toll-Bridges

Section 3130 POWER TO ACQUIRE TOLL-BRIDGES Any city may purchase condemn maintain and use any public toll-bridge crossing any river or stream within the limits of such municipality together with the approaches and appurtenances thereto and may enter into contracts as hereinafter provided with the county commissioners of the proper county whereby said county shall pay a portion of the cost thereof

Section 3131 ASSESSMENT OF DAMAGES FOR TAKING In case the compensation to be paid for such bridge cannot be agreed upon the amount of damages due the owner or owners thereof for the taking use and appropriation thereof shall be assessed in the manner provided in this act in the case of property taken injured or destroyed

Section 3132 DAMAGES AND COSTS IN CASE OF DISCONTINUANCE OF PROCEEDINGS In case any city shall discontinue any proceeding taken providing for the appropriation or condemnation of any bridge prior to the entry upon taking or appropriation thereof and before judgment therein the city shall not thereafter be liable to pay any damages which have been or might have been allowed but all costs upon any proceedings had thereon shall be paid by it together with any actual damage loss or injury sustained by reason of such proceedings and such damage loss or injury shall be determined and fixed by the court in which the proceedings are pending

Section 3133 CONTRACT WITH COUNTY FOR PURCHASE The city may enter into and unite in a contract with the county commissioners of the county in which said bridge is located upon such terms and conditions as may be agreed upon for the purchase appropriation or condemnation of said bridge The contract may stipulate that the city and county shall pay a certain part or portion of the whole purchase price or damages allowed by condemnation proceedings The amounts to be paid by the county shall be paid into the city treasury and upon said payment the city treasurer shall be liable therefor and it shall be held and applied solely for the said purpose or purposes The said contracts may also provide for and include provisions for the maintenance repair and rebuilding of the said bridge after its purchase or condemnation by the said city

Section 3134 TO BECOME A PUBLIC BRIDGE RENTALS FOR OTHER THAN FOOT AND VEHICLE TRAVEL Whenever any toll bridge shall be so purchased or condemned the city shall control maintain and use the said bridge as a public bridge but may change tolls or rentals for the use thereof from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel Where contracts existed between such companies and persons and the owners of the bridge at the time of such purchase or condemnation such contracts shall be preserved for the benefit of the city and shall be assigned thereto

Article XXXII of the bill was read as follows:

ARTICLE XXXII

SEWERS

(a) Construction

Section 3201 CONSTRUCTION OF SEWERS COST Any city may without petition therefor construct and reconstruct or cause to be constructed sewers of all kinds including house connections to the curb in its public highway streets lanes and alleys and over and across public and private lands or property and pay the cost and expense thereof out of the general revenues or special funds raised for said purpose or assess the same in whole or in part upon abutting proptry as hereinafter provided

For such purposes the city shall have power to exercise the right of eminent domain The damages for property taken injured or destroyed shall be ascertained and paid as provided in this act for such proceedings

Section 3202 FEE FOR TAPPING WHERE SEWER IS PAID FOR BY CITY Where the cost of constructing any sewer is paid for wholly from city funds the city may charge a reasonable fee for tapping or connecting with said sewer

Section 3203 ASSESSMENT OF COST OF LOCAL PART OF MAIN SEWERS In the case of the construction of main sewers or of any sewer which can be used in part for main sewerage purposes and in all cases where said sewer will also serve as a local sewer the city may provide for assessing the abutting property with the local sewerage part thereof according to the foot-front or the assessed valuation of the said property for city purposes or according to benefits

Section 3204 COST OF MAIN SEWERS The cost of all main sewers or of any sewers used in part for main sewerage purposes over and above the amount assessed for local sewerage as above provided shall be paid for from the city funds as aforesaid

Section 3205 ASSESSMENT OF COST OF LOCAL SEWERS Council may also provide that the cost and expenses of local lateral branch including house connections to the curbs and other sewers may be assessed against the abutting property according to the foot-front or according to the assessed valuation thereof for city purposes or according to benefits

Section 3206 CONSTRUCTION OF SEWERAGE SYSTEM ASSESSMENT OF COST Any city may construct or cause to be constructed a sewerage system of sewers in streets lanes alleys and highways with extensions thereof and with lateral and branch sewers therefrom in other highways streets lanes and alleys and in public or private lands at the same time as part of the same improvement and under the same contract and the cost and expense thereof may be assessed as is herein provided

Section 3207 REDUCTIONS IN ASSESSMENTS FOR IRREGULAR SHAPED LOTS Where council determines to construct local lateral and other sewers and to assess the cost and expenses thereof according to the foot-front rule they shall provide for a reduction of one-half or other equitable part or portion from the frontage of the longest side of all corner lots and at other places where from the peculiar or pointed shape of the lots an assessment for the full frontage would be inequitable If the owner of the abutting property is not satisfied with the allowance or reduction or refuses to accept the same he shall have the right to have three viewers appointed by the court of common pleas and the proceedings shall be provided in this act for the assessment of damages and benefits by viewers

Section 3208 ASSESSMENT OF COST BY VIEWERS APPOINTED BY COUNCIL Where the council determines to construct main local lateral or branch sewers and to assess the cost and expense thereof according to benefits in addition to the remedies which now or may hereafter exist for the assessment of the said cost and expense by viewers appointed by court the said council may appoint three disinterested freeholders as viewers who or a majority of whom shall assess the costs and expenses of said sewers upon the lands bounding or abutting thereon in proportion as nearly as may be to the benefits which may result to each lot or parcel of land Said viewers or a majority thereof shall report their assessment to the council in the manner hereinafter set forth and said council shall act thereon as hereinafter provided

Section 3209 REPORT OF COUNCIL'S VIEWERS NOTICE OBJECTIONS HEARING Said viewers or a majority of them shall make report in writing specifying the amount assessed by them upon each lot or parcel of land for main or local sewerage separately and file the same with the city clerk within such time as the council shall direct After the report is filed council shall cause not less than ten days' public notice to be given in two newspapers of the city if so many be published therein of the object of such assessments and that the same will come for confirmation at a time to be specified in said notice Objections to the assessment shall be in writing and be filed with the city clerk and may be heard before the city council at the time specified in the notice Council may after hearing objections modify set aside or confirm said assessments If council sets aside the first or any other assessment they may appoint other viewers of the same qualifications as hereinbefore provided and cause new assessments to be made and the proceedings shall be the same as herein directed in case of the first assessment

Section 3210 CERTIFICATION OF ASSESSMENTS FOR COLLECTION LIENS After making assessments for sewers council may direct that they be certified to the city treasurer or to such party as said assessments may be assigned to for collection If such assessments are not paid within such time as council may by ordinance prescribe it shall be lawful to file liens therefor in the prothonotary's office of the proper county as provided by law Said liens shall bear interest from the time the assessments were payable at the rate of six per centum per annum until paid

Section 3211 RENTAL CHARGE FOR USE OF SEWERS Whenever any city has constructed any sewer or sewer system or sewage disposal plant either wholly or partially at public expense or has acquired the same at public expense such city may provide by ordinance for the collection of an annual rental or charge for the use of such sewer sewer system or sewage disposal plant from the owners of the property served by it

Section 3212 LIMITATION OF AMOUNT OF SEWER RENTAL CHARGE Such annual rental shall not exceed the amount expended annually by the city in the operation maintenance repair alteration inspection depreciation or other expenses in relation such sewer sewer system or sewage disposal plant and may include any interest on money expended by the city in the construction or acquisition of such sewer sewer system or sewage disposal plant The said annual sum shall be apportioned equitably among the several properties served by the said sewer sewer system or sewage disposal plant

Section 3213 WARRANTS FOR COLLECTION OF SEWER RENTALS Council shall execute a warrant or warrants authorizing the collection of such annual sewer rentals or charges to the officer employed by council to collect the same

Section 3214 COLLECTION OF SEWER RENTALS Such annual sewer rentals or charges shall be a lien on the properties charged with the payment thereof from the date set in the ordinance and if not paid after thirty days' notice may be collected by an action in assumpsit in the name of the city against the owner of the property charged or by distress of personal property on the premises or by a lien filed in the nature of a municipal lien

(b) Acquisition of Existing Sewers

Section 3220 PURCHASE OF EXISTING SEWERS Any city in which any corporation created and existing under and by virtue of the laws of this Commonwealth or any person or persons or unincorporated associations have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under-surface and sewage drainage may become the owners of such sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage and the property of such company person or persons or unincorporated associations by paying therefor the actual value of the same at the time of taking by the city

Section 3221 ASCERTAINMENT OF PRICE IN CASE OF DISAGREEMENT In case of disagreement as to the amount to be paid the same shall be ascertained in the manner provided by this act in case of property taken injured or destroyed

Section 3222 APPOINTMENT OF VIEWERS Whenever the amount to be paid by any city to any corporation person or persons or unincorporated association for the acquisition of such sewers culverts conduits and pipes with the necessary inlets and appliances shall have been ascertained in the manner provided in the preceding section the court of common pleas of the proper county or any law judge thereof in vacation on application thereto by said city or any person interested shall appoint viewers who shall assess the costs and expenses of the sewers culverts conduits and pipes with the necessary inlets and appliances acquired by said city upon the property benefited according to benefits if sufficient can be found but if not then the deficiency when finally ascertained shall be paid by the city and the proceedings of said viewers and the proceedings on their report shall be as provided in this act for the assessment of damages and benefits

(c) Construction of Sewers Outside Cartway and Curb Lines

Section 3230 POWER TO CONSTRUCT Cities may require and permit sanitary sewers and sewer pipes to be laid and constructed outside the cartway and the curb lines thereof in any street or highway

The said sewers shall be for the service and use of the property abutting thereon on the side of the street or highway in which they are laid

Section 3231 COLLECTION OF COSTS AND EXPENSES The costs and expenses of any sewer laid and constructed as aforesaid may be assessed against the abutting property in front of which the same is laid and such costs and expenses when so assessed shall be assessed and collected in the way and manner as the costs and expenses of other sewers are assessed and collected in the respective city in which the same are laid

(d) Joint Sewers

Section 3240 AGREEMENTS FOR JOINT SEWERS Cities may enter into agreements with municipalities or townships for the purpose of building sewers including trunk-line sewers or drains and sewage treatment works Such agreements shall provide for the joint maintenance of the same

Section 3241 APPROVAL OF SANITARY WATER BOARD No such sewer or plant shall be constructed until plans and specifications have been submitted to the Sanitary Water Board and approved in accordance with provisions of the act of assembly providing for such approval

Section 3242 CONNECTIONS WITH SEWERS OF ADJACENT MUNICIPALITIES Any city may connect with an existing sewer owned by any adjacent municipality for sewage purposes in the manner prescribed in the following sections of this subdivision of this article

Section 3243 APPLICATIONS TO COURT Whenever any city desires to connect with the existing sewer of any adjacent municipality and no agreement has been reached between such city and the adjacent municipality an application shall be made by council to the court of quarter sessions of the county setting forth that fact

Section 3244 APPOINTMENT OF VIEWERS If the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall assess the proportionate part of the expense of building the original sewer upon such city and shall fix the proportion of the expense for repairs which each municipality shall thereafter bear and determine all other questions liable to arise in connection therewith

Section 3245 REPORT OF VIEWERS APPEALS TO COURT The viewers shall report to the court the result of their investigation which report shall be confirmed within thirty days unless exceptions thereto be filed After confirmation of such report or the disposal of any exceptions any party interested may appeal from the decision of the court of quarter sessions to the Supreme or Superior Court

On the question,

Will the Senate agree to the section?

Mr. WEINGARTNER. Mr. President, I move to amend Article XXXII, Section 3209, page 234, by striking out of line six (6) the word: "if so many be published therein," and insert the following in line six (6) after the word "city"; "As required by Section 109 of this Act."

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Articles XXXIII and XXXIV of the bill were read as follows and agreed to:

ARTICLE XXXIII

COLLECTION BY INSTALMENT OF THE COST OF HIGHWAY AND SEWER IMPROVEMENTS

(a) Highway and Sewer Improvements

Section 3301 PAYMENT OF ASSESSMENTS IN INSTALMENTS Whenever any ordinance is passed providing for the grading paving or macadamizing or other improvement of any highway street lane or alley or part thereof or for the construction of any sewer the expense whereof is to be defrayed by local assessments as hereinbefore provided it may be prescribed in such ordinance that the assessments may be paid in not more than ten equal instalments payable at such times as may be fixed by ordinance the last thereof not to be more than ten years after the completion of the work on the improvement for which it is assessed The instalments shall bear interest at the rate of not more than six per centum per annum commencing at such time as may be fixed by ordinance If any of said instalments shall remain unpaid for two months after the same shall become due any payable the whole of the assessment remaining unpaid shall be due and payable Any person upon whom such assessment has been made may pay all or as many as he chooses of such instalments before the same are due

Section 3302 COLLECTION OF ASSESSMENTS All assessments made in pursuance hereof shall be collected in the same manner and with the same penalties as provided by law for the collection of municipal claims

(b) Highway Improvements

Section 3310 ISSUE OF BONDS FOR PAYMENT OF COST OF IMPROVEMENT In order to provide for the payment of the cost and expense of the permanent paving and improvement of any street highway lane or alley or part thereof cities may in addition to other methods provided from time to time issue their bonds in such sums as may be required in all to an amount not exceeding the cost and expense of such improvement and interest thereon

Said bonds shall bear the name of the highway street lane or alley to be improved They shall be payable at a period not less than five years from the date of their issue to be provided in the ordinance directing the improvement and bear interest at a rate not exceeding six per centum per annum payable semi-annually on the first day of July and January

Section 3311 SEPARATE VOTING FOR EACH IMPROVEMENT In all cases where it may be necessary to obtain the assent of the electors to such issue of bonds the question of thus increasing the city debt shall be so submitted to the electors that they shall have the opportunity of voting for or against the issue of bonds for the improvement of any particular highway street lane or alley separately and apart from the question of increasing the city debt for the improvement of any other highway street lane or alley

Section 3312 DISPOSITION OF PROCEEDS OF SALE OF BONDS ASSESSMENT ON PROPERTIES Said bonds shall be negotiated at not less than par as other bonds of said cities are negotiated and the proceeds thereof applied solely to the payment of the cost of said improvement The contract price of the same and interest thereon to the first day when interest thereon is payable shall be taken as the cost of said improvement to be assessed on the property benefited according to the provisions of this act

Section 3313 ENTERING OF ASSESSMENTS AS LIENS Such assessments shall be entered in the proper municipal lien and judgment docket in the prothonotary's office and shall if filed within six months from the completion of the improvements without the issuing of a scire facias to revive remain a first lien upon the property assessed until fully paid having precedence of all other liens except taxes and shall not be diverted by any judicial sale unless the payment of the same is provided for from the proceeds of such sale

The assessment shall state the name of the city claimant the name of the owner or reputed owner a reasonable description of the property the amount claimed to be due for what improvement the claim is made and the time when the assessment was finally confirmed or made

Section 3314 INSTALMENT PAYMENT OF ASSESSMENTS Such assessment shall be payable at the city treasurer's office in equal semi-annual instalment with interest at the rate provided in said bonds from the date to which interest was computed on the amount of the assessments or so much as remains unpaid from time to time until all said assessments and interest are fully paid The money so received by the city treasurer shall be applied to the sinking fund

Section 3315 COLLECTION OF UNPAID INSTALMENTS In case of default in the payment of any semi-annual instalment of said assessment and interest for a period of sixty days after the same shall become due and payable the entire assessment and accrued interest shall become due and payable and the city solicitor shall proceed to collect the same under the provisions of laws creating and regulating municipal liens and proceedings thereon

Section 3316 PAYMENT IN ADVANCE DISCHARGE OF LIEN AS PART OF PROPERTY Any owner of property against whom an assessment shall have been made for such improvement shall have the right to pay the same or any part remaining unpaid in full with interest thereon to the next semi-annual payment due on said assessment and such payment shall discharge the lien If any owner shall subdivide any property after such lien attaches he in like manner may discharge the same upon any subdivided portion thereof by paying the amount for which said part would be liable

ARTICLE XXXIV

WATER-COURSES

Section 3401 CHANGING OF WATER-COURSES REMOVING OBSTRUCTIONS THEREFROM Cities may by ordinance after the consent of the Water and Power Resources Board has first been obtained establish the lines change and vacate the channels beds and mouths of water-courses other than navigable streams through lands marshes or waters in or adjacent to the city crib wall confine pave or completely inclose and prevent and remove obstructions therefrom at the expense of those causing the same and for such purposes may enter upon and condemn such property and materials as may be necessary Cities may also by ordinance establish the lines of banks of streams of water which pass through or along the boundary of such cities and by proceedings at law or equity prevent and remove all such encroachments on the banks of streams and water-courses as threaten to or do injure the city or the property therein

Section 3402 NOTICE No ordinance for the establishment of lines or the vacation or alteration of the course or channel of any water-course shall be passed until notice thereof has been given by publication of the proposed ordinance at least once a week for three consecutive weeks in one newspaper published in the city

Section 3403 VIEWERS TO ASSESS DAMAGES The city may at any time after the passage of the ordinance present a petition to the court of common pleas setting forth the lines established and the nature of the vacaion or alteration proposed in the course or channel of such water-course together with a description of the proposed improvements and praying the court to appoint three viewers to ascertain the damages costs and expenses resulting therefrom and to assess the damages costs and expenses for so much thereof as the viewers may deem reasonable upon the property benefited

Section 3404 APPOINTMENT OF VIEWERS The court or any law judge thereof in vacation shall appoint three viewers from the county road of viewers and appoint a time not less than twenty nor more than thirty days thereafter when viewers shall meet upon the line of the improvement and view the same and the premises affected

Section 3405 PROCEEDINGS TO ASSESS DAMAGES The proceedings before such viewers for the allowances of damages for property taken injured or destroyed and for the assessment of benefits upon property benefited shall be as provided in this act for the assessment of damages and benefits in eminent domain proceedings

Section 3406 DISCONTINUANCE OF PROCEEDINGS If any city shall repeal any ordinance passed or discontinue any proceeding taken providing for any such improvements prior to the entry upon appropriation or injury to any property or materials the city shall not be liable to pay any damages but all costs upon any such proceedings together with any actual damage or injury sustained by reason of such proceeding shall be paid by the city

Section 3407 LIENS When the court has entered its final decree confirming the report or fixing the assessments the assessments of benefits shall become liens upon the property assessed Claims therefor may be collected in the same manner as municipal claims are collected or they may be collected by action of assumpsit the lien of the judgment however to be limited to the property assessed

Section 3408 WATERS EXCEPTED Nothing contained in the preceding sections of this article shall apply to any water-source used by any municipality or water company as a source of supply unless such municipality or water company shall consent to such vacation or alteration

Section 3409 CONSTRUCTION OF DAMS Whenever the consent of the Water and Power Resources Board has been granted to any city to construct and maintain a dam in a public navigable river or stream flowing through or partly without its corporate limits for the purpose of improving the sanitary conditions thereof such city may purchase acquire enter upon take use and appropriate private property either within or without its territorial limits for that purpose If the city cannot agree with the owner or lessee of such private property upon the compensation for the property appropriated or the damages done or when by reason of the absence or legal incapacity of any such owner or lessee no such compensation can be agreed upon the court of common pleas of the county in which such property may be situate or any judge thereof in vacation on application thereto by petition by said city or such owner lessee or any person affected shall appoint viewers to view and ascertain the damages done by reason thereof and the proceedings thereupon shall be as provided in this act in the case of property taken injured or destroyed

Article XXXV of the bill was read as follows:

ARTICLE XXXV

PUBLIC SERVICE

(a) Water Supply

(1) General Provisions

Section 3501 EXCLUSIVE RIGHT TO FURNISH WATER TO CITY Each city shall have the excluisve right at all times to supply the city with water and such persons partnerships and corporations therein as may desire the same at such prices as may be agreed upon and for that purpose to have at all times the unrestricted right by ordinance subject to the provisions of existing laws to make erect and maintain all proper works machinery buildings cisterns reservoirs pipes conduits for the raising reception conveyances and distribution of water or in territory not supplied with water to make contracts with and authorize any person company or association so to do and to give such person company or association the privilege of furnishing water as aforesaid for any length of time not exceeding ten years The provisions of this section shall not apply to any city wherein the title to the waterworks therein located is in the name of the commissioners of water-works

(2) Acquisition by Eminent Domain

Section 3505 APPROPRIATION OF LANDS AND WATERS Any city desiring to erect water-works or to improve its water supply may appropriate springs streams rivers or creeks and lands easements and rights of way within or without its limits and for the purpose of conducting water obtained outside the limits of the city may lay pipes under and over lands rivers streams bridges highways and across railroads No water appropriated under the provisions of this section shall be used in such manner as to deprive the owner thereof of the free use and enjoyment of the same for domestic or farm purposes

Section 3506 AGREEMENTS AS TO DAMAGES BONDS Prior to any such appropriation the city shall attempt to agree with the owner as to the damage done or likely to be done If the parties cannot agree or the owner cannot be found or is under legal incapacity the city shall if required by the court upon petition file its bond in the court of common pleas conditions for the payment to the owner of the property of the damages for the taking thereof when the same shall have been ascertained

Section 3507 APPOINTMENT OF VIEWERS PROCEEDINGS Upon petition of either the property owner or city the court shall appoint three viewers from the county board of viewers who shall assess the damages for the property or rights appropriated and shall fix a time for their meeting of which notice shall be given to all parties interested The proceedings for the assessment of damages shall be as provided in this act in case of property taken injured or destroyed

(3) Acquisition by Purchase after Appraisement

Section 3515 PETITION TO COURT EXPRESSING DESIRE TO ACQUIRE WATER-WORKS Whenever any person firm or any corporation shall own any water-works or system and a city is desirous of owning and operating such water-works or system such city may present its petition to the court of common pleas of the county setting forth that the city is desirous of owning such water-works or system and that it will be necessary to issue bonds to be secured by such water-works or system and that a value should be placed upon such water-works or system including all property real and personal used in connection therewith

Section 3516 APPOINTMENT OF ENGINEERS AS APPRAISERS TO MAKE VALUATION The court shall thereupon appoint three civil engineers as appraisers to value and appraise such water-works or system and the property used in connection therewith and the contracts or agreements with municipalities or townships who shall file their report in the court within three months after their appointment unless such time be extended by the court

Section 3517 POWERS OF APPRAISERS The appraisers shall have access to the books and records of the person firm or corporation owning such water-works or system to inform themselves as to the income and value thereof They shall have power to administer oaths and are authorized to take the testimony of witnesses Their report shall be final if not appealed from

Section 3518 APPEAL FROM APPRAISEMENT Within ten days after notice of the filing of any report either party may appeal from such appraisement alleging an undervaluation or overvaluation of the property and praying for a hearing before the court The court shall thereupon fix a time when such appeal may be heard of which time at least ten days' notice shall be given to the parties and upon such hearing the court shall have power to modify such report and either party may appeal from the final confirmation of such report to the Superior or Supreme Court

Section 3519 EFFECT OF FAILURE OF OWNER OF WORKS TO ACCEPT PRICE FIXED After the value is finally determined the city may buy such water-works or system at the valuation so fixed and the person firm or corporation owning the same shall within ten days after notice file in court its consent to sell and convey its water-works or system and property to the city at the valuation fixed And in default thereof such person firm or corporation shall cease to have any exclusive privilege of supplying the city or the citizens thereof with water and the city may install such water-works or system as may be necessary for the accommodation of the public

Section 3520 ISSUE OF BONDS For the purpose of such purchase the city may issue bonds which shall be secured solely by such water-works systems and property and the revenues thereof and without any other liability on the part of such city

Section 3521 LIMIT OF BOND ISSUE Such bonds shall not exceed in amount the value fixed by the appraisers or the court The proceeds of the sale of such bonds shall be used exclusively for the purpose of paying for the property acquired

Section 3522 REDEMPTION OF BONDS INTEREST The bonds shall be payable within thirty years from the date of their issue and shall be redeemable at such earlier periods as the city may by ordinance provide and shall bear interest at a rate not exceeding six per centum per annum The bonds shall be exempt from taxation for any purpose

Section 3523 SINKING FUND The city shall provide a sinking fund for the revenues derived from such water-works or system for the payment of the interest on such bonds and for their redemption

Section 3524 TERMS OF EXISTING CONTRACTS TO GOVERN Should there be at the time of the passage of this act a contract or agreement in writing existing between any person firm or corporation owning such water-works or system and the city dated prior to May Thirty-first one thousand nine hundred and seven establishing or fixing the manner in which such water-works or system may be appraised and acquired then the appraisement shall be made in accordance with the terms of such contract and the respective parties to such contract shall in lieu of the preceding provisions of this subdivision carry out the terms of such contract in arriving at the value of such water-works or system

(4) Acquisition of Competing Water Companies by Cities

Section 3530 POWER TO ACQUIRE COMPANIES OPERATING IN SAME TERRITORY Any city owning operating or controlling a system of water-works for the supplying of water to persons partnerships and corporations residing therein and for fire protection whether the title to the said water-works be in the name of commissioners of water-works or in the city itself or otherwise may acquire all the water-works including water pipes mains service attachments fire hydrants and improvements of any water corporation or private individual operating partly within and partly without the limits of the said city both so much as is included within the limits of the said city and so much as is without the limits of the said city serving the territory adjacent thereto and acquire and exercise all of the franchises and powers of said prior owner both within and without the city limits

No such municipal acquisition shall be valid until upon application filed by the city and formally joined in by the proposed vendor water company the Public Service Commission of the Commonwealth of Pennsylvania shall have found and determined after public hearing that the granting of such application and the service contemplated by the city is necessary or proper for the service accommodation and convenience of the public In any such proceeding the entire matter shall be before the Commission and no further specific approvals of the said Commission which might otherwise be required shall be necessary

Section 3531 SERVICE OUTSIDE LIMITS SUBJECTS TO CONTROL OF PUBLIC SERVICE COMMISSION The service of water by any such city in the territory outside of the limits of the city shall be subject to regulation and control by the Public Service Commission as to character of service extensions and rates with the same force and in like manner as though the city serving in such territory were in fact a water corporation and with respect to such territory outside of the limits of the city and shall have all the powers and be subject to all the duties of a water corporation

Section 3532 DIFFERENT RATES WITHIN AND WITHOUT CITY Inasmuch as the city may be serving its inhabitants at less than the actual cost of service including capital charges and depreciation because the plant may have been or may be built and operated in part out of the funds raised by municipal taxation no rate classification rule regulation or practice put in operation by the city in the portion of its territory supplied located beyond the city limits shall be considered as unjustly discriminatory solely by reason of the fact that a different rate classification rule regulation or practice is in operation within the boundaries of the municipality with respect to a similar service rendered

(5) Power to Furnish Water to Consumer Outside City

Section 3540 All cities wherein the title to the water-works therein located is in the name of the city and the commissioners of water-works of any city wherein the title to the water-works is in the name of the commissioners of water-works may extend the water-pipes and improvements of any such water-works beyond the bounds of the cities wherein they are located into the county and municipalities of the county in the vicinity of such cities and furnish water to any and all corporations institutions persons and municipalities in the counties in which said cites are located in accordance with law and the rules and regulations of the Public Service Commission This section does not authorize a city to extend water-pipes or supply water in territory outside the boundaries of such cities which territory is being supplied with water by a private company.

(6) Power to Lease Water-Works

Section 3550 LEASE OF WATER-WORKS The council of any city may on behalf of such city enter into a contract with any private individual corporation association or corporation for the leasing of any water supply works systems and property or both of such private individual copartnership association or corporation

Section 3551 TERMS OF LEASE RENTAL The said leasing may be for such term of years and at such rental as shall be agreed upon by the city and the private individual copartnership association or corporation

Section 3552 OPERATION OF PROPERTY The property so acquired shall be operated in the same manner as if the same had been acquired by such city by purchase or condemnation proceedings

Section 3553 RATES The council of the city with the consent of the Public Service Commission shall fix the rates to be charged for the water furnished within the limits of such city to individuals copartnerships associations or corporations

(7) Condemnation of Lands for Road Purposes and to Prevent Contamination

Section 3560 OVERFLOWING ROADS ACQUISITION OF LANDS TO RECONSTRUCT ROADS Whenever any city in supplying water to the public shall find it necessary in storing water to occupy and overflow with water portions of any turnpike or public road or whenever any public road leads into or crosses over any reservoir used for the storage of water the city shall cause such turnpike or road to be reconstruced at its own expense on a favorable location and in as perfect manner as the original road and for such purposes is authorized to condemn land whenever an agreement as to the price cannot be had with the owners

Section 3561 FILING MAPS AND PLANS After such change is made the city shall file in the court of quarter sessions of the county a map or plan showing such change of road and shall furnish to the supervisors or other authorities of the township or municipal corporation a copy of such map

Section 3562 CONDEMNATION OF LANDS TO PREVENT CONTAMINATION Cities may acquire by purchase or condemnation such lands along and contiguous to the streams of water or reservoirs from which water is taken for public use as may be necessary to preserve the same from contamination

Section 3563 SECURITY FOR PAYMENT OF DAMAGES No land shall be taken for the uses mentioned in this subdivision of this article until compensation therefor shall have been paid or secured before such taking injury or destruction

Section 3564 CONDEMNATION PROCEEDINGS The damages incurred in changing the location of any such turnpike or public road and in condemning land to preserve water from contamination shall be ascertained in the manner provided in this act in case of property taken injured or destroyed

(8) Miscellaneous Provisions

Section 3570 POWER OF CITY TO PATROL THROUGH PRIVATE LANDS Any city owning and operating a water works system is hereby authorized and empowered to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such city for the purpose of patrolling the drainage area of such stream or streams and making investigations or inquiries pertaining to the condition of the stream or streams sanitary or otherwise Any injury or damage done to the property so entered upon shall be paid by such city

Section 3571 LEASING OF PART OF WATER-WORKS FOR YACHT HARBOR The council or the commission of water-works or other body of any city having charge and control of the water-works property of any such city may subject to the approval of the State Department of Health and subject to proper restrictions lease for a period of years any portion of the real property not exceeding three acres and any water area under its control and not necessary or essential for the operation and maintenance of such water-works for the purpose of establishing and maintaining a harbor for yachts and for the erection of proper and suitable buildings in connection therewith whenever the occupation of the grounds and water areas so leased shall not interfere with the operation of such water-works or in any manner affect the sanitary conditions of any public water supply

Any such lease before the same is executed shall be submitted to and be approved by the Department of Health

(b) Power and Light

Section 3575 POWER TO FURNISH LIGHT Cities shall have the exclusive right at all times to supply the city with electric gas or other light and such persons partnerships and corporations therein as may desire the same at such prices as may be agreed upon and shall have at all times the unrestricted right to make erect and maintain the necessary buildings machinery and apparatus for manufacturing and distributing the same or in territory not supplied with light to make contracts with and to authorize any person company or association so to do and to give such person company or association the privilege of supplying gas or other light as aforesaid for any length of time not exceeding ten years

Section 3576 STREET LIGHTING ORNAMENTAL LIGHTING SYSTEMS Cities may by ordinance provide for and regulate the lighting of streets with gas or electric light or light by other means and upon petition of the majority of the property owners in number or interest abutting on any street or section thereof may install ornamental lighting systems and assess the costs of installation maintenance and/or operation entirely upon the city or entirely upon the abutting property owners or partly upon the abutting property owners and partly on the city

(c) Water and Lighting Commission

Section 3580 CREATION OF WATER AND LIGHTING DEPARTMENT Any city which now has the title to any water gas or electric light works by conveyance to the same in its corporate name or which may hereafter erect or purchase water gas or electric light works under the provisions of this act create a department to be called the water and lighting department and for the organization and government of the same the council may divide the city into three districts for the election of a board of commissioners which districts shall be numbered one two and three one commissioner to be chosen from each respective district of which he shall be a resident at the time of his election and no member of council or person holding any city office shall be eligible as a member of said board

Section 3581 ELECTION OF MEMBERS OF COMMISSION The council of such city creating such department as aforesaid may on the second Monday of April or within thirty days thereafter elect one person from each of said districts as a member of the board of commissioners of the water and lighting department and at the first election each member of council shall vote for but two commissioners and the three persons being one from each of said districts having the highest number of votes shall be declared elected The commissioners so elected shall serve for the term of one two and three years respectively to be computed from the date of election and until their successors are duly elected and qualified The term of each shall be determined by lot at the first meeting of the board and thereafter on the second Monday of April of each year or within thirty days thereafter the council shall elect one commissioner to serve for the term of three years

Section 3582 COMPENSATION OF COMMISSIONERS OATH REMOVAL FILLING OF VACANCIES The members of the board of commissioners created as aforesaid shall receive such compensation for their services as may be provided by ordinance Before entering upon their respective duties they shall take and subscribe the oath prescribed by this act for city officers and they shall be removable by council for misdemeanor in office or neglect of duty All vacancies occurring in the board shall be filled by council for the unexpired term

Section 3583 DUTIES OF BOARD The board shall take charge of the water and lighting department so created and shall employ and dismiss at pleasure a superintendent and a clerk who shall be secretary of the board whose compensation shall be fixed by council The board shall employ such laborers mechanics and workmen as they may deem necessary for the economical and efficient administration of said department They shall purchase such materials and supplies as may be required for keeping the works in good repair and have charge and control of all constructions repairs enlargements and extensions of the works and shall conduct and manage the affairs and business of the department in accordance with law and the directions of council

Section 3584 ESTIMATES OF NEW WORK TO BE FURNISHED COUNCIL The said board of commissioners shall whenever called upon by council make and submit to them full estimates of the cost charges and expenses of any new work enlargement extension of water or lighting supply or alteration which council may contemplate making relative to said works and may at any time submit to council any suggestions and estimates they may see proper to make touching the improvement extension or enlargement of said works but no new construction reconstruction extension supply of water or light or enlargement of said works shall be undertaken by said commissioners so created or materials or supplies be purchased therefor without the previous consent and direction of council

Section 3585 PAYMENT OF COST OF EXTENSIONS BY PROPERTY OWNERS FRONTAGE TAX Whenever an extension of a supply of water or light to portions of the city not previously supplied shall be made by the said commissioners they shall make out a full statement of the number of feet of main pipes laid or extended through any of the streets of the city in which main pipes were not laid before the said extension and shall file the same in the department and it shall be the duty of the clerk of said department forthwith on receipt of said statement to make out a list of all owners of houses lots and buildings on each side of the street through which said pipes are extended and to charge said owners and each of them for each and every house lot or building so situated in said streets at such rate per foot as council may by ordinance fix for said mains extending along the front of their respective houses lots and buildings Nothing herein contained shall be construed to prevent council from providing for the payment of water and gas pipes by the city

Section 3586 COLLECTION OF FRONTAGE TAX ASSESSMENT OF COST Said charge shall be called the frontage water tax or lighting tax as the case may be and shall be collected and recovered in the manner provided by law for the recovery of municipal claims Whenever any pipes for the conveyance of water or light shall be laid in any of the streets or highways within such city the owners of the ground in front of which the same shall be laid shall pay for the expense thereof such sum for each foot of the front of their ground upon such street as council may by ordinance direct Provided That in all corner lots an allowance shall be made of one third (1/3) the length of their front but such allowance shall be always and only the street or highway having the longest front and in case both fronts are of equal dimensions the allowance shall be made in the street in which the pipes shall be last laid but in no case shall the allowance exceed sixty (60) feet on any corner lot And provided further That when a corner lot shall have erected upon it two or more separate tenements there shall only be an allowance made equal to one-third (1/3) of the depth of the corner tenement and the yard adjoining The provisions of this and the foregoing section shall not apply to any lot or piece of ground in such city upon which there may be a supply of water or gas obtained from any other source whatever but if at any time the owner of such lot or piece of ground shall desire to obtain a supply of water or gas from the works of such city then and in that case the provisions of this section shall first be complied with

Section 3587 FIXING RATES The board of commissioners may with the approval of council fix the water and lighting rates and the quantity to be used and for that purpose they shall on the first Monday of March in each year establish the rates for the succeeding year which rates shall be submitted by them to council for its approval and when approved such rates shall not be changed for and during the year but if not approved the existing rates shall continue until modified by the commissioners with the approval of council

Section 3588 COLLECTION OF LIGHTING AND WATER RATES Council shall provide by ordinance for the collection of all the lighting and water rates that may accrue from time to time to the city for the use of the water or light fixing the time when such rates shall be payable and the penalties for non-payment thereof and such rates shall be charged to the respective owners of the real estate on which such water or light is used and if the same shall not be paid in accordance with the provisions of such ordinance claims for the amounts due shall be registered in the city lien docket in the same manner as provided by law in the case of unpaid city taxes on real estate with the like force and effect as to the lien thereof

Section 3589 REPORT TO COUNCIL ACCOUNTS OF CITY TREASURER DISPOSITION OF SURPLUS The board of commissioners shall annually at a stated meeting of council in the month of January report to said council a full statement of all the repairs alterations reconstructions new constructions expenditures and everything relating to the management and cost to the city of maintaining the said works The city treasurer shall keep his accounts in such manner as to show in his monthly report distinctly and separately the entire amount of revenue realized during each month from the water and lighting departments of said city respectively and the revenue derived from the said water and lighting departments shall be applied exclusively to the purposes of said departments respectively and the surplus if any to the reduction of the debt thereof Any surplus revenues from said water and lighting departments after the payment of all the debts of said respective departments shall be applied as follows The surplus from the water revenues to the reduction of the bonded indebtedness which has been created by the city for the erection and construction of its water works and the surplus from the lighting revenues to the reduction of any bonded indebtedness which has been created by the city for the erection and construction of its lighting plant

On the question,

Will the Senate agree to the section?

Mr. WEINGARTNER. Mr. President, I move to amend Article XXXV, Section 3507, page 248, by inserting in line five (5) after the word "interested" the following: "by newspaper publication at least once ten days prior to such meeting, as required by Section 109 by this Act, and the posting of hand bills along the line of said improvement."

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to

Article XXXVI of the bill was read as follows and agreed to:

ARTICLE XXXVI

PUBLIC BUILDINGS AND WORKS

Section 3601 HOSPITALS PRISONS POOR FARMS ET CETERA Cities may by ordinance erect purchase establish or maintain hospitals prisons workhouses or houses of correction for juvenile or other offenders prescribe regulations for the government thereof and erect all public buildings necessary for the use of the city or of any department thereof purchase take use or occupy private lands upon which to erect any of the said buildings purchase take use or occupy within or without the limits of the respective city whether within the county wherein is located the city or within a county adjacent thereto or within both private lands and buildings establish and maintain a general hospital or hospitals for the care and treatment of the sick and injured or a hospital or hospitals for the treatment and separation of persons suffering with contagious or infectious diseases with authority to precribe rules and regulations for the government management and maintenance thereof purchase take use or occupy within the limits of the county of such city or within a county adjacent thereto or within both private lands upon which to establish and maintain a poor farm with all necessary and convenient buildings and appliances where the city may support and maintain such poor persons as such city is by law required to support and maintain acquire by purchase within or without the city but within the county sufficient real estate for present and future use upon which to erect workhouses or houses of detention poor houses garbage and incinerating furnaces The proceedings for the assessment of damages for any property taken occupied or used for any such purpose shall be the same as provided in this act for property taken injured or destroyed

Section 3602 PUBLIC AUDITORIUMS LIBRARIES MEMORIALS AND MONUMENTS Cities may take purchase or acquire through condemnation procedings property for the purpose of erecting thereon public auditoriums public libraries public memorial buildings and monuments

Section 3603 PAYMENT OF COST OF ERECTION AND MAINTENANCE Cities may appropriate money or issue bonds for the erection on said property purchased or acquired through condemnation proceedings public auditoriums public libraries public memorial buildings and monuments Cities may also appropriate moneys for the operation and maintenance of such public auditoriums public liabraries memorial buildings and monuments

Section 3604 PROCEEDINGS FOR ASSESSMENT OF DAMAGES All proceedings for the assessment of damages for property taken for auditoriums libraries memorials and monuments shall be had in the manner provided by this act for property taken injured or destroyed

Section 3605 DONATION OF LAND BY CITY FOR LIBRARY PURPOSES CONTRIBUTIONS TOWARD MAINTENANCE Cities may donate ground thus acquired for a public library to any library association provided said association will furnish the funds for the erection of the library building the plans of which are approved by the city but only in such cases where the said library association is by its by-laws and charter compelled to put back into the property any surplus earnings from the operation of said library Cities by order of council may contribute from time to time towards the operating support of such library a sum not to exceed fifty per centum (50%) of the annual operating maintenance of said library

Section 3606 RENTAL OF PUBLIC AUDITORIUMS DISPOSITION OF PROCEEDS Cities in the case of public auditoriums may by order of council charge a nominal rental for the use of said auditorium All moneys derived from rental of said auditoriums shall first be devoted to the maintenance of said auditorium and any annual balance accruing therefrom shall be turned over to the city funds for the maintenance of public parks and grounds

Section 3607 LEASING OF CITY PROPERTY AS MEMORIALS Cities may lease real estate the property of said city on long term improvement leases at a nominal rental or otherwise to a corporation of the first class for the purpose of providing an auditorium for dramatic musical artistic literary or scientific events including provision for the accommodation for patriotic societies or groups or such other purposes as may be approved from time to time by the city said auditorium to be a memorial to the heroes of the Great War

Section 3608 TERM OF LEASE RENEWALS IMPROVEMENTS TO BE ERECTED Every such lease shall be for a term of not more than ninety-nine years and may provide for a right of renewal for a like term and shall contain provision for the improvement of the real estate by the erection of a suitable building or buildings of dignified and appropriate architecture absolute ownership of which building or buildings shall revert to the city free of any claim or charge at the end of the term of the said lease or any renewal thereof

Section 3609 USE OF BUILDINGS The building so erected may be use for any one or more of the following purposes which are hereby declared in respect of this subject matter to be used for public purposes As an auditorium for dramatic musical artistic literary or scientific events including provision for the accommodation of patriotic societies or groups or such other accommodation and features as may be approved from time to time by the city

Section 3610 TITLE IN CITY EXEMPTION FROM TAXATION MAINTENANCE The title to the said property as so improved shall remain in the city and neither the said real estate nor the leasehold estate created by such lease shall be subject to local or other taxation

The leases shall be exclusively liable for the maintenance and upkeep of the demised premises and shall be solely responsible for the maintenance and operation thereof

Section 3611 RENTAL Any such lease may provide that the lessor shall be entitled to receive a sum equal to the net income of said demised premises after reasonable reserves and proper amortization charges

Section 3612 LOCATION OF CITY PRISONS RESTRICTED No city shall erect or construct a city prison or lockup or use any existing building or lockup for the first time which will be or is located within five hundred feet of any public school building

Article XXXVII of the bill was read as follows:

ARTICLE XXXVII

PARKS PLAYGROUNDS AND RECREATION CENTERS

Section 3701 PLANS OF PARKS AND PLAYGROUNDS Every city shall have a general plan of its parks and playgrounds including those which have been or may be laid out but not opened Said plan shall be filed in the office of the engineer or other proper office of the city and all subdivisions of property thereafter made shall conform thereto The location of parks or playgrounds laid out and confirmed by authority of council shall not afterwards be altered without the consent of council No map or plot of parks or playgrounds shall be entered or recorded in any public office of the county in which said city is situated until approved by council No person shall hereafter be entitled to recover any damages for the taking for public use of any building or improvements of any kind which may be placed or constructed upon or within the lines of any located park or playground after the same shall have been located or ordained by council

Section 3702 LANDS FOR PLANNED PARKS TO BE APPROPRIATED WITHIN THREE YEARS Whenever any park or parkway may hereafter be superimposed upon the confirmed plan of the streets or parks of any city in sections not entirely built up by ordinance of council unless an ordinance actually appropriating the land within the lines of said park or parkway to public use is duly passed by council thereof or said land is acquired by council within three years from the passage of said ordinance superimposing said plan upon said land said ordinance superimposing said plans upon said land shall be void and of no effect and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use

Section 3703 ACQUISITION OF LANDS AND BUILDINGS Cities may enter upon take use purchase and acquire by gift or by the right of eminent domain lands property and buildings for the purpose of making extending enlarging and maintaining public parks parkways playgrounds playfields gymnasiums public baths swimming polls or indoor recreation centers may levy and collect such special taxes as may be necessary to pay for the same and make appropriations for the improvement maintenance care regulation and government of the same Cities may designate and set apart for use for any of the purposes specified in this section lands and buildings owned by such cities and not dedicated or devoted to other public use Cities may also lease lands and buildings in such city for temporary use for such purposes Lands property and buildings outside the limits of the city may be taken for the purpose of a park parkway or playground and such lands may be annexed to the city in the manner provided by this act for the annexation of territory to a city

Section 3704 CREATION OF RECREATION BOARD The authority to supervise and maintain parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers may be vested in any existing body or board or in a recreation board as council shall determine Council may equip operate and maintain the parks playgrounds playfields gymnasiums swimming pools bathing places public baths or indoor recreation centers as authorized by this act Such authorities may for the purpose of carrying out the provisions of this article employ play leaders recreation directors supervisors superintendents or any other officer or employes as they deem proper

Section 3705 COMPOSITION OF BOARD If council shall determine that the power to equip operate and maintain parks playgrounds playfields gymnasiums public baths bathing places swimming pools or recreation centers shall be exercised by a recreation board they may establish in said city such recreation board which shall possess all the powers and be subject to all the responsibilities of council under this article Such board when established shall consist of five persons two of the members shall be members of the school board The board shall be appointed by the mayor and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board occurring otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 3706 ORGANIZATION OF BOARD EMPLOYES The members of a recreation board established pursuant to this article shall elect their own chairman and secretary and select all other necessary officers to serve for a period of one year and may employ such persons as may be needed as authorized by this act Such board shall have power to adopt rules and regulations for the conduct of all business within its jurisdiction

Section 3707 JOINT OWNERSHIP AND MAINTENANCE Any city may jointly with any other city or cities and/or any borough or boroughs and/or township or townships acquire property for and operate and maintain any parks playgrounds playfields gymnasiums public baths bathing places swimming pools or indoor recreation centers Any city may join with any school district in equipping operating and maintaining playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers and may appropriate money therefor

Section 3708 ISSUE OF BONDS The city council may issue bonds for the purpose of acquiring lands or buildings for parks parkways playgrounds playfields gymnasiums swimming pools public baths and indoor recreation centers and for the equipment therefor

Section 3709 MAINTENANCE AND TAX LEVY All expenses incurred in the operation of such parks parkways playgrounds playfields gymnasiums swimming pools public baths bathing places and indoor recreation centers established as herein provided shall be payable from the treasury of the city Council may annually appropriate and cause to be raised by taxation such tax not to exceed two mills on the dollar of the assessed valuation of taxable property in such city for the purpose of maintaining and operating parks parkways playgrounds playfields gymnasiums public baths bathing places swimming pools and recreation centers

Section 3710 LEASING BY CITY OF ITS PARKS OR PLAYGROUNDS Cities may enter into contracts and agreements with any incorporated association acting within its corporate powers for the use by the latter of any park or playground owned leased or occupied by said cities for such period and upon such terms as to maintenance upkeep and improvement of such ground as may be mutually agreed upon No such contract or agreement however shall permanently exclude the public of said cities from the use and enjoyment of said parks and playgrounds The said cities shall at all times be invested with the power and authority to adopt suitable rules and regulations concerning the use and occupation of said parks and playgrounds by the public generally and by such incorporated associations specially

Section 3711 SALE OF COAL UNDER PARKS OR COMMONS Council may sell and lease at the best price obtainable and subject to such conditions as it may deem necessary to impose for the protection of the surface the coal under any park or common owned by and situate within the corporate limits of the city When any park or common shall front on a river or other public stream such portion of the amount realized from the sale or lease of such coal may be used for the erection of retaining walls as council shall deem necessary for the purpose Before any such coal shall be sold or leased the proposed sale shall be advertised at least once a week in three daily papers published in the city in which said coal is situate and also in some New York journal or magazine devoted to coal mines and mining for four weeks and sealed bids shall be received and the person copartnership association or corporation offering the highest and best price shall be the purchaser

Section 3712 USE OF PROCEEDS OF SALE OR LEASE OF COAL UNDER PARKS Whenever any city shall have sold or leased the coal underlying any public park or common within the limits of said city the proceeds of said sale or lease except as hereinbefore otherwise provided shall be applied only as follows First To the improvement policing and lighting of the said park or common or the redemption of bonds issued for the improvement of said park or common Second Any surplus of the said proceeds left beyond what is required for improving policing and lighting said park or common may be applied and used for the purchase and improvement of other lands within the limits of the city or immediately adjacent thereto for use as public parks or commons or for the building of bridges and construction of drains and sewers Provided That no land shall be purchased for such use with said funds unless the ordinance authorizing the purchase shall have been passed by the affirmative vote of two-thirds of the members elected to the said council

Section 3713 APPLICATION OF RENTALS TO PAYMENT OF COST OF IMPROVEMENTS ISSUE OF BONDS Whenever hereafter any such city shall have leased the coal under any public park or common for a rental or royalty payable in periodical instalments in order to provide for the payment of the cost of any such improvements authorized in the preceding sections the said city may from time to time issue improvement bonds based upon the faith and credit of the city and upon the pledge of such royalties in such sums as may be from time to time required not to exceed the cost of such improvement and the interest thereon Such bonds shall bear interest at the rate not to exceed six per centum per annum payable semi-annually

The said rental or royalty shall be paid to the city treasurer and placed to the credit of the sinking fund for the redemption of said bonds and the payment of the interest thereon as the same shall become due The method of redemption shall be provided for in the ordinance authorizing the issuing of such bonds

Section 3714 SALE OF BONDS APPLICATION OF PROCEEDS Said bonds shall be sold at not less than par and the proceeds thereof shall be applied solely to the payment of the cost of the said improvement hereinbefore referred to They shall be redeemable in not less than five (5) years and payable at any time not exceeding thirty (30) years from the date of issue thereof at the option of said city

Section 3715 APPOINTMENT OF DIRECTORS OF CITY TRUSTS Whenever any property or estate whatsoever has been conveyed bequeathed or devised to any city in trust for the purpose of establishing or maintaining a public park or other public purpose for the use and benefit of citizens of such city the court of common pleas of the county in which such city is located on petition of council of said city shall appoint five persons as directors of city trusts all of whom shall be citizens of such city and none of whom shall hold any office or employment thereunder who shall exercise and discharge all the duties and powers of said city however acquired concerning such property conveyed bequeathed or devised to such charitable use to the extent that the same has been or hereafter may be statute or otherwise vested in or delegated to the said city or the officers thereof

Section 3716 TERM OF SERVICE REMOVAL VACANCIES The persons so appointed shall serve as members of the board of directors of city trusts during good behavior subject however to the removal by the court of common pleas for dereliction or neglect of duty or for any other cause deemed by the said court to be important for the conservation of the said trusts thus imposed upon them

All vacancies shall be from time to time filled by the said court on petition of the council of said city or any of its citizens

Section 3717 DUTIES OF DIRECTORS The said directors of trusts shall carefully invest and preserve the trust funds make such rules and by-laws for the proper regulation of their business not inconsistent with the terms annexed to any conveyance bequest or devise in any deed or last will and testament of any decedent appoint and employ as many agents and employes as in their judgment shall be necessary for the proper discharge of the said trust or trusts and in the name and in accordance with the conditions of said trusts do and all things requisite for the proper administration and management of the property under their control

Section 3718 DIRECTORS TO BE AGENTS OF CITY TO HAVE NO INTEREST IN CONTRACTS The said directors in the discharge of their duties and within the scope of their powers shall be considered agents or officers of the city but no compensation or emolument whatever shall be received by them for any services performed relating to the said trusts nor shall any of them have or acquire any personal interest in any contract whatever made through them or their agents or employes

On the question,

Will the Senate agree to the Article?

Mr. WEINGARTNER. Mr. President, I move to amend Article XXXVII, Section 3711, page 272, by inserting in line twenty-two (22), after the word "advertise": "in accord with the provisions of Section 109 of this Act; also page 276, by adding thereto after Section 3718, Sections 3719, 3720 and 3721 to read as follows: "Section 3719. APPOINTMENT OF PARK GUARDS. The council of every city shall have power, under the provisions of this article, to provide by ordinance for the selection and employment of such number of persons as they deem necessary to act as park guards, fix their compensation and duties, and provide for their uniforming. Section 3720. POWERS OF PARK GUARDS. Persons appointed as park guards under any ordinance passed pursuant to the provisions of the preceding section shall have in the parks and playgrounds and other public places in such cities the same power in preserving the peace, maintaining order and making arrests as policemen have in such cities. Section 3721. CONTROL OF PARK GUARDS. Such park guards shall be under the supervision, control and direction of the Director of the Department of Parks and Public Property."; also Section 4701, page 429, by inserting between lines 20 and 21, the following: "The act approved the first day of April, one thousand nine hundred and thirty-one (Pamphlet Laws) (Act number twenty-three), entitled "An act providing an additional method for the annexation of a part of a ward to a ward contiguous thereto in cities of the third class," absolutely. The act approved the twenty-fourth day of April, one thousand nine hundred and thirty-one (Pamphlet Laws) Act number forty-four), entitled "An act providing for the appointment and compensation of park guards in cities of the third class; defining their powers and imposing their supervision on the Superintendent of Parks and Public Property in such cities," absolutely.

Mr. NORTON, Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Article XXXVIII of the bill was read as follows:

ARTICLE XXXVIII

SHADE TREES AND FORESTS

(a) Shade Trees

Section 3801 SHADE TREE COMMISSION Any city may establish a commission to be known as the Shade Tree Commission of such city

Section 3802 COMPOSITION OF THE COMMISSION commission shall be composed of three freeholders of the city who shall be appointed by the mayor and shall serve without compensation

Whenever a shade tree commission is established by any city the mayor shall appoint three freeholders one for a term of three years one for a term of four years and one for a term of five years

On the expiration of the term of any commissioner a successor shall be appointed by the mayor to serve for a term of five years

Vacancies in the office of commissioner shall be filled by the mayor for the unexpired term

Section 3803 POWERS MAY BE VESTED IN PARK COMMISSION Whenever in any city there exists a commission for the care of public parks the council may by ordinance provide that the park commission shall have all the powers and be subject to all the duties prescribed by this article for the shade tree commission

Section 3804 POWERS OF COMMISSION The commission shall have exclusive custody and control of the shade trees in the city and may plant remove maintain and protect shade trees on the public highways in the city

The commission may employ and pay such superintendents engineers foresters tree-wardens or other assistants as the proper performance of the duties devolving upon it shall require and may publish and enforce regulations for the care and protection of the shade trees of the city No such regulation shall be in force until it has been approved by the council and until it has been published at least twice in one or two newspapers of the city

Section 3805 REPORT OF COMMISSION The shade tree commission shall annually report in full to the council its transactions and expenses for the last fiscal year of the city The park commission in cities wherein the park commission is authorized to act as the shade tree commission may incorporate such transactions and expenses in its regular report to council

Section 3806 NOTICE BY COMMISSION Whenever any shade tree commission or park commission acting as a shade tree commission proposes to plant transplant or remove shade trees on any highway notice of the time and place of the meeting at which such work is to be considered shall be given in one or more newspapers published in the city once a week for two weeks immediately preceding the time of the meeting The notice shall specify in detail the highway or portions thereof upon which trees are proposed to be so planted replanted or removed

Section 3807 PAYMENT BY OWNERS The cost of planting transplanting or removing any shade trees in the highways of the city of the necessary and suitable guards curbing or grading for the protection thereof and of the replacing of any pavement or sidewalk necessarily disturbed in the execution of such work shall be paid by the owner of the real estate in front of whose property the work is done

The amount each freeholder is to pay shall be ascertained and certified by the commission to council and to the city treasurer

Section 3808 ASSESSMENTS LIENS Upon the filing of the certificate with the council the city clerk shall cause thirty days' notice to be given by mail to the persons against whose property an assessment has been made The notice shall state the amount of the assessment and the time and place of payment and shall be accompanied with a copy of the certificate

The amount assessed against the real estate shall be a lien from the time of the filing of the certificate with the council and if not paid within the time designated in the notice a claim may be filed and collected by the city solicitor in the same manner as municipal claims are filed and collected

Section 3809 MAINTENANCE BY CITY TAX LEVY The cost and expenses of caring for such trees after having been planted and at the expense of the notice provided in the preceding section shall be paid by the city

The needed amount shall each year be certified by the commissioners to council and shall be drawn against as required by the commission in the same manner as money appropriated for city purposes

The city council may levy a special tax not to exceed the sum of one-tenth of one mill on the dollar on the assessed valuation of the property in said city for the purpose of defraying the cost and expenses of caring for such shade trees and the administrative expenses connected therewith or it may provide for such expenses by appropriations equal to the amount certified to be required by the commission

Section 3810 PENALTIES The commission may assess penalties for the violation of its regulations and of this article so far as it relates to shade trees Any penalty so assessed shall be a lien upon the real estate of the offender and may be collected as municipal claims are collected

All penalties or assessments imposed under this article shall be paid to the city treasurer to be placed to the credit of the commission subject to be drawn upon by the commission for the purposes of the preceding sections of this article

(b) Memorial Trees

Section 3820 PLANTING OF MEMORIAL TREES Whenever in any city the council shall be satisfied that by voluntary contribution or by appropriation of public money sufficient funds are available to carry out the planting of a memorial tree for every Pennsylvanian who died in the service of the United States in the World War or in consequence of disabilities incurred in such service during the war and who had been a resident of such city at the time of his or her enlistment or induction into said service then the council may arrange for the planting of a memorial tree for every such Pennsylvanian who had been a resident of said city Such trees either shall be planted near the homes of such Pennsylvanians or in a memorial grove Such trees or groves shall be appropriated marked by metal plates monuments or other effective and permanent means to identify the purpose for their planting

Section 3821 PENALTY FOR INJURY TO MEMORIAL TREES Any person wilfully maliciously or negligently destroying or injuring any trees planted pursuant to the provisions of this subdivision (b) shall be guilty of a misdemeanor and upon conviction shall be liable to a fine not exceeding five hundred ($500.00) dollars or imprisonment not exceeding three (3) months or by both such fine and imprisonment in the discretion of the court

(c) Forests

Section 3830 ACQUISITION OF LAND FOR FOREST PURPOSES Cities may acquire by purchase gift or lease and hold tracts of land covered with forest or tree growth suitable for the growth of trees and administer the same under the direction of the commissioner of forestry in accordance with the practices and principles of scientific forestry for the benefit of the city Such tracts may be of any size suitable for the purpose and may be located within or without the city limits

Section 3831 APPROVAL OF SECRETARY OF FORESTS AND WATERS Before the passage of any ordinance for the acquisition of land to be used as municipal forests the mayor shall submit to the Secretary of Forests and Waters and secure his approval of the area and location of such land

Section 3832 ORDINANCE DECLARING INTENTION Whenever the council of any city deems it expedient to acquire any lands for the purposes of municipal forests it shall so declare in an ordinance wherein shall be set forth all facts and conditions relating to the proposed action which proposed ordinance shall be advertised once a week for three weeks prior to its passage

Section 3833 APPROPRIATIONS OF MONEY All money necessary for the purchase of such tracts shall be appropriated in the same manner as appropriations for city purposes and such funds may be provided from the current revenue or by the proceeds of a sale of bonds in accordance with existing law

Section 3834 RULES AND REGULATIONS Upon the acquisition of any municipal forests or lands suitable for such the council shall notify the Secretary of Forests and Waters who shall make such rules for the government and proper administration of the same as may be necessary The council shall publish such rules declare the uses of the forest in accordance with the intent of this subdivision (c) of this article and make such provision for its administration maintenance protection and development as shall be deemed necessary or expedient The rules governing the administration of such forests shall have for their main purpose the producing of a continuing city revenue by the sale of forest products

Section 3835 APPROPRIATIONS AND REVENUES All moneys necessary to be expended for the administration maintenance protection and development of such forests shall be appropriated and applied as is now done for city purposes All revenue and emoluments arising from such forests shall be paid into the city treasury to be used for general city purposes

Section 3836 USE OF FORESTS Municipal forests may be used by the public as general outing or recreation grounds subject to the rules governing their administration as municipal forests

Section 3837 ORDINANCE OF SALE Whenever the council of any city deems it expedient to alienate any municipal forest or part thereof it shall so declare in an ordinance wherein shall be set forth all the facts and conditions relating to the proposed action which proposed ordinance shall be advertised once a week for three weeks prior to its passage No ordinance shall be effective in legalizing such alienation until it has been approved by a majority vote of the people at the next ensuing election

Section 3838 APPROPRIATION FOR FOREST WORK Cities may appropriate moneys to any forest protection association cooperating in forest work with the State Department of Forests and Waters or to be expended in direct cooperation with said department in forest work

On the question,

Will the Senate agree to the section?

Mr. WEINGARTNER. Mr. President, I move to amend Article XXXVIII, Section 3806, page 278, by inserting in line six (6), after the word "meeting": in accord with the provisions of Section 109 of this Act; also page 281, by adding after the word "passage" in line twenty-three (23): "as required by Section 109 of this Act".

Mr. NORTON. Mr. President, I second the motion

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the article as amended?

It was agreed to.

Articles XXXIX to XLVII, inclusive of the bill were read as follows and agreed to:

ARTICLE XXXIX

WHARVES AND DOCKS

Section 3901 POWER TO ERECT WHARVES Cities may erect wharves in navigable waters adjacent to the city regulate the use thereof collect wharfage establish wharf and dock lines and construct and maintain docks retaining walls dams and/or embankments

Section 3902 ERECTION OF MARKET-HOUSES AND RAILWAY TRACKS ON WHARVES Cities may erect and maintain market-houses and terminal sheds or stations on its wharves for the receipt and distribution of freight express and other matter hauled by boats railroads and street cars construct railroad and street railway tracks or other facilities on said wharves to provide for the convenient handling of such freight or express matters and collect rents tolls or charges for the use of such market-houses terminal stations tracks and other facilities No permit other than a license revocable at will shall be granted for the use of such tracks terminal stations or other facilities and no exclusive permit for the use of such tracks for facilities shall be granted

No structure so erected and no right granted under the powers herein conferred shall interfere with the general public use of wharves for river commerce

Section 3903 USE OF UNNECESSARY WHARVES FOR OTHER MUNICIPAL PURPOSES Whenever any city by ordinance declares that any public landing or public wharf or part thereof fronting on any navigable river and lying within its limits has become unnecessary for use for public landing or public wharf purposes the city may take enter upon and occupy for use for any other public purposes whatsoever the public landing or public wharf or part thereof so found necessary for such purposes any limitation of use thereof by the municipality arising from donation dedication appropriation statute or otherwise to the contrary notwithstanding

Section 3904 APPROPRIATION OF WHARF PROPERTIES FOR GENERAL PURPOSES Cities are vested with the right of eminent domain for the purpose of appropriating for such general public uses all such public landings or public wharves or parts thereof so found unnecessary for such purposes together with any easements property and property rights connected therewith

Section 3905 ASSESSMENT OF DAMAGES All damages arising from the exercise of the power of eminent domain hereunder shall be ascertained and awarded in the manner provided by this act for property taken injured or destroyed

ARTICLE XL

CITY PLANNING

Section 4001 CITY PLANNING COMMISSION APPOINTMENT OF COMMISSIONERS VACANCIES POWERS A city planning commission consisting of five persons to be appointed by the city council is hereby created In the first instance one member of said commission shall be appointed for one year one for two years one for three years one for four years and one for five years Annually thereafter a member of said commission shall be appointed for a term of five years An appointment to fill a casual vacancy shall be only for the unexpired portion of the term All members of the said commission shall reside within the zone of jurisdiction of said commission as hereinafter defined No person holding office under the government of the city except the mayor or other members of council shall be ineligible to serve as a member of the city planning commission The commission may make and alter rules and regulations for their own organization and procedure consistent with the ordinances of the city and the laws of the Commonwealth The members of the commission shall serve without compensation and make annually to the council a report of their transactions The commission may employ engineers and other persons whose salaries and wages and other persons whose salaries and wages and other necessary expenses of the commission shall be provided for by appropriations of council

Section 4002 ACTION ON ORDINANCES RELATING TO PUBLIC BUILDINGS STREETS PARKS BRIDGES ET CETERA The clerk of council shall upon introduction furnish to the city planning commission for its consideration a copy of all ordinances and bills and all amendments thereto relating to the location of any public building of the city to the location extension widening narrowing enlargement ornamentation and parking of any street boulevard parkway park playground or other public ground to the relocation vacation curtailment changes of use or any other alteration of the city plan with relation to any of the same and to the location of any bridge tunnel and subway or any surface underground or elevated railway The commission shall have the power to disapprove any of the said ordinances bills or amendments which disapproval however must be communicated to council in writing within one week from the introduction of said ordinances but such disapproval shall not operate as a veto

Section 4003 MAPS OF CITY AND ENVIRONS RECOMMENDATIONS TO COUNCIL The city planning commission may make or cause to be made and lay before council and at its discretion cause to be published maps of the city or any portion thereof including territory extending three miles beyond the city limits showing the streets and highways and other natural and artificial features and also locations proposed by it for any new public buildings civic centre street parkway park playground or any other public ground or public improvement or any widening extension or relocation of the same or any change in the city plan by it deemed advisable It may make recommendations to council from time to time concerning any such matter and things aforesaid for action by council and in so doing it shall have regard for the present conditions and future needs and growth of the city and the distribution and relative location of all the principle and other streets and railways waterways and all other means of public travel and business communications as well as the distribution and relative location of all public buildings public grounds and open spaces devoted to public use

Section 4004 RECOMMENDATIONS TO PUBLIC AUTHORITIES CORPORATIONS AND INDIVIDUALS The city planning commission may make recommendations to any public authorities or any corporation or individuals in said cities with reference to the location of any buildings structures or works to be erected or constructed by them

Section 4005 APPROVAL OF PLANS OF BUILDING LOTS CONFLICT OF JURISDICTION All plans plots or re-plots of lands laid out in building lots and the streets alleys or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the city limits or for a distance of three miles outside thereof shall be submitted to the city planning commission and be approved by it before it shall be recorded No unapproved plan shall be received or recorded in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the city planning commission The disapproval of any such plan by the city planning commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the city concerning the maintenance or improvement of any such dedicated parts until the proper authorities of the city shall have made actual appropriation of the same by acceptance entry use or improvement No sewer water or gas main or pipes or other improvement shall be voted or made within the area under the jurisdiction of said commission for the use of any such purchasers or owners nor shall any permit for connection with or other use of any such improvement existing or for any other reason made be given to any such purchasers or owners until such plan is so approved Where the jurisdictional limit of three miles outside of the city limits as provided in this section may conflict with the zone of similar character connected with another municipality the jurisdiction of said commission shall extent only to the point equidistant between the city limits and the limits of said municipality

Section 4006 JURISDICTION MAY BE TRANSFERRED TO OTHER MUNICIPAL BUREAU OR COMMISSION Cities may provide by ordinance for the exercise of all rights and powers herein conferred upon the city planning commission by a park commission or kindred municipal bureau or commission authorized under existing laws

ARTICLE XLI

ZONING AND BUILDING REGULATIONS

(a) Inspections and Building Ordinances

Section 4101 APPOINTMENT OF BUILDING INSPECTORS Each city may appoint one or more building inspectors and fix their compensation payable by the city

Section 4102 BUILDING INSPECTORS BUILDING ORDINANCES Each city may provide a system for the inspection of buildings to insure their safety and incombustibility and may prescribe limits within which buildings shall not be constructed reconstructed enlarged by additions made thereto or into or within which they or any of them shall not be removed except the same be of incombustible materials with fire-proof roofs Any building erected reconstructed enlarged or having additions made thereto or removed or within such limits contrary to the provisions of any ordinance forbidding the same shall be a public nuisance and abatable as such and may be restrained by injunction

(b) Zoning

Section 4110 POWER TO REGULATE AND REDISTRICT BUILDING OPERATIONS DISTRICTS Cities may by ordinance regulate and restrict the height number of stories bulk and size of buildings and other structures the percentage of lots that may be occupied the size depth and width of yards courts and other open spaces the density of population and the location and use of buildings structures and land for trade industry residence or other purposes and may make different regulations for different districts thereof and may alter the same but no alteration of such regulations may be made except by the affirmative vote of not less than four of the members of council Such regulations shall provide that a board of appeals may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained

Section 4111 RECOMMENDATIONS OF REGULATIONS TO COUNCIL HEARINGS ADOPTION CHANGES The city planning commission where such bodies exist or a committee of the council or such other commission or committee as may be created by the council for the purpose shall recommend to the council the boundaries of districts and appropriate regulations and restrictions to be imposed therein Such body shall make a tentative report and hold public meetings thereon before submitting its final report At such time as the council may require after such final report council shall afford persons affected an opportunity to be heard at a time and place to be specified in a notice of hearing to be published for ten consecutive days in a daily newspaper or newspapers of general circulation in said city Council shall not determine the boundaries of any district nor impose any regulations or restrictions until after the final report and after said hearing

Council may from time to time after public notice and hearing amend supplement or change such regulations restrictions or district boundaries If a protest against a proposed amendment supplement or change be presented duly signed by the owners of twenty per centum or more of the frontage proposed to be altered or by the owners of twenty per centum of the frontage immediately in the rear thereof or by the owners of twenty per centum of the frontage directly opposite the frontage proposed to be altered a three-fourth vote of the members of council shall be required to adopt such proposed amendment supplement or change

Section 4112 EXEMPTION OF PUBLIC SERVICE CORPORATION BUILDINGS The foregoing sections of this article shall not apply to any existing or proposed building or extension thereof used or to be used by public corporations if upon petition of the corporation the Public Service Commission shall after a public hearing decide that the present or proposed situation of the building in question is reasonably necessary for the convenience or welfare of the public

Section 4113 BOARD OF APPEALS Council shall appoint a board of appeals and in the regulations and restrictions adopted pursuant to the authority of this subdivision (b) of this article shall provide that the board of appeals may in appropriate cases and subject to appropriate conditions and safeguards make special exceptions to the terms of the ordinance its supplements and amendments in harmony with its general purpose and intent and in accordance with general or specific rules therein contained

The board of appeals shall consist of three members one of whom shall be appointed to serve until the first Monday of January following the adoption of the zoning ordinance one until the first Monday of the second January thereafter and one until the first Monday of the third January thereafter Their successors shall be appointed on the expiration of their respective terms to serve three years The appointing authority upon written charges shall have the power to remove any member for cause and after public hearing Vacancies shall be filled for the unexpired term of any member whose place becomes vacant

The board shall adopt rules in accordance with the provisions of any zoning ordinance adopted Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine Such chairman or in his absence the acting chairman may administer oaths and compel the attendance of witnesses All meetings of the board shall be open to the public The board shall keep minutes of its proceedings showing the vote of each member upon each question or if absent or failing to vote indicating such fact and shall keep records of its examinations and other official actions Every rule or regulation every amendment or repeal thereof and every order requirement decision or determination of the board shall immediately be filed in the office of the board and shall be public record

The board of appeals shall have the following powers

1. To hear and decide appeals where it is alleged there is error in any order requirement decision or determination made by an administrative official in the enforcement of the provisions of this subdivision or of any ordinance adopted pursuant thereto
2. To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance
3. To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardships so that the spirit of the ordinance shall be observed and substantial justice done

In exercising the above mentioned powers such board may in conformity with the provisions of this subdivision (b) of this article reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and may make such order requirement decision or determination as ought to be made and to that end shall have all the powers of the officer from whom the appeal is taken

Such board of appeals shall also hear and decide appeals from and review any order requirement decision or determination made by an administrative official charged with the enforcement of any zoning ordinance It shall also hear and decide all matters referred to it or upon which it is required to pass under any such ordinance Such appeal may be taken by any person aggrieved or by any officer department board or bureau of the city affected by the decision of the administrative officer

Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken

An appeal stays all proceeding in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of appeals after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of appeals or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown

The board of appeals shall fix a reasonable time for the hearing of the appeal give public notice thereof as well as due notice at least six days prior to the hearing by mail to the parties in interest at the address filed with the appeal and decide the same within a reasonable time Upon the hearing any party may appear in person or by agent or by attorney

Any person or persons jointly or severally aggrieved by any decision of the board of appeals or any taxpayers or any officer department board or bureau of the municipality may present to the court of common pleas of the respective county a petition duly verified setting forth that such decision is illegal in whole or in part specifying the grounds of the illegality Such petition must be presented to the court within thirty days after the filing of the decision in the office of the board

Upon the presentation of such petition the court may allow an appeal directed to the board of appeals to review such decision of the board of appeals and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney which shall not be less than ten days and may be extended by the court The allowance of the writ shall not stay proceedings upon the decision appealed from but the court may on application on notice to the board and on due cause shown grant a restraining order

The board of appeals shall not be required to return the original papers acted upon by it but it shall be sufficient or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified

If upon the hearing it shall appear to the court that testimony is necessary for the proper disposition of the matter it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may reverse or affirm wholly or partly or may modify the decision brought up for review

Costs shall not be allowed against the city unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from

All issues in any proceeding under this section shall have preference over all other civil actions and procedings

(c) Uniform Building Lines

Section 4115 Cities may establish and maintain uniform building lines upon any or all public streets roads highways lanes and alleys of the city

(d) Health and Sanitary Ordinances and Regulations

Section 4120 POWER TO ADOPT REGULATIONS Cities may enact and enforce suitable ordinances to govern and regulate the construction alteration repairs occupation maintenance sanitation lighting ventilation water supply toilet facilities drainage use and inspection of all buildings or parts of buildings constructed erected altered designed or used in whole or in part for human habitation and of the sanitation and inspection of land appurtenant thereto and the said ordinances may provide proper penalties not exceeding three hundred ($300) dollars for the violation of their provisions

Section 4121 ACTIONS TO RESTRAIN UNLAWFUL CONSTRUCTION In case any building or structure is constructed altered repaired converted or maintained or any building or land is used in violation of any such ordinance the city in addition to the penalties provided by such ordinance may institute appropriate actions or proceedings at law or in equity to prevent and restrain such unlawful construction reconstruction alteration repairs conversion maintenance or use and to restrain correct or abate such violation and to prevent the occupancy of said building or structure

(c) Party Walls

Section 4125 Cities many enter upon land or lands lot or lots of any person or persons within the city at all reasonable hours by their duly appointed city engineer in order to set out the foundation and regulate the walls to be built between party and party as to the breadth and thickness thereof which foundation shall be laid equally upon the land of the persons between whom such party wall is to be made and the first builder shall be reimbursed one moiety of the charge of said wall or for so much thereof as the next builder shall have occasion to make use of before such next builder shall or may use or break into said wall

(f) Abatement of Nuisances

Section 4140 PETITION FOR REMOVAL OF NUISANCES VIEWERS The council of any city may by resolution authorize and empower the mayor of such city to present a petition to the court of common pleas of the county wherein such city is located setting forth that any property building premises business or occupation specifying the same fully and describing the same accurately located within said city has become a public nuisance injurious or dangerous to the community and to the public health Upon the presentation and hearing of such petition if the nuisance complained of be not a nuisance per se then the court may appoint three viewers from the county board of viewers to go upon the premises where said nuisance is alleged to exists at a time to be fixed in the order appointing the same of which time due ntice shall be given to all persons affected which shall be not less than twenty nor more than thirty days from the date of the order making such appointment and shall therupon being first duly sworn view the property premises building business or occupation shall hear the parties their witnesses and counsel and shall make due report thereof to the court appointing them

Section 4141 POWER OF VIEWERS The viewers appointed as aforesaid may

First Determine whether or not the property premises building business or occupation is a nuisance and if they shall find it is a nuisance shall so return in their award and

Second Find what if any compensation shall be paid by the said city to the owner or owners of said property premises building business or occupation for the abatement of the same and if the findings of the said viewers be in favor of the said city and direct the abatement of said nuisance then judgment shall be entered upon their award within thirty days after the same is filed unless the said award be appealed from or exceptions there to be filed within thirty days No execution or other process for the collection of any sum of money awarded to any person or persons corporation or corporations as compensation for the abatement of any nuisance shall issue until the said nuisance has been fully and completely abated and return thereof made to the court

Section 4142 APPEALS Any of the patries interested in any proceedings provided by the preceding two sections may appeal to the court of common pleas of the proper county within thirty days from the date of filing an award such appeal to be in the same form as now governs appeals from the awards of viewers appointed pursuant to this act to assess damages for property taken injured or destroyed the party appealing to pay the costs incurred and to give bond with one surety for the payment of all costs which may thereafter be incurred Upon such appeal being perfected the court shall frame an issue which issue shall be placed at the head of the next trial list then open and shall be tried by the court and jury in the same manner as feigned issues are now tried Upon such trial the jury shall have power to find the same facts as are provided may be found by the viewers If the jury shall find in favor of the city and award any compensation to the owner or owners of said property premises buildings business or occupation judgment shall be entered upon the verdict of a jury No execution or other process for the collection of such judgment shall issue until the nuisance complained of shall have been fully and completely abated and return thereof made to the court upon which the court shall have power to award execution or other process necessary to enforce the collection of the judgment

Section 4143 ABATEMENT OF NUISANCE AFTER AWARD BY VIEWERS Whenever the award of viewers or the verdict of a jury shall find that a nuisance exists and the owner or owners of any property premises building business or occupation causing the same shall fail to abate the same within sixty days from the date of the judgment the authorities of said city shall have full power and authority to enter upon said property premises or building where said nuisance exists and abate the same and shall not be liable in any form of action for so doing The cost and expense of abating the same shall be deducted from any compensation awarded in said proceedings

ARTICLE XLII

AERONAUTICS

Section 4201 POWER TO ACQUIRE LAND FOR AERONAUTICAL PURPOSES MAINTENANCE OF MUNICIPAL AIRDROMES A city may acquire by lease purchase or condemnation proceedings any land lying either within or without the territorial limits of the city and within or without the territorial limits of the county in which such city is located which in the judgment of council may be necessary and desirable for the purpose of establishing and maintaining municipal airdromes and/or aviation landing fields

Section 4202 PROCEEDINGS FOR CONDEMNATION The proceedings for the condemnation of lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be conducted in the manner provided by this act in the cast of property taken injured or destroyed The title acquired by the city exercising the power of condemnation shall be a title in fee-simple

Section 4203 LEASING OF LAND ACQUIRED FOR AERONAUTICAL PURPOSES Any city acquiring land for any aeronautical purposes may lease the same or port thereof to any individual or corporation desiring to use the same for the purpose of landing or starting an aeroplane therefrom or for other aeronautical purposes on such terms and subject to such conditions and regulations as may be provided Any such city may enter into a contract in the form of a lease providing for the use of said land or any part thereof by the Government of the United States for air mail delivery or other aeronautical purposes upon nominal rental or without consideration

Section 4204 OPERATION OF AIRDROME JOINTLY WITH COUNTY Any city acquiring land for any aviation purpose may operate and maintain said municipal airdrome or aviation landing field jointly with any county upon such terms and conditions as may be agreed upon between the corporate authorities of the city and the county commissioners of the county

Section 4205 APPROPRIATION FOR SUPPORT OF AIRDROMES OR LANDING FIELDS Cities which do not own lease or operate municipal airdromes or aviation landing fields may appropriate money for the support and maintenance of airdromes or aviation landing fields situate either within or without the limitations of any city but within the limitations of the county in which such city is located

ARTICLE XLIII

PENSIONS

(a) Police

Section 4301 POLICE PENSION FUND DIRECTION OF Cities shall establish by ordinance a police pension fund to be maintained by an equal and proportionate monthly charge against each member of the police force which shall not exceed annually three per centum of the pay of such member which fund shall be under the direction of council or committed to the direction of such officers of the city as may be designated by council and applied under such regulations as council may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale

Section 4302 RETIREMENT FINAL DISCHARGE Such ordinance may prescribe a minimum period of continuous service not less than twenty years after which members of the force may be retired from active duty and such members as are retired shall be subject to service from time to time as a police reserve until unfitted for such service when they may be finally discharged by reason of age or disability

Section 4303 MAXIMUM AMOUNT OF PREMIUM Payments for allowances shall not be a charge on any other fund in the treasury of the city or under its control save the police pension fund herein provided for The basis of the apportionment of the pension shall be detrmined by the rate of the monthly pay of the member at the date of injury death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate

Section 4304 CAUSES FOR FORFEITURE OF RIGHTS IN FUND Whenever any person shall become entitled to receive an allowance from the police pension fund and shall have been admitted to participate therein he shall not be deprived of his right to an equal and proportionate participation therein upon the basis upon which he first became entitled thereto save from one or more of the following causes that is to say conviction of a crime or misdemeanor becoming an habitual drunkard becoming a non-resident of the State or failing to comply with some general regulation relating to the management of said fund which may be made by ordinance and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund after such due notice and hearing as shall be prescribed by ordinance

Section 4305 PAYMENTS TO PENSION FUNDS BY CITY There shall be paid annully to the organization or association constituting and having in charge the distribution of police pension funds in every city a sum of money not exceeding one per centum of all city taxes collected by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

Section 4306 DESIGNATION OF ORGANIZATION TO MANAGE PENSION FUND The organization having in charge the distribution of police pension funds herein mentioned shall consist only of such as is by ordinance designated as the official and authorized organization or association to hold receive and distribute the funds of moneys for the purpose of pensioning the police officers of the city

Section 4307 TRUSTS FOR BENEFIT OF POLICE PENSION FUND Any city may take by gift grant devise or bequest any money or property real personal or mixed in trust for the benefit of such pension fund and the care management investment and disposal of such trust funds or property shall be vested in such officer or officers of such city for the time being as the city may designate and such care management and disposal shall likewise be directed by ordinance and the said trust funds shall be governed thereby subject to such directions not inconsistent therewith as the donors of such funds and property may prescribe

(b) Firemen

Section 4320 FIREMEN'S PENSION FUND DIRECTION OF Cities may establish by ordinance a firemen's pension fund to be maintained by an equal and proportionate monthly charge against each member of the fire department which shall not exceed annually three per centum of the pay of such member which fund shall be under the direction of council or committed to the direction of such officers of the city as may be designated by council and applied under such regulations as council may by ordinance prescribe for the benefit of such members of the fire department as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service but such allowances as shall be made to those who are retired by reason of the disabilities of age shall be in conformity with a uniform scale

Section 4321 RETIREMENT FINAL DISCHARGE Such ordinance may prescribe a minimum period of continuous service not less than twenty years after which members of the department may be retired from active duty and such members as are retired shall be subject to service from time to time as a firemen's reserve until unfitted for such service when they may be finally discharged by reason of age or disability

Section 4322 MAXIMUM AMOUNT OF PREMIUM Payments for allowances shall not be a charge on any other fund in the treasury of the city or under its control save the firemen's pension fund herein provided for The basis of the apportionment of the pension shall be determinated by the rate of the monthly pay of the member at the date of death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate

Section 4323 CAUSES FOR FORFEITURE OF RIGHTS IN FUND Whenever any person shall become entitled to receive an allowance from the firemen's pension fund and shall have been admitted to participate therein he shall not be deprived of his right to an equal and proportionate participation therein upon the basis upon which he first became entitled thereto save from one or more of the following causes that is to say Conviction of a crime or misdemeanor becoming an habitual drunkard becoming a non-resident of the State or failing to comply with some general regulation relating to the management of said fund which may be made by ordinance and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund after such due notice and hearing as shall be prescribed by ordinance

Section 4324 PAYMENTS TO FIREMEN'S PENSION FUNDS BY CITY There may be paid to the organization or association constituting and having in charge the distribution of firemen's pension funds in every city one per centum of all city taxes collected by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

Section 4325 DESIGNATION OF ORGANIZATION TO MANAGE PENSION FUND The organization having in charge the firemen's pension fund herein mentioned shall consist only of such as is by ordinance designated as the official and authorized organization or association to hold receive and distribute the funds or moneys for the purpose of pensioning the firemen of said city

Section 4326 TRUSTS FOR BENEFIT OF FIREMEN'S PENSION FUND Any such city may take by gift grant devise or bequest any money or property real personal or mixed in trust for the benefit of such pension fund and the care management investment and disposal of such trust funds or property shall be vested in such officer or officers of such city for the time being as the said city may designate and such care management and disposal shall likewise be directed by ordinance and the said trust funds shall be governed thereby subject to such directions not inconsistent therewith as the donors of such funds and property may prescribe

(c) Pension Funds for Employes other than Policemen and Firemen

Section 4340 PENSION FUNDS FOR EMPLOYES OTHER THAN POLICE OR FIREMEN Cities may create a pension fund for the pensioning of employes of said cities who are not members of the police force or fire department thereof and the families of such as may be injured or killed in the service in the manner under the conditions and subject to the qualifications following

Section 4341 PENSION BOARD DUTIES In any city which creates such pension fund there shall be created a board to be known as the pension board consisting of the mayor the city controller the superintendent of finance and two employes to be chosen by the employes contributing to the pension fund It shall be the duty of said board to register all persons employed by the said city and to administer the collections and distribution of the fund provided for and make such reasonable rules in the premises as such board may deem necessary to carry into effect the provisions of this act

Section 4342 RETIREMENT AGE Every person now or hereafter employed by any city which has created such pension fund and pension board as hereinbefore provided of the age of sixty years and upwards who shall have been so employed for a period of twenty years or more shall upon application to the board of pensions herein created be retired from service and shall during the remainder of his or her life receive the pension or compensation fixed by this act subject to such qualifications as are herein contained

Section 4343 RETIREMENT ALLOWANCE PROOF OF DISABILITY During the lifetime of any person in the employment of any city creating such pension fund and pension board as hereinbefore provided he or she shall be entitled to receive as a pension annually from the fund set aside for the purpose fifty per centum of the amount which would constitute the average annual salary or wages which he or she received during the last five years of his or her employment by the said city said pension to be paid in semi-monthly payments Should any persons so employed after twenty years of service be dismissed voluntarily retired or be in any manner deprived of his or her position or employment before attaining the age of sixty years upon continuing a monthly payment to the fund equal to the last amount due and paid monthly while in active service said person shall be entitled to the pension above mentioned notwithstanding he or she has not attained the age of sixty years at the time of his or her separation from the service of such city but said pension shall not commence until he or she has attained the age of sixty years Should any employe however become totally and permanently disabled after twenty years of service and before attaining the age of sixty years he or she shall be entitled to the said pension Proof of total and permanent disability shall consist of the sworn statement of three practicing physicians designated by the board that the employe is in a permanent condition of health which would permanently disable him or her from performing the duties of his or her position or office

Section 4344 AMOUNT OF PAYMENTS INTO FUND REPAYMENT BEFORE RETIREMENT The employes of any city creating such pension fund and pension board shall pay into the board of pensions monthly an amount equal to two per centum of their monthly salaries or wages in no event however paying at a rate greater than four dollars per month which shall be applied to the purposes of the fund Payment of the monthly amount or contribution herein mentioned shall cease and be discontinued at the time the beneficiary receives the pension herein provided If for any cause any employe contributing to the pension fund shall cease to be an employe of the city before the said employe becomes entitled to a pension the total amount of the contributions paid into the pension fund by such employe shall be refunded to him or her in full without interest If any such employe shall have returned to him or her the amount contributed as aforesaid and shall afterward re-enter the employ of the city said employe shall not be entitled to the pension designated until twenty years after said re-employment unless he or she shall return to the pension fund the amount withdrawn in which event that period of twenty years shall be computed from the time said employe first enters the service of the city In the event of the death of any such employe before the said employe becomes entitled to the pension aforesaid the said total amount of contributions paid into the pension fund by said employe shall be paid over to the estate of said deceased employe

Section 4345 PAYMENTS BY LABORERS OPTIONAL Any person holding a position in any such city as a laborer at a per diem wage shall not be compelled to pay or contribute toward the pension fund herein provided for but shall have the option or choice of so doing and in that event only of becoming entitled to the pension provided by this act

Section 4346 HEADS OF DEPARTMENTS TO CERTIFY LIST OF EMPLOYES The head of every department and office employing persons entitled to receive a pension shall certify to the board of pensions all persons so employed and the amount of salary or wages which is paid to said employe together with dismissals resignations or terminations of service and from the records of their office or department shall furnish such other relative information as the board of pensions shall require

Section 4347 RECEIPT INVESTMENT AND PAYMENT OF FUNDS It shall be the duty of the board of pensions to receive and retain and when deemed advisable to invest the funds payable in accordance with the provisions of this subdivision of this article and to pay over by warrant or check the amount due to said employes

Section 434 APPROPRIATIONS TO FUND BY COUNCIL The council may annually set aside apportion and appropriate out of all taxes and income of such city unto the board of pensions a sum sufficient to maintain the pensions or compensations due hereunder

Section 4349 APPLICATION The benefits conferred by this subdivision of this article shall apply to all persons employed in any capacity by or holding positions in the cities creating a pension fund and pension board in accordance with its provisions but this subdivision shall not apply to employes of such departments bureaus or offices as are otherwise protected by pension authorized by law

Section 4350 COMPUTATION OF TIME OF SERVICE The time of service herein specified namely twenty years shall be computed from the time of the first or original employments said employment to consist of service to the city and need not be continuous

Section 4351 FUNDS PAYABLE TO BE FREE OF ATTACHMENT The compensation or pension herein mentioned shall not be subject to attachment or execution and shall be payable only to the beneficiary designated and shall not be subject to assignment or transfer

Section 4352 EMPLOYE DEFINED The term "employe" as used in this subdivision is meant to include all persons in the service of cities of the third class creating a pension fund and a pension board in accordance with the provisions thereof who are not now otherwise protected by pensions authorized by this act

Section 4353 BENEFICIARIES OF FUND NOT TO BE EMPLOYED BY CITY No person or persons who shall have become a beneficiary shall be employed by the said city in any capacity excepting in an office elected by popular vote but during any such elected term he or she shall not be entitled to a pension

ARTICLE XLIV

CIVIL SERVICE

Section 4401 EXAMINATIONS REQUIRED OF ALL APPOINTEES No person or persons may be appointed to any position whatever in the police department or in the engineering or electrical department or in the position of building inspector or to any salaried position whatever in the fire department (except volunteer departments) or health officers other than registered physicians or as sanitary policemen or inspectors of the health department without having first passed all the examinations hereinafter provided for and having been appointed in the manner and according to the terms and provisions and conditions of this article

Section 4402 APPOINTMENT OF EXAMINING BOARDS There shall be the following civil service boards in each city (a) A board for the examination of applicants for appointment to any position in the police department (b) a board for the examination of applicants for appointment to any salaried position in the fire department (except volunteer departments) or health officers other than registered physicians or as sanitary policemen or inspectors of the health department (c) a board for the examination of applicants for appointment to any position in the engineering or electrical departments or to the position of building inspectors

Each of said boards shall consist of three citizens who shall be elected by council for terms of four years or until their successors are elected and qualified One of the members of the boards provided for in clauses (a) and (b) of this section shall be an educator and one shall be a physician Any person may be appointed to one or more of said boards

Section 4403 TERMS FILLING OF VACANCIES COMPENSATION QUORUM At the first election in newly created cities council shall elect to each of said boards one person to serve for two years one person to serve for three years and one person to serve for four years Upon the expiration of the term of any member of any of said boards in any city one person shall be elected by the city council to serve upon said board for the term of four years If any vacancies occur they shall be filled by the city council for the unexpired term Each of said members before entering upon the duties of his office shall take and subscribe to the oath of office prescribed by this act and file the same duly certified by the officer administering it with the controller of the city No salary or other compensation shall be paid to any member of the said boards Two members of the board shall constitute a quorum necessary for the transaction of business of that board Said boards shall organize for the purpose of transacting all business immediately after their first appointment and from time to time thereafter as new appointments to such board are made

Section 4404 RULES AND REGULATIONS EXAMINATIONS Each of said boards shall prepare and adopt such rules and regulations to cover the selection and appointment of all persons as hereinbefore provided to be hereafter employed or appointed in said cities as in the judgment of said boards shall be best adapted to securing the best service for the public Such rules and regulations shall provide for ascertaining and determining so far as possible the physical qualifications habits reputation standing experience and education of all applicants for such positions respectively and they shall provide for examinations upon any and all subjects deemed proper or necessary by said boards for the purpose of determining their qualifications for the position sought and applied for

Section 4405 GRADING FOR DISCHARGED SOLDIERS OR SAILORS When any person who was engaged in the military or naval service of the United States during any war in which the United States engaged and has an honorable discharge therefrom shall take any examination for appointment or promotion his examination shall be marked or graded fifteen percentum perfect before the quality or contents of the examination shall be considered When the examination of any such person is completed and graded such grading or percentage as the examination merits shall be added to the aforesaid fifteen per centum and such total mark or grade shall represent the final grade or classification of such person and shall determine his or her order of standing on the eligible list

Section 4406 SELECTION OF APPOINTEE FROM CERTIFIED LIST OF APPLICANTS Said boards shall make and keep in numerical order a list containing the names of all applicants for civil service positions in said city who may pass the required mental and physical examinations Where more than one person takes examinations for any of said positions at the same time the names of all those successfully passing such examination shall be entered up the list of eligible names in the order of their respective percentages the highest coming first The board shall furnish to council a certified copy of all lists so prepared and kept Wherever any vacancy shall occur in any civil service position in said city the city council shall make written application to the president of the proper board who shall forthwith certify to the city council in writing the four names on the list of applicants for such position having the highest percentage Thereupon the director of the department in which such appointment is to be made shall nominate to the city council one of the four persons whose names are submitted to fill such positions If the city council approves such nomination the person nominated shall be appointed to fill such vacancy and shall be assigned for service in the department If the council does not approve such nomination then the director of the department in which such appointment is to be made shall submit another nomination for such position from the remaining three names and if such nomination is not approved by the council he shall submit the third name and if such nomination is not approved he shall submit the fourth name The person of the four submitted whose nomination by the director is approved by the city council shall be appointed to fill such a position in the department or as building inspector In all cases the boards may recommend those in the employ of a department for promotion in case the person recommended is competent for the higher position The name of the person so appointed shall be immediately stricken from the list of said board and the names of the three rejected persons shall immediately be restored to their proper place in said list Provided however That if the names of any applicant has been submitted to the said council and been rejected three times then such name shall be stricken from the eligible list

Section 4407 PREFERENCE IN APPOINTMENT TO SOLDIERS AND SAILORS TEMPORARY APPOINTMENTS The provisions of this article shall apply to all employes of said cities as described in section one of this article All appointments made subject to the provisions of this article shall be for and during good behavior and no employe shall be removed or transferred for any political reasons whatever Among those persons possessing qualifications and eligibility for appointment preference in appointment shall be given to honorably discharged soldiers and sailors who served in the Army or Navy of the United States during time of war Provided That preference may be given by the appointing power to all honorable discharged soldiers sailors and marines who served in the Army or Navy of the United States during times of war who have passed the required civil service examinations notwithstanding the fact that the names of such soldiers sailors and marines may not be among the four names standing highest upon the eligible lists as hereinbefore provided Such appointments of soldiers sailors and marines may be made without regard to any age limitations now provided for by law or the rules and regulations of any board or commission having in charge civil service regulations in any county city or borough

All persons holding appointments in said several departments or as building inspectors of said cities at the time this act goes into effect shall retain their positions without being required to pass examination and be removed only in accordance with the provisions of this article

In case of riot or emergency temporary appointments to positions in the civil service may be made without complying with the provisions of this article

Section 4408 SUSPENSION REDUCTION OF EMPLOYES All employes subject to civil service shall be subject to suspension by the director of the department for misconduct or violation of any law of this Commonwealth any ordinance of the city or regulation of the department pending action by the city council upon the charges made against any of such employes On hearing before the city council where they may be represented by counsel they may be fined or suspended for a period not exceeding thirty days with or without pay or they may be discharged by city council if found guilty of the charged made against them The director of each such department may for misconduct or violation as aforesaid suspend any employe of such department for a period of ten days with or without pay without preferring charges and without a hearing of council Provided however That if it should become necessary to reduce the number of men in said department for purposes of economy seniority rights shall prevail and any and all removals for such cause or causes shall be from the members last appointed and the member or members serving the shortest time shall be removed first but members with longer times of service may be discharged for cause

Section 4409 SECRETARIES OF BOARDS COMPENSATION Each of said civil service boards may appoint a secretary and prescribe his duties He shall be subject to removal at any time by the board appointing him and such board shall have power to change his duties The compensation to be paid said secretaries and all necessary stationery and supplies for said boards shall be such as council shall by ordinance direct

ARTICLE XLV

CHARITIES AND WELFARE

Section 4501 CREATION OF DEPARTMENT OF CHARITY Council by ordinance may create a bureau for the purpose of administering charity and for support of the poor create any office which may be deemed necessary for the proper government support and management of said bureau and regulate and prescribe the powers duties and compensation of all such officers Such bureau shall have the care management administration and supervision of the charities almhouses poorhouses and the relief of the poor of the city subject however to the control of the council

Section 4502 POWER TO LEVY SPECIAL TAX Council may levy a tax annually not exceeding ten mills on the dollar on all persons and property taxable by the city for city purposes for the support of said bureau

Section 4503 HOSPITALS APPROPRIATIONS FREE TREATMENT FOR POOR Any city may acquire by gift devise or bequest lands chattels securities and funds for the establishment and maintenance of a hospital for the purposes of caring for the sick and injured residents of such city and the vicinity thereof and for such purposes to appropriate and expend money of the city Provided That the poor residents of such city shall receive free treatment to the extent that it is possible to provide for same with the means available Such hospital or any ward therein may be named in accord with the wishes of any person making a substantial donation thereto by will or otherwise

Section 4504 APPOINTMENT OF TRUSTEES FOR GIFTS POWERS Such gifts devises bequests and appropriated funds shall be under the supervision of a board of trustees to be appointed by council consisting of at least nine trustees three of whom shall be members of council three of whom shall be licensed and practicing physicians in such city and the vicinity thereof and the remainder of which board shall consist of residents of such city and vicinity thereof Said appointments shall at all times be made subject to the approval of the orphans' court of the county in which said city is situated Said board of trustees shall at all times be subject to the resolutions of council and the jurisdiction of said court which shall have power to remove any of them upon petition of such city Any vacancy in such board may be filed by a new appointment in manner aforesaid Said board of trustees shall make reasonable rules for the management of such hospital and appoint and remove the physicians surgeons nurses and other employes necessary for the conduct thereof

ARTICLE XLVI

COLLECTION OF MUNICIPAL CLAIMS BY SUIT

Section 4601 COLLECTION OF MUNICIPAL CLAIMS BY SUIT In addition to the remedies provided by law for the filing of liens for the collection of municipal claims all cities may proceed for the recovery and collection of municipal claims by action of assumpsit against the person or persons who were the owner or owners of the property at the time of the completion of the improvement notwithstanding the fact that there was a failure on the part of any such city or its agents to enter any such municipal claim as a lien against the property assessed for the improvement and for the recovery of which the action of assumpsit was brought Any such action in assumpsit shall be commenced within three years after the completion of the improvement from which said claim arises

This section shall extend to all municipal claims where the improvement was heretofore made where the action of assumpsit has been instituted under the provisions of prior acts of Assembly and where the claim was not barred by the statute of limitations affecting actions of debt or assumpsit

ARTICLE XLVII

ACTS OF ASSEMBLY REPEALED SAVING CLAUSE

Section 4701 The following acts and parts of acts of Assembly are hereby repealed as particularly set forth

Section thirty-four of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled "An act relating to roads highways and bridges" in so far as it relates to third class cities

The act approved the twentieth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws eighty-one) entitled "An act to authorize the councils of cities and boroughs in this Commonwealth to provide for the inspection of milk" in so far as it relates to third class cities

The act approved the fifteenth day of June one thousand eight hundred and seventy-one (Pamphlet Laws three hundred ninety-one) entitled "An act relating to the assessment of damage for the appropriation of land for public use" in so far as it relates to third class cities

The act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred twenty-two) entitled "An act to facilitate the transfer of stocks and loans" in so far as it relates to third class cities

Sections two three four five six seven eight nine ten eleven twelve and thirteen of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred thirty) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" in so far as it relates to third class cities

Sections fourteen fifteen sixteen seventeen eighteen nineteen twenty twenty-one twenty-two twenty-three twenty-four twenty-five twenty-six twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-four thirty-five thirty-six thirty-seven thirty-eight thirty-nine forty forty-six forty-seven forty-eight forty-nine fifty fifty-one fifty-two fifty-three fifty-four fifty-five fifty-six fifty-seven fifty-eight and fifty-nine of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred thirty) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" absolutely

The act approved the ninth day of June one thousand eight hundred and seventy-four (Pamphlet Laws two hundred eighty-two) entitled "An act to authorize the counties cities towns or townships of this state respectively to enter into contracts with railroad companies whose roads enter their limits whereby said companies may relocate change or elevate their railroads" in so far as it relates to third class cities

The act approved the thirteenth day of June one thousand eight hundred and seventy-four (Pamphlet Laws two hundred eighty-three) entitled "An act for further regulation of appeals from assessments of damages to owners of property taken for public use" in so far as it relates to third class cities

The act approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws fifteen) entitled "A supplement to an act entitled 'An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase in indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and seventy-four" absolutely

The act approved the first day of May one thousand eight hundred and seventy-six (Pamphlet Laws eighty-six) entitled "An act providing for the appraisement collection and payment of damages to private property by the grading of streets or alleys in cities other than those of the first second and fifty classes and authorizing the occupation of private property for the purposes of slopes or embankments in the improvement of streets or alleys therein" absolutely

The act approved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred thirty-two) entitled "An act authorizing certain wards districts and sub-divisions of any public and municipal corporations in this commonwealth to borrow money by mortgage upon their real estate" in so far as it relates to third class cities

The act approved the twenty-third day of March one thousand eight hundred and seventy-seven (Pamphlet Laws twenty) entitled "An act to empower any tax payer of any township borough school poor or other municipal district upon petition and affidavit to become a party to any suit or process pending against said district" in so far as it relates to third class cities

The act approved the twenty-third day of March one thousand eight hundred and seventy-seven (Pamphlet Laws thirty-five) entitled "An act to revise and amend an act entitled 'An act dividing the cities of the State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred an seventy-four fixing the sinking fund tax of the respective cities of this commonwealth" in so far as it relates to third class cities

The act approved the twenty-fourth day of March one thousand eight hundred and seventy-seven (Pamphlet Laws forty-seven) entitled "A supplement to an act entitled 'An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing such offences in all of said cities and providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and seventy four" absolutely

The act approved the eighth day of June one thousand eight hundred and eighty-one (Pamphlet Laws sixty-eight) entitled "An act declaratory of the meaning of and amending the thirteenth section of an act entitled 'An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and seventy-four relating to the opening widening narrowing vacating and changing the grades of streets et cetera in cities" in so far as it relates to third class cities

The act approved the tenth day of June one thousand eight hundred and eighty-one (Pamphlet Laws one hundred nine) entitled "An act to prohibit the peddling selling or hawking of produce and merchandise in cities of the second and third classes within this commonwealth without a license" in so far as it relates to third class cities

The act approved the seventeenth day of May one thousand eight hundred and eighty-three (Pamphlet Laws thirty-one) entitled "An act to prohibit cities boroughs and municipalities from levying any license or mercantile tax upon persons taking orders for goods or merchandise by sample for individuals or companies who pay a license or mercantile tax at their chief place of business and also to prohibit the collection of such licenses or mercantile taxes" in so far as it relates to third class cities

The act approved the thirtieth day of April one thousand eight hundred and eighty-five (Pamphlet Laws eleven) entitled "A supplement to an act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing for the incorporation and government of cities of the third class approved May twenty-three Anno Domini one thousand eight hundred and seventy-four" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled "An act to provide for licensing and taxing foreign dealers in merchandise and their agents in the several cities and boroughs in the Commonwealth" in so far as it relates to third class cities

The act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws two hundred three) entitled "An act declaring and defining the limits of townships boroughs and cities bounded by any of the navigable streams of the Commonwealth" in so far as it relates to third class cities

The act approved the twenty-fifth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws two hundred sixty-seven) entitled "An act to authorize cities and boroughs to condemn property and rights inside and outside of their limits for the purpose of obtaining and supplying water" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred ninety-two) entitled "An act supplementary to 'An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class' approved twenty-third day of May Anno Domini one thousand eight hundred and seventy-four authorizing and empowering cities of the third class and other cities containing less than ten thousand inhabitants coming within the provisions of said act to enact ordinances for the creation of a department for the administration of charity and support of the poor and providing for the government support and maintenance of said department" absolutely

The act approved the twenty-third day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred seventy-seven) entitled "An act providing for the incorporation and government of cities of the third class" absolutely

The act approved the sixteenth day of May one thousand eight hundred and ninety-one (Pamphlet Laws sixty-four) entitled "An act authorizing the changing of lines and annexing part of one ward to another in cities of the third class absolutely

The act approved the sixteenth day of May one thousand eight hundred and ninety-one (Pamphlet Laws seventy-five) entitled "An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom" in so far as it relates to third class cities

The act approved the twenty-third day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred nine) entitled "An act to provide for the security to be entered by municipal corporations for the taking of land for the opening or widening of roads streets and highways" in so far as it relates to third class cities

The act approved the second day of June one thousand eight hundred and ninety-one (Pamphlet Laws one hundred seventy-two) entitled "A supplement to an act entitled 'An act for future regulations of appeals from assessment of damages to owners of property taken for public use' approved the thirteenth day of June one thousand eight hundred and seventy-four" in so far as it relates to third class cities

The act. approved the ninth day of June one thousand eight hundred and ninety-one (Pamphlet Laws two hundred fifty-five) entitled "An act amending clause thirteen of section three of article five of an act entitled 'An act providing or the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and eighty-nine" absolutely

The act approved the twenty-fourth day of June one thousand eight hundred and ninety-one (Pamphlet Laws three hundred ninety-four) entitled "An act relating to public parks in the several cities of the commonwealth authorizing the purchase of lands therefor by said cities and the improvement and maintenance thereof and repealing the act approved May eighteenth one thousand eight hundred and seventy-one entitled 'An act relative to a public park in the city of Pittsburgh Pennsylvania' " in so far as it relates to third class cities

The act approved the tweny-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" in so far as it relates to third class cities

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred thirty-nine) entitled "An act authorizing cities of the Commonwealth of Pennsylvania to enter upon take use and appropriate private property for the construction of piers abutments fills slopes and approaches for bridges crossing rivers within the corporate limits thereof and providing the manner in which compensation shall be made" in so far as it relates to third class cities

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred fifty-four) entitled "An act authorizing cities of the Commonwealth of Pennsylvania to purchase maintain use and condemn bridges erected and in use over rivers and streams separating or dividing any part or distirct of such cities and providing the manner in which compensation shall be made" in so far as it relates to third class cities

The act approved the third day of June one thousand eight hundred and ninety-three (Pamphlet Laws two hundred eighty-four) entitled "An act to provide for the establishing and ascertaining the lines and boundaries between two or more townships and boroughs or cities and twonships within this Commonwealth and regulating the proceedings thereof" in so far as it relates to third class cities

The act approved the twelfth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred fifty-three) entitled "An act providing a system whereby cities may pave streets and alleys pay the cost thereof by the issue of bonds and collect the same from the property benefited in installments" in so far as it relates to third class cities

The act approved the twelfth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred fifty-nine) entitled "An act to amend the first section of an act entitled 'An act in relations to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several muncipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assesment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one providing for assessment of damages where streets and alleys are changed in grade or location" in so far as it relates to third class cities

The act approved the twenty-first day of May one thousand eight hundred and ninety-five (Pamphlet Laws eighty-nine) entitled "An act relating to actions brought to ascertain or recover damages for appropriation of rights of way or easement in lands by corporations invested with the right of eminent domain and empowering and authorizing owners of lands and corporations municipal or otherwise desiring to exercise the right of eminent domain in such lands to waive the assessment of damages by viewers and granting the right to either party to demand and have the jury engaged in trying such action visit and view said land and premises" in so far as it relates to third class cities

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred five) entitled "An act empowering cities of this Commonwealth to grade pave curb macadamize and otherwise improve the public streets and alleys or parts thereof within their corporate limits without petition of property holders and providing for the payment of the costs damages and expenses thereof" in so far as it relates to third class cities

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred six) entitled "An act amending section nine of an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalties of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom approved May sixteenth Anno Domini one thousand eight hundred and ninety-one enabling municipal corporations to lay out open widen extend and vacate streets or alleys upon petition or without petition of property owners" in so far as it relates to third class cities

The act approved the twenty-third day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighteen) entitled "An act amending sections three four five eleven and twelve of article fifteen of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred and eighty-nine defining the powers of city assessors in cities of the third class constituting a board of revision of taxes and appeals in said cities providing for the appointment of its members and defining its powers providing for a system of supervising assessments and altering and changing the same by said board providing for an appeal from its decision and regulating the lien of taxes so assessed" absolutely

The act approved the eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred eighty-eight) entitled "An act providing for the manner of ascertaining determining awarding and paying compensation and damages in all cases where municipalties of this Commonwealth may hereafter be authorized by law to take use and appropriate property for the purpose of making enlarging and maintaining public parks within the corporate limits of such municipality" in so far as it relates to third class cities

The act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and sixty-three) entitled "An act providing for the creating of the office of fire marshal in cities of the third class defining his powers and duties fixing the penalties for preventing or obstructing him in the discharge of his duties and providing for hearings before such marshal" absolutely

The act approved the twenty-fifth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred ninety-eight) entitled "An act to authorize cities boroughs and townships of this Commonwealth to appropriate moneys for Memorial Day services" in so far as it relates to third class cities

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred thirty-two) entitled "An act conferring upon municipalities the right of eminent domain for the purpose of appropriating public property for use of the National Guard of Pennsylvania" in so far as it relates to third class cities

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred forty-nine) entitled "An act authorizing the cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes" in so far as it relates to third class cities

The act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred sixty-seven) entitled "An act to provide for the abatement of nuisances in cities of the third class" absolutely

The act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws seventy-seven) entitled "An act granting the permission and regulating the establishment and operation of bone boiling establishments and depositories of dead animals in the Commonwealth of Pennsylvania and providing for violations of the provisions of this act" in so far as it relates to third class cities

The act approved the fifteenth day of June one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred fifty-nine) entitled "An act authorizing controllers of the several cities of this Commonwealth to appoint probate clerks" in so far as it relates to third class cities

The act approved the ninth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred seventeen) entitled "An act to provide for the re-location of boundary lines between wards in the cities of this Commonwealth" in so far as it relates to third class cities

The act approved the fourteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred sixty-six) entitled "An act to regulate the remuneration of policemen and constables employed as policemen throughout the Commonwealth of Pennsylvania and prohibiting them from charging or accepting any fee or other compensation in addition to their salary except as public rewards and mileage for traveling expenses" in so far as it relates to third class cities

The act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred seventy-three) entitled "An act to amend section two of an act approved June twenty-sixth Anno Domini one thousand eight hundred and ninety-five entitled 'An act authorizing the cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes' by providing the manner in which damages sustained shall be assessed and collected" in so far as it relates to third class cities

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws seventy-four) entitled "An act authorizing any borough or city within this Commonwealth to vacate change alter or relocate the course or channel of any creek run or natural waterway other than navigable streams and for this purpose to enter upon condemn and take property and materials necessary to such vacation change alteration or relocation and providing for the ascertainment and assessment of costs damages and expenses as well as the levy and collection of benefits arising therefrom and constituting such benefits a lien upon the properties upon which they are respectively assessed" in so far as it relates to third class cities

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred) entitled "An act amending section eight of an act etitled 'An act amending section eight of an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved May sixteenth Anno Domini one thousand eight hundred and ninety-one extending the provisions of said act to the grading paving curbing macadamizing or improvement of parts of streets or alleys" in so far as it relates to third class cities

The act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-eight) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved May twenty-third one thousand eight hundred and eighty-nine and providing for the assessment and collection of special taxes upon properties abutting for street sprinkling and street cleaning" absolutely

The act approved the nineteenth day of April one thousand nine hundred and one (Pamphlet Laws eighty-two) entitled "An act making it lawful for any municipality in which a corporation created and existing under and by virtue of the laws of this Commonwealth have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage to become the owner of such sewers culverts conduits and pipes with the necessary inlets and appliances aforesaid providing the amount to be paid for the same and the manner of ascertaining such amount in case of disagreement between the municipality and the corporation owning the same" in so far as it relates to third class cities

The act approved the eleventh day of May one thousand nine hundred and one (Pamphlet Laws one hundred eighty-seven) entitled "An act to amend an act entitled 'An act authorizing the cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes' approved the twenty-sixth day of June Anno Domini eighteen hundred and ninety-five" in so far as it relates to third class cities

The act approved the sixteenth day of May one thousand nine hundred and one (Pamphlet Laws two hundred twenty-four) entitled "An act to revise and amend an act entitled 'An act providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and eighty-nine enlarging modifying and defining the powers of cities of the third class" absolutely

The act approved the twenty-first day of May one thousand nine hundred and one (Pamphlet Laws two hundred seventy-three) entitled "An act amending an act entitled 'An act to authorize the councils of the cities of the first class of the Commonwealth to appropriate annually a sum not exceeding five hundred dollars for the support and maintenance of each company of the National Guard using and occupying an armory building rooms or quarters within said cities in addition to the annual appropriation by the Legislature' approved the twenty-fourth day of May Anno Domini one thousand eight hundred and eighty-seven by extending the provisions of said act to cities of the second and third class" in so far as it relates to third class cities

The act approved the fourth day of June one thousand nine hundred and one (Pamphlet Laws four hundred twenty-four) entitled "An act authorizing councils of cities of the third class by ordinance to sell or lease at the best price obtainable the coal under any public park or common owned by said city and to apply the proceeds thereof to improving policing and lighting the said park or common" absolutely

The act approved the fourth day of June one thousand nine hundred and one (Pamphlet Laws four hundred twenty-nine) entitled "An act for the establishment of boards of city trusts in certain cities of this Commonwealth" in so far as it relates to third class cities

The act approved the seventh day of June one thousand nine hundred and one (Pamphlet Laws five hundred thirty-one) entitled "An act relating to railroad crossings of highways and for the regulation alteration and abolition of grade crossings except in cities of the first and second classes" in so far as it relates to third class cities

The act approved the twentieth day of June one thousand nine hundred and one (Pamphlet Laws five hundred seventy-eight) entitled "An act relating to the collection of city school and poor taxes in the several cities of the third class in this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes prescribing his duties and fixing his compensation" absolutely

The act approved the seventeenth day of July one thousand nine hundred and one (Pamphlet Laws six hundred sixty-eight) entitled "An act authorizing any municipality to connect with the sewer of any other municipality and township of the first class for sewage purposes and providing a method for ascertaining the damages caused thereby and for the assessment and payment of the same" in so far as it relates to third class cities

The act approved the eleventh day of March one thousand nine hundred and three (Pamphlet Laws twenty-five) entitled "An act providing the security to be given or tendered by the several cities of this Commonwealth in the taking appropriation or injury of lands and property for any public use or purpose authorized by law" in so far as it relates to third class cities

The act approved the eighteenth day of March one thousand nine hundred and three (Pamphlet Laws twenty-eight) entitled "An act regulating the filing of reports of viewers or juries appointed by the courts of this Commonwealth to assess damages and benefits for the taking injury or destruction of private property in the construction or enlargement of public works highways or improvements" in so far as it relates to third class cities

The act approved the nineteenth day of March one thousand nine hundred and three (Pamphlet Laws thirty-one entitled "An act authorizing councils in boroughs and in cities of the second class and third class within this Commonwealth to issue subpoenas and to take the testimony of witnesses in any pending case of inquiry investigation or impeachment also providing for the compulsory production of books and papers and a mode of compelling the attendance of witnesses by attachment for contempt and providing for the punishment of perjury by witnesses so called" in so far as it relates to third class cities

The act approved the nineteenth day of March one thousand nine hundred and three (Pamphlet Laws thirty-five) entitled "An act amending section nine of an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved May sixteenth Anno Domini one thousand eight hundred and ninety-one enabling municipal corporations to lay out open widen extend and vacate streets or alleys upon petition or without petition of property owners as amended by the act approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five providing for the approval of ordinances by the city recorder and the publication of the ordinances" in so far as it relates to third class cities

The act approved the twenty-sixth day of March one thousand nine hundred and three (Pamphlet Laws sixty-three) entitled "An act authorizing and empowering the several cities of this Commonwealth to purchase or acquire by condemnation proceedings such real estate within the city limits as they may need upon which to erect or construct municipal buildings fire engine houses gas and electric light works and within or without the city limits upon which to erect hospitals water-works and poorhouses and for the purpose of a poor-farm" in so far as it relates to third class cities

The act approved the twenty-sixth day of March one thousand nine hundred and three (Pamphlet Laws seventy-one) entitled "An act relating to the location construction and maintenance of vioducts and bridges in cities and adjacent territory empowering the several cities of this Commonwealth to construct or have constructed bridges or viaducts over rivers creeks streams railroads and private lands or over and across any of them for public highways and to procure locations therefore by purchase or condemnation proceedings whether the same be wholly within or partly without the city limits authorizing said cities to unite and enter into a contract or contracts with the county commissioners of the proper county and with railroad street railway and other companies and parties interested or with any of them for the erection construction and maintenance of said viaducts and bridges and for the payment of the damages caused by their location and erection and forbidding any railroad company to pass under any such viaduct or bridge without contributing to the cost of maintenance thereof" in so far as it relates to third class cities

The act approved the thirtieth day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and remain unpaid" in so far as it relates to third class cities

The act approved the thirtieth day of March one thousand nine hundred and three (Pamphlet Laws one hundred fifteen) entitled "An act amending clause twenty-two of section three of article five and sections one and two of article thirteen of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred and eighty-nine and amending clauses ten and forty of said section three article five and section eleven of article six and section four of article sixteen of said act as the same were enacted by amendment by an act revising and amending said act approved the sixteenth day of May Anno Domini one thousand nine hundred and one" absolutely

The act approved the second day of April one thousand nine hundred and three (Pamphlet Laws one hundred twenty-four) entitled "An act amending sections two and six of an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth and grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one" in so far as it relates to third class cities

The act approved the sixteenth day of April one thousand nine hundred and three (Pamphlet Laws two hundred fifteen) entitled "An act supplementary to an act 'authorizing councils of cities of the third class by ordinance to sell or lease at the best price obtainable the coal under any public park or common used by said city and to apply the proceeds thereof to improving policing and lighting the said park or common' approved the fourth day of June Anno Domini one thousand nine hundred and one providing for the issue of park improvement bonds and the expenditure of the surplus not required for improvement in the purchase of other parks or commons" absolutely

The act approved the twenty-second day of April one thousand nine hundred and three (Pamphlet Laws two hundred fifty eight) entitled "An act to permit farmers to sell their own produce without a license-fee in and about the streets of any borough or city of this Commonwealth" in so far as it relates to third class cities

The act approved the twenty-fifth day of April one thousand nine hundred and three (Pamphlet Laws three hundred one) entitled "An act amending section one of an act entitled 'An act empowering cities of this Commonwealth to grade pave curb macadamize and otherwise improve the public streets and alleys or parts thereof within their corporate limits without petition of property holders and providing for the payment of the costs damages and expenses thereof" approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five providing for the approval of ordinances by the city recorder and the number of publications of the ordinance" in so far as it relates to third class cities

The act approved the twenty-fifth day of April one thousand nine hundred and three (Pamphlet Laws three hundred twelve) entitled "A supplement to an act approved the twenty-third day of May one thousand eight hundred and eighty-nine entitled 'An act for the incorporation and government of cities of the third class' providing for the adjustment of the indebtedness of such cities and boroughs or townships annexed thereto" absolutely

The act approved the twenty-fifth day of April one thousand nine hundred and three (Pamphlet Laws three hundred fourteen) entitled "An act authorizing the councils of any city of this Commonwealth with the approval of the mayor or recorder thereof to establish scientific educational and economic institutions and to create boards of trustees for the government of each institution" in so far as it relates to the third class cities

The act approved the twenty-fifth day of April one thousand nine hundred three (Pamphlet Laws three hundred sixteen) entitled "An act to further amend an act entitled 'An act authorizing cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes' approved the twenty-sixth day of June eighteen hundred and ninety-five so that poorhouse property may be taken for park purposes" absolutely

The act approved the twenty-eighth day of April one thousand nine hundred and three (Pamphlet Laws three hundred thirty-five) entitled "An act to further define the police power of cites of the third class and boroughs with reference to electric light wires" in so far as it relates to third class cities

The act approved the twenty-first day of March one thousand nine hundred and five (Pamphlet Laws forty-six) entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets lanes and alleys within their corporate limits laid out by this Commonwealth whereever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation" in so far as it relates to third class cities

The act approved the twenty-eighth day of March one thousand nine hundred and five (Pamphlet Laws sixty-one) entitled "An act providing for the payment of the expense of maintaining prisoners committed to county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city borough or township of the first class to which such fines are payable" in so far as it relates to third class cities

The act approved the twenty-ninth day of March one thousand nine hundred and five (Pamphlet Laws seventy-one) entitled "An act supplementary to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine and the amendements thereof enlarging modifying defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of the said act and its amendments relating to their qualifications compensation and obligations and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors the Board of Revision and Appeal and the assessment and collection of taxes" absolutely

The act approved the fourth day of April one thousand nine hundred and five (Pamphlet Laws one hundred two) entitled "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam-boilers steam-engines and appliances connected therewith in cities of the second and third class of this Commonwealth and providing penalties for violation" in so far as it relates to third class cities

The act approved the tenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred twenty-five) entitled "An act giving all cities in Pennsylvania the right to take lands under the power of eminent domain for the purpose of building sewers either within or without their corporate limits and providing a method of compensation" in so far as it relates to third class cities

The act approved the tenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred twenty-seven) entitled "An act to amend section one article one of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and eighty-nine providing for the submission of the question of incorporation of such city of the third class by councils upon the petition of a certain number of the qualified electors of the towns or boroughs embraced within the limits of the proposed city" absolutely

The act approved the seventeenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred ninety-three) entitled "An act to provide for the vacation and closing of alleys lanes or passageways that are or may hereafter become public nuisances and to compensate abutting property owners or others who may be damaged thereby and assess benefits if any there be" in so far as it relates to third class cities

The act approved the eighteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred ninety-eight) entitled "An act supplementary to an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macademizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and the payment of the damages costs and expenses thereof including the damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one relating to exceptions and to the confirmation of the reports of viewers and of parts thereof and of appeals to the Superior and Supreme Court from the confirmation of viewers' reports or parts thereof the manner of taking the same and the effect thereof" in so far as it relates to third class cities

The act approved the twentieth day of April one thousand nine hundred and five (Pamphlet Laws two hundred thirty-seven) entitled "An act to privide for the repair and maintenance or improvement by the proper county city or borough of turnpikes heretofore or hereafter appropriated or condemned or any part thereof for public use free of tolls" in so far as it relates to third class cities

The act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred ninety-five) entitled "An act authorizing vacation of public highways at grade crossings over railroads and the opening of undergrade or overgrade crossings in lieu thereof by the court of quarter sessions" in so far as it relates to third class cities

The act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred fifty) entitled "An act authorizing and empowering cities owning and operating water-works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams sanitary or otherwise" in so far as it relates to third class cities

The act approved the third day of May one thousand nine hundred and five (Pamphlet Laws three hundred seventy-nine) entitled "An act authorizing contracts between cities boroughs and townships of the one part and street passenger railway companies and motor power companies of the other part providing for the keeping of certain streets free from street railway tracks by permitting the temporary relocation or abandonment of tracks already laid or the postponement of the laying of tracks duly authorized while preserving the rights of such company to resume the exercise of its said franchises upon the termination or breach of such contract" in so far as it relates to third class cities

The act approved the seventh day of March one thousand nine hundred and seven (Pamphlet Laws eleven) entitled "An act providing for the election of a city clerk in the several cities of the third class in this Commonwealth prescribing his duties term and compensation and empowering him to administer oaths and certify ordinances resolutions and other proceedings of councils" absolutely

The act approved the fourteenth day of March one thousand nine hundred and seven (Pamphlet Laws twelve) entitled "An act amending section one (1) of an act entitled 'An act authorizing and empowering the several cities of this Commonwealth to purchase or acquire by condemnation proceedings such real estate within the city limits as they may need upon which to erect or construct municipal buildings fire engine houses gas and electric light works and within or without the city limits upon which to erect hospitals waterworks and poor-houses and for the purpose of a poor-farm' approved the twenty-sixth day of March Anno Domini one thousand nine hundred and three so as to provide for the acquiring by purchase or condemnation proceedings of sufficient real estate within or without the city limits as may be necessary for present and future use upon which to erect and construct workhouses or houses of detention poorhouses garbage or incinerating furnaces sewage disposal works or plants with the necessary filter-beds appliances drains and sewers and for extensions thereof" in so far as it relates to third class cities

The act approved the twenty-eighth day of March one thousand nine hundred and seven (Pamphlet Laws thirty-seven) entitled "An act authorizing cities of the third class to fix by ordinance the date of commencement of the fiscal year" absolutely

The act approved the fifteenth day of April one thousand nine hundred and seven (Pamphlet Laws sixty-two) entitled "An act to amend section one of article one of an act entitled 'An act to amend section one article one of an act entitled "An act providing for the incorporation and government of cities of the third class" approved May twenty-third Anno Domini one thousand eight hundred and eighty-nine providing for the submission of the question of incorporation of such city of the third class by councils upon the petition of a certain number of the qualified electors of the towns or boroughs embraced within the limits of the proposed city' approved the tenth day of April Anno Domini one thousand nine hundred and five providing for the submission of such question of the incorporation of such city of the third class by the court of quarter sessions of the peace of the county wherein such proposed city is to be located upon the petition of a certain number of the qualified electors of the towns and boroughs embraced within the limits of the proposed city to the qualified electors and the manner of voting thereon absolutely

The act approved the fifteenth day of April one thousand nine hundred and seven (Pamphlet Laws eighty) entitled "An act authorizing contracts between cities boroughs or townships of the one part and street passenger railway companies surface elevated or underground or motor power companies leasing and operating the franchises and property of such companies of the other part affecting fixing and regulating the franchises powers duties and liabilities of such companies the management of the same the relations and respective rights of the contracting parties and the ultimate acquisition by such cities boroughs and townships of the property leaseholds and franchises of said contracting companies" in so far as it relates to third class cities

The act approved the fifteenth day of April one thousand nine hundred and seven (Pamphlet Laws eighty-one) entitled "An act to regulate the construction maintenance and inspection of scaffolding or slings hangers blocks pulleys stays braces ladders irons or ropes that are used in the construction alteration repairing painting cleaning or pointing of buildings within the limits of cities of the first second and third class and providing punishment for violation of the provisions of this act" in so far as it relates to third class cities

The act approved the fifteenth day of April one thousand nine hundred and seven (Pamphlet Laws ninety) entitled "An act to amend section one of the act approved May twenty-fifth one thousand eight hundred and eighty-seven entitled 'An act to authorize cities and boroughs to condemn property and rights inside and outside of their limits for the purpose of obtaining and supplying water' so as to include springs" in so far as it relates to third class cities

The act approved the twenty-fifth day of April one thousand nine hundred and seven (Pamphlet Laws one hundred four) entitled "An act to amend the first section of an act entitled 'An act to provide for the repair and maintenance or improvement by the proper county city borough of turnpikes heretofore or hereafter appropriated or condemned or any part thereof for public use free of tolls approved the twentieth day of April Anno Domini one thousand nine hundred and five providing for the repair and maintenance or improvement by the proper county city or borough of turnpikes heretofore or hereafter abandoned or any part thereof and for the repair maintenance or improvement of any turnpike or part thereof where the company or association owning the same has been or may hereafter be dissolved" in so far as it relates to third class cities

The act approved the twenty-fifth day of April one thousand nine hundred and seven (Pamphlet Laws one hundred seventeen) entitled "An act amending an act approved the twentieth day of June nineteen hundred and one entitled 'An act relating to the collection of city school and poor taxes in the several cities of the third class in this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes prescribing his duties and fixing his compensation' in relation to the compensation to be paid for the collection of taxes" absolutely

The act approved the seventh day of May one thousand nine hundred and seven (Pamphlet Laws one hundred sixty-seven) entitled "An act authorizing municipal corporations owning their own water systems to relocate roads destroyed by overflow of reservoirs or otherwise and to acquire land to preserve water supply from contamination" in so far as it relates to third class cities

The act approved the tenth day of May one thousand nine hundred and seven (Pamphlet Laws one hundred ninety-six) entitled "An act exempting certain real estate from the power of eminent domain as exercised by corporations incorporated under the laws of Pennsylvania" in so far as it relates to third class cities

The act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and twenty-five) entitled "An act providing for the payment of the premiums on bonds of county city borough school-district and township employes' 'in so far as it relates to third class cities

The act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred sixty-eight) entitled "An act to further amend section one article one of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred and eighty-nine and which was amended by an act approved the tenth day of April Anno Domini one thousand nine hundred and five prescribing the manner and computing and making return of same" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred eighty-seven) entitled "An act to authorize municipalities or townships to make assessments for municipal improvements outside of their corporate limits under certain conditions" in so far as it relates to third class cities

The act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred ninety-five) entitled "A supplement to an act entitled 'An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same' approved the twenty-eighth day of April Anno Domini one thousand nine hundred and three to enable territory now annexed or which may hereafter be annexed under the provisions of said act to be arranged and erected into a ward or wards of the city to which it is annexed and providing the procedure for that purpose and for the proper representation of the ward or wards erected" in so far as it relates to third class cities

The act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred ninety-seven) entitled "An act authorizing the creation of a bureau of elevator inspection and the powers thereof in the cities of this Commonwealth and providing remedies and penalties for violating the provisions of ordinances passed or orders made by said bureau in relation thereto" in so far as it relates to third class cities

The act approved the thirty-first day of May one thousand nine hundred and seven (Pamphlet Laws three hundred forty-nine) entitled "An act to provide for the planting and care of shade trees on highways of townships of the first class boroughs and cities of the Commonwealth of Pennsylvania and providing for the cost thereof" in so far as it relates to third class cities

The act approved the thirty-first day of May one thousand nine hundred and seven (Pamphlet Laws three hundred fifty-five) entitled "An act providing for the acquiring of water plants or systems by municipalities from corporations firms or individuals and the manner of ascertaining and arriving at the value of the same and to authorize municipalities of this Commonwealth to issue bonds secured by such water plants or systems for the payment thereof and to provide a sinking-fund therefor out of the revenues of said plants" in so far as it relates to third class cities

The act approved the first day of June one thousand nine hundred and seven (Pamphlet Laws three hundred seventy-seven) entitled "A supplement to an act approved April twenty-eighth one thousand nine hundred three entitled 'An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same' providing for the preservation of rights of creditors and of liens and for funding the debt of the municipality or school district annexed" in so far as it relates to third class cities

The act approved the first day of June one thousand nine hundred and seven (Pamphlet Laws three hundred seventy-eight) entitled "An act authorizing any city of the third class within this Commonwealth to confine and pave or completely enclose any creek run or natural waterway other than navigable streams and for this purpose to enter upon any lands necessary to such confining and paving or complete enclosure and providing for the ascertainment and assessment of the costs damages and expenses thereof as well as the levy and collection of benefits arising therefrom and constituting such benefits a lien upon the properties upon which they are respectively assessed" absolutely

The act approved the seventh day of June one thousand nine hundred and seven (Pamphlet Laws four hundred sixty-one) entitled "An act providing a method to secure possession of lands buildings or other property acquired under the power of eminent domain" in so far as it relates to third class cities

The act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred sixty-six) entitled "An act authorizing cities of this Commonwealth to purchase acquire take use and appropriate private property for the purposes of making enlarging extending and maintaining public parks parkways and playgrounds authorizing the said cities to purchase acquire take use and appropriate neighboring private property within two hundred feet of the boundary lines of such public parks parkways and playgrounds in order to protect the same by resale with restrictions authorizing the resale of such neighboring property with such restrictions in the deeds of resale in regard to the use thereof as will protect such public park parkways and playgrounds and providing for the manner of ascertaining determining awarding and paying compensation and damages in all cases where property is taken used and appropriated for the said purposes" in so far as it relates to third class cities

The act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws five hundred three) entitled "An act to provide for the vacation and closing of alleys lanes or passageways that are or may hereafter become public nuisances and to compensate abutting property owners or others who may be damaged thereby and assess benefits if any there be" in so far as it relates to third class cities

The act approved the fifteenth day of March one thousand nine hundred and nine (Pamphlet Laws thirty-three) entitled "An act relating to armories for the National Guard of Pennsylvania authorizing counties cities towns boroughs and other municipal divisions of the Commonwealth to provide and appropriate moneys or purchase and convey land or convey land owned by any county city town borough or other municipal division of the Commonwealth to assist the Armory Board in the erection of armories and to furnish free of cost to the Commonwealth water light fuel either or all for use in any armory" in so far as it relates to third class cities

The act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws fifty-nine) entitled "An act authorizing controllers of the several cities of this Commonwealth to appoint a deputy controller and prescribing his duties" in so far as it relates to third class cities

The act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws sixty-seven) entitled "An act authorizing municipalities to purchase or condemn public toll bridges crossing rivers or streams within the limits thereof and giving power to municipalities to charge and collect tolls or rentals for the use of any such bridge from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel and providing for the preservation of existing contracts with such persons and their assignment to such municipality" in so far as it relates to third class cities

The act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws sixty-nine) entitled "An act authorizing municipalities to purchase condemn maintain and use public toll-bridges crossing rivers or streams within the limits thereof and to enter into a contract with the county commissioners of the proper county when said commissioners are duly authorized thereto by the court of quarter sessions on petition of twenty or more taxpayers of such county whereby the said county shall pay a portion of the cost thereof and giving power to the municipalities to charge and collect tolls or rentals for the use of any such bridge from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel and providing for the preservation of existing contracts with such persons and their assignment to such municipality" in so far as it relates to third class cities

The act approved the twenty-second day of April one thousand nine hundred and nine (Pamphlet Laws one hundred twenty-four) entitled "An act to permit the acquisition of forest or other suitable lands by municipalities for the purpose of establishing municipal forests and providing for the administration maintenance protection and development of such forests" in so far as it relates to third class cities

The act approved the twenty-second day of April one thousand nine hundred and nine (Pamphlet Laws one hundred thirty-five) entitled "An act to amend sections five and six of an act entitled 'An act providing for the acquiring of water plants or systems by municipalities from corporations firms or individuals and the manner of ascertaining and arriving at the value of the same and to authorize municipalities of this Commonwealth to issue bonds secured by such water plants or systems for the payment thereof and to provide a sinking-fund therefor out of the revenues of said plants' approved May thirty-first one thousand nine hundred and seven limiting the liability of municipalities on the bonds issued for such water plants or systems and providing that the bonds mentioned in said act shall be payable in thirty years from the date of their issue" in so far as it relates to third class cities

The act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws one hundred ninety-two) entitled "An act amending section eight of article seven of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved May twenty-third Anno Domini one thousand eight hundred and eighty-nine by providing for the disposition of all fees received by any magistrate or alderman while presiding in the mayor's police court and authorizing councils to provide compensation for such services" absolutely

The act approved the twenty-ninth day of April one thousand nine hundred and nine (Pamphlet Laws two hundred ninety-six) entitled "An act permitting cities of the third class to validate paving ordinances heretofore or hereafter illegally passed whether with or without petition by repassing the ordinance by a majority of three-fourths of all the members of each branch of councils absolutely

The act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred six) entitled "An act to authorize municipalities to unite in the construction of a sewage system and to permit municipalities to form corporations for the purpose of constructing a sewage system" in so far as it relates to third class cities

The act approved the sixth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred fifty-nine) entitled "An act to further amend an act entitled 'An act authorizing cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes' approved the twenty-sixth day of June eighteen hundred and ninety-five as amended by an act approved the twenty-fifth day of April nineteen hundred and three so that poor-house property may be taken for park purposes" in so far as it relates to third class cities

The act approved the twentieth day of April one thousand nine hundred and eleven (Pamphlet Laws seventy) entitled "An act fixing the terms of the mayors and members of select and common councils in the several cities of this Commonwealth" in so far as it relates to third class cities

The act approved the twenty-first day of April one thousand nine hundred and eleven (Pamphlet Laws eighty) entitled "An act to authorize any territory that may be annexed to a city under existing laws to be added to an adjacent ward or wards or created into a new ward and providing for the election of officers and places of holding elections in new wards thus created" in so far as it relates to third class cities

The act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred seventeen) entitled "An act to amend an act approved the twenty-third day of May Anno Domini one thousand eight hundred and seventy-four entitled 'An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work of said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class' by fixing the number of viewers at three" absolutely

The act approved the tenth day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred eight) entitled "An act regulating the appointment or election of deputy controllers in cities and prescribing their powers and duties" in so far as it relates to third class cities

The act approved the seventh day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred seventy-seven) entitled "An act providing for the payment of the costs of proceedings and the expenses of maintaining prisoners committed to county prisons either for non-payment of fines or penalties imposed for or while awaiting a hearing upon any charge for the violation of any city or borough ordinances or any ordinance of townships of the first class by the city borough or township of the first class whose ordinances are alleged to have been violated or to which any such fines or penalties are payable" in so far as it relates to third class cities

The act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the time for organization of the legislative departments of municipal governments and for the inauguration of mayors of cities" in so far as it relates to third class cities

The act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred sixty-six) entitled "An act to amend the first and second sections of an act approved the first day of May Anno Domini one thousand nine hundred and nine entitled 'An act to authorize municipalities to unite in the construction of a sewage system and to permit municipalities to form corporations for the purpose of constructing a sewage system' by including townships" in so far as it relates to third class cities

The act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws ten hundred thirty-three) entitled "An act to amend the second section of an act approved the twenty-fifth day of May Anno Domini one thousand eight hundred and eighty-seven entitled 'An act to authorize cities and boroughs to condemn property and rights inside and outside of their limits for the purpose of obtaining and supplying water' by fixing the number of the viewers at three" in so far as it relates to third class cities

The act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws ten hundred thirty-six) entitled "An act to amend the first section of an act approved the eighth day of June Anno Domini one thousand nine hundred and seven entitled 'An act to provide for the vacation and closing of alleys lanes or passageways that are or may hereafter become public nuisances and to compensate abutting property owners or others who may be damaged thereby and assess benefits if any there be' by fixing the number of the jury at three" in so far as it relates to third class cities

The act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws ten hundred forty-nine) entitled "An act providing for the election of city assessors in cities of the third class fixing their term and the time for the completion of their annual and triennial assessments and the expiration of the terms of assessors now in office" absolutely

The act approved the twentieth day of June one thousand nine hundred and eleven (Pamphlet Laws ten hundred eighty-seven) entitled "An act to amend the first section of an act approved the seventeenth day of April Anno Domini one thousand nine hundred and five entitled 'An act to provide for the vacation and closing of alleys lanes or passageways that are or may hereafter become public nuisances and to compensate abutting property owners or others who may be damaged thereby and assess benefits if any there be' by fixing the number of the jury at three" in so far as it relates to third class cities

The act approved the twenty-first day of June one thousand nine hundred and eleven (Pamphlet Laws eleven hundred two) entitled "An act amending section three of article one section five of article three sections sixteen seventeen and eighteen of article four section two of article six section one of article seven sections one and three of article eight and sections one and seven of article nine of an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred and eighty-nine" absolutely

The act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred fifty-five) entitled "An act regulating the letting of certain contracts for the erection construction and alteration of public buildings" in so far as it relates to third class cities

The act approved the fifteenth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred twelve) entitled "A supplement to an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one empowering municipalities to locate streets and alleys and to include therein streets and alleys or parts thereof theretofore opened or used for highway purposes" in so far as it relates to third class cities

The act approved the fifteenth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred fifteen) entitled "A supplement to an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one (Pamphlet Laws seventy-five) by providing that in proceedings to assess damages and benefits arising from improvements under the act to which this is a supplement if property is both benefited and damaged by such improvements the excess of damages over benefits or the excess of benefits over damages or nothing in case the benefits and damages are equal shall be awarded to or assessed against the owners of property and providing that the report thereof made by the Board of Viewers shall show the net results only" in so far as it relates to third class cities

The act approved the sixteenth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred sixteen) entitled "An act to amend an act approved the fourth day of April one thousand nine hundred and five entitled 'An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam-boilers steam-engines and appliances connected therewith in cities of the second and third class of this Commonwealth and providing penalties for violation'" in so far as it relates to third class cities

The act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred sixty-seven) entitled "An act providing a method whereby highways the center line of which constitutes a dividing line between a city or borough and a township in the same county may be altered or improved and the cost thereof apportioned" in so far as it relates to third class cities

The act approved the twenty-third day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred thirty-six) entitled "An act permitting counties cities and boroughs singly or jointly of the Commonwealth of Pennsylvania to appropriate and expend moneys for the improvement of highways outside the limits of such cities or boroughs for the purpose of connecting improved streets of such cities or boroughs with a State highway or State-aid highway when the highway outside of the limits of such cities or boroughs is less than one mile in length and will connect such cities or boroughs with the State highway or State-aid highways" in so far as it relates to third class cities

The act approved the twenty-eighth day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred sixty-eight) entitled "An act giving to all owners or tenants of lands property or material abutting on or through which pass roads streets lanes or alleys injured by the laying out opening widening vacating extending or grading of said roads streets lanes or alleys or the changing of grades and lines thereof by cities counties boroughs or townships within this Commonwealth the construction and the vacating by said cities counties boroughs or townships of bridges and the piers abutments approaches embankments slopes or causeways therefor or leading thereto which abut on or pass through or along said lands property or material and the construction by said cities counties boroughs or townships of sewers in over upon along or through said lands property or material the right to damages for said injuries directing all juries of view appointed or that shall hereafter be appointed under existing laws for assessing damages or benefits for taking using occupying or injuring lands property or material to assess said damages if any against said cities counties boroughs or townships as the case may be and the benefits if any in connection therewith granting the right of appeal to the proper court of common pleas from the report of said juries and the trial by jury in said court of common pleas and the right to file exceptions to said report and the right of appeal to the Superior Court or Supreme Court after disposal of exceptions or verdict and final judgment and providing that this act shall apply to all existing and future proceedings" in so far as it relates to third class cities

The act approved the fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred nineteen) entitled "An act to authorize the display of the State county city borough or other municipal flags on public buildings in the Commonwealth' 'in so far as it relates to third class cities

The act approved the fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred twenty-three) entitled "An act authorizing any city that has been or shall be granted the consent of the Commonwealth of Pennsylvania to construct and maintain a dam in any navigable river or stream to purchase acquire enter upon take use and appropriate private property within or without its territorial limits for that purpose and providing the manner in which damages sustained shall be determined and collected" in so far as it relates to third class cities

The act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred eighty-eight) entitled "An act amending the first section of an act entitled 'An act to further define the police power of cities of the third class and boroughs with reference to electric light wires' approved the twenty-eighth day of April one thousand nine hundred and three so as to include telegraph and telephone wires and reducing the number of jurors" in so far as it relates to third class cities

The act approved the thirteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act authorizing the commissioners of water-works of any city of the third class wherein the title to the water-works therein located is in the name of the commissioners of water-works to extend their pipes and improvements beyond the city limits and supply water to persons corporations and municipalities within the county and regulating the supply of water" in so far as it relates to third class ciies

The act approved the twentieth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred forty-three) entitled "An act relating to damages in case of taking of property for use as a public wharf pier or bulkhead" in so far as it relates to third class cities

The act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty) entitled "A supplement to an act approved the twenty-third day of May one thousand eight hundred and eighty-nine entitled 'An act for the incorporation and government of cities of the third class' authorizing third class cities to manufacture and sell ice" absolutely

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" absolutely

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws six hundred and thirty-two) entitled "An act to authorize all cities and boroughs in the Commonwealth of Pennsylvania to construct and maintain comfort- and waiting-stations and drinking fountains in the public highways of such municipalities and providing the manner of ascertaining and collecting the damages caused by the construction of such improvements" in so far as it relates to third class cities

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws six hundred thirty-three) entitled "An act to permit viewers to award damages for the vacation of streets roads or highways to abutting owners where no land is acutally taken" in so far as it relates to third class cities

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws six hundred thirty-three) entitled "An act to amend an act approved the twentieth day of June one thousand nine hundred one entitled 'An act relating to the collection of city school and poor taxes in the several cities of the third class in this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes prescribing his duties and fixing his compensation' by extending to August first the date for the payment of taxes" absolutely

The act approved the seventh day of July one thousand nine hundred and thirteen (Pamphlet Laws six hundred ninety-four) entitled "An act providing for and regulating the incorporation into a third class city of a borough or of two or more contiguous boroughs" absolutely

The act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred fifty-two) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdiction and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" absolutely

The act approved the twenty-first day of July one thousand nine hundred and thirteen (Pamphlet Laws eight hundred sixty-five) entitled "An act amending and supplementing act entitled 'An act making it lawful for any municipality in which a corporation created and existing under and by virtue of the laws of this Commonwealth have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage to become the owner of such sewers culverts conduits and pipes with the necessary inlets and appliances aforesaid providing the amount to be paid for the same and the manner of ascertaining such amount in case of disagreement between the municipality and the corporation owning the same approved April nineteenth one thousand nine hundred and one by extending the provisions thereof to sewers culverts conduits and pipes with the necessary inlets and appliances owned by individuals and unincorporated associations and providing for the assessment of the costs and expenses of the property so acquired upon the properties benefited thereby or upon the proper municipality" in so far as it relates to third class cities

The act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred two) entitled "An act to amend an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefitted and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one" in so far as it relates to third class cities

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand seventeen) entitled "An act conferring certain powers upon municipalities of this Commonwealth in and on the public wharves within the limits of such municipalities" in so far as it relates to third class cities

The act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand four hundred thirty-nine) entitled "An act regulating the mining out and removing of the coal and other minerals and support underlying and beneath the surface of the several streets avenues thoroughfares courts alleys places and public highways within the limits of the several municipal corporations and authorizing the creation of a Bureau of Mine Inspection and Surface Support by any municipal corporation within the anthracite coal fields of this Commonwealth and giving such bureau jurisdiction and providing for the filing of certain maps and plans and providing a penalty for violation thereof" in so far as it relates to third class cities

The act approved the thirty-first day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-eight) entitled "An act authorizing cities of the third class wherein the title to the water-works therein located is in the city to extend their pipes and improvements beyond the city limits and supply water to persons corporations and municipalities within the county and regulating the supply of water" absolutely

The act approved the fourteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred twenty-two) entitled "An act providing for the payment of judgments and mortgages an dother claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain" in so far as it relates to third class cities

The act approved the twenty-first day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred thirty-nine) entitled "An act to amend section one of article four of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto'" absolutely

The act approved the twenty-first day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred fifty-nine) entitled "An act relating to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain" in so far as it relates to third class cities

The act approved the twenty-third day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred seventy-four) entitled "An act authorizing counties and municipalities to unite in providing in the court-house certain rest or waiting-rooms" in so far as it relates to third class cities

The act approved the third day of May one thousand nine hundred and fifteen (Pamphlet Laws two hundred seventeen) entitled "An act prohibiting any city county or municipality from imposing or collecting any license fee upon insurance companies or their agents or insurance brokers licensed to transact business by the Insurance Commissioner" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws three hundred six) entitled "An act to amend an act approved the twenty-seventh day of June one thousand nine hundred thirteen entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by providing for formation of such cities from parts of two or more contiguous counties" absolutely

The act approved the thirteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws three hundred nine) entitled "A supplement to an act approved the twenty-seventh day of June one thousand nine hundred and thirteen entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto'" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred seventy-three) entitled "An act amending an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one as amended by providing for the placing of foot-walks curb parking space shade-trees or otherwise improving the space between the curb line and the property line in said streets lanes and alleys and by providing for the payment of the damages costs and expenses thereof" in so far as it relates to third class cities

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred seventy-nine) entitled "An act making incompatible the offices of councilmen in municipalities and school directors" in so far as it relates to councilmen of third class cities

The act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred eighty-five) entitled "An act providing for the payment of interest on damages caused by the taking injury or destruction of private property for public use" in so far as it relates to third class cities

The act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred eighty-five) entitled "An act authorizing cities to regulate and license certain motor-vehicles" in so far as it relates to third class cities

The act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred forty-two) entitled "An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled 'An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain'" in so far as it relates to third class cities

The act approved the fifteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred eighty-five) entitled "An act to provide that assessments of damages for the opening or widening of any street or highway in any city or borough or other municipality in this Commonwealth shall include all damages for the opening or widening of the street or highway at the existing confirmed grade of such street or highway" in so far as it relates to third class cities

The act approved the fifth day of April one thousand nine hundred and seventeen (Pamphlet Laws forty-four) entitled "An act authorizing cities of the third class to appropriate money annually for music in public parks and in other public places" absolutely

The act approved the sixth day of April one thousand nine hundred and seventeen (Pamphlet Laws fifty-two) entitled "An act to amend section nine of Article seven of an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June one thousand nine hundred and thirteen" absolutely

The act approved the third day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred thirty-eight) entitled "An act relating to the appointment of persons to the fire department in cities of the third class constituting a civil service board in relation thereto providing for and regulating examinations the manner of appointments and the manner and power of removal of employes of said department and providing a method for fixing compensation of a secretary" absolutely

The act approved the third day of May one thousand and nine hundred and seventeen (Pamphlet Laws one hundred forty-one) entitled "An act authorizing cities boroughs and towns to lease water-supply works and systems providing for the operation thereof and the establishment of rates" in so far as it relates to third class cities

The act approved the tenth day of May one thousand and nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings" in so far as it relates to third class cities

The act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred sixty-one) entitled "An act to amend section one of an act approved the twenty-first day of May one thousand nine hundred and one entitled 'An act amending an act entitled "An act to authorize the councils of the cities of the first class of this Commonwealth to appropriate annually a sum not exceeding five hundred dollars for the support and maintenance of each company of the National Guard using and occupying an armory building rooms or quarters within said cities in addition to the annual appropriation by the Legislature" approved the twenty-fourth day of May Anno Domini one thousand eight hundred and eighty-seven by extending the provisions of said act to cities of the second and third class' by authorizing appropriations to batteries of artillery and regimental sanitary detachments" in so far as it relates to third class cities

The act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred sixty-two) entitled "An act to enable two or more boroughs that are contiguous or in close proximity to be united and to become one city wherever each of said boroughs shall have heretofore voted or shall hereafter vote to become a city of the third class under laws now enacted or which may hereafter be enacted and wherever each of said boroughs has duly received or shall hereafter duly receive letters patent constituting it a city of the third class but where sufficient time shall not have elapsed after the granting of such letters patent for the holding of a municipal election providing for the consequences of such consolidation the government of such consolidated city the payment of the indebtedness of each of the united territories and the enforcement of debts and claims due to and from each and fixing the jurisdiction over the said consolidated city in the courts of the county in which the majority of its inhabitants shall reside" absolutely

The act approved the twenty-ninth day of May one thousand nine hundred and seventeen (Pamphlet Laws three hundred fifteen) entitled "An act amending sections one three seven ten eleven and repealing section eight of an act entitled 'An act relating to the collection of city school and poor taxes in the several cities of the third class in this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be collector of the said several taxes prescribing his duties and fixing his compensation' approved the twentieth day of June Anno Domini one thousand nine hundred and one" absolutely

The act approved the twentieth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred and eighteen) entitled "An act relating to the appointment of persons to the police department in cities of the third class providing for and regulating examinations the manner of appointments and the manner and power of removal of employes of said department and providing a method for fixing compensation" absolutely

The act approved the twenty-eight day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred fifty) entitled "An act to amend an act approved the the eleventh day of June one thousand nine hundred fifteen entitled 'An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled "An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvement or appropriated by the exercise of the right of eminent domain'" excepting proceedings to ascertain damages and benefits by reason of municipal street or sewer improvements" in so far as it relates to third class cities

The act approved the fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws six hundred eighty-two) entitled "An act authorizing cities to refund moneys paid by property owners into their treasuries when a court of competent jurisdiction shall have determined that there was no liability for such payment when made" in so far as it relates to third class cities

The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated distircts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice" in so far as it relates to third class cities

The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred fifty-two) entitled "An act authorizing cities counties townships boroughs and other municipal divisions and subdivisions of the Commonwealth to provide for the performance of all or any portion of any public work done for said cities counties townships boroughs or other municipal divisions and subdivisions within the limits of said counties cities townships boroughs or other municipal divisions or subdivisions of the Commonwealth and validating all such ordinances and regulations heretofore made" in so far as it relates to third class cities

The act approved the sixteenth day of July on thousand nine hundred and seventeen (Pamphlet Laws one thousand two) entitled "An act relating to the appointment of persons to the engineering and electrical departments and of buildings inspectors in cities of the third class constituting a civil service board in relation thereto provided for and regulating examinations the manner of appointments and the manner and power of removal of employes of said departments and of building inspectors and providing a method for fixing compensation of examiners" absolutely

The act approved the seventeenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand nineteen entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June one thousand nine hundred and thirteen changing and modifying the qualifications of commissioners to be appointed by the court of quarter sessions for the division or creation of wards in cities of the third class" absolutely

The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand eighty-three) entitled "An act requiring all person contracting with the Commonwealth or any department or officers thereof or any municipal corporation division or subdivision of the Commonwealth to accept the provisions of the State Workmen's Compensation Act and to insure the said contractor's liability thereunder or secure an exemption from insurance in accordance with the terms of the said act in respect to such contract" in so far as it relates to third class cities

The act approved the nineteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand ninety-three) entitled "An act to amend section two of article eight and section one of article nine of an act approved the the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto'" absolutely

The act approved the twenty-first day of March one thousand nine hundred and nineteen (Pamphlet Laws twenty) entitled "An act to amend section one of an act approved the fifth day of July one thousand nine hundred and seventeen entitled 'An act authorizing cities to refund moneys paid by property owners into their treasuries when a court of competent jurisdiction shall have determined that there was no liability for such payment when made' extending the provisions thereof to boroughs and incorporated towns" in so far as it relates to third class cities

The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred thirty) entitled "An act requiring prothonotaries and clerks of courts to furnish to the Secretary of Internal Affairs copies of orders of court relative to the creation consolidation division and partition of cities boroughs and townships and fixing the fee of such officers for such services" in so far as it relates to third class cities

The act approved the sixteenth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred ninety-three) entitled "An act to provide for the licensing and regulation of public dance halls and ball rooms and for the regulation supervision of public dances and balls in cities of the first second and third classes" in so far as it relates to third class cities

The act approved the seventeenth day of May one thousand nine hundred and nineteen (Pamphlet Laws two hundred four) entitled "An act to amend section six of an act approved the twentieth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred and eighteen) entitled 'An act relating to the appointment of persons to the police department in cities of the third class providing for and regulating examination the manner of appointments and the manner and power of removal of employes of said department and providing a method for fixing of compensation' so as to permit temporary suspensions by the superintendent of public affairs" absolutely

The act approved the twenty-seventh day of May one thousand nine hundred and nineteen (Pamphlet Laws three hundred ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation therto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" absolutely

The act approved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy-three) entitled "An act to amend section three article five of the act approved the twenty-seventh day of June one thousand nine hundred thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by adding thereto clause forty-nine relative to appropriations for municipal music" absolutely

The act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred forty-four) entitled "An act relating to appointments under the civil service in counties cities and boroughs and providing penalties" in so far as it relates to third class cities

The act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred thirteen) entitled "An act providing a method whereby highways the center line of which constitutes a dividing line between a city and a township in an adjacent county may be altered or improved and the cost thereof apportioned between the city county and township and providing the procedure to be followed where such city and the township or the county in which such township is situated do not or cannot agree with respect to the method of such alterations or improvements or the apportionment of the cost thereof" in so far as it relates to third class cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-four) entitled "An act to further amend the act approved the thirtieth day of March one thousand nine hundred and fifteen entitled 'An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the Department of public safety of such cities' as amended by extending the same to cities of the third class" in so far as it relates to third class cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred sixty-three) entitled "A supplement to an act entitled 'An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom' approved the sixteenth day of May Anno Domini one thousand eight hundred and ninety-one (Pamphlet Laws seventy-five) by providing that all municipal corporations of this Commonwealth in the grading of any street lane or alley or any part thereof shall be and are hereby authorized and empowered to use so much of the lots and lands abutting on the same for the construction of embankments slopes fills and culverts as may be necessary and proper for the completion of the improvement and the damages resulting thereby shall be regarded as other damages caused by the grading of streets lanes and alleys in said municipalities and shall be paid as is now provided by existing laws where land is actually taken for the laying out opening widening extending or grading of streets lanes or alleys" in so far as it relates to third class cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-three) entitled "An act empowering cities to take purchase or condemn property and to appropriate money for the erection thereon of public auditoriums libraries memorial buildings and monuments and providing for their operation and maintenance" in so far as it relates to third class cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled "An act authorizing counties cities and boroughs to furnish rooms in public buildings for meeting places for certain organizations" in so far as it relates to third class cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled "An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes" in so far as it relates to third class cities

The act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred three) entitled "An act to amend and to repeal certain sections of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" absolutely

The act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred twenty-three) entitled "An act to amend an act approved the thirty-first day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-six) entitled 'An act authorizing cities of the first and second classes to appropriate city funds for the maintenance of historical societies' by extending the same to cities of the third class" in so far as it relates to third class cities

The act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-eight) entitled “An act to amend section thirteen article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled ‘An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto” absolutely

The act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand thirty-five) entitled “An act authorizing cities of the third class to prohibit the keeping and slaughtering of horses cows calves swine sheep goats and any other animal or fowl deemed objectionable by the Department of Health” absolutely

The act approved the thirtieth day of March one thousand nine hundred and twenty-one (Pamphlet Laws sixty-six) entitled “An act authorizing cities of the third class to elect an assistant city solicitor whose term of office shall be four years and whose compensation shall be fixed by ordinance” absolutely

The act approved the eighteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-eight) entitled “An act to empower cities of the third class to establish a firemen’s pension fund to take property in trust therefor and regulating and providing for the regulation of the same” absolutely

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred sixty-eight) entitled “An act relating to police pension funds in cities of the third class and directing such cities to appropriate certain moneys thereto” absolutely

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred eighty-three) entitled “An act authorizing the council of cities of the third class whenever any city of such class shall have sold or leased the coal underlying any public park or common within the limits of said city to apply the proceeds thereof for certain improvements of such park or common and the policing and lighting thereof for the purchase of certain land for park purposes and for other public improvements and providing for the issuing of improvement bonds for such purposes” absolutely

The act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty) entitled “An act to supplement an act entitled ‘An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county’ approved the seventeenth day of March one thousand nine hundred and twenty-one by providing for the planting of memorial trees and prescribing penalties” in so far as it relates to third class cities

The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-eight) entitled “An act fixing the time for the confirmation of the reports of viewers or portions thereof in proceedings to assess damages or benefits incident to public improvements where no exceptions are filed or appeals taken” in so far as it relates to third class cities

The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred thirty) entitled “An act authorizing the cities of this Commonwealth to regulate or prohibit and prevent the use and sale of fireworks firecrackers sparklers and other pyrotechnics and the unnecessary firing and discharge of firearms in or into the highways or other public places of such cities” in so far as it relates to third class cities

The act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred eighty-four) entitled “An act to amend sections one two three five six and seven of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and eighty-four) entitled ‘An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes’ by extending the provisions thereof so as to include townships” in so far as it relates to third class cities

The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred forty-four) entitled “An act authorizing counties cities boroughs towns and townships to acquire lands by purchase gift or condemnation and to convey such lands to the Commonwealth for use of the National Guard” in so far as it relates to third class cities

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred forty-four) entitled “An act to amend an act entitled ‘An act amending section nine of an act entitled “An act in relation to the laying out opening widening straightening extending or vacating streets and alleys and the construction of bridges in the several municipalities of this Commonwealth the grading paving macadamizing or otherwise improving streets and alleys providing for ascertaining the damages to private property resulting therefrom the assessment of the damages costs and expenses thereof upon the property benefited and the construction of sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom” approved May sixteenth Anno Domini one thousand eight hundred and ninety-one enabling municipal corporations to lay out open widen extend and vacate streets or alleys upon petition or without petition of property owners as amended by the act approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five providing for the approval of ordinances by the city recorder and the publication of the ordinances’ approved the nineteenth day of March Anno Domini one thousand nine hundred and three (Pamphlet Laws thirty-five) providing that the ordinances may require that no building may be built or altered except to conform to the lines fixed by the widening or straightening ordinances and that in such case the landowner’s right of action shall not accrue until actual occupancy by the municipality or the locating or relocating of the building to conform to the new lines” in so far as it relates to third class cities

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-three) entitled “An act to amend an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-two) entitled ‘An act to authorize the council of the cities of the first class of the Commonwealth to appropriate annually a sum not exceeding five hundred dollars for the support and maintenance of each company of the National Guard using and occupying an armory building room or quarters within said cities in addition to the annual appropriation by the Legislature’ fixing the amounts which may be appropriated by cities of the first second and third classes to companies troops and similar units of the National Guard and extending the provisions of said act to counties” in so far as it relates to third class cities

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred fifty-seven) entitled “An act empowering cities to take purchase or condemn property for the purpose of erecting providing maintaining and operating thereon playgrounds playfields gymnasiums public baths swimming pools indoor recreation centers comfort stations waiting stations and drinking fountain” in so far as it relates to third class cities

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred eighty-seven) entitled “An act empowering cities of the third class to contract with certain incorporated associations to use and occupy public parks and playgrounds subject to regulations prescribed by said cities” absolutely

The act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws ten hundred sixty-eight) entitled “An act to amend section four of an act approved the twentieth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred eighteen) entitled ‘An act relating to the appointment of persons to the police department in cities of the third class providing for and regulating examinations the manner of appointments and the manner and power of removal of employes of said department and providing a method of fixing compensation'" absolutely

The act approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" absolutely

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws ninety) entitled "An act authorizing counties cities boroughs and townships to appropriate moneys for forest work" so far as it relates to third class cities

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred five) entitled "An act to amend section one of the act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and twenty-five) entitled 'An act providing for the payment of the premiums on bonds of county city borough school-district and township employes' extending the provisions thereof to officers" in so far as it relates to third class cities

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seven) entitled "An act providing for the establishing and maintenance of uniform building lines in cities of the third class" absolutely

The act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred fourteen) entitled "An act prohibiting the location by cities of the third class of city prisons or lock-ups close to public school buildings" absolutely

The act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-five) entitled "An act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up limiting time for condemnation by councils or condemnation or purchase by park commissioners after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein" in so far as it relates to third class cities

The act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-six) entitled "An act authorizing cities boroughs towns and townships to purchase burial plots for certain deceased service men" in so far as it relates to third class cities

The act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seventy-nine) entitled "An act authorizing cities of the third class to sell certain real estate and prescribing the procedure to be followed" absolutely

The act approved the eleventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred three) entitled "An act providing that any person who was engaged in the military or naval service of the United States during any war in which the United States was engaged and having an honorable discharge therefrom shall receive credit for the experience and training derived from such service in civil service examinations" in so far as it relates to third class cities

The act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-two) entitled "An act to provide for the licensing of transient retail merchants in cities boroughs and townships and providing a penalty for the failure to obtain such license" in so far as it relates to third class cities

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred fifty-two) entitled "An act authorizing cities boroughs and incorporated towns to require and permit the laying and constructing of sanitary sewers and sewer pipes outside the cartway and the curb lines thereof in all streets and highways and prescribing the uses thereof and providing for the assessment of the costs and expenses of any such sewer against the abutting property in the front of which the said sewer is laid" in so far as it relates to third class cities

The act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred one) entitled "An act authorizing the State Highway Department the Public Service Commission counties cities boroughs and townships to purchase or condemn by the right of eminent domain free and unobstructed view over and across lands at certain highway railroad and railway intersections and curves so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view" in so far as it relates to third class cities

The act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty-four) entitled "An act authorizing cities and boroughs to appropriate moneys to organizations of veterans to assist in paying rent" in so far as it relates to third class cities

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred sixty-six) entitled "An act to amend clause forty-one section three article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto'" absolutely

The act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred ninety-seven) entitled "An act to amend section six of the act approved the twentieth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred and eighteen) entitled 'An act relating to the appointment of persons to the police department in cities of the third class providing for and regulating examinations the manner of appointments and the manner and power of removal of employes of said department and providing a method for fixing compensation' as amended" absolutely

The act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws ten hundred thirty-nine) entitled "An act authorizing cities and boroughs to make emergency repairs to dangerous sidewalks and providing for the cost of collection thereof from the abutting property owners" in so far as it relates to third class cities

The act approved the third day of March one thousand nine hundred and twenty-five (Pamphlet Laws six) entitled "An act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled 'An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class' providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated" absolutely

The act approved the twenty-third day of March one thousand nine hundred and twenty-five (Pamphlet Laws sixty-four) entitled "An act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the city requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the municipality and regulating the procedure for obtaining this approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city" absolutely

The act approved the first day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred seven) entitled "An act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic' by extending the provisions thereof to cities and boroughs and by authorizing appropriations for Armistice Day" in so far as it relates to third class cities

The act approved the seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred seventy-nine) entitled "An act amending clause forty-six of section three of article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' as amended so as to provide that cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs" absolutely

The act approved the seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred eighty-one) entitled "An act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league send delegates thereto and provide for the payment of the necessary costs and expenses of such leagues' conventions and the sending of the delegates thereto" in so far as it relates to third class cities

The act approved the tenth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred twenty-four) entitled "An act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act poviding for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by changing the salaries of councilmen and mayors" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred five) entitled "An act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies duly authorized to transact business in the Commonwealth of Pennsylvania" in so far aist relates to third class cities

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred ten) entitled "An act to provide for the preparation of plans for the use of viewers owners tenants and occupiers of property and all other parties affected in proceedings for the assessment of damages for the taking injury or destruction of private property for public use and the furnishing of copies thereof to parties affected thereby" in so far as it relates to third class cities

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred forty-four) entitled "An act to amend section one of and to add sections four five and six to an act entitled 'An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings an dthe areas of yards courts and open spaces' approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) providing for regulating and restricting the height number of stories bulk and size of buildings and other structures the precentage of lot that may be occupied the size depth and width of yards courts and other open space sthe density of population and the location and use of buildings structures and land for trade industry residence or other purposes providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same" absolutely

The act approved the thirtieth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred seventy-one) entitled "An act providing for the care and maintenance by cities boroughs incorporated towns and townships of any soldiers' monument gun or carriage or other similar memorial where there is no person body or organization in existence to care for and maintain the said memorials" in so far as it relates to third class cities

The act approved the first day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred twenty-eight) entitled "An act providing for the improvement of certain streets alleys and highways on the boundary lines of cities boroughs and townships and the assessment of properties abutting thereon but lying outside the limits of such cities boroughs or townships" in so far as it relates to third class cities

The act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred ninety-four) entitled "An act authorizing municipalities to expend money for the purpose of insuring volunteer firemen against death or injuries while going to or returning from or attending fires" in so far as it relates to third class cities

The act approved the fourth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred eleven entitled "An act to amend article thirteen of the act approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extendig existing laws in relation thereto' providing for a charge on property for the use of sewers and sewage disposal plants and the collection of such charge" absolutely

The act approved the sixth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred thirty-six) entitled "An act to amend section one of article thirteen of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nominations and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners" absolutely

The act approved the sixth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred forty-six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled 'An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings' " in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred forty-two) entitled "An act to amend section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-two) entitled 'An act to provide for the licensing of transient retail merchants in cities boroughs and townships and providing a penalty for the failure to obtain such license'" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred forty-nine) entitled "An act to amend paragraph one of section three of article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' changing the millage provided for general tax purposes" absolutely

The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred forty-five) entitled "An act to prevent unfair discrimination against Pennsylvania manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against non-resident manufacturers" in so far as it relates to third class cities

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws forty-one) entitled "An act authorizing cities to use for any public purposes whatsoever any public landing or public wharf or part thereof within their respective limits fronting on any navigable river and found unnecessary for such purposes any limitation of use thereof by the municipality arising from donation dedication appropriation statute or otherwise to the contrary notwithstanding and vesting said cities with the power of eminent domain for such purposes" in so far as it relates to third class cities

The act approved the twenty-second day of March one thousand nine hundred and twenty-seven (Pamphlet Laws forty nine) entitled "An act to amend article one of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' providing the procedure for changing the corporate title of any such city" absolutely

The act approved the twenty-second day of March one thousand nine hundred and twenty-seven (Pamphlet Laws fifty-three) entitled "An act providing for the holding over of officers of municipal corporations of this Commonwealth hereafter or heretofore elected or appointed and having qualified until their successors are elected or appointed and duly qualified" in so far as it relates to third class cities

The act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws fifty-six) entitled "An act to amend sections one two and three as amended section four and sections five six and seven as amended of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' as extended to townships by further extending the provisions of this act so as to include the acquiring maintaining and operation of parks" in so far as it relates to third class cities

The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-eight) entitled "An act providing for the abatement of nuisances in private alleys in cities of the third class and for the establishment of grades in and the grading paving and repaving of such private alleys where necessary to abate such nuisances and providing for the filing of liens for the cost thereof" absolutely

The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred fifty) entitled "An act to amend sections one five and seven and sections six as amended of the act approved the third day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred thirty-eight) entitled 'An act relating to the appointment of persons to the fire departments in cities of the third class constituting a civil service board in relation thereto providing for and regulating examinations the manner of appointments and the manner and power of removal of employes of said department and providing a method for fixing compensation of a secretary' by bringing health officers sanitary policemen and inspectors of the health department in such cities within its provisions" absolutely

The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred sixty-one) entitled "An act to amend section five of the act approved the twenty-eighth day of April one thousand nine hundred and three (Pamphlet Laws three hundred and thirty-two) entitled 'An act for the annexation of any city borough township or part of a township to a contiguous city and providing for the indebtedness of the same' by requiring approval by the State Council of Education as a prerequisite to the annexation of part of a township to a contiguous city" in so far as it relates to third class cities

The act approved the thirteenth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one ninety-six) entitled "An act authorizing cities of the third class to establish a pension fund for employes of said cities who are not now protected by pension authorized by the laws of this State and in force at the time of the passage of this act" absolutely

The act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred forty-two) entitled "An act authorizing the council the commission of water works or other body in charge of water works property in third class cities to lease real property and water areas not necessary or essential for the operation or maintenance of the water works" absolutely

The act approved the twentieth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty) entitled "An act making it unlawful for any architect or engineer in the employ of the Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth and engaged in the preparation of plans specifications or estimates to bid on any public work or to be interested in contracts for public work making it unlawful for the officers of the Commonwealth or any county municipality borough township or other subdivision of the Commonwealth to award the contract to any such architect or engineer in the employ of the Commonwealth and fixing penalties" in so far as it relates to third class cities

The act approved the twenty-second day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty-nine) entitled "An act making the power of taxation of cities of this Commonwealth security for the taking injury or destruction of private property for public use without the entry of a bond" in so far as it relates to third class cities

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-three) entitled "An act regulating the hours of labor of policemen in cities of the third class" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-four) entitled "An act to amend section six of article seven of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' as amended making the office of policeman and constable incompatible" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred seventy-eight) entitled "An act to amend section one of article twenty of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' as amended" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred eleven) entitled "An act to amend clause ten section three article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen

(Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' as amended" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty) entitled "An act authorizing municipalities to acquire by gift or bequest and to operate and maintain motor ambulances" in so far as it relates to third class cities

The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred twenty-eight) entitled "An act making the power of taxation of cities of this Commonwealth security for the taking injury or destruction of private property for public use without the entry of a bond" in so far as it relates to third class cities

The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred thirty-eight) entitled "An act requiring counties cities boroughs towns townships school districts and poor districts when fixing rates of taxation in mills to express such rates also in dollars and cents" in so far as it relates to third class cities

The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred thirty-nine) entitled "An act to amend section fourteen of an act approved the twentieth day of June one thousand nine hundred and one (Pamphlet Laws five hundred and seventy-eight) entitled 'An act relating to the collection of city school and poor taxes in the several cities of the third class in this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes prescribing his duties and fixing his compensation' as amended further limiting the compensation of the collector for the collection of city and poor taxes and excluding compensation of the collector of school taxes from the provisions of said section" absolutely

The act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred twelve) entitled "An act to amend section one of the act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' as amended authorizing appropriations to organizations agreeing to decorate graves of Civil War veterans" in so far as it relates to third class cities

The act approved the eleventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred sixty-four) entitled "An act to enable cities incorporated towns boroughs and townships of the first class to govern and regulate by ordinance the construction alteration repairs occupation maintenance sanitation lighting ventilation water supply toilet facilities drainage use and inspection of all buildings used for human habitation and land appurtenant thereto and providing for the enforcement of such ordinances" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act prohibiting cities boroughs towns and townships to increase or diminish the salary compensation or emoluments of elected officers after their election" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-seven) entitled "An act to amend section one of and to add section three to an act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred and forty-nine) entitled 'An act authorizing the cities of this Commonwealth to purchase acquire take use and appropriate private property for public park purposes' as amended by adding parkways and playgrounds to the purpose for which such private property may be acquired authorizing the annexation of such public parks parkways and playgrounds to such cities and validating proceedings heretofore had annexing such public parks parkways and playgrounds to any such city" in so far as it relates to third class cities

The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws one thousand twenty) entitled "An act authorizing and empowering the cities of the third class to acquire by lease purchase or condemnation proceedings any land within purpose of establishing and maintaining municipal airdromes or aviation landing fields providing for the procedure in cases of condemnation and the extent of title acquired authorizing the lease by the cities of portions thereof to individuals or corporations upon such terms as may be fixed and the lease thereof to the Government of the United States upon nominal rental and empowering said cities to operate and maintain said fields jointly with any county within which said city is situate where the county is empowered to operate and maintain an airdrome or aviation landing field" absolutely except so far as it relates to counties

The act approved the twenty-seventh day of February one thousand nine hundred and twenty-nine (Pamphlet Laws five) entitled "An act to amend article five section two clause twenty-two of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' " absolutely

The act approved the twenty-first day of March one thousand nine hundred and twenty-nine (Pamphlet Laws forty-two) entitled "An act to promote the public health authorizing cities of the third class to appoint boards of health from the directorates of corporations not for profit organized principally to preserve and promote the health of the public of such cities defining the powers and duties of such boards of health and of health officers and regulating the organization of such boards" absolutely

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws eighty-five) entitled "An act providing a method whereby territory within a borough contiguous to or separated from a third class city by a river or stream may be detached from the borough and annexed to such city' absolutely

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled 'An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings' as amended extending the provisions of said act to roads and bridges and machinery" in so far as it relates to third class cities

The act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the maintenance of roads and streets on the boundary line between cities or boroughs and townships and the procedure in such cases" in so far as it relates to third class cities

The act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred eighteen) entitled "An act to amend the act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled 'An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated distircts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice' providing for private sales where no bids are received" in so far as it relates to third class cities

The act approved the seventeeth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred twenty-seven) entitled "An act providing for the recovery and collection of municipal claims by action of assumpsit without the necessity of entering liens for such claims and repealing existing laws" in so far as it relates to third class cities

The act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred fifty-five) entitled "An act to amend section two of article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by adding thereto clause six authorizing said cities to regulate sales at public auctions and to provide penalties" absolutely

The act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred fifty-five) entitled "An act authorizing cities of the third class to appropriate money for the support and maintenance of airdromes or aviation landing fields situate either within or without the limitations of such city but within the limitations of the county in which such city is located" absolutely

The act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act fixing the time when interest shall begin to run on the amounts fixed in reports of viewers for the taking injury and destruction of property by the right of enminent domain" in so far as it relates to third class cities

The act approved the first day of May one thousand nine hundred and twenty-nine (Pamplet Laws one thousand two hundred) entitled "An act to amend section five article four of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' as amended" absolutely

The act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-two) entitled "An act to amend section one of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled 'An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same' directing the establishment of such funds by cities" in so far as it relates to third class cities

The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred seventy-three) entitled "An act authorizing cities to lease real estate the property of said city on long term improvement leases at a nominal rental or otherwise to a corporation of the first class for the purpose of providing an auditorium for dramatic musical artistic literary or scientific events including provision for the accommodation of patriotic societies or groups or such other purposes as may be approved from time to time by the city declaring such uses to be used for public purposes and exempting such real estate and leasehold interests therein from taxation" in so far as it relates to third class cities

The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred eighty-two) entitled "An act to amend sections one and four of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws one thousand twenty) entitled 'An act authorizing and empowerig cities of the third class to acquire by lease purchase or condemnation proceedings any land within or without the limits of said cities but within the limits of the counties in which such cities are located for the purpose of establishng and mantaining municipal airdromes or aviation landing fields providing for the procedure in cases of condemnation and the extent of title acquired authorizing the lease by the cities of portions thereof to individuals or corporations upon such terms as may be fixed and the lease thereof to the Government of the United States upon nominal rental and empowering said cities to operate and maintain said fields jointly with any county within which said city is situate where the county is empowered to operate and maintain an airdrome or aviation landing field' providing for the acquisition of land within or without the county and conferring powers on counties to join with cities for such purpose or to make appropriations to assist cities" absolutely except as to counties

The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred ninety-four) entitled "An act providing a method of annexation of boroughs having a population of less than ten thousand inhabitants townships or parts of townships or outlying lots to cities of the third class providing for the addition of such territory to adjacent ward or wards of such cities or for the erection of such territory into a new ward or wards providing for the regulation of the indebtedness and assets of annexed territory regulating the proceedings pertaining to such annexation and repealing inconsistent legislation" absolutely

The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred two) entitled "An act regulating the closing of public highways and providing for the locating marking and maintenance of detours necessitated by such closing requiring boroughs cities and towns to notify the Department of Highways of the creation and discontinuance of certain detours providing penalties for removing destroying defacing signs erected for warning or detour purposes and for driving on over or across highways which are closed by the proper persons or authorities except in certain cases further providing that the authorities responsible for the maintenance of highways which have been damaged or their agents or contractors shall have the right to recover the amount of such damages from the person or persons responsible in addition to the penalties herein provided and repealing certain acts" in so far as it relates to third class cities

The act approved the seventeenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws eighteen hundred five) entitled "An act authorizing municipalities other than townships to acquire by gift devise or bequest lands chattels securities and funds for the establishment and maintenance of a hospital to appoint trustees of such property and funds subject to the approval of the orphans' court to operate and maintain such hospital through and by means of such trustees and to expend municipal funds to aid in the establishment and maintenance of such hospital" in so far as it relates to third class cities

The act approved the eighth day of April one thousand nine hundred and thirty-one (Pamphlet Laws) (Act Number sixteen) entitled "An act to amend further section two of article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' by empowering cities of the third class to license auction sales" absolutely

All other acts or parts of Acts of Assembly supplied by inconsistent with or pertaining to the subject matter covered by this act are hereby repealed It is the intention that this act shall furnish a complete and exclusive system for the government and regulation of cities of the third class except as to the several matters enumerated in section one hundred and three of article one of this act

But nothing contained in this act shall be construed to repeal any local or special laws or to repeal the provisions of the Public Service Company Law or any law relating to the Board of Commissioners of Navigation for the River Delaware and its Navigable Tributaries or the provisions of any law the enforcement of which is vested in the Department of Health or the Sanitary Water Board or the provisions of any law the enforcement of which is vested in the Department of Forests and Waters or the Water and Power Resources Board

The title of the bill was read as follows and agreed to:

An Act relating to cities of the third class and amending revising and consolidating the law relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 488 (House Bill No. 680), as follows:

An Act concerning townships of the first class amending revising consolidating and changing the law relating thereto and abolishing the elected office of township auditor

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Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the laws relating to townships of the first class are hereby amended revised consolidated and changed as follows

ARTICLE I

PRELIMINARY PROVISIONS

Section 101 SHORT TITLE This act shall be known and may be cited as "The First Class Township Law" This act shall take effect on the first day of July one thousand nine hundred and thirty-one

Section 102 DEFINITION The word "township" or "townships" as used in this act shall mean a township of the first class unless the context indicates otherwise

Section 103 EXCLUDED PROVISIONS This act does not inculde any provisions and shall not be construed to repeal any act relating to

(a) The procedure for the collection of municipal and tax claims by liens

(b) The method of incurring or increasing bonded indebtedness

(c) Election officers and the general conduct of elections

(d) Poor districts

(e) Public schools and school districts

(f) Constables

(g) Justices of the peace

(h) State roads State-aid roads and private roads

(i) Validation of elections bonds ordinances and acts of corporate officers

(j) Free non-sectarian libraries

Section 104 SAVING CLAUSES The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or susperseded nor affect the existence or class of any township heretofore created The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws All ordinances regulations and rules made pursuant to any act of Assembly repealed by this act shall continue with the same force and effect as if such act had not been repealed Any person holding office under any act of Assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Section 105 CONSTITUTIONAL CONSTRUCTION The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 106 CONSTRUCTION OF REFERENCES Whenever in this act reference is made to any act by title such reference shall also apply to and include any codification wherein the provisions of the act referred to are substantially reenacted

Section 107 HOW ACT APPLIES This act shall apply to all townships of the first class within the Commonwealth as now existing or hereinafter created

Section 108 SAVING CLAUSES WHERE CLASS OF TOWNSHIPS CHANGED Whenever any township of the second class is designted a township of the first class or whenever any township of the first class is reestablished as a township of the second class or whenever any township is divided all liabilities incurred rights accrued or vested obligations issued or contracted and all suits and prosecutions pending or to be instituted to enforce any right or penalty accrued or punish any offense committed prior to such change of class or division and all ordinances resolutions rules and regulations shall continue with the same force and effect as if no such change or division had been made

Section 109 EXCEPTION AS TO TAXATION This act does not provide a complete system for the assessment and collection of township taxes but the taxation provisions herein contained shall be construed as supplementary to the general local taxation laws All acts and parts of acts relating to taxation in townships of the first class not inconsistent with this act in force prior to the passage of this act which are not reenacted or specifically repealed by this act shall remain in force as to such townships in the same manner as prior to the passage of this act

Section 110 LEGAL ADVERTISING Whenever under the provisions of this act notice is required to be published in one newspaper such publication shall be made in a newspaper of general circulation as defined by the Newspaper Advertising Act approved May sixteenth one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) printed in the township if there is such a newspaper and if not then in a newspaper circulating generally in such township If such notice is required to be published in more than one newspaper it shall be published in at least one newspaper of general circulation defined as aforesaid printed if there be such a newspaper or circulating generally as above provided in the township When such notice relates to any proceeding or matter in any court or the holding of an election for the increase of indebtedness or the issue and sale of bonds to be paid by taxation such notice shall also in counties of the second third fourth and fifth classes be published in the legal newspaper if any designated by the rules of court of the proper county for the publication of legal notices and advertisements unless such publications be dispensed with by special order of court Provided however That ordinances auditors' statements summaries of auditors' statements advertisements inviting proposals for public contracts and for bids for materials and supplies or lists of delinquent taxpayers shall be published only in newspapers of general circulation defined as aforesaid

ARTICLE II

CLASSIFICATION AND CREATION OF TOWNSHIPS OF THE FIRST CLASS

(a) Classification

Section 201 The townships now in existance and those to be hereafter created are divided into two classes Townships of the first class shall be those having a population of at least three hundred inhabitants to the square mile which have heretofore fully organized and elected their officers and are now functioning as townships of the first class or which may hereafter be created townships of the first class All townships not townships of the first class shall be townships of the second class A change from one class to the other shall hereafter be made only as provided by this act or the laws relating to townships of the second class

(b) Creation of Townships of the First Class from Townships of the Second Class

Section 205 ENROLLMENT TO ASCERTAIN POPULATION At any time not less than one year before the time fixed for taking a decennial census of the United States whenever the owners of twenty-five per centum of the assessed valuation of the real estate of any township of the second class shall present their petition to the court of quarter sessions averring that the population of the township is at least three hundred inhabitants to the square mile and shall give such security as the court may prescribe for the payment of all costs and expenses which may be incurred in any procedure had upon said petition the court shall appoint a commissioner to perform the duties hereafter prescribed.

The said commissioner shall make an enrollment of the inhabitants of such township and make report thereof to the court at the next ensuing term Upon the filing of the report the same shall be confirmed nisi which confirmation shall become absolute unless excepted to within thirty days thereafter during which time notice of the said filing and confirmation shall be advertised in a newspaper published in the county once a week for three weeks If exceptions are filed to the report within the said thirty days the court upon consideration thereof shall confirm the report or modify the said finding After final confirmation the clerk of the court shall certify to the county commissioners and to the township supervisors of the township the population of the township as shown by said proceedings The cost and expenses of the proceedings including a reasonable fee for the commissioner and attorney shall be paid by the petitioners or by the township or partly by each as the court shall direct

Section 206 PROCLAMATIONS BY COUNTY COMMISSIONERS In addition to the procedure provided in the preceding section the county commissioners of each county shall following each decennial census of the United States ascertain from such census whether any township of the second class in the county has a population of three hundred inhabitants to the square mile and shall immediately certify the fact that any township has a population of three hundred inhabitants to the square mile to the township supervisors of the township

Section 207 SUBMISSION OF QUESTION TO VOTERS At the first general or municipal election occurring at least ninety days after the ascertainment by special enrollment or from the United States including the United States census of one thousand nine hundred and thirty and each subsequent census that any township of the second class has a populations of at least three hundred inhabitants to the square mile the question whether such township of the second class shall become a township of the first class shall be submitted to the voters of the township and the county commissioners shall cause to be printed on separate ballots to be used in such township at such election a proper question framed in accordance with the election laws of the Commonwealth

Section 208 RETURNS OF ELECTION AND EFFECT THEREOF The election officers shall compute the votes cast at the election provided for in the preceding section and make return thereof to the clerk of the court of quarter sessions who shall tabulate the same and certify the result thereof to the county commissioners and the township supervisors of such township If a majority of the votes cast at any such election shall be in favor of becoming a township of the first class the government of the township of the first class shall be organized and become operative on the first Monday of January next succeeding such election at which time the terms of the officers of the township of the second class shall cease and terminate If a majority of the votes cast at any such election shall be in favor of remaining a township of the second class no further proceedings shall be had for a period of two years after which period the supervisors by unaminous action may or upon petition of ten per centum of the registered voters of the township shall resubmit the question to the electors of the township in the manner hereinbefore provided

(c) Creation of Townships of the First Class by Division and Consolidation

Section 210 MANNER IN WHICH TOWNSHIPS OF THE FIRST CLASS MAY BE CREATED The court of quarter sessions may upon the presentation of petitions as hereinafter provided create new townships of the first class

(a) By the division of a township of the first class into two townships or

(b) By the consolidation of two or more townships of the first class located in the same county

Section 211 PETITIONS Petitions for the creation of townships as provided in the preceding section shall be signed either (a) by the owners of real property representing at least twenty-five per centum of the assessed valuation of the township or each of the townships affected by such division or consolidation as the case may be or (b) by registered voters equal in number to at least twenty-five per centum of the highest total vote cast for candidates for any office in the township or townships affected as the case may be at the last preceding municipal election Such petitions shall be sworn to and subscribed by at least three of the signers (c) Petitions for the consolidation of townships may also be presented when signed by a majority of the commissioners of each of the townships proposed to be consolidated and sworn to and subscribed by at least one commissioner from each such township Such petitions shall set forth the name of any proposed new township and shall specify the reasons for such division or consolidation Each such petition shall be accompanied by an accurate map or plot prepared by an engineer showing the lines of such township and the division line in case where a township is divided or the lines of the new township where two or more townships are to be consolidated and the present division lines between such townships Where natural marks are on such lines they shall also be shown

Section 212 CONFIRMATION NISI OF PETITION NOTICE OF FILING Upon the presentation of any such petition the same shall be confirmed nisi and the court shall by its order require such notice to be given by the petitioners to the residents and commissioners of the townships affected as it deems proper

Section 213 EXCEPTIONS CONFIRMATION ABSOLUTE OF PETITION Within thirty days after the filing of such petition any taxpayer of the township or townships affected as the case may be may file exceptions to such petition questioning the sufficiency of the number of signers or the legality of any signatures or the accuracy or sufficiency of the map or plot attached thereto The court upon the filing of any exception shall fix a day for hearing of which such notice shall be given as the court may direct At such hearing the court shall hear all parties interested and their witnesses If the exceptions in the opinion of the court are sustained and the court deems the petition not amendable it shall dismiss the petition otherwise it shall confirm the same absolutely after any amendments permitted by the court have been made

Section 214 ELECTIONS When any petition is confirmed absolutely the court shall order an election to be held on the question of the division or consolidation of such township or townships which shall be held on the day of the next general or municipal election occurring at least sixty days after such order of court Such election shall be held at the regular polling places in the township or townships affected as the case may be At any such election all of the qualified electors of the township or townships affected by such division or consolidation shall have the right to vote The ballots at any such election shall be furnished by the county commissioners and the question to be placed thereon shall be framed and printed on the ballots as provided by the election laws of the Commonwealth

Section 215 NOTICE OF ELECTION A constable of the township or townships affected as the case may be or if there be no constable then one of the commissioners designated by the court shall give at least fifteen days' notice of the time and place of holding such election by posting not less than six written or printed handbills in public places in each of such townships The notice of election shall contain the reasons for the division or consolidation of such township or townships as set forth in the petition presented to the court

Section 216 RETURN OF ELECTION DECREE The election officers after the polls have been closed shall count the ballots and certify the number of votes cast for and against such division or consolidation to the clerk of the court of quarter sessions who shall tabulate and compute the same and lay the result before the court If it shall appear that a majority of the votes cast in such township or in each of the townships affected are in favor of the division of a township or the consolidation of two or more townships as the case may be the court shall order and decree the creation of the new township agreeably to the name and lines set forth in the petition and the government of the new township shall be organized and become effective on the first Monday of January next succeeding such election at which time the terms of office of township offices in such township shall cease and terminate If a majority of the votes cast in any such township or in any of the townships affected are against the division or consolidation of such township or townships no further action shall be had upon said proceedings No new proceeding shall be entertained by the court for a period of two years

Section 217 BOUNDARY MONUMENTS The court shall when deemed necessary cause the lines of any such new township to be marked with stone monuments placed at intervals not exceeding fifteen hundred feet the cost thereof to be paid by the new township

Section 218 CLASSIFICATION OF OLD AND NEW TOWNSHIPS Townships created by the consolidation or division of townships as herein provided shall be and remain townships of the first class unless and until by subsequent proceedings in accordance with laws relating to townships of the second class any such township shall be reestablished or proclaimed to be a township of the second class

Section 219 COSTS When a township of the first class is created as hereinbefore provided the costs of the proceedings shall be paid by such township and where any petition is dismissed or a majority of the electors of any one or more townships shall vote against the division or consolidation of any such township the costs of the proceedings shall be paid by the petitioners

Section 220 PROPERTY RIGHTS AND LIABILITIES WHERE TOWNSHIPS CONSOLIDATED After the consolidation of two or more townships the rights privileges and franchises of each of the townships and all property real personal and mixed and all debts due on whatever account and other choses in action belonging to each of such townships shall be vested in the new township The title to real estate vested in either of such townships shall not revert or be in any way impaired by reason of such consolidation All rights of creditors or liens shall be preserved and all debts and liabilities of either of such townships shall attach to such new township and be in force against it

Section 221 ADJUSTMENT OF INDEBTEDNESS WHEN TOWNSHIP DIVIDED (a) Where a township is divided the commissioners of the new township and of the existing township affected shall make a just and proper adjustment and apportionment of all property both real and personal including funds and taxes as well as indebtedness if any to and between the new township and the old township In making such adjustment and apportionment of the property and indebtedness the old and the new township shall be entitled respectively to share in a division of the property indebtedness funds and taxes in the proportion that the assessed valuation of the real estate remaining in the township bears to the assessed valuation of the land in the new township taken from such township The adjustment and apportionment if made shall be reduced to writing and duly executed and acknowledged by the commissioners of the townships affected and shall be filed in the office of the clerk of the court of quarter sessions of the county

(b) In case the commissioners of such townships cannot make such amicable apportionment and adjustment of real property and indebtedness within six months after the election for the creation of such new township then any one or more commissioners of either of the townships affected may present a petition to the court of quarter sessions of the county setting forth the facts Whereupon the court shall appoint three disinterested commissioners taxables of the county but not residing in either of the townships affected who shall give due notice to the commissioners of the townships affected and shall hold hearings and make a report to the court making an apportionment and adjustment of all the property funds and taxes as well as indebtedness to and between the new township and the existing township stating the amount of indebtedness that shall be assumed by the new township and the existing township

(c) The commissioners shall give at least five days' notice of the filing of their report to the commissioners of the townships affected Unless exceptions are filed thereto within thirty days by either township the same shall be confirmed by the court absolutely

(d) Any sum awarded by the report to a township shall be a legal and valid claim in its favor against the other township charged therewith Any property real or personal given and adjudged to any township shall be the property of the township to which it is given and adjudged

(e) The commissioners shall be allowed ten dollars for each day actually spent by them in the performance of their duties together with their actual necessary expenses All costs and expenses of such petitioning shall be apportioned by the court to and between the townships affected as it shall deem proper

(f) In case exceptions are filed to the report of such commissioners the court shall dispose of the same taking testimony if deemed advisable and the decision of the court thereon shall be final and binding on the townships unless an appeal is taken within thirty days to the Superior or Supreme Court as in other cases

(d) Officers of Newly Created Townships

Section 225 OFFICERS FOR NEW TOWNSHIPS Whenever a new township of the first class shall be created in accordance with any of the procedures in this article the court of quarter sessions shall appoint five commissioners and the other elective officers to which the township is entitled and fix the polling place or places in such township The officers so appointed shall hold their offices from the first Monday of January following the election creating such township until the first Monday of January following the municipal election at whcih officers of the township are elected as hereinafter provided

Section 226 ELECTION OF COMMISSIONERS IN NEW TOWNSHIPS At the first municipal election following the creation of a township as hereinbefore provided if such township has not been divided into wards there shall be elected five township commissioners at large Three of such commissioners shall be elected for terms of four years each and two for terms of two years each from the first Monday of January next following such election The ballots at such election shall designate the term for which each commissioner is elected Their succesors shall be elected for terms of four years in accordance with this act

Section 227 ELECTION OF TREASURER IN NEW TOWNSHIPS At such municipal election the qualified electors of such township shall elect a township treasurer for a two or four year term so that his term shall expire at the same time as the terms of treasurers of other townships of the first class under the provisions of this act Thereafter the term of treasurer of said township shall be four years from the first Monday of January next following his election

Section 228 ELECTION OF TOWNSHIP ASSESSOR AND ASSISTANT TOWNSHIP ASSESSOR IN NEW TOWNSHIPS At such municipal election one township assessor shall be elected for a term of four years and one assistant township assessor for a term of two years Thereafter the terms of such township assessor and assistant township assessor shall be four years from the first Monday of January succeeding their respective elections

This section shall not apply to townships in counties having county boards for the assessment and revision of taxes where assessors under existing laws are appointed

Section 229 ELECTION OF ASSISTANT TRIENNIAL ASSESSORS IN NEW TOWNSHIPS At such municipal election the qualified electors of such township shall elect two citizens resident in said township to be assistant triennial assessors for terms of four years each from the first Monday of January next following such election

This section shall not apply to townships in counties having county boards for the assessment and revision of taxes where assessors under existing laws are appointed

(e) Certificate of Creation of Townships to be Furnished State Departments

Section 235 Whenever a township of the first class is created the clerk of the court shall certify such creation to the Secretary of Internal Affairs and Secretary of Highways of the Commonwealth The clerk of the court shall be allowed a fee of two dollars for his services to be paid as part of the costs of the proceedings

ARTICLE III

TOWNSHIP LINES AND BOUNDARIES

Section 301 CENTER LINE OF NAVIGABLE STREAM AS BOUNDARY Whenever any township is bounded by the nearest margin of any navigable stream and the opposite township borough or city as the case may be is also bounded by the nearest margin of the same stream the middle of such stream shall be the boundary between such townships or township and any borough or city Nothing contained in this section shall be construed to repeal any local or special law providing to the contrary

Section 302 PETITION TO ALTER OR ASCERTAIN TOWNSHIP LINES AND BOUNDARIES The courts of quarter sessions may upon the presentation of a petition (a) alter the lines of two or more adjoining townships so as to suit the convenience of the inhabitants thereof (b) cause the lines or boundaries of townships to be ascertained and established and (c) ascertain and establish disputed lines and boundaries between two or more townships or between townships and cities or boroughs When any such petition is presented the court may require the petitioners to file a bond in sufficient sum to secure the payment of all costs of the proceeding

Section 303 APPOINTMENT AND REPORT OF COMMISSIONERS Upon application by petition to the court for any of the purposes set forth in the last preceding section the court shall appoint three impartial citizens one of whom shall be a registered civil engineer to inquire into the prayer of the petition After having given notice to parties interested as directed by the court the commissioners shall hold a hearing and view the said lines or boundaries and they or any two of them shall prepare a report together with their opinion of the same and accompany it with a plot or draft of the lines and boundaries proposed to be altered or ascertained and established if the same cannot be fully designated by natural lines or boundaries Upon the filing of any such report the same shall be confirmed nisi

Section 304 EXCEPTIONS AND PROCEDURE Exceptions to any such report may be filed by any person interested within thirty days after the filing of the report and the court may thereupon fix a day for the hearing of such exceptions of which hearing such notice shall be given as the court shall direct After hearing the court shall have power to sustain such exceptions or to dismiss them and confirm the report or refer the report back to the same or new commissioners with like authority to make another report on which like legal proceedings may be had Where no exceptions are filed within thirty days after the filing of the report the court shall confirm the same absolutely When any report is confirmed absolutely the court shall enter a decree altering or ascertaining and establishing the lines and boundaries as shown in said report

Section 305 MONUMENTS Whenever any such township line or boundary is altered or ascertained and established the court shall cause the same to be marked with stone monuments placed at intervals not exceeding fifteen hundred feet

Section 306 PAY OF COMMISSIONERS CIVIL ENGINEER AND CHAIN-CARRIERS COSTS The pay of commissioners appointed to alter or ascertain and establish township lines shall be ten dollars the pay of civil engineers shall be twenty dollars and the pay of chain-carriers shall be five dollars for each day necessarily employed and five cents per mile for each mile necessarily traveled in the discharge of their duties The court shall by its order provide how the costs and expenses of any such proceeding including the furnishing and placing of monuments shall be paid and may assess them against any township and/or municipalities interested

Section 307 ADJUSTMENT OF INDEBTEDNESS Whenever the boundaries of any township have been altered or ascertained and established upon application of any school district or poor district the court of common pleas sitting in equity may adjust the taxes debts and expenses for township municipal poor and school purposes between the townships municipalities poor and school districts affected

ARTICLE IV

WARDS

Section 401 PETITIONS TO CREATE DIVIDE OR REDIVIDE WARDS The court of quarter sessions upon petition may divide or redivide any township heretofore or hereafter created into wards erect any wards out of two or more adjoining wards or parts thereof divide any wards already erected into two or more wards or alter the lines or boundaries of any two or more adjoining wards and may cause lines or boundaries of wards to be fixed and established No township shall be divided or redivide into more than fifteen wards All wards as heretofore established shall remain as heretofore until altered or divided as provided in this article

Section 402 SIGNING PETITION APPOINTMENT AND POWERS OF COMMISSIONERS The petition shall be signed by at least twenty free holders residents of the township or of the ward or wards the limits of which it is proposed to change Upon the presentation of the petition the court shall appoint three impartial men as commissioners one of whom shall be a civil engineer to inquire into the propriety of granting the prayer of the petitioners The Commissioners or two of them shall make a report to the next term of court and shall accompany it with a plot showing the boundaries of the township and the wards before and after the proposed change whenever the same cannot be fully designated by natural lines

Section 403 FILING AND CONFIRMATION OF REPORT EXCEPTIONS When the same is presented the court shall confirm the report nisi which confirmation shall become absolute unless exceptions thereto are filed within thirty days after such confirmation nisi The court may grant a review if in its opinion a better adjudication may thereby be secured If no exceptions are filed the court may confirm the report or make such other order as it shall be deemed proper If exceptions are filed the court shall fix a time for hearing thereafter shall enter such decree as by it shall be deemed just and proper From the final decree as enterd by the court of quarter sessions there shall be no appeal

Section 404 PAY OF COMMISSIONERS The commissioners appointed under the provisions of this act shall receive ten dollars per diem except the civil engineer who shall receive twenty dollars per diem Each commissioner shall also be entitled to mileage at the rate of five cents per mile circular The compensation of the commissioners and mileage and reasonable attorney's fees shall be paid by the township in all cases where the prayer of the petitioners is granted and in other cases shall be paid by the petitioners

Section 405 ELECTION DISTRICTS The court of quarter sessions may from time to time divide any such ward into two or more election districts so as to suit the conveniences of the electors thereof

Section 406 NUMBERING OF WARDS When any township shall be divided or redivided into wards or when any ward in any township shall be created divided or altered the court shall in its decree fix the number of each of the wards of such township

Section 407 SCHEDULE FOR ELECTION OF COMMISSIONERS IN TOWNSHIPS FIRST DIVIDED INTO WARDS When a township is first divided into wards the township commissioners then in office shall continue in office until the expiration of their respective terms

At the first municipal election occurring at least ninety days after such division into wards there shall be elected by the qualified electors of each ward of the township one township commissioner who need not reside in the ward for which he is elected At such election the township commissioners elected in even-numbered wards shall be elected for terms of two years each and those in odd-numbered wards for terms of four years each or vice versa as the case may be in order that the expiration of such terms will harmonize with the expiration of terms of township commissioners elected for such numbered wards under the provisions of this act Thereafter successors to such commissioners elected by wards shall be elected for terms of four years each at the municipal electeion immediately preceding the expiration of the terms of ward commissioners

If the number of wards into which the township has been divided is less than five then at the municipal election preceding the expiration of the terms of any commissioner or commissioners theretofore elected at large if such expiration of terms will leave the township with less than five township commissioners there shall be elected at large a sufficient number of township commissioners so that the total number of commissioners elected by wards and at large in the township shall thereafter be five If one township commissioner is elected at large at such election he shall be elected for a term of four years If two township commissioners are elected at large at such election one shall be elected for a term of two years and one for a term of four years If three township commissioners are elected at large at such election two shall be elected for terms of four years each and one for a term of two years Successors to such township commissioners elected at large at such election shall be elected for terms of four years each

All terms of office of township commissioners elected at large or by wards shall commence on the first Monday of January next following their election

Section 408 SCHEDULE OF ELECTION OF COMMISSIONERS IN NEWLY CREATED WARDS Whenever in a township previously divided into wards a new ward is created and the number of wards thereafter in such township including the new ward is less than five then at the municipal election next following the expiration of the term of the commissioner or commissioners elected at large whose terms shall first expire after such creation there shall be elected by the qualified electors of such new ward one township commissioner who need not reside in the ward for which he is elected for a term of two or four years so that the expiration of his term will harmonize with the expiration of terms of commissioners for such numbered wards under the provisions of this act Successors to such township commissioners shall be elected for terms of four years The number of commissioners thereafter elected at large in any such township shall be the difference between the number of wards and five and a sufficient number of commissioners shall be elected at large at each municipal election preceding the expiration of terms of commissioners at large so that the total number of commissioners in the township will at all times be five

Whenever in any township previously divided into wards a new ward is created and the number of wards thereafter in such township is five then at the municipal election preceding the expiration of the term of office of any commissioner or commissioners elected at large a township commissioner shall be elected for such ward who need not reside in the ward Such election shall be for a two or four year term so that the expiration of his term will harmonize with the expiration of terms of commissioners for such numbered wards under the provisions of this act The successor to such ward commissioner shall be elected for a four-year term No township commissioner shall therafter be elected at large in such township

If the number of wards in such township including the new wards shall be more than five the court of quarter sessions shall appoint a township commissioner for such new ward who shall hold office until the first Monday in January succeeding the first municipal election at which township commissioners are elected in such numbered wards under the provisions of this act at which election and every four years thereafer a township commissioner who need not reside in the ward shall be elected by the qualified electors of said ward for a term of four years

All township commissioners elected under this section shall take office on the first Monday of January next succeeding their election

Section 409 SCHEDULE FOR ELECTION OF COMMISSIONERS WHERE REDIVISION OF WARDS MADE UNDER PRIOR LAWS In any such township where wards were heretofore abolished by laws for the reason that the number exceeded fifteen as limited by article four of this act and where fifteen commissioners were elected at large for two year terms at the municipal election in one thousand nine hundred and twenty-nine pending the redivision of such township into wards the successors to such commissioners shall be elected by wards as established by such redivision at the municipal election in the year one thousand nine hundred and thirty-one and the commissioners elected at such election for the even-numbered wards shall be elected for two-year terms and those elected in odd-numbered wards for four-year terms Thereafter their successors shall be elected for four-year terms as provided by this act

ARTICLE V

ELECTION OF OFFICERS VACANCIES IN OFFICE

(a) General Provisions

Section 501 ELECTORS ONLY ELIGIBLE No person shall be eligible to any elective office in any township unless he is an elector of the township for which he is chosen

Section 502 HOLD UNTIL SUCCESSORS QUALIFIED Officers of townships shall hold their offices until their successors are elected and qualified

Section 503 ELECTED OFFICERS ENUMERATED The electors of each township shall elect (a) at least five township commissioners (b) one township treasurer (c) one township assessor one assistant township assessor and two assistant triennial assessors and (d) one controller where such office has been established

(b) Commissioners

Section 504 NUMBER AND ELECTION OF COMMISSIONERS IN TOWNSHIPS HAVING WARDS In townships having less than five wards the number of commissioners shall be five One such commissioner shall be elected from each ward and the remaining number of commissioners to which the township is entitled shall be elected at large In townships having five or more wards one commissioner shall be elected from each ward Commissioners shall reside in the ward from which elected Township commissioners shall be elected at municipal elections preceding the expiration of the terms of commissioners then in office for terms of four years each from the first Monday of January succeeding their election At the election in the year one thousand nine hundred and thirty-one the commissioners from odd-numbered wards shall be elected and at the election in the year one thousand nine hundred and thirty-three those from even-numbered wards shall be elected Elections at large shall be held at the municipal election preceding the expiration of the term of any commissioner elected at large

Section 505 NUMBER AND ELECTION OF COMMISSIONERS IN TOWNSHIPS NOT DIVIDED INTO WARDS In townships not divided into wards the number of township commissioners shall be five who shall be elected at large by the voters of the township At each municipal election two or three township commissioners as the case may be shall be elected for terms of four years each from the first Monday of January next succeeding to take the place of the commissioners whose terms then expire

Section 506 ELECTION NOTICES The notice of any primary election or nominating caucus convention or meeting held for the purpose of nominating candidates for the office of township commissioner and the notice of any election of township commissioners shall designate for what ward of the township each commissioner is to be nominated or elected as the case may be In case any one or more of the township commissioners are to be elected by vote of the qualified electors of the township at large the notice shall so state The ballots to be cast at any election for township commissioners shall designate under an appropriate heading the candidate for the office of township commissioner for whom the qualified electors of the ward are entitled to cast their ballots and under an appropriate heading the candidate or candidates for the office of township commissioner which are to be elected by the electors of the township at large

(c) Treasurer

Section 510 ELECTION OF TREASURER At the municipal election in the year one thousand nine hundred and thirty-three and every fourth year thereafter the electors of each township shall elect a township treasurer for a term of four years from the first Monday of January next following his election

Section 511 ELIGIBILITY The same person may hold the office of township treasurer and treasurer of the school district but no township treasurer shall hold any other township office except that of tax collector

(d) Assessors.

Section 515 ELECTION OF TOWNSHIP ASSESSOR AND ASSISTANT TOWNSHIP ASSESSOR At the municipal election preceding the expiration of the term of any township assessor or assistant township assessor and quadrennially thereafter one township assessor or one assistant township assessor or both as the case may be shall be elected for four year terms from the first Monday of January next succeeding their election

The compensation of the assistant township assessor shall be the same as provided by law for the township assessor and shall be paid by the county

This section shall not apply to townships in counties having county boards for the assessment and revision of taxes where assessors under existing laws are appointed

Section 516 ASSISTANT TRIENNIAL ASSESSORS In all townships the qualified electors shall at the municipal election preceding the expiration of the term of the assistant assessors now in office and at the municipal election every four years thereafter elect two citizens resident in said township to be assistant triennial assessors to take the place of those whose terms expire on the first Monday of January next following such election

All assistant triennial assessors elected under the provisions of this section shall hold their office for a term of four years from the first Monday of January next following their election Such assistant triennial assessors shall aid the township assessor only in making the triennial assessment of property during their respective terms of office

This section shall not apply to townships in counties having county boards for the assessment and revision of taxes where assessors under existing laws are appointed

Section 517 ELECTION ASSESSORS SAVED The election of assistant assessors provided for in this subdivision shall extend only to the election of assistant assessors for the valuation of property for taxation and shall not repeal or affect the provisions of any statute providing for the election of assistant or registry assessors for the performance of duties relating to elections

(e) Controller

Section 525 ELECTION OF CONTROLLER The qualified electors in every township of the first class accepting the provisions of this act relating to the controller as hereinafter provided shall at the municipal election in the year one thousand nine hundred and thirty-three and every four years thereafter elect as township controller one preson who shall be a competent accountant and an elector of the township for at least four years prior to his election The person so chosen shall serve for a term of four years from the first Monday of January next succeeding his election

Section 526 ACCEPTANCE OF CONTROLLER PROVISIONS BY ORDINANCE The provisions of this act relating to the contrloler shall not become operative or effective in any township until the board of commissioners shall by ordinance accept the provisions of this act relating to the office of controller Such office of controller shall be continued until the acceptance ordinance be repealed when it shall terminate and the accounts of township officers shall thereafter be audited by an auditor public accountant as in this act provided When any township so accepts the provisions of this act the court of quarter sessions upon petition of the board of commissioners shall appoint a controller to hold office until the first Monday of January next succeeding the next municipal election at which a controller may be elected under the provisions of this act

In all townships of the first class so accepting the provisions of this act the office of township auditor is abolished

(f) Vacancies in Office

Section 530 TOWNSHIP COMMISSIONERS When a vacancy occurs in the office of township commissioner in any township by reason of death resignation removal from the township or otherwise the court of quarter sessions upon the petition of twenty qualified voters of the ward or township as the case may be in which the vacancy occurs may appoint a qualified voter of the township to such vacancy If such petition is not presented to the court within thirty days after such vacancy occurs the board of township commissioners of the township may appoint a qualified voter of the township to fill the vacancy In either event the person so appointed shall hold office until the next municipal election at which election a township commissioner shall be elected for the unexpired term of the persons whose place he is elected to fill

Section 531 TOWNSHIP TREASURER AND CONTROLLER The board of township commissioners of townships may fill any vacancy occuring in the office of township treasurer or township controller by death resignation removal from the township or otherwise The person so appointed shall hold office until the next municipal election at which election a treasurer or controller shall be elected for the unexpired term of the person whose place he is elected to fill

Section 532 ASSESSORS Vacancies in the office of assessor assistant township assessors or assistant triennial assessor in townships shall be filled in the manner provided by law

ARTICLE VI

GENERAL PROVISIONS RELATING TO TOWNSHIP OFFICERS

(a) General Provisions

Section 601 OATH Every person elected or appointed to any township office in any township shall before entering upon the duties of his office take and subscribe an oath or affirmation before some person having authority to administer oaths to support the Constitution of the United State and of this Commonwealth and to perform the duties of his office with fidelity A copy of such oath or affirmation shall within ten days thereafter be filed with the township secretary

Section 602 BONDS When any officers or employe of any township is required to give bond for the faithful performance of his duties and such bond is required to be executed by a surety company the township shall pay the premium on such bond except in the case of the treasurer where the township may pay such premium

Section 603 COMPENSATION No township shall increase or diminish the salary compensation or emoluments of any elected officer after his election

Section 604 FAILURE OF OFFICER TO PERFORM DUTIES If any township officer refuses or neglects to perform his duties the court of quarter sessions upon complaint in writing by one hundred citizens owners of real estate residing in the township may issue a rule upon such officer to show cause why his office should not be declared vacant and another appointed in his stead Such rule shall be made returnable not less than two weeks from its date of issue Upon hearing and proof that the facts alleged in the complaint are true the court may declare the office vacant and appoint another in his stead to hold office until the next municipal election at which time a person shall be elected for the unexpired term.

(b) County Associations of Township Officers

Section 610 FORMATION OF COUNTY ASSOCIATIONS MEETINGS County associations of township officers may be formed Such associations when formed shall hold annual or semi-annual conventions at the county-seats of the respective counties or some other suitable place within the county for the purpose of considering and discussing questions and subjects pertaining to the best methods for the construction improvement and maintenance of the public highways and bridges and the administration of township governments

Section 611 MEMBERSHIP OF ASSOCIATIONS EXPENSES OF MEMBER The township commissioners and other officers of the township designated by the township commissioners shall attend such conventions whenever possible Each township officer attending such convention shall receive a certificate signed by the presiding officer and acting secretary of the convention attesting his presence at the convention such certificate shall entitle him to collect from the township treasurer the sum of three dollars per day for each day's attendance and mileage at the rate of five cents per mile traveled to be computed by the route usually traveled from his place of residence to the place where the convention is held No township officer shall be paid for more than two days' attendance in any one year The expenses of holding all such convention shall be paid pro rata by the townships joining therein

Section 612 OFFICERS OF ASSOCIATION EX-OFFICIO MEMBERSHIP The officers of the association shall consist of a president two vice-presidents a secretary and a treasurer all of whom except the secretary shall be members of the association and shall hold office for one year or until their successors are chosen If desirable the secretary may be a person not a regular member of the association and may be paid for his service such compensation not exceeding ten dollars per annum as the other officers may determine Every township officer attending such convention may vote in the election of officers The mayor of any city the burgess of any borough or their duly appointed representative the county commissioners and the judges of the court in the county the township engineer of the State Highway Department the assistant engineers of the division of township highways and the superintendent of State highways in charge of such county shall be eligible to membership but shall not be entitled to vote nor to hold office

(c) State Association of Township Officers

Section 620 FORMATION OF STATE ASSOCIATION AUTHORIZED The formation of a State association of township commissioners is hereby authorized Such officers of the township as may be designated by the township commissioners may attend such meeting The association shall hold annual meetings at such time and place within the Commonwealth as it may designate for the purpose of discussing various questions and subjects pertaining to the duties of township commissioners and for the purpose of devising uniform economical and efficient methods of administering the affairs of townships of the first class

Section 621 DELEGATES FROM COUNTY ASSOCIATIONS Each township shall send one township officer as a delegate to each annual meeting of said State association who shall be selected by the commissioners of the township of which he is a commissioner

Section 622 EXPENSES OF DELEGATES PAID BY COUNTY ASSOCIATIONS The expenses of the delegates and other officers attending the annual meeting shall not exceed seven dollars and fifty cents per day for each officer attending for not more than three days together with the actual mileage at the prevailing rate of railroad fare and shall be paid by the respective townships

Section 623 EXPENSES OF ANNUAL MEETING LIMITED The expenses of the annual meeting including expenses of committees printing and stenographers shall be paid by the respective townships joining in such State association

ARTICLE VII

TOWNSHIP COMMISSIONERS

Section 701 ORGANIZATION FAILURE TO ORGANIZE The township commissioners shall organize on the first Monday of January of each even-numbered year They shall assemble for such purpose at their place of meeting at seven-thirty o'clock post meridian Until otherwise designated by ordinance the place of meeting shall be the oldest polling place in the township

The board shall organize by the election of one of their number as president and one as a vice-president The president or in his absence the vice-president shall preside at all meetings of the board and perform such other duties as are specified in this act or which may be prescribed by ordinance

If a majority of the commissioners shall not attend at the organization meeting those present may adjourn the meeting from day to day until a majority attend

If the township commissioners of any township shall fail to organize within ten days from the time prescribed by this section the court of quarter sessions upon the petition of ten taxable inhabitants verified by the affidavit of one of the petitioners shall issue a rule upon the delinquent or delinquents to show cause why their seats should not be declared vacant The rule shall be returnable not less than five days from the time of its issue and after hearing the court may declare the seats of any delinquents vacant and appoint others in their stead to hold office until a successor is elected for the unexpired term at the next municipal election occurring at least sixty days thereafter

Section 702 MONTHLY MEETING QUORUM The board shall meet at least once a month at such time and such place as may be designated by ordinance A majority of the members of the board shall constitute a quorum

Section 703 COMPENSATION Each township commissioner shall receive a salary of one hundred dollars per year in townships having a population of less than five thousand two hundred dollars per year in townships having a population of five thousand and more but less than twenty-five thousand and three hundred dollars per year in townships having a population of twenty-five thousand and more payable quarterly as full compensation for the duties imposed by the provisions of this act

Section 704 REPORTS TO STATE DEPARTMENT OF HIGHWAYS The township commissioners shall annually on or before the first day of February in each year make a sworn statement to the State Department of Highways on blanks furnished to them by the said Department of the whole amount of tax levied during the preceding year for road and bridge purposes and the total amount of taxes collected during the year for road and bridge purposes They shall specify in such report the amount expended for maintenance or repairs of roads and bridges for opening and building new roads and bridges and for macadamizing or otherwise permanently improving roads for number of miles of roads thus made and the total number of miles of township roads in the township Such report shall also contain such other matters and things pertaining to roads and bridges as the Department may require

ARTICLE VIII

TOWNSHIP TREASURER

Section 801 BOND The treasurer of each township shall give bond in a sum to be prescribed by ordinance or resolution and at least equal to fifty per centum of the probable amount of the annual township tax Such bond shall be subscribed by sureties approved by the township commissioners or by a surety company or companies duly authorized to do business in this Commonwealth The bond given by the treasurer shall be conditioned for the faithful performance of the duties of his office for a just account of all moneys belonging to the township funds that may come into his hands from taxation or otherwise for the payment over thereof only in the manner prescribed by law for the delivery to his successor in office of all papers books documents and other things held in right of his office and for the payment to such successor of any balance in money remaining in his hands or charged against him in the settlement of his accounts Said bond shall be filed with the township commissioners

Section 802 COMPENSATION The township treasurer shall receive for his duties as treasurer and tax collector for the township a sum equal to five per centum of all township taxes received or collected by him and in addition thereto a sum equal to one per centum on all other moneys received or collected by him for the township unless a different rate or annual compensation shall be fixed by ordinance of the township commissioners finally adopted thirty days prior to his election Provided that in no case shall the total compensation of the treasurer as treasurer and tax collector for the township exceed the sum of ten thousand dollars ($10,000)

Section 803 ACCOUNTS TO BE KEPT BY TREASURER Every township treasurer shall take charge of all township moneys from all sources and promptly deposit the same in a bank banking institution or trust company in the name of the township and keep distinct accounts of all sums received from taxes and other sources which accounts shall at all times be open to the inspection of the commissioners and township auditor or controller He shall annually state his accounts and lay the same together with the books and the vouchers before the township auditor or controller for audit

Section 804 PAYMENT OF MONEYS ON ORDERS The township treasurer shall pay out the moneys coming into his hands only on orders numbered in the order of their issue signed by the president or vice-president and attested by the secretary or assistant secretary of the board and designating the appropriation out of which the orders shall be paid Any township treasurer who shall pay out moneys in his hands except upon such orders or shall pay out moneys in excess of the appropriation shall be allowed no credit in the settlement of his accounts for the sum or sums so paid out nor shall he have any claim or right of action against the township therefor

Section 805 POWERS AS TAX COLLECTOR The township treasurer by virtue of his office as treasurer shall be tax collector He shall collect all county township school poor and other taxes within such township levied by authorities empowered to levy taxes He shall in addition to the powers duties and responsibilities enumerated in this act have all the powers perform all the duties and be subject to all the obligations and responsibilities as are now by law vested in conferred upon or imposed upon collectors of the several classes of taxes hereinbefore mentioned

It is the purpose and intent of this section that no local taxes shall be collected in any township except by the treasurer of the township

Section 806 OATH BOND FOR COUNTY TAXES ET CETERA The treasurer of every township shall before he enters upon the duties of his office as collector of taxes for the county take and subscribe an oath of office and file the same in the office of the court of quarter sessions and shall annually enter into a bond to the Commonmealth in not more than the amount of taxes charged and assessed in the county duplicates with at least two sufficient surities or one trust or bonding company The bond shall be approved by the court of quarter sessions and shall be filed in the office of the clerk of said court The condition of the bond shall be that the treasurer shall well and truly pay over or account for the whole amount of taxes charged and assessed in the duplicates which shall be delivered to him This bond does not cover the collection and payment over of township or school taxes

Section 807 SPECIAL FUNDS PENALTY Whenever any moneys are collected in any township for any special purpose and are paid into the hands of the treasurer of such township it shall be unlawful for such treasurer to apply such moneys or any part thereof to any purpose other than that for which such moneys were collected Every such misapplication shall be a misdemeanor Upon conviction of such offense the treasurer shall be punished by a fine of not less than the amount so misapplied or by imprisonment for not less than three months and not more than one year

Section 808 DEPOSITORIES OF TOWNSHIP FUNDS SELECTION OF BONDS The Board of commissioners shall from time to time designate by resolution a depository or depositories for township funds Such depository or depositories shall be banks banking institutions or trust companies located in the Commonwealth

Depositories so designated shall upon receipt of notice of their selection as a depository of township funds furnish a bond to secure payment of deposits and any interest to the township with a proper warrant to confess judgment in favor of the township secured by a surety company or individual sureties to be approved by the board of commissioners Such bonds shall be in a sum to be fixed by ordinance or resolution at least equal to the probable greatest amount of such deposit at any one time

The township treasurer shall upon the designation and qualification of such depository or depositories immediately transfer thereto the township funds and shall thereafter keep such deposits solely in such depository or depositories in the name of the township

No township treasurer complying with the provisions of this section nor his surety or sureties shall be chargeable with losses in township funds caused by the failure or negligence of such depository or depositories

ARTICLE IX

TOWNSHIP SECRETARY

Section 901 ELECTION OF SECRETARY SALARY The board of commissioners in townships shall elect a secretary who must be a qualified voter of the township and not a member of the board He shall act as secretary of the board shall be the official keeper of the minutes and shall perform such other duties as are prescribed by ordinance or resolution of the board He shall provide suitable books the cost of which shall be paid out of the township funds wherein he shall enter all matters of which he is required to keep a record His salary shall be fixed by ordinance or resolution

Section 902 DUTIES PENALTY The secretary of a township shall keep a record of the appropriations made by the township commissioners and the amounts chargeable thereto He shall furnish to any person so requesting a statement showing the amount available for future charges against any appropriated fund Any secretary who shall knowingly and wilfully furnish an incorrect statement shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars

Section 903 RECORDS OPEN TO INSPECTION The minute book and other records and documents of every township shall be open to the inspection of any taxpayer thereof his her or its agent upon demand therefor

ARTICLE X

AUDITOR

Section 1001 APPOINTMENT AND COMPENSATION OF AUDITOR GENERAL DUTIES The court of common pleas of each county shall annually on or before the first Monday of January of each and every year appoint for each township of the first class within such county not having a controller an auditor who shall be either an individual or firm licensed as a certified public accountant in this Commonwealth and who may or may not reside in the township for which appointed or a person of experience in auditing work resident in the township The court shall also fix the compensation of such auditor which shall be paid by the township It shall be the duty of the auditor so appointed to audit settle and adjust the accounts of the township commissioners township treasurer tax collector secretary and other officers and persons receiving and disbursing or authorizing the disbursement of the moneys of the township during the preceding fiscal year Upon the taking effect of this act the elected office of township office as now existing is abolished

Section 1002 SUBPOENAS POWER TO ADMINISTER OATHS PENALTY The auditor of each township may issue subpoenas to obtain the attendance of the officers and persons whose accounts he is required to adjust their executors and administrators and of any persons whom it may be necessary to examine as witnesses and to compel their attendance by attachment in like manner as any court of common pleas may in cases pending before them and may also compel the production of all books vouchers and papers relative to such accounts Such subpoena and attachment shall be issued by a justice of the peace and be served and executed by a constable or the township auditor

The auditor of each township may administer oaths and affirmations to all persons brought or appearing before him whether accountants witnesses or otherwise All persons guilty of swearing or affirming falsely on such examination shall be guilty of perjury

Section 1003 SURCHARGES PUBLICATION AND FILING OF STATEMENTS The auditor shall complete his audit settlement and adjustment within as short a time as possible Any officer or person whose act or neglect has contributed to the financial loss of the township shall be surcharged by the auditor with the amount of such loss He shall within ten days thereafter publish by advertisement in at least one newspaper of general circulation printed in the township or county a concise itemized statement of the receipts and expenditures of the several officers for the preceding fiscal year He shall also within ten days thereafter file a copy of such statement with the secretary of the township and another copy of such statement with the clerk of the court of quarter sessions When any two offices are exercised by the same person only one statement shall be required

Section 1004 CANCELLING ORDERS The auditor shall cancel all orders and vouchers presented to him which he finds have been paid by writing the word "audited" on the face thereof

Section 1005 PENALTY FOR FAILURE TO PERFORM DUTY Any auditor neglecting or refusing to comply with the preceding provisions of this article shall pay a penalty of one hundred dollars to be recovered by suit instituted in the name of the township upon the complaint of any taxpayer in the same manner as debts of like amount are recoverable Any penalty recovered shall be paid into the treasury of the township

Section 1006 EMPLOYMENT AND COMPENSATION OF ATTORNEY The auditor in case of a disagreement with any official or board of officials whose accounts he is required to audit may employ an attorney Such attorney shall not be employed until reasonable effort to reach an agreement has been made and only after notice of his intention so to do has been given to said official or board of officials The compensation for such attorney shall be fixed by the alditor and shall not exceed the sum of ten dollars per day nor total in any case more than thirty dollars unless when an appeal is taken to the courts in which case the court shall fix the additional compensation for the attorney The compensation for said attorney shall be paid out of the fund the settlement of which is in dispute by a warrant drawn by the auditor upon the treasurer of such fund immediately upon the final settlement of the account

Section 1007 BALANCES DUE TO BE ENTERED AS JUDGMENTS Any balance in any report of the auditor against any officer of the township shall constitute a surcharge against such officer as fully as if expressly stated in said report to be a surcharge and the amount of any balance and of any express surcharge shall unless appealed from within thirty days as hereinafter provided be entered by the prothonotary as a judgment against such officer and in favor of the township Unless an appeal is taken as hereinafter provided the auditor shall direct the clerk of the court of quarter sessions to certify the amount of every balance or surcharge contained in any such report to the court of common pleas for entry thereof by the prothonoary as a judgment

Section 1008 COLLECTION OF SURCHARGES BY TAXPAYERS The auditor or any taxpayer of the township may enforce the collection thereof for the benefit of the township by action or execution upon filing in the court of common pleas a bond with one or more sureties (in the case only of a taxpayer) conditioned to indemnify the township from all costs which may accrue in the proceedings undertaken by such taxpayer subject however to all rights of appeal from the report of the auditor granted by this act

Section 1009 APPEALS FROM REPORT The township or any taxpayer thereof on its behalf or any office or person whose account is settled or audited by the township auditor may appeal from any settlement or audit to the court of common pleas within thirty days after the settlement has been filed in the court of quarter sessions

Section 1010 APPEAL BOND No appeal by a taxpayer or officer shall be allowed unless the applicant shall enter into a recognizance to prosecute the same with effect and to pay all cost accruing thereon in case if the appellant be a taxpayer he shall fail to obtain a final decision more favorable to the township than that awarded by the auditor or in case the appellant be an accounting officer he shall fail to obtain a final decision more favorable to the officer than that awarded by the auditor

Section 1011 INTERVENTION BY TAXPAYERS Whenever an appeal has been taken from the report of the auditor by the township or by any person charged in such report with any sum of money any taxpayer of the township may intervene in such appeal and either prosecute the same on its behalf or defend it against the appeal of the person so charged no taxpayer shall intervene unless he shall file in the court of common pleas a bond with one or more sufficient securities conditioned to indemnify the township against all costs accruing by reason of such intervention

Section 1012 CONSOLIDATION OF APPEALS When more than one appeal from the report of the auditor is taken whether by the township an officer or officers thereof or by a taxpayer the court shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 1013 TESTIMONY AND ARGUMENT Any person interested may order the appeal upon the argument list and evidence may be taken before any person authorized to administer oaths upon rule for that purpose served upon the opposite party

Section 1014 FRAMED ISSUES Whenever any matter of fact is in dispute the court of common pleas is authorized to frame an issue for the trial thereof

Section 1015 PRIMA FACIE EVIDENCE The accounts of the officer or officers in question may be investigated de novo The figures and facts found and stated by the auditor in his report of audit shall be taken as prima facie correct as against any such officer and the burden shall be upon each officer whose accounts are in question to establish the validity of the credit which he claims

Section 1016 JUDGMENT After hearing the court shall file its findings of fact and law and enter judgment in accordance therwith and the judgment so entered may be enforced by any appropriate proceedings by the party prevailing

Section 1017 COSTS In all cases of appeal from the report or audit of the township auditor to the court of common pleas the costs shall abide the event of the suit as in other cases

Section 1018 APPEALS Any person interested may except to the rulings of the courts and may appeal therefrom to the Superior or Supreme Court as in other cases

Section 1019 COUNSEL FEES When an appeal is taken from the township auditor's report or settlement of the accounts of any public officer in accordance with the law relating thereto and such appeal results favorably to the appellants in such a manner that money is recovered for any township the court hearing such appeal shall make an order to pay a counsel fee which it deems just and reasonable to the counsel representing such appeal out of the funds so recovered

This section shall apply to all such cases now pending or hereafter brought in any court of this Commonwealth

ARTICLE XI

CONTROLLER

Section 1101 OATH AND BOND OF CONTROLLER The township controller where such office has been created shall before entering upon the duties of his office take and subscribe the oath prescribed by this act for township officers and shall give bond to the township with two or more sureties or with a surety company to be approved by the board of commissioners in the sum of twenty thousand dollars conditioned for the faithful discharge of his duties and to adequately protect the township from any illegal or unfaithful action by the controller The cost of such bond shall be paid by the township

The township controlled may at the instance of a taxpayer and by rule upon him for that purpose be compelled to justify his bond as to the amount thereof and the responsibility of the securities before the court of common pleas

Section 1102 SALARY OF CONTROLLER The salary of the controller shall be fixed by ordinance In townships having a population of fifty thousand or more the salary of the controller shall not exceed four thousand dollars In townships having a population of forty thousand or more but less than fifty thousand inhabitants the salary of the controller shall not exceed thirty-six hundred dollars In townships having a population of thirty thousand or more but less than forty thousand inhabitants the salary of the controller shall not exceed twenty-four hundred dollars In townships having a population of twenty thousand or more but less than thirty thousand inhabitants the salary of the controller shall not exceed one thousand five hundred dollars In townships having a population of fifteen thousand or more but less than twenty thousand inhabitants the salary of the controller shall not exceed twelve hundred dollars In townships having a population of ten thousand or more but less than fifteen thousand inhabitants the salary of the controller shall not exceed nine hundred dollars In townships having a population of less than ten thousand and not less than five thousand the salary of the controller shall not exceed seven hundred and fifty dollars In townships having a population of less than five thousand and not less than twenty-five hundred the salary of the controller shall not exceed five hundred dollars In townships having a population of less than two thousand five hundred the salary of the controller shall not exceed three hundred dollars.

Section 1103 GENERAL POWERS AND DUTIES OF CONTROLLER MAY REQUIRE ATTENDANCE OF WITNESSES PENALTY The township controller shall superintend the fiscal affairs of the township He shall examine audit and settle all accounts whatsoever in which the township is concerned either as debtor or creditor where provisions for the settlement thereof are made by law and where no such provisions or an insufficient provision has been made he shall examine such accounts and report to the board of commissioners the facts relating thereto with his opinion theron

The controller in addition to the above audits shall annually audit settle and adjust the accounts for the immediately preceding fiscal year in which the township is concerned and for any preceding fiscal year of any officer which have not previously been audited settled and adjusted He shall finish said audit settlement and adjustment and file in the office of the clerk of the courts of the county in which such township may be situated a report thereof within sixty days after the beginning of the current fiscal year setting forth an itemized statement of the charges against and credits of said officers and any ballance or surcharge against them The amount of any balance or shortage or of any expenditure of a kind or made in a manner prohibited or not authorized by statute or which causes a financial loss to the township shall be surcharged against any officer against whom such balance or shortage shall appear or who by vote act or neglect has made approved or permitted such expenditure Any balance or surcharge against any such officer shall by direction of the controller be certified by the clerk of the courts to the prothonotary who shall enter the same as a judgement against such officer unless he shall appeal from such report as herinafter provided

The township controller shall have supervision and control of the accounts of all department bureaus and officers of the township authorized to collect receive or disburse the public moneys or who are charged with the management or custody thereof He shall audit their respective accounts and may at any time require from any of them a statement in writing of any moneys or property of the township in their hands or under their control and he shall immediately upon the discovery of any default irregularity or delinquency report the same to the board of commissioners He shall also audit and report upon the account of any such officer upon the death resignation removal or expiration of the term of the said officer

In the making of any audit or settlement and in the authentication of any account or claim or demand against the township the controller of any township shall have the same power and authority to obtain the attendance before him of parties and witnesses and the production of books and papers and to adminster oaths and affirmations as are given by law to county and township auditors All persons guilty of swearing or affirming falsely before him shall be liable to the penalty for perjury

Section 1104 CONTROLLER TO COUNTERSIGN WARRANTS The township controller shall countersign all warrants upon the township treasurer the form thereof to be prescribed by the board of commissioners but no warrant shall be countersigned unless there is sufficient unencumbered money in the respective appropriation item to pay the same Whenever a warrant on the treasurer shall be presented to the controller to be countersigned the person presenting the same shall if the controller require produce evidence

1 That the amount expressed in the warrant is due to the person in whose favor it is drawn

2 That the supplies or services for payment of which the warrant is drawn have been furnished or performed according to law and the terms of the contract

Section 1105 CONTROLLER TO PREVENT APPROPRIATION OVER DRAFTS The township controller shall not permit any appropriation made by the board of township commissioners to be overdrawn Whenever an appropriation is exhausted the object of which is not complete he shall immediately report the fact to the board of commissioners and accompany such report with a statement of the moneys which have been drawn on such appropriation and the particular purpose for which they are drawn

Section 1106 AMOUNT OF CONTRACTS TO BE CHARGED AGAINST APPROPRIATIONS Every contract involving appropriation of money shall designate the item of appropriation on which it is founded and the estimated amount of the expenditure thereunder shall be charged against such item and so certified by the township controller on the contract before it shall take effect as a contract and the payment required by such contract shall be made from the fund appropriated therefor If the controller shall certify any contract in excess of the appropriation made therefor the township shall not be liable for such excess but the controller and his sureties shall be liable for the same which may be recovered in an action at law by the contracting party aggrieved It shall be the duty of the controller to certify contracts for the payments of which sufficient appropriations have been made

Section 1107 CONTROLLER'S REPORT The township controller shall as often as he may deem expedient or the board of commissioners shall direct suggest plans to the board of commissioners for the management and improvement of the township finances and he shall make a report verified by oath or affirmation to the board of commissioners at the first stated meeting in January in each year of the public account of the township and of the trusts in its care exhibiting all the expenditures thereof respectively the sources from which the revenue and funds are derived and the manner in which the same have been disbursed Each account shall be accompanied by a detailed statement of the several appropriations made by the board of commissioners the amount drawn on each appropriation and the balance standing to the debit or credit of such appropriation The report shall be published at the expense of the township once a week for two weeks in a newspaper circulating generally in the township

Section 1108 BOOKS TO BE KEPT BY CONTROLLER The township controller shall keep a regular set of books in which shall be opened and kept as many accounts under appropriate titles as may be necessary to show separately and distinctly all the states and property whatsoever real and personal vested in the township all trusts in the care of the same all debts due and owing the township all receipts and expenditures of the various departments of the township government and all appropriations made by the board of commissioners and the sums under the same respectively

Section 1109 APPEALS FROM CONTROLLERS REPORT BOND PROCEDURE ON APPEAL It shall be lawful for the township or any taxpayer thereof on its behalf or any officer against whom any sum shall be charged in the report of audit by the controller as filed in the office of the clerk of the court to appeal therefrom to the court of common pleas within thirty days after the same shall be filed in the prothonotary's office The appeal shall be filed in the same number and term in which the report has been filed If the appellant is a taxpayer or any officer charged as aforesaid he shall file a bond with one or more sufficient securities conditioned to pay all costs thereafter accruing in case a decision more favorable to the party on whose behalf the appeal shall be taken than that contained in the report of audit shall not be obtained

In case any appeal shall be taken as aforesaid the same may be placed upon the argument list of said court by either party Testimony and evidence as to the accounts of any such officer may be taken before said court or by depositions as the court may direct in the course of which the said accounts may be investigated de novo and the burden shall be upon each officer whose accounts are involved in the appeal of establishing by evidence from original sources his right to credits claimed by him but the opposing party in such appeal may use any facts figures or finding of the report of audit as prima facie evidence against any officer

Section 1110 COURT TO FILE CONCLUSIONS OF FACT AND LAW JUDGMENT APPEALS Ater argument of said appeal the court shall file its conclusions of fact and law and answers to any requests and enter judgment in accordance therewith in favor of and against the proper parties After argument the court may direct an issue to be tried by a jury as to any specific disputed questions of fact Appeals may be taken by any person interested to the Superior or Supreme Court from any such judgment of the court of common pleas in the same way that appeals are now authorized by law to be taken

Section 1111 INTERVENTION OF TAXPAYERS When any appeal to the court of common pleas shall be taken as aforesaid by the township or any officers charged in said report with any sum of money any taxpayer may come into court and intervene in said appeal and on behalf of the township may cause the same to be prosecuted to final judgment in the same manner and with the same effect as the township authorities could do Such taxpayer shall at the time of intervening file in said court a bond with one or more sufficent sureties conditioned to indemnify the township from all costs that may accrue by reason of such intervention subsequently thereto

Collection of any judgment against any township officer entered by virtue of a controller's report of audit or in the course of an appeal therefrom may be enforced against such officer and his sureties by the township or any taxpayer thereof on its behalf by any appropriate proceedings executionary or otherwise

Section 1112 CONSOLIDATION OF APPEALS When more than one appeal from a controller's report of audit shall have been taken whether by the township a township officer or officers or a taxpayer or any or all of them the court of common pleas shall upon petition of any party interested direct the several appeals to be disposed of in a single proceeding

Section 1113 CONTROLLER TO RETAIN BOOKS DOCUMENTS ET CETERA PENDING APPEALS Every township controller shall retain in his possession during the thirty days' period elapsing between the date of filing his report and the expiration of the time for filing the appeal therefrom all books documents vouchers checks and other papers which have been procured before him in the course of his audit of the accounts of township officers and if any appeal shall be taken shall continue to hold the same for production in the proceeding to determine the appeal

ARTICLE XII

TOWNSHIP SOLICITOR

Section 1201 ELECTION VACANCIES The board of commissioners on the first Monday of January in any even-numbered year or as soon thereafter as practicable may elect by a vote of a majority of the members one person learned in the law who shall be styled the township solicitor and who shall serve for the term of two years from the first Monday of January of the even-numbered year in or succeeding which he was elected and until his successor qualifies The compensation of the solicitor shall be fixed by the board of commissioners and shall not exceed five thousand dollars per annum Vacancies in the office of township solicitor shall be filled by the board of commissioners for the unexpired term

Section 1202 BOND The township solicitor shall give a bond to the township with two or more sureties or one trust or bonding company to be approved by the board of commissioners in such sum as it shall by ordinance direct conditioned for the faithful performance of his duty

Section 1203 SOLICITOR TO HAVE CONTROL OF LAW MATTERS The law matters of the township shall be under the superintendence discretion and control of the township solicitor and no official or official body of the township except as herein otherwise provided shall employ an additional counsel without the assent or ratification of the board of commissioners

Section 1204 DUTIES OF SOLICITOR The township solicitor shall prepare such bonds obligations contracts leases conveyances and assurances to which the township or any department thereof may be a party as may be directed by ordinance or resolution he shall commence and prosecute all actions brought by the township for or on account of any of the estates rights trusts privileges claims or demands as well as defend all actions or suits against the township or any officer thereof wherein or whereby any of the estates rights privileges trusts ordinances or accounts of the township may be brought in question before any court in the Commonwealth and shall do every professional act incident to the office which he may be authorized or required to do by the board of commissioners or by any ordinance or resolution He shall whenever required furnish the board of commissioners and the committees thereof with his opinion in writing upon any question of law which may be submitted by any of them in their official capacities

ARTICLE XIII

TOWNSHIP ENGINEER

(a) General Provisions

Section 1301 ELECTION OF TOWNSHIP ENGINEER TERM FILLING OF VACANCIES The board of commissioners on the first Monday of January in any even-numbered year or as soon thereafter as may be practicable may elect by a vote of a majority of the members one person as township engineer who shall be a registered civil engineer He shall serve for a term of two years from the first Monday of January of the even-numbered year in or succeeding which he was elected and until his successor qualifies The board of commissioners shall fix the compensation of the engineer Vacancies in the office of township engineer shall be filled by the board of commissioners for the unexpired term

Section 1302 BOND The township engineer shall give a bond to the township with two or more sureties or one trust or bonding company to be approved by the board of commissioners in such sum as it shall by ordinance direct conditioned for the faithful performance of his duty

Section 1303 CONTROL OF ENGINEERING MATTERS The township engineer shall have the superintendence direction and control of the engineering matters of the township and no department of the township shall employ or retain any additional engineer except with the consent and ratification of the board of commissioners

Section 1304 DUTIES PREPARATION OF PLANS The township engineer shall perform such duties as the board of commissioners shall prescribe as to the construction reconstruction maintenance and repair of all streets roads pavements sewers bridges culverts and other engineering work He shall prepare plans specifications and estimates of all such work undertaken by such township and shall whenever required furnish the board of commissioners and the committees therof with reports information or estimates on any township engineering work or on questions submitted by any of them in their official capacity

Section 1305 CERTIFICATE OF COMMENCEMENT AND OF COMPLETION OF MUNICIPAL IMPROVEMENTS The township engineer shall immediately after the completion of any municipal improvement the cost of which in whole or in part is to be paid by the owner of the abutting make certificate in which he shall state the day or time on which the particular improvement was completed and shall file the same with the township secretary who shall enter the said day or time of completion of the work in a book to be kept by him for said purpose and the said day or time mentioned in said certificate shall be conclusive on all parties as to the time the said work was completed The time of completion of the work referred to in this section and in other parts of this act shall be taken to mean the time of the completion of the whole contract for the improvement He shall also furnish to the township secretary a certificate showing the time at which any such particular improvement was commenced and such certificate shall be conclusive evidence of the time when the said improvement was begun and an entry of such date shall be made by said secretary in the book aforesaid

Section 1306 SURVEYS The township engineer shall have the charge and direction of all surveys and regulations authorized by any act of assembly or ordinance of such township

(b) Real Estate Registry

Section 1310 PROVISIONS FOR REGISTRATION OF REAL ESTATE For the purpose of procuring accurate information in reference to the ownership of all real estate the board of township commissioners may provide by ordinance for the registry thereof in the manner following

Section 1311 PREPARATION OF BOOKS PLANS AND MAPS The township engineer of any township in which such registry shall be established as aforesaid shall cause to be made all such necessary books maps and plans as will show the situation and dimensions of each property therein which books maps or plans shall be so prepared as to show the house number if any the name of the owner or owners thereof with blank spaces for the owner of each lot with provision for the names of future owners and dates of future transfer of title For such purpose the township engineer shall have free access without charge to any of the public records wherein the necessary information may be obtainable therefor He may also cause search to be made in any other place for any muniments or evidence of title not reported to him as hereinafter provided and requisite for the completion of such books maps or plans

Section 1312 PRESERVATION OF RECORDS The said books maps and plans shall be carefully preserved in the office of the engineer of said township and shall be so kept by additions from time to time or otherwise as to show the ownership of every lot or piece of real estate or subdivision thereof within the township limits with the successive transmissions of title from the date of the commencement of such plans but nothing therein or in this article shall invalidate any municipal or tax claim by reason of the fact that the same is not assessed or levied against the registered owner

Section 1313 CERTIFIED COPIES OF ENTRIES ADMISSIBLE AS EVIDENCE Certified copies under the hand of the said engineer of any of the entries in said books or upon said maps or plans shall be received in evidence in the same manner as the books maps and plans themselves might be admissible for such purposes and may be also furnished to any person desiring the same for such fee or compensation for the use of the township as may be fixed by ordinance

Section 1314 DUTIES IMPOSED ON OWNERS OF REAL ESTATE WHEN REGISTRY ESTABLISHED PENALTY All owners of unregistered real estate within the township limits within one month from the date of the approval of the ordinance establishing such registry and every subsequent purchaser and every devisee of person acquiring title by partition or otherwise to any real estate therein within one month after acquiring such title shall furnish to the said engineer at his office descriptions of their respective properties upon blanks furnished by the township and at the same time present their conveyance to be stamped by said engineer without charge as evidence of the registration thereof Any person or persons neglecting or refusing to comply with the provisions of this section for a period of thirty day after public notice of the requirements thereof shall be liable to a penalty of five dollars to be recovered with costs of suit in the name and for the use of the township as penalties for the violation of township ordinances are recoverable Provided however That such registration may within said thirty day period be also effected by the Recorder of Deeds of the county in accordance with existing law

Section 1315 REGISTRY OF PROPERTIES SOLD AT JUDICIAL SALES DUTY OF COUNTY OFFICERS PENALTY The sheriffs of the respective counties in which such townships are situated shall present for registry the deeds of all properties within the township limits sold by them at judicial sales whether by execution or in partition or otherwise

ARTICLE XIV

POLICE

Section 1401 APPOINTMENT AND COMPENSATION OF POLICEMEN The board of township commissioners shall fix by ordinance or resolution the number rank and compensation of the members of the township police force No policeman shall at the same time hold any public office other than constable and health officer The board of commissioners shall prescribe all necessary rules and regulations for the organization of the police force

Section 1402 CHIEF OF POLICE AND OTHER OFFICERS The board of commissioners may designate the superintendent or the chief of police and other officers who shall serve until their successors are duly designated and qualified

Section 1403 POWERS OF POLICEMEN Policemen shall be ex-officio constables of the township and may without warrant and on view arrest and commit for hearing any and all persons guilty of a breach of the peace vagrancy riotous or disorderly conduct or drunkenness or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens or violating any of the ordinances of the township for the violation of which a fine or penalty is imposed

Section 1404 SERVICE OF PROCESS FEES Policemen shall have authority to serve and execute all criminal process for the violation of the township ordinances which may be issued by any justice of the peace of the township and shall charge the same fees and costs as pertain by law to constables for similar services but such fees and costs shall be paid to the township treasurer for the use of the township

Section 1405 SUPERVISION OF POLICE The chief of police and policemen shall obey the orders of the board of township commissioners or such other person or committee as may be designated by ordinance or resolution of the board for such purposes

Section 1406 KEEPERS TO RECEIVE PRISONERS The keepers of jails lockups and station-houses shall receive all persons arrested by policemen for the commission of any offense against the laws of the Commonwealth or the ordinances of the township

Section 1407 BADGE The police when on duty shall wear a badge or shield with the words "Township Police" and the name of the township inscribed thereon

Section 1408 NOT TO RECEIVE FEES Townships employing policemen shall pay to all such policemen a fixed or stipulated salary It shall not be lawful for any such policemen to charge or accept any fee or other compensation in addition to his salary for any service rendered or performed by him of any kind or nature whatsoever pertaining to his office or duties as a policeman except public rewards and the expenses incurred in the discharge of his duties

Section 1409 ESTABLISHMENT OF POLICE PENSION FUND MANAGEMENT Townships may by ordinance establish a police pension fund to be maintained by an equal percentage charge against each member of the police force not exceeding annually four per centum of the pay of such member The fund shall be under the direction of the township commissioners or such committee as they may designate and shall be applied under such regulations as the commissioners may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service Any allowances made to those who are retired by reason of disability or age shall be in conformity with a uniform scale

Section 1410 MINIMUM SERVICE FOR RETIREMENT The ordinance establishing the police pension fund may prescribe a minimum period of continuous service not less than twenty years and an age limit after which members of the force may be retired from active duty and may be entitled to benefits of such fund Policemen so retired shall be subject to service as police reserves until unfitted for such service by reason of age or disability when they may be finally discharged

Section 1411 RETIREMENT ALLOWANCE The basis of the apportionment of the pension shall be determined by the rate of monthly pay of the member at the date of death honorable discharge or retirement and shall not in any case exceed in any year one-half the annual pay of such member computed at such monthly rate

Section 1412 GENERAL FUNDS OF TOWNSHIP NOT LIABLE Payments made for retirement allowances shall be a charge on no other fund in the treasury of the township or under its control other than the police pension fund

Section 1413 TOWNSHIP APPROPRIATIONS GIFTS MANAGEMENT Any township may make contributions to the police pension fund and may take by gift grant devise or bequest any money or property real personal or mixed in trust for the benefit of such police pension fund The care management investment and disposal of such trust funds or property shall be vested in such officers as the township commissioners shall by ordinance direct and shall be governed by such officers subject to any directions not inconsistent therewith as the donors of such funds and property may prescribe Any township may also make contributions to any incorporated police pension fund extending retirement benefits to police officers of the township subject to such conditions as the township commissioners may impose

Section 1414 REASONS FOR DENYING RETIREMENT ALLOWANCE No person participating in such police pension fund established by ordinance and becoming entitled to receive a benefit therefrom shall be deprived of his rights except for failing to comply with some general regulation relating to the management of such fund which may be made by ordinance and which provides that a failure to comply therewith shall terminate the right to participate in the pension fund after such notice and hearing as it shall prescribe

ARTICLE XV

CORPORATE POWERS

Section 1501 SUITS PROPERTY Townships of the first class may

I Sue and be sued by the name of the township of ....

II Acquire hold lease let and convey such real and personal estate as the purpose of the township shall require Such real and personal estate shall be taken and held only for the benefit of the inhabitants of the township and for such objects and purposes as township rates and levies are authorized by law to be laid for

Section 1502 The corporate power of a township of the first class shall be vested in the board of township commissioners The board shall have power

I ORDINANCES AND RESOLUTIONS To adopt resolutions and ordinances prescribing the manner in which powers of the township shall be carried out and generally regulating the affairs of the township All such ordinances unless otherwise provided by law shall be published at least once in one newspaper of general circulation in the township Such ordinance shall not become effective until ten days after the publication aforesaid In any case in which maps plans or drawings of any kind are adopted as part of an ordinance the commissioners may instead of publishing the same as part of the ordinance refer in pubilshing the ordinance to the place where such maps plans or drawings are on file and may be examined

II FINES FOR VIOLATIONS OF ORDINANCES To prescribe fines and penalties not exceeding three hundred dollars in any instance for the violation of township ordinances which fines and penalties may be collected by suit brought in the name of the township before any justice of the peace in like manner as debts of like amount may be sued for by existing laws

III OFFICERS POSITIONS AND DEPARTMENTS To create any office position or department which may be deemed necessary for the good government and interests of the township to fix the compensation of persons appointed thereto and to employ the township assessor and any assistant township assessor to perform work for the township in connection with the assessment and valuation of property and occupations for taxation purposes or to perform other work when not engaged for the county and to fix their compensation payable by the township

IV TOWNSHIP MANAGER To create by ordinance the office of township manager and in like manner to abolish the same

The powers duties term of office and compensation of the township manager shall be regulated by ordinance The commissioners may delegate subject to recall any of their respective nonlegislative and nonjudicial powers and duties to the township manager He shall give a bond to the township with one or more sureties or one bonding company to be approved by the commissioners in such sum as it shall by ordinance direct conditioned for the faithful performance of his duties

V POLICE FORCE To establish equip and maintain a police force and to define the duties of the same

VI LOCKUPS AND COMMITMENTS To provide for the erection or purchase of lockups in the township for the detention and confinement of vagrants and persons arrested by the police officers until the persons so arrested can be taken before a justice of the peace for hearing but no person shall be detained therein for a longer time than twenty-four hours (Sunday excepted) except upon order of a justice of the peace legally authorized who may commit any such person for further hearing

VII COMMITTING MAGISTRATE To designate from time to time one of the justices of the peace to sit at the police station or town hall as a committing magistrate

VIII VAGRANTS To arrest and confine and to set to work on the roads or elsewhere all vagrants found in the township

IX DISORDERLY PRACTICES To define and prohibit disorderly practices within the limits of the township

X PUBLIC SAFETY To take all needful means for securing the safety of persons or property within the township

XI ROAD IMPLEMENTS To purchase tools implements machinery timber and materials necessary for the making paving and repairing of streets highways sidewalks and other public work to employ sufficient number of laborers to make and repair the same and to lease or lend such tools implements and machinery to other townships boroughs or cities

XII LIGHTS To establish lights along the highways including State and county highways wherever deemed expedient and on and along State highways and county highways running through such townships No such lights shall be established upon State highways until a permit has first been obtained from the State Department of Highways or upon county highways until a permit has first been obtained from the county commissioners

XIII LIGHTING TAX On the petition of the owners of a majority of the lineal feet frontage along any highway or portion thereof in any village within the township to enter into contracts with electric gas or other lighting companies to light and illuminate the streets highways and other public places in said village with electric light gas light or other illuminant

The township commissioners may levy for the maintenance of said lights an annual special tax upon all the property including factories and places of business abutting upon said highways based upon the assessment for county purposes Such tax shall be collected in the same manner as other taxes The township treasurer shall receive the same commission as on other township taxes No such tax shall be levied against any farm land but vacant lots between built-up sections, whether tilled or untilled shall not be deemed to be farm lands The township treasurer shall keep all such taxes collected for lighting the highways in a separate account and pay out the same only upon orders signed by the president or vice-president of the township commissioners attested by the secretary or assistant secretary The treasurer shall make a report to the auditor or controller of the township annually

XIV WATER SUPPLIES To enter into contracts with any person or corporation to supply water for fire protection and other purposes for a period not exceeding twenty years No such contract shall be exclusive as against the right of any other water company nor interfere with the right of such township to erect maintain and operate its own waterworks

XV FIRE AND WATER DISTRICTS BOND ISSUES AND TAXES To create by ordinance fire and water districts in any portion or portions of townships when in their opinion the same is necessary for the safety and convenience of the inhabitants of said township to issue bonds restricted to the districts so created for the purpose of procuring and maintaining the necessary supply of water to said district and to levy such special tax restricted to said district as may be necessary to redeem any bonds so issued In lieu of the foregoing provisions relating to the issue of bonds the township commissioners may charge for any such water supply by an assessment of a special water tax on all properties located in the water district which tax shall be based on the assessment for county purposes as established for general taxation Such tax may be levied for a single year or for a term of years as the township commissioners may determine and shall be collected in the same manner as other taxes Provided also That in lieu of the foregoing provisions that in all cases where said township shall have established a water system and shall construct main water lines in said township the board of township commissioners may charge the cost of construction of any municipal water line. or lateral lines upon any streets alleys and thoroughfares adjacent to main lines or such portion of the cost of construction as the board may deem proper upon the properties benefited or accommodated therby The ordinance providing for such charge shall be adopted by the board within six months from date of the final completion of such system of water lines Said charges shall be assessed and collected in the manner provided in this act for the assessment and collection of charges for the construction of sewers

XVI FIRE REGULATIONS To make regulations as may be deemed proper relative to the cause and management of fire and the prevention therof to take measures for the extinguishment of fires either by making annual appropriations towards the maintenance of fire companies or in such other manner as said board of commissioners may deem proper to ordain rules and regulations for the government of such fire companies and their officers and to regulate the method to be followed in the extinguishment of fires to purchase and maintain apparatus for the extinguishment of fires and to make rules and regulations for the management of same

XVII FIRE HOUSES To provide and maintain suitable places for the housing of engines hose carts and other apparatus for the extinguishment of fire No such building shall be erected or maintained without obtaining the assent of the electors thereof expressed at an election to be held at the place time and under the same regulations as provided by law for the holding of municipal elections At such elections the judges inspectors and clerks shall receive ballots from the electors which shall be prepared in the manner prescribed by the general election law In receiving and counting and in making returns of the votes cast the inspectors judges and clerks of said election shall be governed by the laws of this Commonwealth regulating municipal elections and the vote shall be counted by the court as is now provided by laws for municipal elections The constables of the township by direction of the board of township commissioners shall issue proclamation ten days prior to date of the municipal election stating that the qualified electors will vote "For or against a fire-engine house"

XVIII BUILDING REGULATIONS To make regulations for the construction of new buildings and the alteration and repair of old ones and to require that before the work begins municipal approval of the plans and specifications therefor be secured to classify buildings or parts of buildings according to the use to be made of them to specify the mode of construction of such different classes of buildings and to require that before any use or occupancy be changed from any classification to a different classification as to which more stringent regulations are prescribed under the provisions of any ordinance relating thereto municipal approval of the plans and specifications therefor be secured

XIX BUILDING SANITATION REGULATIONS In addition to other remedies provided by law and in order to promote the public health safety morals and the general welfare to enact and enforce suitable ordinances to govern and regulate the construction alteration repairs occupation maintenance sanitation lighting ventilation water supply toilet facilities drainage use and inspection of all buildings or parts of buildings constructed erected altered designed or used in whole or in part for human habitation and of the sanitation and inspection of land appurtenant thereto In case any building or structure is constructed reconstructed altered repaired converted or maintained or any building or land is used in violation of any ordinance enacted under authority conferred hereby the corporate authorities of the township in addition to the penalties provided by ordinances enacted herewith may institute appropriate actions or proceedings at law or in equity to prevent and restrain such unlawful construction reconstruction alteration repairs conversion maintenance or use and to restrain correct or abate such violation and to prevent the occupancy of said building or structure The ordinances enacted pursuant to this clause shall not be inconsistent with the provisions of any statute governing the same matter but all regulations prescribed by such ordinances which are additional or supplementary to the statute law and not inconsistent therewith or enacted for the purpose of carrying into effect the provisions of the statute law shall be valid and binding

XX BUILDING INSPECTORS To provide for the inspection of the construction and repair of buildings including the appointment of one or more buildings inspectors to prescribe limits wherein none but buildings of noncombustible material and fireproof roofs shall be erected or substantially reconstructed or removed thereinto to provide penalties for the violation of such regulations Any building erected reconstructed or removed contrary to the provisions of any ordinance passed for any of the purposes herein specified is declared to be a public nuisance and abatable as such

XXI BUILDING LINES To establish by ordinance and maintain uniform buildings lines upon any or all public streets roads highways lanes and alleys of the township

XXII NUMBERING BUILDINGS To provide for and regulate the naming of streets courts and public squares and to require and regulate the numbering of buildings

XXIII INSURANCE To make contracts with any fire insurance company including mutual companies insuring any building or property of the township to make contracts with an insurance company insuring any public liability of the township to expend public funds to secure workmen's compensation insurance for the benefit of its employes including volunteer firemen killed or injured while going to or returning from or attending fires within the township or territory adjacent thereto and to enter into contracts of group insurance for the benefit of its employes

XXIV MARKETS MARKET HOUSES AND PEDDLING To provide and enforce regulations for markets and market houses whether for individual use or for sale or resale and to acquire and own ground for and to erect establish and maintain market houses and market places for which latter purposes parts of any streets or sidewalks may be temporarily used as specified by the township commissioners to contract with any person firm or corporation for the erection mainon such terms and conditions and in such manner as the board of commissioners may prescribe to provide for the payment of the cost and expense of providing markets and market houses either in whole or in part from township funds and to levy and collect a license tax from every person who may be authorized to occupy any portion of said market houses or places

XXV MILK INSPECTION To provide for the inspection of milk and milk products and to make regulations concerning the character and kind of milk which may be sold

XXVI NUISANCES To make regulations respecting pigpens slaughterhouses manure pits drains dumps cesspools and similar conditions and to prohibit and remove any noxious or offensive manufacture art or business or dangerous structure or weeds or any other nuisance whatsoever on public or private grounds prejudicial to the public health or safety or to require the removal of the same by the owner or occupier of such grounds in default of which the township may cause the same to be done and collect the cost thereof together with a penalty of twenty per centum of such cost in the manner provided by law for the collection of municipal claims or by action of assumpsit without the filing of a claim

XXVII GARBAGE AND RUBBISH To prohibit accumulations of garbage and rubbish upon private properties and to provide by contract or otherwise for the collection removal and disposal through incinerating works garbage plants or otherwise of ashes garbage and rubbish Any such contract may be made for a period not exceeding three years

XXVIII INFLAMMABLE AND EXPLOSIVE ARTICLES To prohibit the manufacture sale or exposure of fireworks and other inflammable and explosive article to prescribe the quantities of inflammable and explosive articles that may be kept in any place and to prescribe such other safeguards as may be deemed necessary

XXIX SMOKE REGULATIONS To regulate the emission of smoke from chimneys smokestacks and other sources except locomotive smokestacks

XXX ANIMALS To prohibit or regulate the running at large of animals

XXXI AMUSEMENTS To regulate license and prohibit shows circuses sports and amusements of all sorts

XXXII PARTY WALLS AND FENCE REGULATIONS To make regulations respecting foundations party walls and partition fences and to prescribe reasonable fees for the services of its officers and agents in the adjustment of party walls partition fences and the like and to enforce payment of the same

XXXIII WATERING TROUGHS To erect watering troughs along the highways at an expense not exceeding twenty dollars each and to keep the same in repair

XXXIV MOTOR AMBULANCES To acquire and to operate and maintain a motor ambulance for the purposes of conveying sick and injured persons of such municipality and the vicinity to and from hospitals and for such purposes to appropriate and expend moneys of the township

XXXV DISPLAY OF FLAGS To display the flag of the United States of the Commonwealth of Pennsylvania and of any property of the township

XXXVI MEMORIAL DAY APPROPRIATIONS To appropriate moneys for the expenses of Memorial Day services

XXXVII CARE OF MEMORIALS To maintain and keep in good order and repair at the expense of the township and it shall be their duty so to do any soldiers' monument gun or carriage or other similar memorial when there is not in existence any person body or organization to care for and maintain the same and when such memorials were not erected by the government of the United States the Commonwealth of Pennsylvania any other state or by the commissioners of any county and to receive from persons or organizations funds for such purposes

XXXVIII SOLDIERS' CEMETERIES To purchase plots of ground in any cemetery or burial ground for the interment of such deceased service men who shall hereafter die within such township or shall die beyond such township and shall have a legal residence within such township at the time of their death and whose bodies are entitled to be buried by the county under the provisions of existing laws Such plots of ground shall be paid for out of the treasury of such township

XXXIX APPROPRIATIONS TO CIVIC ASSOCIATIONS To annually appropriate a sum not exceeding two hundred dollars for the support of any voluntary association composed of electors of the several townships within such county or any of them which association is formed for the study and investigation of the welfare economics management and government of townships and for the protection and safeguarding of the rights and franchises of townships and for the purpose of recommending legislation beneficial to townships or any one or more of such purposes

XL ARMORY BUILDINGS To appropriate money or convey land either independently or in connection with any county city town borough or township to the Commonwealth of Pennsylvania for the purpose of assisting the Armory Board of the Commonwealth in the erection of armories for the use of the National Guard and to furnish water light or fuel free of cost to the Commonwealth for use in any armory and to do all things necessary to accomplish the purposes of this clause

XLI LAND FOR ARMORIES To take by right of eminent domain for the purpose of appropriating to themselves for the use of the National Guard of Pennsylvania such public lands easements and public property as may be in their possession or control and used or held by them for any other purpose Such right however shall not be exercised as to any street or highway or wharf but all other public easements and property may be appropriated and used for the purpose herein provided any limitation of the use thereof by the township either by donation dedication appropriation statute or otherwise to the contrary notwithstanding

XLII LAND FOR ARMORY PURPOSES To acquire by purchase or by gift or by the right of eminent domain any land for the use of the National Guard of Pennsylvania and to convey such lands so acquired to the Commonwealth of Pennsylvania to assist the Armory Board in the erection of armories The proceedings for the condemnation of lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be taken in the same manner as is now provided by this act for the condemnation of lands The power conferred by this clause shall not be exercised to take any church property graveyard cemetery or any dwelling house or the curtilage of the same in the actual occupancy of the owner

XLIII JUNK DEALERS PAWNBROKERS AUCTIONS ETC To regulate and license junk dealers pawnbrokers hucksters peddlers vendors and public auctions and auctioneers

XLIV FIRE PREVENTION To take measures for the prevention of fires by inspecting regulating and abating fire hazards

XLV COMFORT AND WAITING STATIONS AND DRINKING FOUNTAINS To acquire property for the purposes of providing maintaining and operating thereon comfort and waiting stations and drinking fountains and to construct and maintain such stations and fountains on any of the highways of the township

ARTICLE XVI

PUBLIC HEALTH

(a) Boards of Health

Section 1601 APPOINTMENT OF BOARDS OF HEALTH AND HEALTH OFFICERS The administration of the health laws in townships shall be enforced by a board of health or by a health officer or officers as the case may be appointed by the township commissioners

Where township commissioners elect to appoint a health officer or officers the said health officer or officers shall have the same powers and duties and exercise the same authority as is now prescribed for boards of health in townships All health officers whether appointed by boards of health or township commissioners shall have had some experience or training in public health work in accordance with rules and regulations established by the advisory health board of the State Department of Health Such health officers shall not enter upon the performance of their duties until they are certified so to do by the Secretary of Health of the State Department of Health

Section 1602 MEMBERS OF BOARD TERMS SECRETARY Where the township commissioners decide to appoint a board of health said board shall be composed of five members at least one of whom shall be a reputable physician of not less than two years' experience in the practice of his profession if one resides within the township The members of the board shall be appointed by the township commissioners At the first appointment one member shall be appointed to serve for one year one for two years one for three years one for four years and one for five years and thereafter one member shall in like manner be appointed each year to serve for five years The members of the board of health shall serve without compensation Provided however if any member of the board shall be elected to the office of secretary he shall be entitled to receive a salary fixed by the board for that office

Section 1603 ORGANIZATION OF BOARD SALARY OF SECRETARY BONDS OF MEMBERS FEES AND PENALTIES POWER TO ADMINISTER OATHS The members of the board shall severally take and subscribe to the oath prescribed for township officers and shall annually organize by electing a president from among the members of the board a secretary who may or may not be a member of the board and a health officer who shall not be a member of the board The secretary and the health officer shall receive such salary as may be fixed by the board and ratified by the board of commissioners of the township and shall serve for a period of one year or until such time therafter as their successors may be elected and qualified They shall severally give bond to the township in such sums as may be fixed by ordinances for the faithful discharge of their duties and shall also take and subscribe to the oath required by members of the board

All fees which shall be collected or received by the board or by any other officer thereof in his official capacity shall be paid over into the township treasury monthly together with all penalties which shall be recovered for the violation of any regulation of the board The president and secretary shall have full power to administer oaths or affirmations in any proceeding or investigation touching the regulations of the board but shall not be entitled to receive any fee therefor

Section 1604 DUTIES OF SECRETARY The secretary of the board shall keep the minutes of its proceedings shall keep accurate accounts of the expenditures of the board shall transmit all bills to the board of township commissioners for payment in the same manner as other bills of the township are paid shall render statements of the expenditures to the board at each stated meeting or as frequently as the board may require shall prepare under the directions of the board the annual report to the township commissioners together with the estimate of appropriation needed for the ensuing year shall report to the State Department of Health at the end of each week and for the fraction of each week occurring at the end of each month the cases of communicable disease reported to the board of health on the form provided for that purpose by the State Department of Health and shall make such other reports and perform such other duties as the board of health may require

Section 1605 DUTIES OF HEALTH OFFICER It shall be the duty of the health officer to attend all stated and special meeting of the board of health and at all times be ready and available for the prompt performance of his official duties He shall placard and quarantine all premises upon which cases of communicable disease exist which have been reported to the board of health or of which he or the board of health may have knowledge which are required by law or by regulation of the State Department of Health or of the local board of health to be placarded and quarantined and shall disinfect such premises upon the expiration of the quarantine period and the recovery of the last person therein suffering from such disease He shall serve written notice on teachers and persons in charge of public parochial Sunday and other schools requiring the exclusion from school of children who are suffering from or who reside in the same premises with other persons who are suffering from communicable diseases shall make sanitary inspections shall execute the orders of the board of health and shall in the performance of his duties have the power and authority of a policeman

Section 1606 POWERS OF BOARD OF HEALTH The said board of health shall have the power and it shall be its duty to enforce the laws of the Commonwealth the regulations of the State Department of Health and any ordinances of the township relating to health work and to make and enforce such additional rules and regulations to prevent the introduction and spread of infectious or contagious diseases by the separation of infected persons and persons who shall have been exposed to any infectious or contagious disease and by abating and removing all nuisances which it shall deem prejudicial to the public health to mark infected houses or places to prescribe rules for the construction and maintenance of house drains wash pipes soil pipes and cesspools and make all such other rules and regulations as it shall deem necessary for the preservation of the public health and such other powers relating to health work as may be delegated by the township commissioners The board shall also have power with the consent of the township commissioners in case of a prevalence or apprehended prevalence of any contagious or infectious diseases in its township to establish one or more emergency hospitals and to make provisions and regulations for the maintenance and management of the same

The board shall also have the power to make enforce and cause to be published all necessary rules and regulations for carrying into effect the powers and functions with which it is invested by law and the power and authority relating to the public health conferred on townships Such rules and regulations when approved by the township commissioners and when advertised in the same manner as other ordinances shall have the force of ordinances of the township All penalties or punishments prescribed for the violation therof as well as the expenses actually and necessarily incurred in carrying such rules and regulations into effect shall be recoverable for the use of the township in the same manner as penalties for violation of the ordinances of the township and subject to the like limitations as to the amount therof

Section 1607 ENTRY OF PREMISES The board of health shall have the power as a body or by committee as well as the health officer together with their assistants subordinates and workmen under and by order of the said board to enter at any time upon any premises in the township upon which there is suspected to be any infectious or contagious disease or nuisance detrimental to the public health for the purpose of examining and abating the same and for any other purpose arising in connection with or in the performance of their duties

Section 1608 INSPECTIONS The board of health may inspect house drains waste and soil pipes cesspools water-closets slaughterhouses hogpens stables stable yards and any conditions or places whatsoever in the township which may constitute a nuisance or a menace to public health Whenever any condition or place in the township is found by it to be a nuisance or a menace to the health of the people of the township it shall issue a written order of abatement directed to the owner or agent of the owner of the premises or to the occupant thereof stating that the conditions specified therein constitute a nuisance or a menace to health and ordering an abatement thereof within such time as may be specified by it in such order in case such order of abatement is not obeyed within the time specified therein it shall thereupon issue a further written order to the health officer directing him to remove or abate the same which order shall be executed by him and his subordinates and workmen and the expense thereof shall be recoverable from the owner of the premises upon or from which the nuisance or menace to health is abated or removed in the same manner as debts of like character are now collected by law or the said board of health may proceed to enforce such other remedy or inflict such penalty as may by ordinance of the township be provided

Section 1609 BUDGET APPROPRIATIONS It shall be the duty of the board of health or appointed health officer or officers to submit annually to the township commissioners before the commencement of the fiscal year an estimate of the probable expenditures of the board during the ensuing year and the township commissioners shall then proceed to make such appropriations as may be deemed necessary and the said board of health health officer or officers shall in the month of January of each year submit a report in writing to the township commissioners of its appropriation and expenditures for the preceding year together with such other information on subjects relative to the sanitary conditions or requirements of the township as may be necessary and council or township commissioners shall publish the same in their official journal

Section 1610 COOPERATION IN HEALTH WORK Any township may cooperate with the county or with any city borough township or school district as well as with the State Department of Health in the administration and enforcement of health laws

Section 1611 POWERS OF SECRETARY OF HEALTH Whenever in the opinion of the Secretary of Health of the Commonwealth conditions found by him to exist in any township shall constitute a menace to the lives and health of people living outside the corporate limits of such township or if it be known to him that any township is without an existing or efficient board of health or health officer or officers the Secretary of Health may enter and take full chrage of and administer the health laws regulations and ordinances in such township and may continue in charge thereof until he shall decide that a competent and efficient board of health or health officer or officers has been appointed and qualified for such township and is ready able and willing to assume and carry into effect the duties imposed upon it by law

Section 1612 EXPENSES INCURRED BY BOARD OR SECRETARY OF HEALTH All expenses incurred by any local board of health its officers or employes in the performance of the duties imposed upon it by law and all expenses incurred by the Secretary of Health in accordance with the provisions of the preceding section shall be paid by the township wherein such duties are performed in the same manner as other expenses of such township are paid

Section 1613 SUITS BY STATE SECRETARY OF HEALTH TO RECOVER EXPENSES Whenever expenses incurred by the tate Secretary of Health in the administration of health laws in any township in accordance with the provisions of this act shall remain unpaid by said township for a period of more than three months after a statement of such expense has been rendered by him to such township and demand for payment by him made he shall with the approval of the Governor institute in the name of the Commonwealth as plaintiff an action of assumpsit against such township for the collection of such expense from the township in the same manner as debts of like amount are collected by law Provided however That upon the trial of any such action of assumpsit the reasonableness of the expenditures made by the Secretary of Health shall be submitted to the jury for its determination

Section 1614 PAYMENT OF EXPENSES RECOVERED INTO STATE TREASURY All expenses incurred by the State Secretary of Health in the administration of health laws in any township when paid to him by such township or when collected by him shall be returned by him to the State Treasurer who shall credit the amount so received to the appropriation made to the Department of Health

(b) Vacation of Lanes and Alleys Declared Nuisances by Board of Health

Section 1620 PETITIONS TO VACATE NUISANCES Whenever the board of health shall declare as a nuisance any public alley lane or passageway any two or more owners of property adjacent or abutting upon the same may present their petition verified by oath or affirmation to the court of quarter sessions setting forth the facts regarding such nuisance and praying that said alley lane or passageway my be vacated Such petition shall be accompanied by a certificate of the boards of health setting forth that they have declared such alley lane or passageway to be a public nuisance

Section 1621 JURY OF VIEW The court shall thereupon appoint a jury of view of three men of the county The jury being sworn or affirmed to faithfully perform its duties shall give notice to all parties likely to be affected by the proceedings of the time and place of the first meeting in such manner as the court shall direct

Section 1622 HEARINGS AND REPORT After the first meeting the jury shall proceed to view the premises hear all parties interested and their witnesses and shall prepare a report of their finding and recommendations as to whether or not such alley lane or passageway or part thereof should be vacated and in such report shall award damages and assess benefits to the property affected

Section 1623 NOTICE OF FILING REPORT The jury shall give notice in writing to all parties affected by their report at least ten days before the same is filed in court The notice shall state the time and place where such report will be open to inspection

Section 1624 EXCEPTIONS TO REPORT Any person aggrieved by such report may file exceptions thereto with the jury whereupon the jury shall reconsider the report with the exceptions and change the same as justice may require The report as finally prepared shall be filed in court

Section 1625 APPEALS FROM REPORT Any person affected by the report shall have the right of an appeal to the court of common pleas within thirty days after the report is filed and the procedure on such appeal shall be the same as in actions of trespass

Section 1626 CONFIRMATION OF REPORT At the end of the period allowed for an appeal the report shall be absolutely confirmed by the court as to such awards or assessments from which no appeals have been taken

Section 1627 WHEN VACATION PROCEEDINGS NOT TO BE HAD No alley lane or passageway shall be vacated in any case where the vacating deprives any lot abutting theron of the sole means of ingress or egress otherwise than to or from the front line therof nor where it was created by grant or contract and not theretofore accepted by the public

ARTICLE XVII

FINANCE AND TAXATION

Section 1701 BUDGET The board of township commissioners of townships shall each year within sixty days after the first Monday of January estimate the several amounts of money which will be required for the several specific purposes of township government and expenses during the current fiscal year and by ordinance appropriate out of the revenues available for the year the specific sums required The tax levied by the township authorities shall be fixed at such figure within the limit fixed by law as with all other sources of revenue will meet and cover said appropriations The total appropriation shall not exceed the revenues available for the fiscal year If the funds available from taxation and other sources shall be estimated to be in excess of the requirements of the current fiscal year an appropriation may be made for the payment of township orders or indebtedness of the previous years

Section 1702 APPROPRIATIONS NOT TO BE EXCEEDED CHANGES IN APPROPRIATIONS No work shall be hired to be done no materials purchased no contracts made and no orders issued for the payment of any moneys by the authorities of any township in any amount which will cause the sums appropriated to specific purposes to be exceeded No change in the purpose of the appropriations shall be made unless by an ordinance which shall set out the reasons for and character of such change If any work shall be done for or materials furnished to any township contrary to the provisions of this section the township commissioners are hereby prohibited from authorizing payment therfor as a moral obligation or otherwise unless ordered or directed so to do by the court of common pleas or the court of quarter sessions of the county in which such township is situate

Section 1703 CERTAIN CONTRACTS ET CETERA INVALID No contracts hirings or purchases made or orders or warrants issued not provided for by an appropriation by the township commissioners as is required by law or which would cause any appropriation to be exceeded shall be valid

Section 1704 POWER TO CREATE INDEBTEDNESS SINKING FUND TEMPORARY INDEBTEDNESS The board of township commissioners may by ordinance borrow money and issue evidences of indebtedness therfor to the extent and in the manner in which municipal districts are now authorized to incur or increase the same for the purpose of permanent improvements but the total indebtedness so created shall not exceed two per centum of the county valuation of the property within the township without the assent of the electors of the township The rate of interest on such indebtedness shall not exceed six per centum per annum In authorizing the issue of obligations or securities for such loans the township commissioners shall provide that moneys subsequently derived from assessments upon parties benefited by such improvements shall be deposited in the sinking fund for the payment of the principal and interest of said obligations or securities

Whenever the township funds have been exhausted the township commissioners may borrow on the credit of the township money in anticipation of taxes levied and to be collected for the current fiscal year and issue a certificate of indebtedness payable on a certain date not exceeding one year from the date of issue to the end that work may be performed in proper season

Section 1705 SINKING FUND REGULATIONS AND INVESTMENT It shall be the duty of the board of commissioners to cause accounts of the sinking fund and other accounts relating to the indebtedness of the township to be kept and to see to the proper application and superintend the investment of moneys therein in accordance with law The commissioners shall meet as often as may be necessary and keep a record of the proceedings The board of commissioners shall not direct the investment of any moneys to the credit of the sinking fund except in loans of the township the loans of the Commonwealth or the loans of the United States and the income derived from such investments or on any bank balances credited to the sinking fund shall be credited and applied only to the sinking fund

Section 1706 INDEBTEDNESS AND ORDERS OF PREVIOUS YEARS No orders or indebtedness of any previous years shall be paid out of the funds of any fiscal year unless the funds available from taxation and other sources shall be estimated to be in excess of requirements for the current fiscal year in which case an appropriation may be made for such purpose to the extent of such excess or unless after the close of the fiscal year it shall be ascertained that the funds appropriated and available therefor are in excess of the amount required in which case such surplus may be applied to such former orders of indebtedness

Section 1707 SALE OF SECURITIES When any township shall borrow money and issue bonds or other securities therefor except in the case of the giving of notes for temporary loans as may be authorized by law the commissioners shall sell the same to the highest bidder after public notice by advertisement once a week for three weeks in at least one newspaper of general circulation published in the county in which such township shall be situated No bid for such bonds or securities at less than their par value shall be accepted Where bonds and securities shall be advertised for sale as provided in this section and no bids have been received then it shall be lawful for such township to sell the same at private sale for not less than par and accrued interest

Section 1708 DISBURSEMENTS TO PAY INDEBTEDNESS All disbursements in discharge of township indebtedness duly incurred shall be made by the township treasurer or his deputy by virtue of warrants or orders drawn on him by the order of the board of township commissioners signed by the president or vice-president and attested to by the secretary or assistant secretary of the board The board shall prescribe by ordinance the manner in which bills for township indebtedness shall be approved for payment

Section 1709 TAX LEVIES The board of township commissioners may levy taxes upon all property and upon all occupations within the township made taxable for township purposes as ascertained by the valuation for county purposes made by the assessors of the several counties of this Commonwealth for the year for which the township taxes are levied for the purposes and at the rate hereinafter specified Provided however That such valuation shall be subject to correction by the county commissioners of the several counties and to appeal by the taxable persons in accordance with existing laws

One An annual tax for general township purposes not exceeding ten mills unless the board of township commissioners by majority action shall upon due cause shown by resolution petition the court of quarter sessions in which case the court may order a rate of not more than five mills additional to be levied Further provided That if at the hearing before the court of quarter sessions upon said petition of which notice shall be given as the court may direct which hearing shall be held not less than ten nor more than fifteen days after said petition shall be presented the owners of real estate having assessed valuation of fifty per centum of the total assessed valuation of real estate in said township shall by petition object to the making of an order for any additional tax levy the court shall thereupon deny the prayer of said petition

Two A tax for the purpose of building and maintaining suitable places for the housing of fire apparatus the receipts from said tax for maintenance to be divided among the places maintained

Three An annual tax not exceeding one-tenth of one mill for the purpose of caring for trees planted under the supervision of the shade-tree commission and for the purpose of publishing notices of meetings to consider the planting removing or changing of trees In lieu of the tax provided for in this clause the township commissioners may by specific appropriation provide for the maintenance of such trees from the general funds of the township

Four An annual tax so long as necessary not exceeding fifty per centum of the rate of assessment for township purposes for the purpose of procuring a lot and/or erecting a building thereon for a townhouse and for the payment of indebtedness incurred in connection therewith Provided The total indebtedness for the payment of which any such tax shall be levied shall not exceed one-half of one per centum of the assessed value of real estate in the township

Five An annual tax sufficient to pay interest on indebtedness and sinking fund charges

This section does not include the levy of any taxes upon particular districts or parts of any township for particular purposes nor special levies otherwise provided for in this act

Section 1710 TAX RATES TO BE EXPRESSED IN DOLLARS AND CENTS Whenever the commissioners of any township shall by ordinance fix the rate of taxation for any year at a mill rate such ordinance shall also include a statement expressing the rate of taxation in dollars and cents on each one hundred dollars of assessed valuation of taxable property

Section 1711 SPECIAL LEVIES TO PAY INDEBTEDNESS In addition to the levies hereinbefore provided for when it is shown to the court of quarter sessions that the debts due by any township exceed the amount which the township commissioners may collect in any year by taxation the court after ascertaining the amount of indebtedness of any such township may by a writ of mandamus direct the township commissioners by special taxation to collect an amount sufficient to pay the same If the amount of such indebtedness is so large as to render it unadvisable to collect the same in any one year taking into consideration other necessary taxation the court may direct the same to be levied and collected by annual instalments and may order such special taxes to be levied and collected during such successive years as may be required for payment of the same

Section 1712 DELIVERY OF DUPLICATES As soon as possible after the receipt of the duplicate from the county commissioners the board of township commissioners shall deliver a duplicate of the assessment of township taxes to the township treasurer together with their warrant for the collection of the same

Section 1713 PUBLIC NOTICE OF DELIVERY OF DUPLICATE As soon as possible after the receipt of the duplicate the treasurer shall give public notice thereof by at least ten written or printed notices to be posted in public places in the township and by advertisement in a newspaper of general circulation in the township if any such there be that the duplicate has been issued and delivered to him

Section 1714 TAX NOTICES DUTIES OF TREASURER The township treasurer within thirty days after receiving the tax duplicates shall notify every taxable whose name appears on such duplicate Such notice shall contain the rate of taxation the valuation of the property of such taxable the occupation of such taxable and the full amount of taxes for which said taxable is liable for the current year Such notice shall further state that such taxes are payable designate a place and time when they shall be paid and when an additional percentage will be added as penalty Such notice shall be mailed to the last known post office address of each taxable

Before any allowance is made by the township auditor or controller for commissions due to the township treasurer for taxes collected the treasurer shall make an affidavit setting forth that he has sent such notice to each taxpayer

Section 1715 PENALTIES All persons who fail to make payment of any tax charged against them in the duplicate within the period of sixty days from the date of notice thereof by the township treasurer shall be charged with a penalty of two per centum additional on the amount of tax and thereafter an additional penalty of one per centum for each month or fractional part thereof during the remainder of the fiscal year for which the tax is levied which penalties shall be added to the tax by the treasurer and collected by him or his deputy

Section 1716 COLLECTION OF TAXES PAYMENT OVER OF TAXES The treasurer shall proceed to collect all taxes from the taxpayers and to that end may appoint one or more deputy collectors The treasurer and his deputies shall have and exercise all powers conferred by existing laws on collectors of county and township taxes The treasurer shall keep a correct account of all moneys collected marking "Paid" on his duplicate the name of each taxable with the amount of tax and the date on which paid The treasurer shall on the first day of each month make a true statement in writing to the Secretary of the Board of Township Commissioners of all taxes collected during the previous month giving names of taxables and the amount collected from each and the total amount received

Section 1717 EXPENSES OF COLLECTOR The township treasurer may retain out of the taxes collected such actual printing and postage expenses as shall be incurred in performing the duties prescribed in this article Such amounts shall be adjusted by the township auditor or controller as the case may be at the time of auditing the treasurer's accounts

Section 1718 EXONERATIONS The township commissioners shall at all times make abatements or exonerations for occupation taxes mistakes indigent persons unseated lands deaths removals et cetera as to them shall appear just and reasonable The township secretary shall enter in a book or books to be kept for that purpose the names of all persons abated or exonerated together with the reason why the amount of the tax and date when levied and give to the treasurer a certificate stating the nature of the tax and the amount exonerated

Section 1719 AUDIT OF COLLECTORS' ACCOUNTS The accounts of collectors of taxes shall be audited by the township auditor or controller as the case may be The treasurer shall state a separate account for each different tax collected by him

ARTICLE XVIII

CONTRACTS

Section 1801 POWER TO MAKE CONTRACTS Townships shall have power to make such contracts as may be necessary for carrying into execution the provisions of this act and the laws of the Commonwealth

Section 1802 GENERAL REGULATIONS CONCERNING CONTRACTS All contracts or purchases made by any township involving the expenditure of over five hundred dollars shall be in writing and shall be made only after notice by the secretary published once a week for two weeks in one or more newspapers of general circulation in the township All plans and specifications shall be on file at least fifteen days in advance of opening bids This section shall not apply in the case of any township repairing its public highways except as to any purchases of materials or equipment for the purpose of such repairs

In every instance in which any contract for any public work construction materials supplies or other matters or things for any township shall be awarded upon competitive bids it shall be the duty of the authorities authorizing the same to award said contract to the lowest responsible bidder Any published notice for bids shall contain full plans and specifications or refer to the places where copies thereof can be obtained and give the time and place of meeting of the township commissioners at which meeting bids shall be publicly opened and read If through lack of a quorum or other reason no meeting shall be held at such time and place notice of the same kind shall be repeated once at least six days before the meeting of the subsequent time and place fixed and the foregoing provisions as to bids shall apply The same course shall be pursued until a meeting shall actually be held for receiving and opening bids Any contract made in violation of the provisions hereof shall be void Provided That if prior to the letting of any such contract taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to sixty per centum or over of the total property valuation as assessed for taxable purposes within the township shall sign and file with the township secretary of the board of township commissioners of the township a written protest against such contemplated contract then such contract shall not be let

Section 1803 PATENTED ARTICLES The authorities of townships shall not be required to prepare specifications and advertise for the purchase of articles or parts thereof which are patented products apparatus or appliances nor in such cases shall they be required to exact a bond Provided That this section shall not apply to road materials

Section 1804 CONTRACTS FOR PROTECTION OF LABOR AND MATERIALMEN It shall be the duty of every township to require any person copartnership association or corporation entering into a contract with such township for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such township in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty per centum (50%) and not more than one hundred per centum (100%) of the contract price as such township may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work provided for in the said contract Such additional bond shall be deposited with and held by the township for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract and who has not been paid therefor may sue in accumpsit on said additional bond in the name of the township for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereon Provided however That the township shall not be liable for the payment of any costs or expense of any suit

Section 1805 SEPARATE SPECIFICATIONS FOR BRANCHES OF WORK In the preparation of specifications for the erection or alteration of any public building when the entire cost of such work exceeds one thousand dollars the architect engineer or person preparing such specifications shall prepare separate specifications for the plumbing heating ventilating and electrical work and the township shall receive separate bids upon each of such branches of work and award the contract for the same to the lowest responsible bidder

Section 1806 WORKMEN'S COMPENSATION INSURANCE All contracts executed by any township which involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept in so far as the work covered by any such contract is concerned the provisions of the Workmen's Compensation Act of one thousand nine hundred fifteen and any supplements or amendments thereto and that the said contractor will insure his liability thereunder or file with the township with which the contract is made a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry

Every officer of any township who shall sign on behalf of the township any contract requiring in its performance the employment of labor shall require before the said contract shall be signed proof that the said contractor with whom the contract is made shall have accepted the Workmen's Compensation Act of one thousand nine hundred and fifteen and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accepted the Workmen's Compensation Act of one thousand nine hundred fifteen and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of the said act or that the Compensation of the Department of Labor and Industry

Any contract executed in violation of the provisions of this act shall be null and void

Section 1807 ENGINEERS AND ARCHITECTS NOT TO BE INTERESTED IN CONTRACTS It shall be unlawful for any architect or engineer in the employ of a township and engaged in the preparation of plans specifications or estimates or for any officer or employe of the township directly or indirectly to bid on any public work at any letting of such work in such township

It shall be unlawful for the officers of a township charged with the duty of letting any public work to award a contract to any such architect engineer officer or employe in the employ of the township

It shall be unlawful for any architect engineer officer or employe in the employ of any township to be in any wise interested in any contract for public work in such township or to receive any remuneration or gratuity from any person interested in such contract

Any person or persons violating these provisions or any one of them shall forfeit his office and shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment of not less than six months or both in the discretion of the court

ARTICLE XIX

EMINENT DOMAIN ASSESSMENT OF DAMAGES AND BENEFITS

(a) General Provisions Relating to Eminent Domain

Section 1901 SCOPE OF ARTICLE Whenever under the provisions of this act the right of eminent domain and/or the ascertainment and assessment of damages and benefits in viewer proceedings is provided for the proceedings shall be as set forth in this article

Section 1902 RESTRICTIONS AS TO CERTAIN PROPERTY In addition to the restrictions made by other provisions of this act in particular cases no township shall exercise right of eminent domain as against land now occupied by any building which was used during the Colonial or Revolutionary period as a place of Assembly by the Council of the Colony of Pennsylvania the Supreme Executive Council of the Commonwealth of Pennsylvania or the Congress of the United States or as against the land occupied by any fort redoubt or blockhouse erected during the Colonial or Revolutionary period or any building used as headquarters by the Commander-in-Chief of the Continential Army or as against the site of any building fort redoubt blockhouse or headquarters which are preserved for their historic associations and not for private profit The Colonial and Revolutionary period shall be taken as ended on the third day of September one thousand seven hundred and eighty-three

Section 1903 POSSESSION OF PROPERTY UPON TENDER OF BOND Whenever in any condemnation proceedings any township has tendered a bond to secure the payment of damages and the same has been accepted or if the acceptance has been refused and the bond has been filed in and approved by the court the township shall have the right to immediate possession of the property

Section 1904 NOTICE TO QUIT POSSESSION PROCEDURE If the owner lessee or occupier shall refuse to remove his personal property or give up possession the township may serve written notice upon such owner lessee or his agent or the occupier to remove his personal property and give up possession of such property within sixty days from the date of the service of such notice

If the owner lessee or occupier shall refuse to remove his personal property and give possession upon proof of the service of the notice a writ of habere facias possessionem shall forthwith issue directing the sheriff to give to the township possession

Section 1905 BOND OF TOWNSHIP WITHOUT SURETY SUFFICIENT Whenever any court shall order any township to enter security for the payment of damages for the taking injury or destruction of land property or materials by right of eminent domain the bond of the township shall be taken without sureties

Section 1906 VALUE OF LAND NOT TO BE ASSESSED AS BENEFITS EXCEPTIONS In all cases of the appropriation of land for public use other than for roads or streets it shall not be lawful to assess any portion of the damage done to or value of the land so appropriated against the other property adjoining or in the vicinity of the land so appropriated

Section 1907 RIGHT TO DAMAGES The right to damages against townships is given to all owners or tenants of lands property or material abutting on or through which pass roads streets lanes or alleys injured by the laying out opening widening vacating extending or grading of such roads streets lanes or alleys or the changing of the grades or lines thereof by such townships the construction and the vacation by such townships of bridges and piers abutments and approaches therefor and the construction by such townships of sewers over upon or through such lands or property

Section 1908 VIEWERS' REPORT Viewers or juries of view appointed by any court to assess damages and benefits due to the taking injury or destruction of private property in and by the construction or enlargement of any public work highway or improvement shall make their reports within a time which the court shall fix when appointing them but if any of the viewers or juries of view shall for any reason appearing sufficient to the court be unable to file its report within the period so fixed the court may either before or after the expiration of the time fixed extend the time for the filing of such report

Section 1909 PLANS OF PROPERTIES CONDEMNED TO BE FURNISHED TO VIEWERS In all proceedings to assess damages for the taking injury or destruction of private property for public use the township taking injuring or destroying property for said purpose shall furnish the board of viewers with a correct plan of all properties affected showing all buildings or other structures thereon their width length elevation and cubical contents names of all owners tenants or occupiers thereof the topography of the land and the grades and widths of all highways running through or abutting on said properties and all other data necessary for a proper determination of the amount of damages caused by the taking injury or destruction of said private property

Said plans shall be prepared and ready for the use of the viewers at their first meeting and copies thereof shall be furnished to all owners tenants and occupiers of the property and all other parties affected thereby without charge

Section 1910 CONDEMNATION PETITION TO SPECIFY LIENS EXCEPTION In all proceedings instituted for the condemnation and appropriation of land and property by the exercise of the right of eminent domain excepting proceedings to ascertain damages and benefits by reason of township street or sewer improvements the petition for the appointment of viewers therein shall contain allegations specifying any judgments mortgages or other claims (herein designated "liens") which are liens upon the land and property sought to be appropriated or condemned as aforesaid

Section 1911 FINDINGS OF FACTS AS TO LIENS Testimony shall be taken in said proceedings to ascertain the amounts of said liens and the dates of the entry of the same and the amounts of said liens and the dates of entry thereof shall be found as facts by the viewers in said proceedings Certified lists of liens from the courts of the Commonwealth and the United States shall be prima facie evidence of the existence dates amounts dates of entry and places of record of said liens and unless modified or overcome by oral or documentary evidence shall be conclusive upon the parties thereto as to items just specified

Section 1912 REPORTS OF VIEWERS AS TO LIENS APPEALS DISTRIBUTION TO LIEN CREDITORS DISCHARGE OF LIENS Where it appears that liens exist as aforesaid which are liens upon property sought to be condemned and appropriated as aforesaid a report of the facts found as aforesaid shall be made to the court having jurisdiction of the proceedings which report shall be subject to exceptions in manner to be regulated by the Supreme Court by general rule prescribed amended and published from time to time and upon the findings in relation to said liens being finally found by said court having jurisdiction of said proceedings said court shall make an order directing the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto first to the owners of said liens then to the owners of the property appropriated as aforesaid Provided however That the parties interested shall have the right of appeal from said order of distribution to the Superior or Supreme Courts of the Commonwealth as shall be determined by the amount distributed to said parties respectively in manner now provided by law Payment in accordance with said order of distribution shall absolutely discharge the party making said payment from all claims of whatsoever nature by any person firm corporation or claimant as against said property when the payment thereof shall be evidenced by a receipt of record in said proceedings and in said receipt and on the record thereof any claimant may reserve the right to pursue the owner of said property for any balance due upon his lien against any other property or assets of the said owner

Section 1913 VESTING TITLE Upon payment of the compensation for land or property appropriated as aforesaid in accordance with said order of distribution title to the land or property appropriated shall vest in the taker thereof in accordance with provisions of the law under which such appropriation is made and all claims for compensation shall be deemed paid and satisfied as herein provided

Section 1914 COMPETENCY OF EVIDENCE AS TO MARKET VALUE OF PROPERTY In all proceedings arising from the exercise of the right of eminent domain it shall be competent for all witnesses called when duly qualified to state their opinion as to the market value of the property before the exercise of the right of eminent domain and as unaffected by it and its market value immediately after the exercise of the right of eminent domain and as affected thereby

(a) To state in detail and costs all the elements of benefit or damage which they have taken into consideration in arriving at their opinion

(b) In arriving at their opinion as to the market value immediately after the exercise of the right of eminent domain to add to their opinion of the market value before such exercise the cost or value of all the element of benefit or advantage and to deduct therefrom all disadvantage or damage in order to arrive at the market value after such exercise of the right of eminent domain and as affected thereby

(c) In all proceedings to assess damages or benefits for the opening of any street alley or other highway to take into consideration as one of the elements of advantage or disadvantage the cost of street improvement

In all claims for damages against a township arising from the exercise of the right of eminent domain it shall be competent for the party or parties claiming damages to offer in evidence as a declaration against interest the value of the property affected as assessed for the purpose of taxation

Section 1915 PROCEEDINGS WHERE ASSESSMENTS BY VIEWERS WAIVED In any proceeding to ascertain the damage caused to any owner of lands by reason of the appropriation of a right of way or easement by any township where the owner and township cannot agree upon the amount of damage done the parties may by agreement waive the right to have such damages assessed and the owner may file his claim in the court of common pleas of the county and rule the defendant to plead thereto within fifteen days from the service of such rule upon the township and the suit shall be proceeded with as if an award of viewers had been filed and an appeal had been taken therefrom

Either party to such an action may on motion have the jury visit and view the premises over or through which the proposed right of way or easement may extend

Section 1916 APPEALS IN EMINENT DOMAIN PROCEEDINGS PAYMENT OF MONEY INTO COURT In all cases of damages assessed against any township for property taken injured or destroyed by the construction or enlargement of their works highways or improvements whether such assessment shall have been made by viewers or otherwise than upon trial in court and an appeal is not provided for an appeal may be taken by either party to the court of common please of the county within thirty days from the filing of the report

Any such appeal taken shall be signed by the party taking the same or by his agent or attorney and shall be accompanied by an affidavit of the party appellant or of the agent or attorney that the same is not for the purpose of delay but because the affiant firmly believes that injustice has been done

When no such appeal is taken and judgment is entered and the party to whom damages have been awarded refuses to accept payment of such award or judgment then it shall be lawful for such township upon petition to the court after notice as ordered by court to pay the amount of the award and costs into the court The court upon such payment shall order the satisfaction of the award or judgment

(b) Procedure for the Exercise of Eminent Domain and for the Assessment of Damages and Benefits

Section 1920 PETITION FOR VIEWERS TIME OF MEETING Except as in this act otherwise provided in case the compensation for damages or benefits accruing from the exercise of the right of eminent domain and/or from the erection and construction of public improvements have not been agreed upon the court of common pleas or any law judge thereof in vacation on application thereto by petition by the township or any person interested shall appoint three veiwers from the board of viewers of the county and appoint a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the line of the improvement and view the same and the premises affected thereby

Section 1921 WHEN VIEWERS MAY BE APPOINTED The viewers provided for in the preceding section may be appointed before or after the entry appropriation or injury of any property or materials for constructing such improvements

Section 1922 NOTICE OF MEETING OF VIEWERS Except when otherwise in this act provided the viewers shall give at least ten days' notice of the time of their first meeting by publication in one or more newspapers of general circulation in the township and by handbills posted upon the premises or otherwise as the court shall direct

Section 1923 SWEARING VIEWERS HEARINGS SCHEDULES OF DAMAGES AND BENEFITS The viewers having been sworn or affirmed faithfully justly and impartially to decide and a true report to make concerning all matters to be submitted to them and in relation to which they are authorized to inquire and having viewed the premises and examined the property shall hear all parties interested and their witnesses and shall determine the damages for property taken injured or destroyed if any and to whom the same is payable and having determined the damages together with the benefits they shall prepare a schedule thereof

Section 1924 ASSESSMENT OF DAMAGES AND BENEFITS The damages may be paid in whole or in part by the township or may be assessed in whole or in part upon the property benefited In the latter case the viewers having first determined the damages apart from the benefits shall assess the total cost of the improvement or so much thereof as may be just and reasonable upon the properties peculiarly benefited including in the assessment all parties for which damages have been allowed and shall report the same to the court The total assessments for benefits shall not exceed the total damages awarded or agreed upon

Section 1925 ASSESSMENT AWARDS In proceedings to assess damages and benefits if the property is both benefited and damaged by such improvements the excess of damages over benefits or the excess of benefits over damages or nothing in case the benefits and damages are equal shall be awarded to or assessed against the several owners of property affected thereby

Section 1926 SEPARATE REPORTS OF DAMAGES AND BENEFITS The preceding section shall not prevent the viewers from making a separate report of the damages and benefits respectively In such event if the damages to the property of any person be greater than the benefits or if the benefits be greater than the damages or if the damages and benefits be equal in either case the viewers shall strike a balance and carry the difference forward to another column so that the assessment shall show what amount is to be received or paid by the property owner and the difference only shall be collectible of or paid to such property owner Appeals taken from the report of the board of viewers shall be from such net amount only.

Section 1927 NOTICE WHEN SCHEDULES WILL BE EXHIBITED The viewers shall give notice to all parties to whom damages are allowed or upon whom assessments for benefits are made of a time not less than ten days thereafter and of place where the viewers will meet and exhibit their schedule and hear all exceptions thereto

Section 1928 SERVICE OF NOTICES Such notice shall be given in the manner provided by law for the service of a summons in a personal action if the parties can be found in the township or upon an adult person residing upon the property affected by the assessment in case the owner or reputed owner cannot be found and to all others by publication in the newspaper or newspapers in which the first notices of the view were published and by posting conspicuously on the premises The board of commissioners may by ordinance provide by whom the notice shall be served and posted and fix the compensation for such service

Section 1929 REPORT OF VIEWERS PLAN OF IMPROVEMENTS After making whatever changes are necessary the viewers or a majority thereof shall report to the court showing the damages and/or benefits allowed and assessed in each case and file therewith a plan to be secured or prepared by the viewers showing the improvement the properties taken injured or destroyed and properties benefited

Section 1930 NOTICE OF FILING OF REPORT When the report is filed notice thereof shall immediately be given by publication once in the newspapers publishing the notice provided for in this article Such notice shall state the date of filing of the report contain a schedule of the damages allowed and benefits assessed and shall state that unless exceptions be filed thereto or an appeal to the court of common pleas is taken therefrom within thirty days from the date of filing the report will be confirmed absolutely

Section 1931 TOWNSHIPS TO PAY COSTS OF PROCEEDINGS The cost of the proceedings including court costs except the compensation of the viewers shall be paid by the township

Section 1932 BOND OF TOWNSHIP Except when in this act otherwise provided in all cases where the parties have not agreed upon the damages claimed or where by reason of the absence or legal incapacity of the owner no such agreement can be made the township may tender sufficient security to the party entitled to damages or to the attorney or agent of any person absent or to the agent or officer of a corporation or to the guardian or committee of anyone under legal incapacity

Section 1933 CONDITION OF BOND NOTICE OF FILING IN COURT The condition of the security shall be that the township shall pay or cause to be paid such amount of damages as the party shall be entitled to receive after the same shall have been agreed upon by the parties or assessed in the manner provided for by this article In case the party claiming damages refuses to accept the security tendered the township shall give the party or his agent attorney guardian or committee a written notice of the time when the same will be presented in court

Section 1934 FILING BOND RECOVERY THEREON If approved by the court the security shall be filed for the benefit of those interested and recovery may be had thereon for the amount of damages assessed If the damages be not paid they may be collected by execution on the judgment in the issue framed to try the question Upon the approval of the security the township may proceed with the improvement

Section 1935 EXCEPTIONS TO REPORT OF VIEWERS Within thirty days after the filing of any report any party interested may file exceptions to the same and the court shall confirm modify or change the same or change the assessments made therein or refer it back to the same or new viewers

Section 1936 CONFIRMATION OF REPORT OF VIEWERS When the report is filed the prothonotary shall mark it confirmed nisi In case no exceptions are filed thereto he shall enter a decree that the report is confirmed absolutely

Section 1937 EFFECT OF EXCEPTIONS ON CONFIRMATION OF REPORT When exceptions are filed which affect the entire report the same shall not be confirmed absolutely as to any part thereof until the exceptions have been finally disposed of When the exceptions do not affect the entire report the court shall confirm the assessments to which exceptions have not been taken

Section 1938 APPEALS FROM CONFIRMATIONS AFTER EXCEPTIONS Within three months after the confirmation of any report following the filing of exceptions thereto any party interested may appeal from the decree of the court below to the Superior or Supreme Court as the case may be

Section 1939 EFFECT OF APPEALS When any appeal is taken from the action of the court confirming any viewers' report or part thereof if the appeal affects the entire report it shall have the effect of suspending the absolute confirmation thereof until the appeal is finally disposed of but where the appeal is to matters which do not affect the entire report or any other assessment such appeal shall affect only the particular assessment for which the appeal is taken

Section 1940 FILING ASSIGNMENTS OF ERROR ET CETERA In order to determine whether any appeal affects the entire report or any particular assessment the appellant shall file in the court below before or at the time of filing his writ of certiorari a copy of his specifications or assignments of error or grounds of appeal Upon failure so to do the township or any party interested may by notice or rule upon the appellant cause such specifications assignments of error or grounds of appeal to be filed

Section 1941 CERTIFICATE OF JUDGE OF THE COURT BELOW Upon the request of the township or any party interested the court below or any judge thereof in vacation shall certify whether the appeal affects the entire report and said crtificate shall be conclusive Where the court or judge certifies that the appeal will affect the entire report no further proceedings shall be taken in the court below until after the final action of the appellate court but where the court or judge certifies that the appeal will affect only a particular assessment then the confirmation of all other assessments shall be final

Section 1942 EFFECT OF AFFIRMATION OF DECREE OF COURT BELOW If on any appeal the action of the court below is affirmed the date of the decree of judgment of the appellate court shall be taken as the day on which the report was finally confirmed

Section 1943 CONSOLIDATION OF APPEALS Where any appeal is taken to the Supreme Court and an appeal is also taken to the Superior Court and the appeals in both cases are substantially the same the Superior Court may certify such appeal to the Supreme Court to be heard with the other appeals from the same report

The Supreme Court shall consolidate all such appeals and hear them as one case Where several appeals are taken from the confirmation of the same report either to the Superior or Supreme Court and the grounds of appeal are similar the appellate court may consolidate the appeals

Section 1944 APPELLANTS MAY UNITE IN APPEALS EFFECT THEREOF Several parties may unite in a single appeal either to the Superior or Supreme Court where the grounds of appeal are similar but the uniting of the appellants shall not unite the amounts or change the jurisdiction When the appeal if taken by each appellant singly would be to the Superior Court then the appeal shall be to that Court but if the appeal of any one appellant would be to the Supreme Court then the joint appeal shall be to that court If an appeal has been taken to the Supreme Court any other party without regard to the amount involved if the grounds of appeal are similar may appeal to the same court and join in such appeal

Section 1945 APPEALS FROM REPORTS OF VIEWERS FOR JURY TRIAL Within thirty days after any report of viewers is filed in court any party whose property is taken injured or destroyed or who is assessed benefits may appeal to the court of common pleas and demand a trial by jury Where an appeal is so taken as to a portion of the report the portion not appealed from should be confirmed absolutely at the expiration of thirty days after the report is filed in court

Section 1946 REASONS FOR APPEALS TO BE STATED The appeal as provided in the last preceding section shall state the grounds upon which it is taken and shall be signed by the appellant or by his agent or attorney and shall be accompanied by an affidavit that it is not taken for the purpose of delay but because the appellant believes injustice has been done

Section 1947 COSTS Upon the trial of any such appeal in case the party appellant does not obtain a verdict more favorable than was the report of the viewers as finally confirmed the appellant shall not recover any costs

Section 1948 NOTICES APPEALS FROM THE COURT BELOW The court of common pleas shall order what notices shall be given in connection with such proceedings and may by rule or otherwise prescribe the form of pleadings After verdict and final judgment either party may within three months appeal to the Superior or Supreme Court

Section 1949 APPEALS TO THE WRONG COURT Should any appeal under this article be made to the wrong court such court shall certify the appeal to the court to which it should have been taken

Section 1950 APPEALS NOT TO PREVENT FILING LIENS No appeal taken under this article shall prevent the filing of liens by any township for any assessment made by any such report but upon the final termination of the issue the court shall make such order as to the lien filed as shall appear right and proper

Section 1951 DISCONTINUANCE OF PROCEEDINGS If any township shall repeal any ordinance or discontinue any proceedings providing for any improvements prior to the entry upon taking or injury to any property or materials the township shall not be liable to pay any damages which have been assessed but all costs upon any such proceedings shall be paid by the township together with any actual damage sustained by reason of such proceeding

Section 1952 ASSESSMENTS TO BEAR INTEREST All assessments for benefits costs and expenses shall bear interest at the expiration of thirty days after they shall have been finally ascertained and shall be payable to the treasurer of the township

Section 1953 DAMAGES TO BEAR INTEREST The amount of damages allowed in a report of viewers for the taking injury or destruction of property by the exercise of the right of eminent domain shall as finally confirmed bear interest at the rate of six per centum per annum from the date of the confirmation nisi of the report

ARTICLE XX

ROADS STREETS AND HIGHWAYS

(a) Plans of Streets

Section 2001 Every township shall have a general plan of its streets and alleys including those which have been or may be laid out but not opened Such plan shall be filed in the office of the engineer or other proper officer of the township and all subdivisions of property thereafter made shall conform thereto No streets or alleys or parts thereof laid out or accepted and confirmed on such plan shall afterwards be altered without the consent of the commissioners of the township No person shall be entitled to recover any damages for any improvements placed or constructed within the lines of any street or alley after the same has been located or ordained on the plan provided for by this section

(b) Laying Out Opening Widening Straightening Vacating and Relaying Roads Et Cetera Repairs and Detours

Section 2005 POWER TO LAY OUT OPEN WIDEN VACATE ET CETERA The board of township commissioners may enact ordain survey lay out open widen straighten vacate and relay all roads streets lanes and alleys and parts thereof which are wholly within the township upon the petition of a majority in interest of the owners of property or properties through whose land such road street lane or alley passes or upon whose land it abuts or without petition of the owners of abutting property if in the judgment of the board of commissioners it is necessary for the public convenience Such power shall include authority to vacate in whole or in part roads streets lanes and alleys laid out by the Commonwealth where the same have remained unopened for a period of thirty years and also the authority to lay out and open a public road which will be a continuation or extension of a street already opened by an adjacent city or borough

Section 2006 BURIAL GROUNDS ET CETERA SAVED No such road street lane or alley shall be laid out and opened through any burial ground or cemetery nor through any grounds occupied by a building used as a place for public worship or as a public or parochial school or educational or charitable institution or seminary unless the consent of the owner or corporation or person controlling the premises is first secured

Section 2007 NOTICE OF HEARING The board of commissioners shall give ten days' notice to the property owners affected thereby of the time and place when and where all parties interested may meet and be heard Witnesses may be summoned and examined by the board and by the parties interested at such meeting or any adjournment thereof

Section 2008 DRAFT REPORT After such hearing and a consideration of the matter should the board of commissioners or a majority thereof decide in favor of exercising the power so conferred they shall make written report together with a draft or survey of the road street lane or alley fixing the width thereof and noting the improvements along the line thereof and the names of the owners of property through which the same shall pass or whereon it shall abut Such report and draft shall be filed in the office of the clerk of the court of quarter sessions

Section 2009 EXCEPTIONS TO REPORT Any citizen or freeholder of the township may within thirty days after the filing of the report of the board of commissioners upon entering in the court sufficient surety to idemnify the board for all costs incurred in the proceedings file exceptions to the report together with a petition for a review

Section 2010 APPOINTMENTS OF VIEWERS Upon favorable action on such matter by the board of commissioners and after the expiration of the term allowed for filing exceptions or upon the order of the court upon the disposition of any exceptions if in either case the compensation for the damages or benefits accuring therefrom have not been agreed upon the court of common pleas or any law judge thereof in vacation on application by petition by the board of commissioners or any person interested shall appoint three viewers from the county board of viewers to assess the damages and benefits occasioned by the proceeding in the manner provided by this act for such proceedings

Section 2011 NOTICES TO BE POSTED ALONG IMPROVEMENT After the passage or approval of any ordinance by the board of commissioners for the opening widening straightening extending or vacating any road street or alley notice shall within ten days thereafter be given by handbills posted in conspicuous places along the line of the proposed improvement Such notice shall state the fact of the passage or approval of the ordinance and the date of the passage or approval

Section 2012 WIDTH OF PUBLIC ROADS The width of a public road in townships of the first class shall not be less than thirty-three feet or more than one hundred and twenty feet Provided That the limits or width shall not be construed to include the width required for necessary slopes in cuts or fills when the limits of the road and the extra width required for such slopes exceed the limits of width herein specified

Section 2013 OPENING AND REPAIRING ROADS Public roads or highways laid out by lawful authority in townships shall as soon as may be practicable be effectually opened and constantly kept in repair All public roads or highways shall at all seasons be kept reasonably clear of all impediments to easy and convenient traveling at the expense of the township

Whenever proceedings have been heretofore or may hereafter be begun for the opening and laying out of any public road in any township such public road shall be physically opened upon the ground for use by the public within the period of five years next after the completion of such proceedings and if so opened then such proceedings shall be deemed to be void and of no effect and the land proposed to be taken shall revert to the owners of the land as in the case of the vacation of a public road free of any easement or right of the public to use the same

Section 2014 DETOURS Except in the case of emergencies wherein the safety of the public would be endangered no public road or highway in any township shall be closed to vehicular traffic except upon order of the authorities having charge of the maintenance of such highways nor for a longer period than is necessary for the purpose for which such order is issued Provided however That no public road or highway shall be closed to vehicular traffic when the same has been designated as a detour by the State Department of Highways unless the written consent of the Department of Highways has first been obtained or unless the authorities having jurisdiction over said road or highway shall by resolution duly recorded on their minutes declare such closing necessary for the protection of the public safety

When any public road or highway shall be closed as hereinbefore provided it shall be the duty of the authorities authorizing the closing to immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each public road intersection throughout its entire length indicating the direction to the main highway During the period when such detour is in use it shall be the duty of the authorities closing the main highway to maintain such detour in safe and passable condition It shall also be the duty of the authorities closing the main highway and maintaining the detour to immediately remove all detour signs when the highway originally closed is opened for traffic Said authorities shall as soon as possible repair the road designated as a detour and place same in a condition at least equal to its condition when designated as a detour Whenever necessary in the creation of a detour as aforesaid the authorities responsible for laying out the detour may enter into agreement with the owners of private lands covering the acquisition of right-of-way privileges over private property for the period when the main highway shall be closed to traffic In the exercise of the rights conferred by this section the authorities responsible are hereby empowered to pay for the necessary maintenance subsequent repair and land rental out of such funds as are available for the construction and/or maintenance of the highways in their charge

Any person who shall wilfully remove deface destroy or disregard any barricade light danger sign detour sign or warning of any other character whatsoever erected or placed under authority of this section or who shall drive on over or across any highway which has been closed by proper authority shall upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and the costs of prosecution and in default of the payment thereof shall be imprisoned one day for each dollar of fine and costs unpaid Provided however That persons who have no outlet due to the closing of a highway may drive on over or across such highway with the consent in writing of and subject to such conditions as may be prescribed by the authorities responsible for the closing or their agents or contractors without being subject to the penalties imposed by this section

In addition to the penalties herein provided the authorities responsible for the maintenance of a highway which has been closed to vehicular traffic or their agents or contractors may in an action at law recover damages from any person or persons who have damaged a highway by driving on over or across same when it is closed to vehicular traffic in accordance with the provisions of this act

All fines collected under the provisions of this section shall be paid by the officer receiving the same to the treasurer of the township in which the offense was committed

The commissioners of any township may temporarily close any township road when in their opinion excessive or unusual conditions have rendered such road unfit or unsafe for travel and immediate repair because of the time of year or other conditions is impracticable The road or portion of road so closed shall be properly marked at its extremities and a means of passage for the customary users of such road shall whenever possible be provided

Anyone using such road or portion thereof after the same has been properly closed and marked without a permit from the commissioners shall be subject to a penalty of not more than one hundred dollars to be recovered in a summary proceeding The penalties so recovered shall be payable to the treasurer of the township wherein the offense was committed

Section 2015 LAYING OUT ROADS UNDER THE GENERAL ROAD LAW All roads partly within townships of the first class where one of the termini of such roads is without the township shall be laid out widened changed or vacated only by the courts of quarter sessions as heretofore in the manner provided by the general road law and the amendments additions and supplements thereto But no such road shall be opened changed widened altered or vacated unless and until the board of commissioners of the township shall have passed a resolution consenting and approving thereto and shall have filed with the clerk of said court a copy of such resolution duly certified by the township secretary All damages and benefits occasioned by such laying out and the subsequent opening thereof or by any such widening changing or vacation shall be assessed collected and paid in the manner provided by the general road law and the amendments additions and supplements thereto Provided That all damages occasioned by such laying out and the opening thereof or by the widening changing or vacating of all roads within townships of the first class shall be assessed collected and paid by such townships of the first class

(c) Dedicated Roads Streets Lanes Alleys and Drainage Facilities

Section 2020 PLANS OF DEDICATED ROADS AND STREETS No person shall construct open or dedicate any road street lane or alley or any drainage facilities in connection therewith for public use or travel in any township without first submitting plans thereof to the township commissioners for their approval Such plans shall be prepared in duplicate in accordance with such rules and regulations as may be prescribed by the commissioners and shall show the profiles of such roads streets lanes or alleys the course structure and capacity of any drainage facilities and the method of drainage of the adjacent or contiguous territory and also any other or further details that may be required under the rules and regulations adopted by the township commissioners Before acting upon any such plans the commissioners may in their discretion arrange for a public hearing after giving such notice as they may deem desirable in each case The township commissioners are authorized to alter such plans or order the same to be altered and to specify any changes or modifications of any kind which they in their discretion may deem necessary with respect thereto and may make their approval of such plans subject to any such alterations changes or modifications but no plans shall be approved until there is a solicitor's report as to municipal liens Any plans when so approved shall be signed in duplicate on behalf of the township by such officer as the commissioners may designate and an approved duplicate copy shall be filed in the township engineer's office or other proper office where the same shall be available to public inspection No road street lane or alley or any drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans so approved by the commissioners or with further plans subsequently approved by them in the same manner nor until such plan and the approval thereof has been recorded as hereinafter provided

Section 2021 APPEALS WHERE COMMISSIONERS REFUSE APPROVAL In any case where the township commissioners shall refuse to approve any plans submitted to them in accordance with this act any person aggrieved by the action of the commissioners may within thirty days after such action appeal therefrom by petition to the court of quarter sessions of the county which court shall hear the matter de novo and after hearing may enter a decree affirming reversing or modifying the action of the commissioners as may appear just in the premises The court shall designate the manner in which notices of the hearing of any such appeal shall be given to all parties interested The decision of the court shall be final

The action of the township commissioners or of the court on appeal in approving any such plans and an approved duplicate copy of such plans shall be recorded by the person applying for such approval in the office of the recorder of deeds of the county

Section 2022 NO RESPONSIBILITY ON TOWNSHIP WHERE PLANS NOT APPROVED If any road street lane or alley or any drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans approved as provided in this subdivision neither the township commissioners nor any public authorities shall place construct or operate any sewer drain water pipe or other facilities or do any work of any kind in or upon such road street lane or alley and neither the township commissioners nor any other public authorities shall have any responsibility of any kind with respect to any such road street lane alley or drainage facilities notwithstanding any use of the same by the public unless such road street lane alley or drainage facilities are accepted by ordinance Provided however That nothing herein contained shall prevent the laying of trunk sewers drains water or gas mains if required by engineering necessity for the accommodation of other territory

Section 2023 ENTRY OF LANDS The township commissioners and their representatives and workmen may enter upon any land property and maintain marks and monuments so far as the commissioners deem necessary in carrying out their powers and duties of this subdivision

Section 2024 PENALTY Any person copartnership or corporation who or which shall construct open or dedicate any road street lane or alley or any drainage facilities in connection therewith for public use or travel in any township without having first complied with the provisions of this subdivision and of any ordinances or resolutions of the township authorities adopted pursuant hereto shall be guilty of a misdemeanor and upon conviction thereof such person or the members of such copartnership or the officers of such corporation responsible for such violation shall be sentenced to suffer imprisonment not exceeding two years or pay a fine not exceeding one thousand dollars or both in the discretion of the court

Section 2025 POWERS OF STATE AND COUNTIES PRESERVED Nothing contained in this subdivision shall be held to restrict or limit the State Department of Highways or any county in the exercise of any of its duties powers and functions under the provisions of any act of Assembly now in force or hereafter to be enacted

(d) Relocation Alteration and Vacation of Roads in or Near State Parks

Section 2030 AGREEMENTS TO RELOCATE ALTER AND VACATE ROADS Whenever a public road or highway within a park or public ground title to which park or public grounds is vested in the State of Pennsylvania is laid out located relocated altered or vacated in such manner that a public road or highway approaching leading into or contiguous to such park or public grounds shall become either useless inconvenient or burdensome such public road or highway approaching leading into or contiguous to such park or public grounds may be altered relocated or vacated by the township commissioners charged with the duty of maintaining such roads or highways in whole or in part for the purpose of making it convenient and suitable as an approach to the roads and highways within said park or public grounds upon the consent and agreement of (a) the commissioners or officials charged with the care and management of said park or public grounds (b) the township commissioners charged with the duty of maintaining said roads or highways approaching leading into or contiguous to said park or public grounds and (c) the property owners owning the majority of the frontage of land abutting upon the relocated portion of the roads or highway approaching leading into or contiguous to said park or public grounds

Section 2031 AGREEMENT TO BE FILED IN COURT EFFECT OF FILING The filing of the consent and agreement of commissioners or officials charged with the care and management of such park or public grounds the township commissioners charged with the maintenance of said roads and highways and of the property owners provided for in the preceding section in the court of quarter sessions of the county or counties in which the altered relocated or vacated road or highway is situate shall have the same force and effect as the filing and the approval and absolute confirmation by the court of quarter sessions of a report of viewers appointed in accordance with the general road law and shall have the same force and effect as though said viewers had laid out located relocated altered or vacated such road or highway in accordance with the agreement filed as aforesaid and the report of said viewers had been filed approved and absolutely confirmed by the court

The filing of said agreement in the court of quarter sessions shall be conclusive as to the question of the necessity for the laying out location relocation alteration or vacation of said roads or highways as contained in the said agreement and that the portion or portions of said road or highway abandoned or vacated were useless inconvenient and burdensome

Section 2032 ALTERED AND RELOCATED ROADS DECLARED TOWNSHIP ROADS Such road or highway when altered or relocated shall be maintained and repaired in the same manner as other township roads are maintained and repaired

Section 2033 ASSESSMENT OF DAMAGES The owner of any land through which any public road or highway may be so relocated may apply by petition to the court of quarter sessions of the proper county setting forth the injury which he or she may have sustained by reason of the relocation of the said public road or highway and the proceedings relative to the assessment and payment of damages of said land owner shall be in accordance with the provisions of this act for proceedings for the assessment of damages and benefits

(e) Elimination of Curves

Section 2035 Any township may acquire by purchase or by the right of eminent domain such property and lands situate along or adjacent to any township highway as in the opinion of the commissioners of such township may be necessary to eliminate dangerous curves

Upon any such purchase or condemnation the township commissioners may from time to time abate or remove or cause to be abated or removed any such dangerous curve or curves to the extent of the property and land so acquired

The proceedings for the condemnation of such property and lands under the provisions of this section and for the assessment of damages for property taken injured or destroyed shall be taken in the same manner as is provided by this act for the condemnation of land by townships

(f) Acquisition of Unobstructed Views at Curves and Intersections

Section 2040 Any township may acquire by purchase or by the right of eminent domain a free and unobstructed view down and across such lands located at or near the intersection of any two highways or a highway and a railroad or railway or at any curve in any highway as may be necessary to assure a free and unobstructed view in all directions at such crossings and to so prevent the use of such lands for any purpose or in any manner which may interfere with or obstruct the vision of any person or persons traveling upon any such highway

Upon any such condemnation the township commissioners having had such view condemned may from time to time abate or remove or cause to be abated or removed any obstruction to such view over and across such lands

The proceedings for the condemnation of such view over and across such lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be taken in the same manner as is provided in this act for the condemnation of land by townships

Upon the condemnation of a view over and across any such lands the owner of such lands may make every such use thereof as will not interfere with a free and unobstructed view at such dangerous crossing or curve and unless specially provided for in such condemnation proceedings such condemnation shall not be construed to prevent the owner thereof from using such land for pasture or the growing of grass oats wheat or other crops which will not obstruct the vision more than wheat

(g) Changing or Altering Roads by Agreement with Property Owners

Section 2045 Whenever the commissioners of any township deem it advisable to construct change or alter any part of any public road under their supervision and can agree with the property owners affected by such change as to damages they may upon payment of damages agreed upon change or alter such part of such public road as contemplated in such agreement without the formality of a view.

No such change or alteration of any part of any public road shall be made the costs and expenses of which to such township including damages shall exceed three hundred dollars A petition setting forth the facts accompanied by a map or draft of such proposed change shall be presented to the court of quarter sessions for approval before such actual change is made whereupon the new location approved by the court shall be taken to be the public road and the old location shall be vacated.

Nothing contained in this section shall be construed to prohibit a township from paying for curbs gutters sidewalks and retaining walls necessitated by such construction change alteration or widening in cases where the land necessary therefor is dedicated to the township for public use

(h) Grading Draining Curbing Paving Macadamizing Roads or Streets on Petition and Assessment of Benefits by Viewers

Section 2050 PROCEEDINGS ON PETITIONS Upon the petition of a majority of property owners in interest or number abutting on the line of any proposed improvement to be verified by the affidavit of at least one of the petitioners a majority in interest of owners of undivided interests in any piece of property to be treated as one person a township may grade curb pave or macadamize or otherwise improve any road street or alley or part thereof or which may be in whole or in part boundaries thereof and provide for the necessary drainage thereof and may also provide for the improvement of any street road lane or alley and any sections or parts thereof in length in the space between the curb gutter or actual carriageway line and the property line either by an orginal work or improvement thereon or by a change repair renewal or alteration in the said highway curb parking spaces or shade trees or by changing altering renewing replanting pruning or otherwise improving the same in any or all of said particulars The majority in interest or number required for such petitions shall be fixed as of the date of such petition

Section 2051 GRADING RESTRICTIONS In grading a road street lane or alley it shall be unlawful to raise the highway above the ordinary grade when a drain or culvert is constructed under such highway or where a highway is constructed over such drain or culvert

Section 2052 NOTICE After the passage of any ordinance for the grading curbing paving or macadamizing or otherwise improving any street or alley notice shall be given within ten days thereafter by handbills posted in conspicuous places along the line of the proposed improvement

Section 2053 CONTENTS OF NOTICE The notice shall state the fact and the date of the passage of such ordinance that the petition for the improvement was signed by a majority in interest and number of owners of propery abutting on the line of the proposed improvement and that any person interested denying the fact that said petition was so signed may appeal to the court of common pleas of the county within thirty days from the passage of the ordinance

Section 2054 APPPEALS FROM ORDINANCE Any person interested may within thirty days from the passage of such ordinance present a petition to the court of common pleas of the county setting forth the facts whereupon the court shall determine whether such improvement was petitioned for by the requisite majority If the court shall find that it was not so petitioned for it shall quash the ordinance but if it shall find that it was so petitioned for it shall approve the same If no appeal shall be taken or if the court on appeal shall approve the ordinance the township may proceed with the improvement and thereafter all parties shall be estopped from denying the fact that such petition was properly signed

Section 2055 ASSESSMENT OF DAMAGES AND BENEFITS BY VIEWERS On petition viewers shall be appointed as provided in this act who shall assess the damages costs and expenses of such grading curbing paving or macadamizing or parking shade tree planting or changing or altering renewing replanting pruning or improving including the expenses for necessary drainage upon the property benefited according to benefits if sufficient can be found but if not the deficiency when ascertained shall be paid by the township The proceedings of the viewers and the proceedings on their report shall be as provided in this act for such proceedings

Section 2056 ASSESSMENTS TO BEAR INTEREST COLLECTION All such assessments for benefits if not paid within thirty days shall bear interest as provided by this act in such cases and if any such assessment remains unpaid it shall be the duty of the township solicitor to collect the same with interest by action of assumpsit or by a lien to be filed and collected in the manner provided by law for the filing and collection of municipal claims When an owner has two or more lots against which there is an assessment for the same improvement all of such lots may be embraced in one claim

(i) Grading Draining Curbing Paving or Macadamizing Streets and Collection of Cost by Foot Front Rule

Section 2060 PROCEEDINGS WITH OF WITHOUT PETITION Townships with petition or without petition may grade curb gutter pave macadamize or otherwise improve roads streets lanes and alleys or parts thereof or a particular width or additional widths thereof with or without the assistance or contribution of the State county or a corporation occupying the thoroughfare and may assess and collect the whole cost thereof or the whole cost not thus aided or contributed or any part thereof from the owners of real estate abutting on the improvement by an equal assessment on the foot-front including the expense of the necessary drainage Such power may be exercised as to any township road street lane or alley or any State or State-aid highway or county road or highway The board of commissioners may make equitable adjustments for corner lots or lots of irregular shape where an assessment for full frontage would be unjust Property not otherwise assessable shall become assessable by the petition of the owner or the owner's representative in all cases where the whole width of the highway is being paved without State or county aid and more than two-thirds of the total cost is proposed to be assessed on abutters the township shall for this purpose be considered as owner of non-assessable property of street and alley intersections and of the deducted frontage of equitable adjustments On petition of owners representing two-thirds of the number of feet of assessable properties abutting on the proposed improvement the total cost of the improvement or a lesser amount if the township desires may be assessed on the assessable properties abutting without any deduction for non-assessable property or street and alley intersections or for the equitable adjustments aforesaid Provided That the petition states that the total cost may be assessed on the abutters

Section 2061 GRADING RESTRICTIONS In grading a road street lane or alley it shall be unlawful to raise the highway above the ordinary grade when a drain or culvert is constructed under such highway or where a highway is constructed over such drain or culvert

Section 2062 NOTICES OF ASSESSMENTS The secretary of the township shall cause thirty days' notice of the assessment to be given to each party assessed either by service on the owner or his agent or left on the assessed premises

Section 2063 COLLECTION OF ASSESSMENTS If any assessment shall remain unpaid at the expiration of the notice it shall be the duty of the township solicitor to collect the same with interest from the time of completion of the improvement by action of assumpsit or by a lien to be filed and collected in the same manner as municipal claims When an owner has two or more lots against which there is an assessment for the same improvement all of such lots shall be embraced in one claim

(j) Road Material Ditches Drains and Watercourses

Section 2065 POWER TO ENTER LANDS When road material cannot be conveniently obtained by contract at reasonable prices the commissioners of townships may enter upon any land or enclosure within their township lying near the road and dig gather and carry upon the road any stones sand or gravel which they think necessary to make maintain or repair the road In exercising such right they shall do no unnecessary damage to the owners of the land and shall repair any breaches of fences which they make

Section 2066 VIEWERS TO FIX DAMAGES Whenever the commissioners and the owners of any such materials cannot agree upon the price to be paid therefor the value of such materials shall be assessed by viewers to be appointed and to make report as provided in this act in the case of eminent domain proceedings

Section 2067 DITCHES DRAINS AND WATERCOURSES APPROVAL OF PLANS No person shall stop fill up confine pave or otherwise interfere with any drain ditch watercourse or drainage facilities in a township without first submitting suitable plans thereof to the township commissioners for their approval and securing a permit from the Water and Power Resources Board when the drainage area of a water course is more than one-half of one square mile Such plans shall be prepared in accordance with such rules and regulations as may be prescribed by the commissioners and shall show the exact nature of the work to be performed Before acting upon any such plan the commissioners may in their discretion arrange for a public hearing after giving such notice as they may deem desirable in each case The commissioners are authorized to alter such plans and to specify any changes or modifications of any kind which they in their discretion may deem necessary with respect thereto and may make their approval of such plans subject to any such alterations changes or modifications Any plans when so approved shall be signed on behalf of the township by such officer as the commissioners may designate and shall be filed in the township offices where the same shall be available for public inspection No drain ditch watercourse or drainage facilities shall be constructed altered stopped filled up confined paved or otherwise interfered with except in strict accordance with plans so approved by the commissioners or with further plans subsequently approved by them in the same manner No township shall have any responsibility with respect to conditions arising as a result of the failure on the part of any person to comply with the requirements of this act

The township commissioners may enter upon any lands or enclosures and cut open maintain and repair such drains or ditches through the same as in their judgment are necessary to carry the water from the roads streets lanes or alleys

If any person shall stop fill up or confine pave or otherwise interfere with any such drain or ditch watercourse or drainage facilities or shall divert or change the course thereof without the approval of the commissioners as herein provided such person shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or suffer imprisonment not exceeding two years or both in the discretion of the court

Nothing contained in this section shall be held to restrict or limit the State Department of Highways or any county in the exercise of any of its powers and duties under the provisions of any law of this Commonwealth nor to obviate the necessity of securing the consent of the Water and Power Resources Board where required by existing law

(k) Trees and Shrubbery Within Limits of Highways

Section 2070 SAVING TREES AND SHRUBBERY Where any highway passes through or along forested lands wild lands or uncultivated lands no trees growing within the limits of such highway at a distance beyond fifteen feet on either side of the center line thereof and which measures four inches or over in diameter at a point two feet from the surface of the ground shall be cut down or destroyed by the commissioners or persons employed by them or any other person without first obtaining the consent of the abutting owners

Whenever any highway running through improved or cultivated lands has been opened and there are growing along the roadsides and within the road limits shrubs or trees not interfering with public travel no commissioners or other persons in their employ shall remove cut injure or destroy or in any other manner interfere with such shrubs or trees If such removal or cutting is absolutely necessary for the purpose of maintaining the highway at its highest efficiency the commissioners or other persons in their employ may so cut or remove such shrubs or trees after notifying the abutting property owners and entering into an agreement with them relating to the removal cutting or interference with said shrubs or trees

Section 2071 COURT ORDERS FOR REMOVALS In either of the cases set forth in the preceding section if the consent or agreement of the abutting property owners cannot be obtained the board of commissioners may appeal to a judge of the court of common pleas The judge shall inquire into the facts of the case and after hearing all parties in interest shall make such order as seems just having due regard for the demand for road improvement as well as for the preservation of the trees or shrubs From such order there shall be no appeal

Section 2072 LOGS AND CORDWOOD PROPERTY OF OWNER All logs cordwood branch wood or other forms of wood which shall be derived from the destruction or removal of any trees growing along the highways shall be surrendered to and remain the property of the abutting owners

Section 2073 BRUSH AND REFUSE The commissioners may clear out brush and other refuse from along the sides of the road to the legal width thereof All such clearing and removal of brush and refuse shall be confined to growth that is within the limits hereinabove described and to the removal of branches that in any way interfere with public travel No other injury by fire cutting abrasion or otherwise shall be done to the standing timber

Section 2074 PENALTY If any commissioner or person in their employ or any other person shall cut down kill or injure any living tree growing as aforesaid and of a size four inches in diameter or greater at a point two feet from the surface of the ground or shall violate any other provisions of the preceding sections of this subdivision he shall upon conviction thereof in a summary proceeding be subject to a penalty of not more than five dollars for every tree so cut injured or destroyed with costs of suit Such penalty shall be paid to the township treasurer If any defendant upon conviction for any offense fails or refuses to pay the fine and costs imposed or does not give bond with approved surety to pay the same within ten days he shall be committed to the county jail for not more than thirty days or until he has paid the fine and costs in full

Section 2075 REMOVAL OF OBSTRUCTION Nothing in this subdivision of this act shall be so construed as to prevent the commissioners or other persons in their employ from removing such roadside trees which may be thrown down by the wind or lodged in such position as to be a menace to public travel or which by reason of any other cause become a source of danger to the public Every such act of removal shall be made with due regard to the circumstances of the case so as to preserve the true intent and purpose of this subdivision

(l) Protection of Highways from Snowdrifts

Section 2078 Whenever any roads streets or highways in townships are so located as to render them liable on account of high wind during the winter season to be so filled with snow as to make them impassable and in the judgment of the commissioners such drifts of snow can be avoided by the removal of any fence erected along either side of such road street or highway and replacing the same by a fence constructed of posts wire and boards or rail combined such commissioners may agree with the owners of such fences upon a plan for the erection of a fence constructed of posts wire and board or rail combined The township may pay the owners of such fences a sum not to exceed the first cost of the wire used in the construction of such fences The wire used in the construction of such fences shall be without barbs This section shall not apply to any stone wall hedge or ornamental fence

Any township which is responsible for the maintenance of any public road or highway shall have authority to enter upon private property adjacent to such public road or highway and place thereon a snow fence at any point as may be deemed necessary to within a limit of one hundred (100) feet from the right-of-way line of such public road or highway in order to eliminate snow drifting on the traveled portion of the public road or highway

No such snow fence authorized shall be placed prior to November first nor shall the same remain in place after April first of the succeeding year unless the written consent of the owner of the adjacent property is obtained agreeing to an extension of time for the removal of said snow fence

If the township shall not be able to enter into an agreement with the owner of the adjacent property occupied by such snow fence as to the amount of damages sustained as a result of said fence being placed and removed the owner may petition the court of common pleas of the county for the appointment of viewers to ascertain the amount of damage incurred in such case in the manner provided in this act for eminent domain proceedings Such damages if any when ascertained shall be paid by the township Any funds available for the construction and maintenance of public roads or highways shall be available for the payment of such damages

(m) Guideposts and Index Boards

Section 2080 DUTY TO ERECT The commissioners of townships shall erect posts at the intersection of all public roads and at one of the angles where any public road crosses another public road and shall firmly fix thereon boards or metal signs with index hands pointing to the direction of such roads providing that if a tree trolley pole telephone pole telegraph pole or building is so erected that it can be used in place of a post and permission has been secured from the owner thereof such tree pole or building may be used in place of a post On such boards and signs shall be inscribed in large and legible characters the name of the town village or place to which such roads lead and the distance thereto computed in miles Provided That where any public highway intersects or crosses a State highway application for a permit shall be made by the commissioners to the State Department of Highways for the erecting of such signs

Section 2081 PENALTY FOR DESTROYING It shall be unlawful for any person to wilfully destroy remove injure or deface any guide post or sign or index board erected upon or near any public street road or bridge by the authorities of any township or erected with the consent of the authorities having jurisdiction over such street road or bridge by any club association or other organized body for the direction guidance or safety of travelers Any person violating any of the provisions of this section shall upon conviction in a summary proceeding be sentenced to pay a fine of not less than ten dollars and not more than twenty-five dollars with all costs of prosecution together with the value of such sign so destroyed removed or defaced Fines and moneys so collected shall be paid to the township treasurer In default of payment of said fine costs and expenses he shall undergo an imprisonment in the county jail for not less than five nor more than sixty days

(n) Highways Crossing Railroads Special Uses of Highways

Section 2083 RAILROAD CROSSINGS Every township constructing a highway across a railroad shall construct the same above or below the grade thereof unless permitted by the Public Service Commission to construct the same at grade

Any such crossing of a railroad by a highway or any vacation of any highway crossing a railroad shall be constructed only in the manner prescribed by and under the jurisdiction of the Public Service Commission The compensation for damages to the owners of adjacent property taken injured or destroyed shall be ascertained fixed and paid in the manner prescribed in the Public Service Company Law

Section 2084 HIGHWAY PERMITS No railroad or street railway shall hereafter be constructed upon any township highway nor shall any railroad or street railway crossings nor any gas pipe water pipe electric conduits or other piping be laid upon or in nor shall any telephone telegraph or electric light or power poles or any coal tipples or any other obstructions be erected upon or in any portion of a township highway except under such conditions restrictions and regulations and subject to the payment of such fees for permits as may be prescribed and required by the board of township commissioners not exceeding the reasonable cost of issuing the permit and expense of inspecting the work authorized by such permit upon completion thereof All fees so collected for permits shall be paid into the township treasury

(o) County-aid in the Improvement of Township Roads

Section 2086 Whenever the owners of the majority of the assessed valuation of real property within any township desire any principal road or highway within the township to be improved and maintained at the joint expense of the county and township they may petition the commissioners of the township for said improvement and require them to make application to the county commissioners for such improvement and maintenance in accordance with the provisions of existing law

In all cases where the township commissioners refuse to act upon or unduly delay action on any petition for the improvement and maintenance of any road or highway any citizen taxpayer of the township or county may by petition present the facts of the matter to the court of quarter sessions requesting the court to order such action thereon as the case may require If after due hearing had before said court it shall appear that the truth of the matters alleged in the petition are sustained the court shall make an order directing the township commissioners to forthwith act upon said application or applications and that the said application or petition for the improvement be forthwith forwarded to the county commissioners

(p) Penal Provisions

Section 2088 If any person working upon any road or highway in any township or if any one in company with such person shall ask money or reward or by any means whatever shall extort or endeavor to extort any money intoxicating drink or other thing from any person traveling upon or near such road or highway the person so offending shall for every such offense forfeit and pay a sum not exceeding five dollars

If any township commissioner shall connive with any person so asking demanding or contriving to extort money intoxicating drink or any other thing from any person traveling as aforesaid such commissioner shall for every such offense forfeit and pay a sum not exceeding ten dollars

If any person shall stop or obstruct any public road or highway in any township or shall commit any nuisance thereon by felling trees making fences turning the road or in any other way and shall not on notice given by the township commissioners forthwith remove the obstruction or nuisance and repair the damages done to such road such person shall for every such offense forfeit and pay a sum not more than twenty-five dollars Nothing in this section shall debar an indictment for any such nuisance as in case of misdemeanor at common law

All penalties provided for in this section shall be recovered by summary proceeding for the use of the township

(q) Opening Making Amending and Repairing Highways and Bridges by Contracts with Taxpayers

Section 2090 TAXPAYERS' RIGHTS Any one or more taxpayers of any township may acquire the right to furnish all the materials and labor necessary for opening making amending and repairing the public highways and bridges of such township in the manner and under the conditions set forth in this subdivision of this act

Section 2091 PETITION TO COURT To acquire such right such taxpayers shall before the beginning of the township fiscal year present to the court of quarter sessions a petition setting forth that he she it or they are the owners of property assessed and taxed for road purposes in such township the approximate number of miles of public road in such township and the ability of the petitioner or petitioners to lay out open make amend and repair the public highways and bridges of such township wholly at his her its or their own expense for the ensuing township fiscal year and to pay the other expenses of such township as hereinafter provided without any right against or claim upon such township for or by reason of the materials labor or moneys so furnished

Section 2092 BOND OF PETITIONERS The petitioners shall with the petition present a bond to the township in a sum equal to five hundred dollars for each mile of public road in the township with one or more sufficient sureties to be approved by the court conditioned for the faithful performance by said petitioner or petitioners of his her its or their duty and to save the township harmless from any loss or claim by reason of failure so to perform said duty

Section 2093 NOTICE TO COMMISSIONERS AND AUDITORS Notice of the intention of presenting the petition and bond and of the time when said petition and bond will be presented to the court shall be given to the commissioners and auditor or controller of the township at least ten days before the same are presented

Section 2094 CONTRACTS STIPULATIONS When the petition bond and proof of the notice required in the preceding section are presented to the court the same shall be ordered filed and the court being satisfied of the good faith of the petitioners and the sufficiency of the petition bond and notice shall order and direct the commissioners on behalf of the township to enter into a contract with the petitioner or petitioners In such contract the petitioner or petitioners shall bind him her or itself or themselves

First To open make amend and repair the public highways and bridges of the township for the ensuing fiscal year in a lawful and workmanlike manner wholly at the expense of the petitioner or petitioners and without creating thereby any claim upon or right against the township for or by reason of the materials labor or money for persons employed

Second To indemnify and save harmless the township from all claim damage cost or expense of whatever kind for or by reason of any act or omission of said petitioner or petitioners whereby any claim suit or other demand may be set up or recovered against the township

Third To pay within sixty days from the beginning of the fiscal year to the following officers of such township the following sums to be received by said officers in full for all demands against such township for their respective services as such officers of the township for the fiscal years for which the said contract is made which shall be in lieu of the compensation otherwise in this act provided for such officers namely To each township secretary the sum of fifty dollars to the auditor or controller of such township the sum of twenty-five dollars to an attorney to be elected by such commissioners as counsel for the township the sum of fifty dollars to each commissioner the sum of one hundred dollars

Section 2095 NO ROAD TAX TO BE LEVIED In consideration of the obligations set out in the preceding section to be assumed and performed by the petitioner or petitioners the commissioners on behalf of such township shall stipulate that the township will not assess levy or collect any tax for road purposes during the fiscal year for which such contract is made

Section 2096 INSPECTION The commissioners shall view and inspect the making and repairing of the roads in such townships at least once during every month and satisfy themselves that the petitioners have fully complied with their contract before final settlement and expiration of contract If at any time the commissioners shall see that any portion of the roads need repair they shall notify the petitioners to repair the same In case said petitioners fail to repair said road within five days after notice the commissioners are empowered to purchase such materials and employ such men as may be necessary to repair such road and charge the same to the petitioners

ARTICLE XXI

BOUNDARY ROADS AND HIGHWAYS

(a) Opening Repairing and Improving on Division Line of Townships

Section 2101 Roads or highways laid out on a line which divides two townships shall be opened made kept clear and in repair at the joint and equal charge of such townships Any township necessarily incurring more than its due proportion of such charge may recover the excess so incurred from the other township

When any public road is laid on the line of two townships if the commisioners or supervisors of either township neglect or refuse to join with the commissioners or supervisors of the other township in opening or repairing such road the commissioners or supervisors of the other township shall open amend and repair the road and are authorized to collect a just proportion of the cost of the opening and repairing of such road from the township so neglecting or refusing to join in such opening or repairing The commissioners or supervisors so neglecting or refusing shall be liable to a penalty of not less than four dollars and not exceeding fifty to be recovered in a summary proceeding All such penalties when recovered shall be paid into the township road fund

(b) Maintenance of Roads Between Township and Cities or Boroughs

Section 2105 Whenever any road or street is on the boundary line between any township and any city or borough such road or street shall be maintained jointly by the city or borough and the township for the purpose of maintaining any such road or street the authorities of any such township are hereby directed to enter into agreements with such city or borough providing the manner in which the same shall be maintained and providing for the division of the cost of maintenance between the city or borough and township If any such city or borough and township shall fail or refuse to enter into any such contract or if the city or borough and township cannot agree any taxpayer or the corporate authorities of the township may present a petition to the court of quarter sessions of the county setting forth the facts and the court after hearing of which such notice shall be given to all parties interested as the court may direct shall make an order directing the manner of such maintenance and the division of the cost of maintenance between the city and borough and the township The action of the court shall be final

(c) Highway the Centre Line of Which Is the Dividing Line Between Townships and Boroughs or Cities in the Same County

Section 2110 Whenever the centre line of any highway constitutes the dividing line between a township and any city or borough located in the same county the commissioners of the township may jointly with the county enter into a contract with the city or borough providing for the grading curbing and macadamizing or paving of such highway

Such alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city or borough in compliance with the laws governing the construction of such alterations or improvements in such city or borough and with plans and specifications to be agreed upon in writing between the commissioners of the township and the city or borough and the commissioners of the county

The cost of any alteration or improvement shall be borne one-half by the city or borough and one-half by the county and township in equal portions

The cost of repairs shall be borne one-half by the city or borough and one-half by the township or by the county and township in equal portions or such other proportions as are agreed upon in the joint contract of the township with the county

(d) Highway the Centre Line of Which Is the Dividing Line Between Townships and Cities in an Adjacent County

Section 2115 Whenever the centre line of any highway constitutes a dividing line between a township and a city located in an adjacent county it shall be lawful for the township commissioners to enter into a contract with the county in which it is located and with the city providing for the grading curbing macadamizing or paving of the roadway of said highway the cost thereof to be borne one-half by the city and one-half by the township and the county in which such township shall be situated in equal portions

The said alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the said city in compliance with existing laws governing such construction or improvement of such city and in further compliance with plans and specifications to be agreed upon in writing between such city and the commissioners of the said township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportions as may be agreed upon by the county and township

In all cases in which it shall be found impossible to enter into such contract or agreement as is provided for in this section or where either the city or the township or the county in which such township is situated shall refuse to enter into such contract or agreemen it shall be lawful for the township to present its petition to the court of common pleas of either county setting forth the facts and circumstances including the condition of the highway from which the necessity or desirability for the grading curbing macadamizing or paving of the roadway appears and the estimated cost thereof and that the terms of the said contract as provided for in this section cannot be agreed upon by the said city and the county or township or either or any of them or that either such city or the county or township or any or either of them refuses to enter into such contract Such petition may pray that such court may after hearing all the parties concerned make its order or decree defining the nature and character of the improvement reasonably necessary or desirable to be made to roadway and requiring the parties hereinabove specified to enter into a contract or contracts for the making and constructing of the same as herein provided for A copy of the said petition duly certified shall be served upon the city or the county and township concerned other than the petitioner with notice of such day as may be fixed by the court for the hearing Thereupon either or both of the parties served with such notice shall be entitled on or before such date to file in the said court its answer to the said petition setting forth its version of the facts or such other matters in relation thereto as may be deemed necessary or proper by it The said court upon the date so fixed or at such other time as it may appoint shall hear the evidence of the parties or it may refer the matter to a master who shall hear the testimony of the parties and report his findings in the same manner and under the same procedure as provided by the rules in equity in similar cases to the said court which may reject confirm or modify the same and may make its decree or order directing the making of such alterations or improvements to the roadway as may be deemed reasonably necessary or desirable and providing for the sharing of the cost of such improvements one-half by the city and one-half by the county and township in equal portions The said order or decree may further provide that the repairs to such alterations and improvements subsequently required shall be borne one-half by the city and one-half by the county or township in equal portions or such other proportions as between the county and the township as such court may find to be legal and proper and thereupon the said grading curbing macadamizing or paving of the roadway of such highway shall proceed in accordance with the decree or order of the said court in the same manner as if the contract or agreement provided for in this section had been entered into and duly executed

(e) Improvement of Street Where More Than One-Half Width is in Township Assessment of Property Outside Limits

Section 2120 Whenever any street alley or highway more than one-half the width of which is within the limits of any township shall divide the said township from any other municipality or township located within the same county such street alley or highway may be improved by the township within which the greater width is located in the same manner as if the said street alley or highway were entirely located within the limits of said township

The property abutting on the side of said street alley or highway which is located outside the limits of the township making such improvements shall for a depth of one hundred and fifty feet plus one-half the width of said street alley or highway from its centre line be assessed for any and all municipal improvements to or on the said street alley or highway in same manner as such property would be assessed under this act if it were entirely located within the limits of such township

(f) Assessment of Property Outside Limits of Township for Street Improvements

Section 2125 Whenever any street or alley entirely within the limits of any township shall divide such township from any other municipality or township located in the same county the property on the side of the street or alley opposite the line of such township shall for a depth of one hundred and fifty feet be assessed for municipal improvements on such streets or alleys on which property shall abut Such assessment shall be made in the same manner and in the same proceeding as is used for the assessment of property within such township for such improvement

(g) Grading Curbing Paving Macadamizing Boundary Street Et Cetera

Section 2130 Townships may enter into agreements with adjoining boroughs for the grading paving and curbing or macadamizing of streets and alleys which may be boundaries between such townships and boroughs and may provide in such contract that the damages costs and expenses of such improvement shall be divided between such townships and boroughs in proportions agreed upon

In grading paving and curbing or macadamizing any such streets or alleys townships shall exercise such power only upon petition of a majority of the property owners in interest and number abutting the line of the proposed improvement within the township limits to be cerified by the affidavit of one of the petitioners a majority in interest of owners of undivided interest in any piece of property to be treated as one person asking that such improvement be made

The portion of the damages costs and expenses agreed to be paid by any township shall be ascertained and the benefits incident thereto shall be assessed and collected in the manner provided in this act for the assessment of damages and benefits by viewers

ARTICLE XXII

BRIDGES AND VIADUCTS

(a) As Part of Road Street Highway Lane or Alley

Section 2201 Whenever in the opening grading or improving of any road street highway lane or alley in any township it is necessary to erect or construct any bridge and the piers abutments and approaches therefor the same may be erected and constructed by the township as part of such road street highway lane or alley In any such erection or construction the township may take use and occupy private property All damages shall be awarded and benefits assessed as part of the proceeding to open grade or improve the road street highway lane or alley of which the bridge is a part

(b) Over Railroads

Section 2205 POWER TO CONSTRUCT Townships may build or purchase existing bridges or viaducts over railroads rivers creeks streams and private property or over railroads and any of them or over railroads only whether the bridges or viaducts are wholly or partly within the township limits for the purpose of uniting two or more streets or highways or separate portions of the same street or highway Such bridges and viaducts must in all cases cross railroads Such bridges and viaducts and the approaches thereto shall be constructed and the damages in connection therewith paid as provided by the Public Service Company Law

Section 2206 MAINTENANCE Such viaduct or bridge shall be maintained as a township structure and the township is authorized to contract with any party interested except the county for the maintenance of the same

(c) Over Marshy or Swampy Grounds Creeks Rivulets Gullies Canals and Railroads

Section 2210 POWER TO MAKE AND MAINTAIN The commissioners of townships in making and repairing the roads shall make and maintain within their township sufficient bridges over all small creeks rivulets deep gullies canals and railroads where the same is necessary for the ease and safety of travelers

Such bridges over canals or railroads shall not obstruct the railroad or canal over which it is built Nothing in this section shall release railroad or other companies or the Commonwealth from the requirements of existing laws

Section 2211 DAMAGES In the construction and maintenance of such bridges all damages shall be awarded and benefits assessed as part of the proceeding to lay out open make or repair the road of which the bridge is a part

(d) Over Streams Railroads and Canals on Township Boundaries

Section 2220 BRIDGES ON DIVISION LINE OF TOWNSHIPS Where a small creek or a railroad or canal over which a bridge is necessary is on the boundary line of two townships the bridge shall be built and maintained at the joint and equal expense of the townships by their respective commissioners or supervisors in the manner directed by this act in the case of public roads which may be the division line of townships

Section 2221 BRIDGES BETWEEN TOWNSHIPS AND MUNICIPALITIES Whenever a creek railroad or canal over which a bridge is necessary is on the division line of a township and a municipality the township shall unite with such municipality in the construction and maintenance of such bridge and pay an equal share of the expenses incident thereto

Section 2222 BRIDGES OVER RAILROAD OR CANAL If a bridge is built over such boundary railroad or canal by virtue of the provisions of the preceding section of this act such bridge shall not obstruct the railroad or canal over which it is built Nothing in said sections shall release railroad or other companies or the Commonwealth from the requirements of existing laws

(e) Maintenance Repair and Rebuilding of Bridges Built by County

Section 2225 Whenever a bridge or part thereof has been built by the county or the whole or part of the money necessary to build it has been furnished by the county and the bridge has not been entered on record as a county bridge such bridge shall be maintained kept in repair and rebuilt when necessary by the township or townships in which or on the boundary line of which it is located without rendering the county liable for the same

ARTICLE XXIII

SIDEWALKS

Section 2301 POWER TO LAY OUT ORDAIN AND ESTABLISH GRADES Townships may lay out ordain and establish sidewalks upon any of the roads streets lanes and alleys of the township and may establish grades for such sidewalks which grades may be separate and apart from the grade established for the highway

Section 2302 WIDTH The width of any sidewalk shall be fixed by the township commissioners by ordinance

Section 2303 PAVING AND CURBING SIDEWALKS Townships may upon such notice as may be provided by ordinance require owners of property abutting on any public road street lane or alley including State and State-aid highways and county roads to construct pave curb repave and recurb the sidewalks along such property with such materials at such grades and under such regulations as may be prescribed by ordinance and upon failure of such owners to comply with such notice or without notice to the property owners as above provided the townships shall in either case have power to cause the same to be done by the township and to levy and collect the cost thereof from such owners of property abutting such sidewalk

The cost of any such grading paving curbing repaving and recurbing shall be a lien upon the premises from the time of the commencement of the work which date shall be fixed by the township engineer and shall be filed with the township secretary Any such lien may be collected by action in assumpsit or by lien filed in the manner provided by law for the filing and collection of municipal claims

The cost of any such paving curbing repaving and recurbing may in any case be borne in whole or in part by the township

No sidewalks shall be established and constructed upon any State highway without the consent of the State Department of Highways or upon any county road without the consent of the county commissioners.

Section 2304 REPAIR OF SIDEWALKS The owner of the abutting property shall keep the sidewalk together with any portion of his property paved and used as a sidewalk or public walk immediately in front of his property in good order and repair and at all times free and clear of all obstruction to safe and convenient passage and free of any merchandise placed there for display if the removal thereof is ordered by the township commsisioners If the owner of any property neglects to perform the duty so required of him the township commissioners may serve written notice upon him requiring him to do what is necessary If such property owner fails to comply with the requirements of such notice within thirty days from the date of its service the township commissioners may make the necessary repairs or remove any obstruction The cost of the same together with a penalty of ten per centum shall be paid by the delinquent property owner and may be collected by action of assumpsit or the township commissioners may file a municipal lien against the property The notice provided for in this section may be served on the property owner by leaving the same at his place of residence or if he has no residence in the township then by posting the same on the premises and mailing a copy thereof to the owner at his last known address

ARTICLE XXIV

SEWERS AND DRAINS

(a) Establishing and Constructing Sewer and Drainage Systems Sewer Connections and Rates Disposal of Sewage Assessment of Cost of Construction

Section 2401 POWER TO ESTABLISH AND CONSTRUCT SEWERS AND DRAINS SEWER RENTALS Townships may establish and construct a system of sewers and drainage locating the same as far as practicable along and within the lines of the public roads of the township as seem advisable to the commissioners The township commissioners may permit and where necessary for the public health require adjoining and adjacent property owners to connect with and use the same All persons so connecting may be required to pay in addition to the cost of making such connections a monthly or annual rate prescribed by ordinance Such monthly or annual rate shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

Section 2402 LOCATION OF SEWERS ON PRIVATE PROPERTY Where it is reasonably impracticable in the judgment of the commissioners in any part of such system to carry such sewers or drains along the lines of public roads the commissioners may locate and construct so much of the same as is necessary through private lands

Section 2403 TREATMENT WORKS AND FACILITIES THEREFOR The commissioners shall make the necessary provisions for the disposition of the sewage and drainage within or for carrying the same beyond the limits of the township and to this end they are hereby authorized to enter into contracts with other municipalities and other corporations or persons to purchase acquire enter upon take appropriate occupy and use such lands rights and interests therein within the corporate limits of other townships or boroughs as shall be necessary for the proper location construction maintenance use and operation of sewer main drains or disposal plants including such lands rights and interests therein as shall be necessary for future additions to and enlargements of such sewage facilities and as may be necessary to carry out the plans and specifications upon which a permit has been issued by the Secretary of Health in accordance with the provisions of the act of April twenty-second one thousand nine hundred and five entitled "An act to preserve the purity of the waters of the State for the protection of the public health" and of "The Administrative Code"

Section 2404 ENTRY ON LANDS TO MARK SEWER ROUTES DAMAGES In the event of inability to agree with the owners either for the land necessary for so much of the line of sewers and drains as are not located upon public roads or for so much land as is required for the disposition of the sewage the commissioners may enter upon said land and mark thereon the route and width necessary for the construction of the line of sewers or drains or the boundaries of so much land as is necessary for the disposition of such sewage and occupy the said land for such purposes For all damage done or suffered or which accrues to the owner or owners of such land by reason of the taking of the same the funds of the township raised by txation shall be pledged and deemed as security Such damages shall be determined by viewers in the manner provided in this act for eminent domain proceedings

Section 2405 ENFORCEMENT OF JUDGMENT FOR DAMAGES The damages as awarded when the report of viewers is finally confirmed shall be entered as a judgment and if the same is not paid within thirty days after the entry thereof execution to enforce the collection thereof may be issued as in other cases of judgment against townships

Section 2406 COST OF CONSTRUCTION HOW PAID The cost of construction of any system of sewers or drains constructed by the authority of this subdivision of this act shall be charged upon the properties accommodated or benefited thereby to the extent of such benefits Any amount not legally chargeable upon properties benefited shall be paid out of the general township fund

Section 2407 SEWER DISTRICTS Whenever a sewer system is constructed by a township for the accommodation of a certain portion only of the township the commissioners of such township may constitute the territory accommodated into a sewer district or divide it into several sewer districts In every such case of division into several districts the commissioners shall make an estimate of the proportion of the cost of the sewer system which should equitably be charged on each of said districts and declare and establish such apportionment by ordinance No district shall be charged with more than its due proportion of the cost of the main sewers pumping stations et cetera used jointly by more than one district The aggregate amount charged on property in any such district shall not exceed the amount of such estimate Where the whole of the township is accommodated by the system it may also be treated as a single district or divided into districts and be subject to the foregoing provisions

Section 2408 MANNER OF ASSESSMENT The charge for any such sewer construction in any township shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to township ordinance of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the ordinance may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than the whole amount of the benefit accuring to it and legally assessable

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits The amount of the charge on each property shall be ascertained as provided in this act for the assessment of benefits

When a township is divided into sewer districts the assessment in each district may be by different methods

Section 2409 PROCEDURE FOR ASSESSMENT OF BENEFITS In all cases where the township commissioners shall select the method provided by subdivision (b) of the foregoing section they shall petition the court of common pleas for appointment of viewers to assess benefits In all cases where they shall neglect for a period of three months after the completion of the sewer system to either ordain assessments by frontage or present petition for appointment of viewers taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township may present a petition to the court of common pleas of the proper county for the appointment of viewers to assess benefits and in all cases where such taxpayers shall within three months of the adoption of any ordinance levying an assessment under the method provided by subsection (a) of said section by petition state to said court that such assessment insufficiently represents the benefits accruing to abutting properties they may include in such petition a prayer for the appointment of viewers to assess benefits In either case the said court shall thereupon appoint three disinterested persons from the board of county viewers neither of whom shall be a resident of that portion of the township which is accommodated by the sewer in question and the viewers so appointed shall proceed as provided in this act for proceedings for the assessment of damages and benefits by viewers The aggregate of the assessments in any sewer district shall not exceed the amount charged in such district for its share of the cost of the sewer construction unless the same shall by petition of taxpayers whose property valuation as aforesaid shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township presented within three months after the adoption of an ordinance providing for an assessment by frontage be stated to insufficiently represent the amount of benefits to such properties in which case the proceedings by taxpayers authorized above shall be applicable Upon the filing of such a petition by taxpayers as aforesaid for appointment of viewers any assessment made by the commissioners and any proceeding thereunder shall be null and void

Section 2410 LIEN FOR ASSESSMENTS COSTS OF PROCEEDINGS After the amount of the assessment charged upon the several properties has been established either by ordinance making assessments according to frontage or by confirmation of any report of viewers in whole or in part it shall be the duty of the township commissioners to file municipal liens for the assessments covered by such ordinance or confirmation within the time and in the manner provided by law the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens The amounts of all assessments shall be payable to the township treasurer for the use of the township The commissioners shall also make out bills for the amounts charged against each property which shall be forthwith sent to all property owners residing in the township and mailed to all such owners residing elsewhere whose address is known The costs of publication of notices in proceedings before viewers shall be paid by the township upon presentation of bills approved by the court

(b) Acquisition of Sewer System from Private Interests Distribution of Costs

Section 2415 Any township in which any person firm or corporation is maintaining sewers and culverts with the necessary inlet and appliances for surface and under-surface and sewage drainage may become the owner of such sewers culverts inlet and appliances by paying therefor the actual value of the same at the time of the taking by the township

In case the commissioners of the township cannot agree with the owners of such sewers as to the price to be paid therefor the commissioners may enter upon and take possession of such sewers culverts inlets and appliances For all damage done or suffered or which accrues to the owner or owners of such sewer by reason of the taking of the same the funds of the township raised by txation shall be pledged and deemed as security such damages to be determined by viewers in the manner provided by this act for eminent domain proceedings If any sewer or sewer system is acquired by purchase under the provisions of this section the cost of such acquisition may be distributed or assessed in the same manner as if such sewer or sewer system had been constructed by such township under the provisions of this act

(c) Contracts With Individuals or Corporations for Construction and Maintenance of Sewer and Drainage Systems

Section 2420 In any case where under the authority of section two thousand four hundred and one of this act a system of sewage and drainage covering any township in whole or in part shall have been approved and authorized by ordinance the commissioners may enter into a contract with any responsible individual or individuals or corporation for the construction of such system of sewage or drainage at the expense of such individual or individuals or corporation He they or it shall be entitled under such contract to exercise all the powers of the township in the construction maintenance and operation of such system of sewage or drainage with the right to collect such charges in connection therewith as the commissioners prescribe in as full manner as the same might have been collected by the township or the commissioners In such contract the commissioners shall reserve to the township the right at any time or after a prescribed time to itself take possession of such system of sewage and drainage and its appurtenances at a price and upon terms to be fixed in the contract

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

(d) Sewers and Drains in Streets or Alleys or Over Private Property Assessment of Cost of Construction According to Benefits

Section 2425 Townships may construct sewers and drains in any street or alley or through or on or over private property The costs damages and expenses of the construction of any such sewers or drains shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to township ordinance of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the ordinance may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than its proportion aforesaid of the entire cost and expense of such construction

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits the amount of the charge on which property shall be ascertained and the rights of taxpayers conferred in connection therewith as provided in this act for the assessment of damages and benefits by viewers

(e) Sewers Under State and County Highways

Section 2430 CONSENT NECESSARY Townships may construct sewers and drains in and under any county or state highway within the township boundaries In case of the construction of sewers upon county highways the consent of the county commissioners of the county shall first be obtained and in case of the construction of sewers upon any state highway the consent of the State Department of Highways shall first be obtained

Section 2431 ASSESSMENT OF COST Whenever sewers have been or shall be laid or constructed by any township in and under such highways such township may ascertain levy and collect the costs and expenses of the construction thereof from the abutting property holders by viewers in accordance with provisions of this act relating to the assessment of damages and benefits by viewers

(f) Connecting With Sewer of Adjoining Municipality

Section 2435 CONNECTION BY AGREEMENT OR PETITION APPOINTMENT OF VIEWERS Whenever any township shall desire to connect with the existing sewer of any adjacent municipality the two municipalities so joining may enter into an agreement for such purposes or if no agreement has been reached between such township and the adjacent municipality then such township shall proceed in the following manner

An application shall be made by the board of commissioners to the court of quarter sessions setting forth the desire of the township to connect with the sewer of the municipality If the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall in the manner provided by this act for such proceedings assess the proportionate part of the expense of building the original sewer upon the petitioning township and shall fix the proportion of the expense for repairs which the municipality and such township shall thereafter bear and determine all other questions which are likely to arise in connection therewith

Section 2436 NOTICE OF CONTEMPLATED CONSTRUCTION PROTESTS BY PROPERTY OWNERS No sewer system of sewers or drain shall be constructed under the provisions of this subdivision unless a resolution of the board of commissioners authorizing the same shall be published in a newspaper of general circulation published in the county in which the township is situated once a week for three successive weeks If within twenty days after the last publication or at any time during the period of publication taxpayers of the township whose property valuation with the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township shall sign and file in the office of the prothonotary of the court of common pleas of the county in which the township is located a written protest against the construction of such sewer system or drain then the construction authorized by such resolution shall not be undertaken or proceeded with

(g) Joint Sewers and Drains

Section 2440 AGREEMENTS FOR JOINT SEWERS Townships may enter into agreements with municipalities or other townships for the purpose of building sewers including trunk-line sewers or drains and sewage-disposal plants Such agreement shall provide for the joint maintenance of the same

Section 2441 STATE PERMIT No such sewer or plant shall be constructed until plans and specifications have been submitted to the State Department of Health and approved in accordance with provisions of the act of April twenty-second one thousand nine hundred and five (page two hundred and sixty) entitled "An act to preserve the purity of the waters of the State for the protection of the Public Health"

ARTICLE XXV

COLLECTION BY INSTALMENT OF THE COST OF STREET CURB SIDEWALK AND SEWER IMPROVEMENTS

Section 2501 ORDINANCES FOR INSTALMENT PAYMENTS When any township shall authorize the grading subgrading or the permanent paving and improvement of any streets or alleys or parts thereof or the construction of curbs sidewalks or sewers and the entire cost or any part thereof shall be assessed against the properties abutting on such improvement whether by the foot front rule or according to benefits the board of commissioners may provide in the ordinance that the assessment or any of them may be paid in semi-annual or annual instalments Such instalments shall bear interest at a rate not exceeding six per centum to be fixed by the board of commissioners in the ordinance from the date of the commencement of the work or the construction of such improvement

Section 2502 ISSUE OF BONDS In order to provide for the payment of the cost and expenses of such improvement the board of commissioners may from time to time issue bonds in sums equal to the amount of assessments The bonds shall bear the name of the street or alley to be improved or the curbs sidewalks or sewer to be constructed and shall be payable at periods not exceeding ten years from the date of their issue to be provided in the ordinance directing the improvement

Section 2503 SALE OF BONDS INTEREST The bonds shall bear interest at a rate not exceeding six per centum per annum payable semi-annually or annually as the ordinance shall direct and shall be negotiated at not less than par and the proceeds thereof applied solely to the payment of such improvement

Section 2504 ENTRY OF LIENS Liens to secure the assessments or any part thereof remaining due shall be entered in the prothonotary's office of the county in the same form and collected in the same manner as municipal claims are filed and collected

Section 2505 ASSESSMENTS WHERE PAYABLE Such assessments shall be payable at the office of the township treasurer or such other place as the ordinance shall provide in semi-annual or annual instalments with interest at the rate provided from the date from which interest is computed on the amount of the assessments The moneys so received by the township shall be applied to the payment of such bonds exclusively

Section 2506 DEFAULT IN PAYMENT OF INSTALMENT In case of default in the payment of any instalment and interest for a period of sixty days after the same shall become due the entire assessment and accrued interest shall become due and the township solicitor shall proceed to collect the same under the general laws relating to the collection of municipal claims

Section 2507 PAYMENTS IN FULL SUBDIVISIONS OF PROPERTY Any owner of property against whom any such assessment has been made may pay the same in full at any time with interest thereon to the next semi-annual or annual payment and such payment shall discharge the lien If any owner shall subdivide any property after the lien attaches he may in like manner discharge the same upon any subdivided portion thereof by paying the amount for which such part would be liable

ARTICLE XXVI

REVOLVING FUND FOR STREET AND SEWER IMPROVEMENTS

Section 2601 SPECIAL TAX The several townships are hereby empowered to levy and collect annually a tax upon all property taxable for township purposes not to exceed five mills on the dollar in any one year for the purpose of creating and maintaining a revolving fund to be used by such township in making permanent street sidewalk or sewer improvements and to pay contract prices for permanent street sidewalk or sewer improvements prior to the collection of the cost and expense or any part thereof from the property owners adjoining or abutting thereon by such townships under existing laws

Section 2602 REPAYMENTS INTO REVOLVING FUND When the cost and expense or any part thereof of the construction of any permanent street sidewalk or sewer improvement which has been made under existing laws and which has been aided in its construction from the said revolving fund hereby provided for shall have been assessed and collected from the owners of the property adjoining or abutting upon such improvement it shall be applied to the credit of the said revolving fund to the extent of the withdrawal therefrom for such purpose

ARTICLE XXVII

WATER SUPPLY AND WATERWORKS

(a) Acquisition Construction and Maintenance

Section 2701 CONTRACT WITH WATER COMPANIES AND MUNICIPALITY Townships may contract with any adjoining municipality owning a waterworks system or with a private company for a supply of water for public and private uses to be delivered into the lines of the township at or near or within the boundaries thereof

This section does not authorize a contract between a township and a municipality or a private company for the supply of water in territory being supplied by any other private company

Section 2702 STATE PERMIT A township making such contract may by ordinance provide and regulate and protect a system of distribution of the water after a certified copy of the plans and surveys for such system with a description of the sources from which it is proposed to derive the supply are filed in the Department of Health and a written permit for the construction of such system obtained from the Secretary of Health in accordance with existing law

Section 2703 OCCUPATION OF HIGHWAYS In providing for regulating and protecting and extending its system of distribution of water the township may occupy public highways and may take injure or destroy private property No highway under the jurisdiction of the State Department of

Highways shall be occupied until a permit therefor has been obtained from the State Department of Highways Property belonging to or used as a cemetery or a place of public worship or any public or parochial school or other educational or charitable institution or seminary shall not be taken injured or destroyed by virtue of this act

Section 2704 PROPERTY DAMAGES BOND BY TOWNSHIP If the compensation and damages arising from such taking injury or destruction of private property cannot be agreed upon the township may tender its bond as security to the party claiming or entitled to any damages or to the attorney or agent of any absent person or to the agent or other officer of a corporation or to the guardian or committee of any person under legal incapacity The condition of the bond shall be that the township shall pay or cause to be paid such amount of damages as the party shall be entitled to receive after the same shall have been agreed upon or assessed in the manner provided in the following sections of this article

In case the party or parties claiming damages refuse or do not accept the security so tendered the township shall give the party his or their agent attorney guardian or committee at least ten days' written notice of the time when the same will be presented to the court of common pleas for approval

Thereafter the township may present its bond to the court and when approved the bond shall be filed in court for the benefit of those interested Recovery may be had thereon for the amount of damages finally determined if the same is not paid or cannot be collected by execution on the judgment in the issue formed to try the question Upon the approval of such security the township may enter into possession

Section 2705 APPOINTMENT OF VIEWERS In case the compensation for damages accruing from such taking injury or destruction has not been agreed upon by parties in interest the court of common pleas or any law judge thereof in vacation on application thereto by the township or any person interested in the property shall appoint three members of the board of viewers of the county who shall assess the damages as provided in this act for eminent domain proceedings

(b) Construction Acquisition and Maintenance of Waterworks in Connection With Boroughs

Section 2710 JOINT MAINTENANCE OF WORKS WITH A BOROUGH Any township may unite with a borough in the construction or acquisition and maintenance of works for the supply of water

Section 2711 STATE PERMIT The construction of waterworks as provided for in the preceding section shall be after plans for such waterworks have been filed with the Secretary of Health and a permit issued and after a permit has been issued by the Water and Power Resources Board for the construction of any dam in accordance with existing law

Section 2712 COMMISSION OF WATERWORKS Whenever any township unites with a borough in the construction or acquisition and maintenance of waterworks the commissioners of such township after the passage of an ordinance or resolution to that effect may join with the councils of such boroughs now authorized by section two thousand four hundred and sixty-two of the General Borough Act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) so to join and apply to the court of common pleas for the appointment of a commission of waterworks Such commission shall be composed of citizens of each of the boroughs and townships so uniting

ARTICLE XXVIII

PUBLIC BUILDINGS

Section 2801 TOWN HALL The commissioners of townships may procure a suitable lot of ground and/or erect a suitable building thereon for a townhouse in which to hold elections store road machinery hold meetings of township officers and for other township uses For the purpose of procuring a lot of ground and erecting a town hall the commissioners may borrow money at a rate of interest not exceeding six per centum and issue bonds therefor

Section 2802 UNLOADING AND WAREHOUSES The commissioners may purchase or lease land adjacent to the tracks or right of way of any railroad or street railway within or without the limits of such township and erect thereon suitable unloaders warehouses or other buildings as may be necessary for unloading handling and storing road materials and supplies

Section 2803 APPROPRIATION OF PROPERTY Townships may enter upon and appropriate private property and also land heretofore granted or dedicated to public or other use within the limits of such township and which is no longer used for the purpose for which the same was granted or dedicated for the erection thereon of a town hall fire house lockup and such other public buildings as are necessary for public purposes

No land or property used for any cemetery burying ground public or parochial school educational or charitable institution seminary or place of public worship shall be taken or appropriated by virtue of any power contained in the preceding section

Section 2804 ORDINANCE OF COMMISSIONERS Whenever the commissioners desire to acquire enter upon take use and appropriate private property or lands for public buildings they shall declare such intention by an ordinance duly enacted

Section 2305 ASSESSMENT OF DAMAGES The compensation and damages arising from such taking using and appropriating of private property for such purposes shall be considered ascertained determined awarded and paid in the manner provided in this act for eminent domain proceedings

Section 2806 USE OF PUBLIC LANDS ACQUIRED FOR OTHER PURPOSES Whenever the commissioners desire to take any lands heretofore granted or dedicated to a use or purpose for which they are no longer used they shall pass an ordinance declaring such intention and shall thereupon petition the court of common pleas for leave to file the bond of such township for the purpose of securing any person or persons who may be injured by the taking of such lands The court shall thereupon direct notice to be given by publication in at least two newspapers of the county If no exceptions are filed to the bond on or before the day fixed in the notice the court shall approve the same The court may increase the amount of the bond and hear and determine all exceptions that are filed against the approval thereof Upon the approval of such bond the commissioners may enter upon and take such lands for the purposes of erecting public buildings The bond which shall be in the name of the Commonwealth for the use of any person or persons who are entitled to damages by reason of the taking of the lands shall remain on file for their use and benefit In case the compensation for damages accruing from any such appropriation has not been agreed upon by the parties in interest the same may be assessed by viewers in accordance with the provisions of this act for the assessment of damages in eminent domain proceedings

ARTICLE XXIX

LICENSES AND LICENSE FEES

(a) Transient Retail Merchants

Section 2901 Every township shall have power by ordinance to regulate and license each and every transient retail business within such township for the sale of goods wares and/or merchandise and to prohibit the commencement or doing of any such business until or unless the license required by such ordinance has been procured from the proper authorities by the person firm or corporation desiring to commence such transient retail business and to enforce such ordinances by penalties not exceeding three hundred dollars and/or by other appropriate means The amount of any such license shall not exceed two hundred dollars for each month or fractional part thereof during which any such sale is continued

Nothing contained in this section shall be construed to apply to farmers selling their own produce or to the sale of goods wares and merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose

(b) Restrictions

Section 2910 AGENTS FOR LICENSED DEALERS NOT TO BE LICENSED It shall be unlawful for any township to levy any license fee or mercantile tax upon any persons taking orders for merchandise by sample from dealers or merchants for individuals or companies who pay a license or mercantile tax at their chief places of business Nothing in this section shall authorize any person to sell by retail to other than dealers or merchants

Section 2911 INSURANCE AGENTS AND BROKERS NOT TO BE LICENSED It shall be unlawful for any township to impose or collect any license fee upon insurance companies or their agents or insurance brokers authorized to transact business under the Insurance Laws of this Commonwealth

Section 2912 LICENSE FEES ON RESIDENTS NOT TO EXCEED THOSE ON NONRESIDENTS It shall be unlawful for any township to impose by ordinance or exact or collect under the provisions of any ordinance heretofore or hereafter enacted any license tax or fee upon or from any manufacturer or the agent representative or employe of any manufacturer who is a resident of the Commonwealth for soliciting orders for or for selling any goods merchandise or wares manufactured within this Commonwealth that is not or cannot legally be imposed upon or exacted or collected from any manufacturer or dealer or the agent representative or employe of any manufacturer who is a nonresident of the Commonwealth for soliciting orders for or for selling any goods merchandise or wares manufactured without the Commonwealth

ARTICLE XXX

PARKS RECREATION CENTERS SHADE TREES AND FORESTS

(a) Public Parks Playgrounds and Recreation Centers

Section 3001 RIGHT OF ACQUISITION Townships may dedicate and set apart lands not dedicated to other public uses or purposes and may enter upon appropriate and acquire by gift devise purchase lease or otherwise private property for the purpose of making enlarging and maintaining public parks parkways playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers and may borrow money and issue bonds for such purpose The provisions of this section shall not authorize the appropriation of private property outside the township limits nor the appropriation of any property belonging to or used as a cemetery or place of public worship or any public or parochial school or other educational or charitable institution or seminary

Section 3002 LIMITATION OF EXPENDITURES No appropriation purchase or lease shall be made pursuant to the preceding section of this article whereby any township shall obligate itself to raise by taxation in the aggregate any sum exceeding one-half mill annually on the dollar on the assessed valuation of all property offices professions and persons in the township without the consent of a majority of the electors obtained as hereinafter provided Such limitation of obligation shall only apply to funds which it is necessary to raise by taxation and not to funds unappropriated which may at the time of the lease or purchase be in the township treasury either derived from taxes in previous years or from gifts or donations

Section 3003 SUBMISSION OF QUESTION TO VOTERS Whenever any township shall by ordinance provide for the appropriation purchase or leasing of private property for the purposes aforesaid and the amount required by taxation in any year shall exceed one-half mill on the dollar of valuation as provided in the preceding section the township commissioners shall cause the question of such appropriation purchase or leasing to be submitted to the electors of the township at the municipal or general election next occurring after the expiration of ninety days from the date of such ordinance

Section 3004 NOTICE OF ELECTION The township commissioners shall give notice of the proposed submission of such question by weekly advertisements in not more than three newspapers of general circulation in the township for a period of three weeks immediately preceding the day of election

Section 3005 FORM OF BALLOT For the purpose of having such question appear upon the ballot the township commissioners shall certify the question to the county commissioners at least twenty-one days before the day of the election The question may be stated substantially as follows

Shall the township of............. acquire by purchase or condemnation or both at a price not exceeding.....................dollars (or by lease for not more than............ years at an annual rental of not more than................ dollars) property for the purpose of making (or of enlarging) public parks parkways playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers within the locality bounded by

The board of commissioners may at their discretion omit the designation of the locality

Section 3006 RESULT OF ELECTION RESUBMISSION OF QUESTION LIMITED The result of the vote on such question shall be ascertained and certified in the same manner as the vote on the election of officers of the township No such question determined negatively by the voters shall be again submitted until one municipal or general election shall intervene

Section 3007 LIABILITY OF TOWNSHIP FOR PROPERTY TAKEN The appropriation of private property for the purpose of making enlarging and maintaining public parks parkways and playgrounds is declared to be the taking of private property for public use and for all damage suffered by the owners of any property so taken the funds of the township raised by taxation shall be pledged as security

Section 3008 APPOINTMENT OF VIEWERS Whenever any township appropriates private property under the provisions of this article and is unable to agree with the owners or lessees for the amount of compensation or whenever by reason of the absence or legal incapacity of any owner or lessee no such compensation can be agreed upon the courts of common pleas or any law judge thereof in vacation on application thereto by the township or any person interested shall appoint three viewers from the county board of viewers who shall proceed to assess the damages as provided in this act for eminent domain proceedings

Section 3009 POWER TO MAINTAIN PARK AND RECREATION BOARDS Townships may improve maintain and regulate public parks parkways playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers

The authority to supervise and maintain parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers may be vested in any existing body or board or in a park board or recreation board as the township commissioners may determine The local authorities of any such township may equip operate and maintain the parks playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers as authorized by this act Such local authorities may for the purpose of carrying out the provisions of this act employ play leaders recreation directors supervisors superintendents or any other officers or employes as they deem proper

Section 3010 PARK OR RECREATION BOARDS APPOINTMENT AND PERSONNEL OF If the township commissioners shall determine that the power to equip operate and maintain parks playgrounds gymnasiums public baths swimming pools or recreation centers shall be exercised by a park board or recreation board they may establish in said township such park board or recreation board which shall possess all the powers and be subject to all the responsibilities of the respective local authorities under this act Such boards when established shall consist of five persons The members of such boards shall be appointed by the commissioners of such township and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board occurring otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 3011 ORGANIZATION OF BOARDS The members of a park board or recreation board established pursuant to this act shall elect their own chairman and secretary and select all other necessary officers to serve for a period of one year and may employ such persons as may be needed as authorized by this act Such boards shall have power to adopt rules and regulations for the conduct of all business within their jurisdiction

Section 3012 EXPENSES OF OPERATION AND MAINTENANCE All expenses incurred in the operation of such parks playgrounds playfields gymnasiums swimming pools public baths and indoor recreation centers established as herein provided shall be payable from the treasury of such township The township commissioners may cause to be raised by special taxation such tax not to exceed two mills on the dollar of the assessed valuation of taxable property in such township for the purpose of maintaining and operating parks playgrounds playfields gymnasiums public baths swimming pools and recreation centers

Section 3013 JOINT ACQUISITION AND MAINTENANCE OF PUBLIC PARKS PLAYGROUNDS RECREATION CENTERS ET CETERA Townships may jointly with cities counties boroughs other townships of either class or any combination or number of such units acquire property for operate and maintain any parks playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers

(b) Shade Tree Commission

Section 3020 RIGHT OF ESTABLISHMENT Townships may establish a commission to be known as the Shade Tree Commission of such township

Section 3021 PERSONNEL OF COMMISSION APPOINTMENT TERMS VACANCIES The commission shall be composed of three freeholders of the township who shall be appointed by the township commissioners and shall serve without compensation

Whenever a shade tree commission is established by any township the township commissioners shall appoint three freeholders one for a term of three years one for a term of four years and one for a term of five years

On the expiration of the term of any shade tree commission a successor shall be appointed by the township commissioners to serve for a term of five years

Vacancies in the office of shade tree commissioner shall be filled by the township commissioners for the unexpired term

Section 3022 ACCEPTANCE OF PROVISIONS OF ACT Whenever in any township there exists a commission for the care of public parks the township commissioners may by a majority vote accept the provisions of this act so far as they relate to the subject of the shade tree commission and thereafter the park commission shall have all the powers and be subject to all the duties prescribed by this article for the shade tree commission

Section 3023 GENERAL POWERS OF COMMISSION The commission shall have exclusive custody and control of the shade trees in the township and is authorized to plant remove maintain and protect shade trees on the public highways in the township

Section 3024 HIRING OF EMPLOYES LEGISLATIVE POWER OF COMMISSION The commission may with the approval of the township commissioners employ and pay such superintendents engineers foresters tree wardens or other assistants as the proper performance of the duties devolving upon it shall require and may make publish and enforce regulations for the care and protection of the shade trees of the township No such regulation shall be in force until it has been approved by the township commissioners and until it has been published at least twice in one or two newspapers of general circulation in the township

Section 3025 REPORT OF COMMISSION The shade tree commission shall annually report in full to the township commissioners its transactions and expenses for the last fiscal year of the township The park commission in townships accepting this article may incorporate such transactions and expenses in its regular report to the township commissioners

Section 3026 NOTICE OF COMMISSION'S ACTIVITIES PLANTING OR REMOVAL OF SHADE TREES Whenever any shade tree commission or park commission in townships accepting these provisions proposes to plant transplant or remove shade trees on any highway notice of the time and place of meeting at which such work is to be considered shall be given in one or more newspapers of general circulation in the township once a week for two weeks immediately preceding the time of the meeting The notice shall specify in detail the highways or portions thereof upon which trees are proposed to be so planted replanted or removed

Section 3027 LANDHOLDERS LIABILITY FOR COSTS The cost of planting transplanting or removing any shade trees in the highways of the township of the necessary and suitable guards curbing or grading for the protection thereof and of the replacing of any pavement or sidewalk necessarily disturbed in the execution of such work shall be paid by the owner of the real estate in front of whose property the work is done

The amount each freeholder is to pay shall be ascertained and certified by the commission to the township commissioners and to the township treasurer

Section 3028 NOTICE TO AND COLLECTION OF COSTS FROM PROPERTY HOLDERS Upon the filing of the certificate with the township commissioners the township secretary shall cause thirty days' written notice to be given to the persons against whose property an assessment has been made The notice shall state the amount of the assessment and the time and place of payment and shall be accompanied by a copy of the certificate

The amount assessed against the real estate shall be a lien from the time of the filing of the certificate with the township commissioners and if not paid within the time designated in the notice a claim may be filed and collected by the township in the same manner as municipal claims are filed and collected

Section 3029 PROCEDURE COSTS PAID BY TOWNSHIP FUNDS FOR The cost and expenses of caring for such trees after having been planted and the expense of publishing the notice provided in the preceding section shall be paid by the township

The needed amount shall each year be certified by the shade tree commissioners to the township commissioners and shall be drawn against as required by the commission in the same manner as money appropriated for township purposes

The township commissioners instead of levying the tax authorized under the general tax levying powers of this act may provide for the expense of caring for trees already planted and of publishing the notice required by the preceding section by appropriations equal to the amount certified to be required by the shade tree commission

Section 3030 PENALTIES The commission may assess penalties for the violation of its regulations and of this article so far as it relates to shade trees Any penalty so assessed shall be a lien upon the real estate of the offender and may be collected as municipal claims are collected

Section 3031 DISPOSITION OF PENALTIES All penalties or assessments imposed under this article shall be paid to the township treasurer to be placed to the credit of the shade tree commission subject to be drawn upon by the commission for the purposes of the preceding sections

(c) Forests

Section 3040 RIGHT OF ACQUISITION OF FOREST LANDS Townships may acquire by purchase gift or lease and hold tracts of land covered with forest or tree growth or suitable for the growth of trees and administer the same under the direction of the Secretary of Forests and Waters in accordance with the practices and principles of scientific forestry for the benefit of the township Such tracts may be of any size suitable for the purpose and may be located within or without the township limits

Section 3041 APPROVAL OF SECRETARY OF FORESTS AND WATERS Before the passage of any ordinance for the acquisition of land to be used as township forests the township commissioners shall submit to the Secretary of Forests and Waters and secure his approval of the area and location of such land

Section 3042 ORDINANCE AND NOTICE Whenever the township commissioners deem it expedient to acquire any lands for forests they shall so declare in an ordinance wherein shall be set forth all facts and conditions relating to the proposed action which proposed ordinance shall be advertised once a week for three weeks prior to its passage

Section 3043 APPROPRIATION FOR ACQUISITION All money necessary for the purchase of such tracts shall be appropriated in the same manner as appropriations for township purposes and such funds may be provided from the current revenue or by the proceeds of a sale of bonds in accordance with existing law

Section 3044 CONTROL OF FORESTS BY SECRETARY OF FORESTS AND WATERS Upon the acquisition of any forests or lands suitable for forests the township commissioners shall notify the Secretary of Forests and Waters who shall make such rules for the government and proper administration of the same as may be necessary and the secretary shall publish such rules declare the uses of the forest in accordance with the intent of this article and make such provision for its administration maintenance protection and development as shall be necessary or expedient The rules governing the administration of such forests shall have for their main purpose the producing of a continuing township revenue by the sale of forest products

Section 3045 APPROPRIATION FOR MAINTENANCE All moneys necessary to be expended for the administration maintenance protection and development of such forests shall be appropriated and applied as is now done for township purposes All revenue and emoluments arising from such forests shall be paid into the township treasury to be used for general township purposes

Section 3046 USE OF TOWNSHIP FORESTS AS OUTING GROUNDS Township forests may be used by the public as general outing or recreation grounds subject to the rules governing their administration

Section 3047 DISPOSITION OF TOWNSHIP FORESTS PROCEDURE ORDINANCE SUBMISSION OF QUESTION Whenever the township commissioners deem it expedient to alienate any forest or part thereof they shall so declare in an ordinance wherein shall be set forth all the facts and conditions relating to the proposed action which proposed ordinance shall be advertised once a week for three weeks prior to its passage No ordinance shall be effective in legalizing such alienation until it has been approved by a majority vote of the people at the next ensuing election

Section 3048 APPROPRIATION OF MONEYS TO FORESTRY ORGANIZATIONS The commissioners of any township may appropriate moneys from their respective treasuries to any forest protection association cooperating in forest work with the State Department of Forests and Waters or to be expended in direct cooperation with said Department of Forests and Waters in forest work

ARTICLE XXXI

ZONING

Section 3101 GRANT OF POWER For the purpose of promoting health safety morals or the general welfare of townships the boards of township commissioners are hereby empowered to regulate and restrict the height number of stories and size of buildings and other structures and percentage of lot that may be occupied the size of yards courts and other open spaces the density of population and the location and use of buildings structures and land for trade industry residence or other purpose and may also establish and maintain building lines and set back building lines upon any or all public streets roads highways lanes and alleys

Section 3102 DISTRICTS For any or all said purposes the board of township commissioners may divide the township into districts of such number shape and area as may be deemed best suited to carry out the purpose of this act and within such districts it may regulate and restrict the erection construction reconstruction alteration repair or use of buildings structures or land All such regulations shall be uniform for each class or kind of buildings throughout each district but the regulations in one district may differ from those in another district

Section 3103 PURPOSE IN VIEW Such regulations shall be made in accordance with a comprehensive plan and designed to lessen congestion in the streets to secure safety from fire panic and other dangers to promote health and the general welfare to provide adequate light and air and to prevent the overcrowding of land to avoid undue concentration of population to facilitate the adequate provision of transportation water sewerage schools parks and other public requirements Such regulations shall be made with reasonable consideration among other things to the character of the district and its peculiar suitability for particular uses and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout such township

Section 3104 METHODS OF PROCEDURE The board of township commissioners of such township shall provide by ordinance the manner in which such regulations and restrictions and the boundaries of such districts shall be determined established and enforced and from time to time amended supplemented or changed However no such regulation restriction or boundary shall become effective until after a public hearing in relation thereto at which parties in interest and citizens shall have an opportunity to be heard At least fifteen days' notice of the time and place of such hearing shall be published in an official paper or a paper of general circulation in such township of the first class

Section 3105 CHANGES Such regulations restrictions and boundaries may from time to time be amended supplemented changed modified or repealed In case however of a protest against such change signed by the owners of twenty per centum or more either of the area of the lots included in such proposed change or of those immediately adjacent in the rear thereof extending one hundred feet therefrom or of those directly opposite thereto extending one hundred feet from the street frontage of such opposite lots such amendment shall not become effective except by the favorable vote of three-fourths of all the members of the board of township commissioners of such township The provisions of the previous section relative to public hearings and official notice shall apply equally to all changes or amendments

Section 3106 ZONING COMMISSION In order to avail itself of the powers conferred by this article the board of township commissioners shall appoint a commission of five citizens to be known as the Zoning Commission to recommend the boundaries of the various original districts and appropriate regulations to be enforced therein Such commission shall make a preliminary report and hold public hearings thereon before submitting its final report and such board of township commissioners shall not hold its public hearings or take action until it has received the final report of such commission

Section 3107 BOARD OF ADJUSTMENT Such board of township commissioners may appoint a board of adjustment and in the regulations and restrictions adopted pursuant to the authority of this article may provide that said board of adjustment may in appropriate cases and subject to appropriate conditions and safeguards make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained

The board of adjustment shall consist of three members one of whom shall be designated to serve until the first day of January following the adoption of the zoning ordinance one until the first day of the second January thereafter and one until the first day of the third January thereafter Their successors shall be appointed on the expiration of their respective terms to serve three years The members of the board shall be removable for cause by the appointing authority upon written charges and after public hearing Vacancies shall be filled for the unexpired term of any member whose term becomes vacant

The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this act Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine Such chairman or in his absence the acting chairman may administer oaths and compel the attendance of witnesses All meetings of the board shall be open to the public The board shall keep minutes of its proceedings showing the vote of each member upon each question or if absent or failing to vote indicating such fact and shall keep records of its examinations and other official actions all of which shall be immediately filed in the office of the board and shall be a public record

Appeals to the board of adjustment may be taken by any person aggrieved or by any officer department board or bureau of the township affected by any decision of the administrative officer Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board of adjustment a notice of appeal specifying the grounds thereof The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken

An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of adjustment after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life and property In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of adjustment or by a court of record on application on notice to the officer from whom the appeal is taken and due cause shown

The board of adjustment shall fix a reasonable time for the hearing of the appeal give public notice thereof as well as due notice to the parties in interest and decide the same within a reasonable time Upon the hearing any party may appear in person or by agent or by attorney

The board of adjustment shall have the following powers

(1) To hear and decide appeals where it is alleged there is error in any order requirement decision or determination made by an administrative official in the enforcement of this act or of any ordinance adopted pursuant thereto

(2) To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance

(3) To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship and so that the spirit of the ordinance shall be observed and substantial justice done

In exercising the above mentioned powers such board may in conformity with the provisions of this article reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and may make such order requirement decision or determination as ought to be made and to that end shall have all the powers of the officer from whom the appeal is taken

Any person or persons jointly or severally aggrieved by any decision of the board of adjustment or any taxpayer or any officer department board or bureau of the township may present to the court of common pleas of the county a petition duly verified setting forth that such decision is illegal in whole or in part specifying the grounds of the illegality Such petition shall be presented to the court within thirty days after the filing of the decision in the office of the board

Upon the presentation of such petition the court may allow an appeal directed to the board of adjustment to review such decisions of the board of adjustment and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney which shall not be less than ten days and may be extended by the court The allowance of the writ shall not stay proceedings upon the decision appealed from but the court may on application on notice to the board and on due cause shown grant a restraining order

The board of adjustment shall not be required to return the original papers acted upon by it but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified

If upon the hearing it shall appear to the court that testimony is necessary for the proper disposition of the matter it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may reverse or affirm wholly or partly or may modify the decision brought up for review

Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from

All issues in any proceedings under this section shall have preference over all other civil actions and proceedings

Section 3108 REMEDIES In case any building or structure is erected constructed reconstructed altered repaired converted or maintained or any building structure or land is used in violation of this article or of any ordinance or other regulation made under authority conferred hereby the proper local authorities of the township in addition to other remedies may institute any appropriate action or proceedings to prevent such unlawful erection construction reconstruction alteration repair conversion maintenance or use to restrain correct or abate such violation to prevent the occupancy of said building structure or land or to prevent any illegal act conduct business or use in or about such premises

Section 3109 CONFLICT WITH OTHER LAWS Whenever the regulations made under authority of this act require a greater width or size of yards courts or other open spaces or require a lower height of buildings or less number of stories or require a greater percentage of lot to be left unoccupied or impose other higher standards than are required in any other statute or local ordinance or regulation the provisions of the regulations made under authority of this article shall govern Whenever the provisions of any other statute or local ordinance or regulation require a greater width or size of yards courts or other open spaces or require a lower height of building or a less number of stories or require a greater percentage of lot to be left unoccupied or impose other higher standards than are required by the regulations made under authority of this article the provisions of such statute or local ordinance or regulation shall govern

Section 3110 ACT NOT TO APPLY TO CERTAIN BUILDINGS OF PUBLIC SERVICE CORPORATIONS This article shall not apply to any existing or proposed building or extension thereof used or to be used by public service corporations if upon petition of the corporation the Public Service Commission shall after a public hearing decide that the present or proposed situation of the building in question is reasonably necessary for the convenience or welfare of the public

ARTICLE XXXII

TOWNSHIP PLANNING COMMISSION

Section 3201 POWER TO CREATE PLANNING COMMISSION RESIDENCE OF COMMISSIONERS EMPLOYES RULES AND REGULATIONS The township commissioners may create by ordinance and appoint a Planning Commission consisting of five persons In the first instance one member of said commission shall be appointed for one year one for two years one for three years one for four years and one for five years and annually thereafter a member of said commission shall be appointed for a term of five years An appointment to fill a vacancy shall be for the unexpired portion of the term All members of the commission shall reside within the zone of jurisdiction of said commission as hereinafter defined The Planning Commission may make and alter rules and regulations for their own organization and procedure consistent with the ordinances of the township and the laws of the Commonwealth They shall serve without compensation and make annually to the township commissioners a report of their transactions The Planning Commission may with the consent of the township commissioners employ engineers and other persons whose salaries and wages and other necessary expenses of the commission shall be provided for through proper appropriation by the township commissioners

Section 3202 COMMISSION TO RECEIVE COPIES OF CERTAIN ORDINANCES ACTION OF COMMISSION THEREON The township secretary shall upon introduction furnish to the Planning Commission for its consideration a copy of all ordinances and bills and all amendments thereto relating to the location of any public building of the township and to the location extension widening narrowing enlargement ornamentation and parking of any street boulevard parkway park playground or other public ground and to the relocation vacation curtailment changes of use or any other alteration of the township plan with relation to any of the same and to the location of any bridge tunnel and subway or any surface underground or elevated railway The said commission shall have the power to disapprove any of the said ordinances bills or amendments which disapproval however must be communicated to the township commissioners in writing within ten days from the introduction of said ordinances but such disapproval shall not operate as a veto

Section 3203 PREPARATION OF MAPS AND RECOMMENDATIONS The Township Planning Commission may make or cause to be made and lay before the township commissioners and at its direction cause to be published maps of the township or any portion thereof including territory extending three miles beyond the township limits showing the streets and highways and other natural and artificial features and also locations proposed by it for any new public buildings civic centre street parkway park playground or any other public ground or public improvement or any widening extension or relocation of the same or any change in the township plan by it deemed advisable and it may make recommendations to the township commissioners from time to time concerning any such matters and things aforesaid for action and in so doing have regard for the present conditions and future needs and growth of the township and the distribution and relative location of all the principal and other streets and railways waterways and all other means of public travel and business communications as well as the distribution and relative location of all public buildings public grounds and open spaces devoted to public use

Section 3204 RECOMMENDATIONS OF COMMISSION The Planning Commission may make recommendations to any public authorities or any corporations or individuals in the township with respect to the location of any buildings structures or works to be erected or constructed by them

Section 3205 PLANS AND PLOTS JURISDICTION OF COMMISSION IN CERTAIN CASES All plans plots or re-plots of lands laid out in building lots and the streets alleys or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the township limits or for a distance of three miles outside thereof shall be submitted to the Planning Commission and approved by it before it shall be recorded It shall be unlawful to receive or record such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the Planning Commission The disapproval of any such plan by the Planning Commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the township concerning the maintenance or improvement of any such dedicated parts until the township commissioners shall have made actual appropriation of the same by entry use or improvement No sewer water or gas-main or pipes or other improvement shall be voted or made within the area under the jurisdiction of said commission for the use of any such purchasers or owners nor shall any permit for connection with or other use of any such improvement existing or for any other reason made be given to any such purchasers or owners until such plan is so approved Where the jurisdictional limit of three miles outside of the township limits as provided in this section may conflict with the zone of similar character connected with another township or city the jurisdiction of said commission shall extend only to the point equidistant between the township and city

Section 3206 POWER TO CONFER PLANNING COMMISSION POWERS ON OTHER BODIES ELIGIBILITY OF MEMBERS It shall be proper for townships to provide by ordinance for the exercise of all rights and powers herein conferred upon the Planning Commission by a park commission or kindred municipal bureau or commission authorized under existing laws And no person holding office under the government of any of the townships except the township commissioners shall be ineligible to serve as a member of the Planning Commission

ARTICLE XXXIII

ENFORCEMENT OF ORDINANCES

Section 3301 PROCEEDINGS FOR VIOLATION OF TOWNSHIP ORDINANCES All proceedings for the violation of township ordinances and for the collection of fines and penalties imposed thereby may be commenced by warrant or by summons at the discretion of the justice of the peace before whom the proceeding is begun No warrant shall be issued except upon complaint on oath or affirmation specifying the ordinance for the violation of which the same is issued All proceedings shall be directed to and be served by any policeman or constable of the township who shall execute the same anywhere within the State as may be provided by law Warrants shall be returnable forthwith and upon such return like proceedings shall be had in all cases as in summary convictions with the same right of appeal from any final judgment entered therein except where otherwise provided by existing laws

Section 3302 ARRESTS ON VIEW COMPLAINTS When any person is arrested on view a complaint on oath or affirmation shall be immediately made whereupon the like proceedings shall be had as upon a warrant issued

Section 3303 DISPOSITION OF FINES AND PENALTIES All fines or penalties collected for the violation of township ordinances shall be paid over to the township treasurer

Section 3304 INCARCERATION OF VIOLATORS OF TOWNSHIP ORDINANCES COLLECTION OF FINES AND PENALTIES Any person arrested for the violation of a township ordinance may be committed to the township lockup pending a hearing or trial In case there is no suitable lockup or place in which to detain prisoners the person arrested may be committed to the county jail No person shall be committed pending a hearing for a longer period than twenty-four hours except where Sunday intervenes Upon judgment against any person by summary conviction or by proceedings by summons on default of the payment of the fine or penalty imposed by said judgment and the costs the defendant may be sentenced and committed to the township lockup for a period not exceeding five days or to the county jail for a period not exceeding thirty days No fine or penalty shall exceed three hundred dollars for any single violation of any ordinance In case the defendant has goods or property of any kind whatsoever out of which said judgment and costs can be collected by execution capias or other process the plaintiff in the action may elect to proceed to collect the said judgment by such proceedings

Section 3305 TOWNSHIPS LIABILITY FOR COSTS OF PRISONERS TO COUNTY When a prisoner is committed to any county jail or prison either for the nonpayment of a fine or penalty imposed for the violation of any ordinance of a township or while awaiting a hearing upon any charge for the violation of any ordinance of a township the costs of proceedings and the expenses of maintaining such prisoner during his confinement by virtue of any such commitment shall be paid by the township whose ordinances were alleged to have been violated or to which any such fines or penalties are payable The county shall not be liable to the sheriff for any maintenance or to any officer or person for any costs

ARTICLE XXXIV

ACTIONS BY AND AGAINST TOWNSHIPS

Section 3401 COMMISSIONERS TO BRING AND DEFEND SUITS All suits by a township shall be brought and conducted by the township commissioners In all suits against a township process shall be served upon and defense made by the township commissioners

Section 3402 RIGHTS OF TAXPAYERS TO INQUIRE INTO JUDGMENTS Any taxpayer of any township may inquire into the validity of any judgment or defend the township in any suit or judgment upon filing a petition with the court of common pleas of the county in which such suit is pending or judgment exists accompanied by an affidavit that the taxpayer believes that injustice will be done to the township in such suit or judgment Whenever it is deemed necessary the court may order such taxpayer to file a bond with one or more sureties to be approved by court to save harmless the township from all costs that may accrue in such proceedings subsequent to the filing of such petition

Section 3403 APPEALS BY TAXPAYERS Whenever a judgment is rendered by any justice of the peace or alderman against any township and the right of appeal is given to such township and for ten days immediately after the rendition of such judgment the township officials neglect to perfect an appeal any taxpayer of such township may take an appeal in behalf of the township from such judgment to the court of common pleas of the county within the time prescribed for the taking of such appeal

Section 3404 AFFIDAVIT AND BAIL BY TAXPAYERS In taking the appeal the taxpayer shall make an affidavit that the same is not taken for the purpose of delay but because he verily believes that injustice has been done The taxpayer shall pay the costs of the appeal and enter sufficient bail for the payment of all costs before the justice of the peace or alderman and all costs in the court of common pleas

Section 3405 TAXPAYERS PARTIES TO SUITS Upon the filing of such appeal in the court of common pleas of the county the taxpayer shall be made a party to the suit and shall have the right to defend such township therein

Section 3406 RECOVERY OF MUNICIPAL CLAIMS BY SUIT In addition to the remedies provided by law for the filing of liens for the collection of municipal claims townships may proceed for the recovery and collection of municipal claims by action of assumpsit against the person or persons who were the owner or owners of the property at the time of the completion of the improvement notwithstanding the fact that there was a failure on the part of any such township or its agents to enter any such municipal claim as a lien against the property assessed for the improvement and for the recovery of which the action of assumpsit was brought Any such action in assumpsit shall be commenced within three years after the completion of the improvement from which said claim arises

This section shall extend to all municipal claims where the improvement was heretofore made where the action of assumpsit has been instituted under the provisions of prior acts of Assembly and where the claim is not barred by the statute of limitations affecting actions of debt or assumpsit

ARTICLE XXXV

REPEALS

Section 3501 The following acts and parts of acts are hereby repealed as respectively indicated

(1) Sections one and three of the act approved the fourteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred sixty-six) entitled "An

act to regulate the remuneration of policemen and constables employed as policemen throughout the Commonwealth of Pennsylvania and prohibiting them from charging or accepting any fee or other compensation in addition to their salary except as public rewards and mileage for traveling expenses" so far as the same relate to townships of the first class

(2) The act approved the nineteenth day of April one thousand nine hundred and one (Pamphlet Laws eighty-two) entitled "An act making it lawful for any municipality in which a corporation created and existing under and by virtue of the laws of this Commonwealth have constructed and are maintaining or may hereafter construct and maintain sewers culverts conduits and pipes with the necessary inlets and appliances for surface under surface and sewage drainage to become the owner of such sewers culverts conduits and pipes with the necessary inlets and appliances aforesaid providing the amount to be paid for the same and the manner of ascertaining such amount in case of disagreement between the municipality and the corporation owning the same" so far as it relates to townships of the first class

(3) The act approved the twenty-third day of April one thousand nine hundred and three (Pamphlet Laws two hundred eighty-four) entitled "An act to provide for the election of assistant assessors for the valuation of real estate for taxation in townships of the first class and fixing the compensation of assessors in such townships" absolutely

(4) The act approved the fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred nineteen) entitled "An act to authorize the display of the State county city borough or other municipal flags on public buildings in the Commonwealth" so far as it relates to townships of the first class

(5) The act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred seventy-one) entitled "An act providing for the establishment and maintenance of boards of health in boroughs and townships of the first class and defining their powers and duties providing for the appointment of members of such boards of health by the president of the borough councils or by the chairman of the board of commissioners of such townships providing for the election of a secretary and health officer providing that the Commissioner of Health may take charge of the administration of health laws in any borough or township of the first class when conditions therein in his opinion constitute a menace to the lives or health of the people living outside the corporate limits of such borough or township of the first class or when it may be known to him that such borough or township of the first class is without an existing or efficient board of health and providing the manner in which the expenses of boards of health or of the Commissioner of Health incurred in administering health laws in any borough or township of the first class shall be paid" so far as it relates to townships of the first class

(6) The act approved the twenty-sixth day of April one thousand nine hundred and seventeen (Pamphlet Laws one hundred four) entitled "An act amending section one of an act approved the seventh day of June one thousand nine hundred one entitled 'An act to authorize the township commissioners in townships of the first class to lay out widen open and vacate streets and the highways within their respective townships at the expense of the township or the properties benefited' " absolutely

(7) The act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings" so far as it relates to townships of the first class

(8) The act approved the twenty-eighth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred forty-seven) entitled "An act to amend the first paragraph of section four of the act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class' as amended" absolutely

(9) The act approved the twenty-eighth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred fifty) entitled "An act to amend an act approved the eleventh day of June one thousand nine hundred fifteen entitled 'An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled "An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain" ' excepting proceedings to ascertain damages and benefits by reason of municipal street or sewer improvements" so far as it relates to townships of the first class

(10) The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled "An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice" so far as it relates to townships of the first class

(11) The act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred seventy-seven) entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to roads highways and bridges" approved the thirteenth day of June Anno Domini eighteen hundred and thirty-six' approved the fifth day of May one thousand nine hundred eleven so as to provide for the construction change or alteration of parts of public roads in counties boroughs or townships without the formality of a view where the costs and expenses to such county borough or township including damages shall not exceed three hundred dollars" so far as it relates to townships of the first class

(12) The act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" and its amendments so far as it and they relate to townships of the first class

(13) The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand eighty-three) entitled "An act requiring all persons contracting with the Commonwealth or any department or officer thereof or any municipal corporation division or subdivision of the Commonwealth to accept the provisions of the State Workmen's Compensation Act and to insure the said contractor's liability thereunder or secure an exemption from insurance in accordance with the terms of the said act in respect to such contract" so far as it relates to townships of the first class

(14) The act approved the nineteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred fifteen) entitled "A further supplement to an act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class' authorizing townships of the first class to make regulations for the construction of new buildings and repair to old ones requiring approval of plans providing for inspection prescribing limits within which certain kinds of materials may not be used providing penalties for the violation thereof" absolutely

(15) The act approved the first day of May one thousand nine hundred and nineteen (Pamphlet Laws ninety-three) entitled "An act providing for the relocation alteration and vacation of public roads and highways approaching leading into or contiguous to parks and public grounds title to which parks and public grounds is vested in the State of Pennsylvania and providing remedies therefor" so far as it relates to townships of the first class

(16) The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred thirty) entitled "An act requiring prothonotaries and clerks of courts to furnish to the Secretary of Internal Affairs copies of orders of court relative to the creation consolidation division and partition of cities boroughs and townships and fixing the fee of such officers for such services" so far as it relates to townships of the first class

(17) The act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred thirteen) entitled "An act providing a method whereby high-

ways the center line of which constitutes a dividing line between a city and a township in an adjacent county may be altered or improved and the cost thereof apportioned between the city county and township and providing the procedure to be followed where such city and the township or the county in which such township is situated do not or cannot agree with respect to the method of such alterations or improvements or the apportionment of the cost thereof" so far as it relates to townships of the first class

(18) The act approved the seventh day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-two) entitled "An act authorizing boroughs and townships to establish separate grades for sidewalks and cartways or roadways" so far as it relates to townships of the first class

(19) The act approved the sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred eleven) entitled "An act to further amend section five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled 'An act relating to roads highways and bridges' fixing the width of public roads" so far as it relates to townships of the first class

(20) The act approved the fifth day of May oné thousand nine hundred and twenty-one (Pamphlet Laws three hundred eighty-one) entitled "An act authorizing the several boroughs and townships to appropriate moneys for the support of county associations of boroughs and townships" so far as it relates to townships of the first class

(21) The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-eight) entitled "An act fixing the time for the confirmation of the reports of viewers or portions hereof in proceedings to assess damages or benefits incident to public improvements where no exceptions are filed or appeals taken" so far as it relates to townships of the first class

(22) The act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred eighty-four) entitled "An act to amend sections one two three five six and seven of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimming pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' by extending the provisions thereof so as to include townships" so far as it relates to townships of the first class

(23) The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred forty-four) entitled "An act authorizing counties cities boroughs towns and townships to acquire lands by purchase gift or condemnation and to convey such lands to the Commonwealth for use of the National Guard" so far as it relates to townships of the first class

(24) The act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred thirty-five) entitled "An act to prevent the laying out opening changing vacating widening or altering by a court of quarter sessions of a road any part of which lies within a township of the first class without the consent and approval of the board of township commissioners" absolutely

(25) The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws ninety) entitled "An act authorizing counties cities boroughs and townships to appropriate moneys for forest work" so far as it relates to townships of the first class

(26) The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred five) entitled "An act to amend section one of the act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred twenty-five) entitled 'An act providing for the payment of the premiums on bonds of county city borough school-district and township employes' extending the provisions thereof to officers" so far as it relates to townships of the first class

(27) The act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-six) entitled "An act authorizing cities boroughs towns and townships to purchase burial plots for certain deceased service men" so far as it relates to townships of the first class

(28) The act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifteen) entitled "An act requiring supervisors and commissioners of townships to apply for county aid in the construction and maintenance of roads upon application therefor by property owners" so far as it relates to townships of the first class

(29) The act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-two) entitled "An act to provide for the licensing of transient retail merchants in cities boroughs and townships and providing a penalty for the failure to obtain such license" so far as it relates to townships of the first class

(30) The act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred one) entitled "An act authorizing the State Highway Department the Public Service Commission counties cities boroughs and townships to purchase or condemn by the right of eminent domain free and unobstructed view over and across lands at certain highway railroad and railway intersections and curves so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view" so far as it relates to townships of the first class

(31) The act approved the twenty-ninth day of June one thousan dnine hundred and twenty-three (Pamphlet Laws nine hundred forty-nine) entitled "An act providing for the establishing and maintenance of uniform building lines in boroughs and townships of the first class" so far as it relates to townships of the first class

(32) The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred fifty-seven) entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location construction and use of buildings and size of courts and open spaces the density of population and the use of land" so far as it relates to townships of the first class

(33) The act approved the seventeenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws thirty-eight) entitled "An act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways" so far as it relates to townships of the first class

(34) The act approved the first day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred) entitled "An act relating to township roads prescribing the time within which approved township roads must be physically opened envalidating proceedings for opening of roads unopened within the prescribed time and providing for the revision of any land proposed to be taken therefor" so far as it relates to townships of the first class

(35) The act approved the first day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred thirteen) entitled "An act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same" absolutely

(36) The act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred twenty-six) entitled "An act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties" absolutely

(37) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred five) entitled "An act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies duly authorized to transact business in the Commonwealth of Pennsylvania" so far as it relates to townships of the first class

(38) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred ten) entitled "An act to provide for the preparation of plans for the use of viewers owners tenants and

occupiers of property and all other parties affected in proceedings for the assessment of damages for the taking injury or destruction of private property for public use and the furnishing of copies thereof to parties affected thereby" so far as it relates to townships of the first class

(39) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-nine) entitled "An act providing for the clerk of the court of quarter sessions of the several counties of this Commonwealth to certify to the Department of Highways the establishment of all new townships and boroughs within said county fixing fee for such certification and providing penalty" so far as it relates to townships of the first class

(40) The act approved the thirtieth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred seventy-one) entitled "An act providing for the care and maintenance by cities boroughs incorporated towns and townships of any soldiers' monument gun or carriage or other similar memorial where there is no person body or organization in existence to care for and maintain the said memorials" so far as it relates to townships of the first class

(41) The act approved the thirtieth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred eighty-four) entitled "An act authorizing and regulating police pension funds in townships of the first class" absolutely

(42) The act approved the first day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred twenty-eight) entitled "An act providing for the improvement of certain streets alleys and highways on the boundary lines of cities boroughs and townships and the assessment of properties abutting thereon but lying outside the limits of such cities boroughs or townships" so far as it relates to townships of the first class

(43) The act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred ninety-four) entitled "An act authorizing municipalities to expend money for the purpose of insuring volunteer firemen against death or injuries while going to or returning from or attending fires" so far as it relates to townships of the first class

(44) The act approved the sixth day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred forty-six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled 'An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings'" so far as it relates to townships of the first class

(45) The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred forty-five) entitled "An act to prevent unfair discrimination against Pennsylvania manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against non-resident manufacturers" so far as it relates to townships of the first class

(46) The act approved the twenty-fourth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws fifty-six) entitled "An act to amend sections one two and three as amended section four and sections five six seven as amended of an act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled 'An act empowering cities of the second and third classes boroughs and counties to acquire maintain and operate playgrounds playfields gymnasiums public baths swimmings pools and indoor recreation centers authorizing school districts to join in the maintenance and operation of said activities and authorizing the issue of bonds and the levy of taxes for such purposes' as extended to townships by further extending the provisions of this act so as to include the acquiring maintaining and operation of parks" so far as it relates to townships of the first class

(47) The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred fifty-five) entitled "An act to amend sections one two and nine of and to add section nine A to the act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred and seventy-one) entitled 'An act providing for the establishment and maintenance of boards of health in boroughs and townships of the first class and defining their powers and duties providing for the appointment of members of such boards of health by the president of the borough councils or by the chairman of the board of commissioners of such townships providing for the election of a secretary and a health officer providing that the Commissioner of Health may take charge of the administration of health laws in any borough or township of the first class when conditions therein in his opinion constitute a menace to the lives or health of the people living outside the corporate limits of such borough or township of the first class or when it may be known to him that such borough or township of the first class is without an existing or efficient board of health and providing the manner in which the expenses of boards of health or of the Commissioner of Health incurred in administering health laws in any borough or township of the first class shall be paid by authorizing the council of each borough and the commissioners of each first class township to appoint the members of the board of health or in lieu thereof a health officer with the powers and duties of such boards requiring all health officers to be experienced in public health work and to be certified to by the Secretary of Health authorizing such boroughs and townships to cooperate with the county and the State Department of Health in the administration and enforcement of health laws" so far as it relates to townships of the first class

(48) The act approved the thirteenth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred eighty-four) entitled "An act to further amend section five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled 'An act relating to roads highways and bridges as amended by providing that the limits of width fixed therein shall not include the additional width required to provide for necessary slopes" so far as it relates to townships of the first class

(49) The act approved the twenty-first day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred thirty-nine) entitled "An act to amend sections five and six of an act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred twenty-six) entitled 'An act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties'" absolutely

(50) The act approved the twentieth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred fifty) entitled "An act making it unlawful for any architect or engineer in the employ of the Commonwealth or of any county municipality borough township or other subdivision of the Commonwealth and engaged in the preparation of plans specifications or estimates to bid on any public work or to be interested in contracts for public work making it unlawful for the officers of the Commonwealth or any county municipality borough township or other subdivision of the Commonwealth to award the contract to any such architect or engineer in the employ of the Commonwealth and fixing penalties" so far as it relates to townships of the first class nad engineers and architects employed by such townships

(51) The act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred ten) entitled "An act permitting townships of the first and second classes to connect for sewage purposes with existing sewers owner by adjacent municipalities and prescribing the procedure for so doing" so far as it relates to townships of the first class

(52) The act approved the twenty-seventh day of April one thousand nine hunrded and twenty-seven (Pamphlet Laws four hundred sixty) entitled "An act authorizing municipalities to acquire by gift or bequest and to operate and maintain motor ambulances" so far as it relates to townships of the first class

(53) The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred thirty-eight) entitled "An act requiring counties cities boroughs townships school districts and poor districts when fixing rates of taxation in mills to express such rates also in dollars and cents" so far as it relates to townships of the first class

(54) The act approved the eleventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred sixty-four) entitled "An act to enable cities incorporated towns boroughs and townships of the first class to govern and regulate by ordinance the construction alteration repairs occupation maintenance sanitation lighting ventilation water supply toilet facilities drainage use and inspection of all buildings used for human habitation and land appurtenant thereto and providing for the enforcement of such ordinances" so far as it relates to townships of the first class

(55) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act prohibiting cities boroughs towns and townships to increase or diminish the salary compensation or emoluments of elected officers after their election" so far as it relates to townships of the first class

(56) The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection alteration addition and repair of public buildings' as amended extending the provisions of said act to roads and bridges and machinery" so far as it relates to townships of the first class

(57) The act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the maintenance of roads and streets on the boundary line between cities or boroughs and townships and the procedure in such cases" so far as it relates to townships of the first class

(58) The act approved the eleventh day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred eighteen) entitled "An act to amend the act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred forty-seven) entitled 'An act requiring all counties cities boroughs townships school districts and other municipalities and incorporated districts to sell nay bonds or other securities issued by them to the highest responsible bidder after due public notice' providing for private sales where no bids are received" so far as it relates to townships of the first class

(59) The act approved the seventeenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred twenty-nine) entitled "An act to amend paragraph one of section seven of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred fifty-seven) entitled 'An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location construction and use of buildings the size of courts and open spaces and the density of population and the use of land' providing the manner in which the board of adjustment shall be appointed" so far as it relates to townships of the first class

(60) The act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred thirty) entitled "An act providing for the payment of counsel fees out of moneys recovered for counties townships boroughs school districts or poor districts upon appeals from the county auditors' settlements of the accounts of public officers" s ofar as it relates to townships of the first class

(61) The act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act fixing the time when interest shall begin to run on the amounts fixed in reports of viewers for the taking injury and destruction of property by the right of eminent domain" so far as it relates to townships of the first class

Section 3502 All other acts and parts of acts inconsistent with this act are repealed This act shall not repeal or modify any of the provisions of the Public Service Company Law nor the act entitled "An act to preserve the purity of the waters of the State for the protection of the public health" approved the twenty-second day of April one thousand nine hundred and five nor the act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty-five) entitled "An act providing for the regulation of dams or other structures or obstructions as defined herein in along across or projecting into all streams and bodies of water wholly or partly within or forming part of the boundary or this Commonwealth vesting certain powers and duties in the Water Supply Commission of Pennsylvania for this purpose and providing penalties for the violation of the provisions hereof" nor shall this act repeal or modify any of the provisions of any act of Assembly amendatory of law in force at the time of the passage of this act or otherwise adopted at the Session of the General Assembly of one thousand nine hundred and thirty-one whether such acts were adopted prior to the passage of this act or shall be adopted subsequent to the passage of this act nor shall this act repeal any such act or part thereof in force at the time of the passage of this act which is amended by any act of Assembly adopted at the Session of the General Assembly of one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bill to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 519 House Bill No. 936), entitled:

An Act authorizing cities of the second class to define by ordinance districts within which electric light electric power telephone and telepgraph wires shall be placed under-ground in conduits

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 548, as follows:

An Act providing for the joint construction by any two or more counties of industrial farms and workhouses providing for the acquisition of sites and the erection and equipment of buildings providing for their government and control and for the commitment admission employment and discharge of inmates the appointment of an advisory board and defining its duties authorizing counties to incur indebtedness and issue bonds for the purpose of paying their share of the cost of erection imposing the cost of maintenance of inmates on the counties and repealing inconsistent legislation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same _ That the county commissioners of any two or more counties except cities and counties of the first class may join in establishing a joint industrial farm and workhouse for the confinement of persons sentenced by the courts of such counties after conviction of any misdemeanor or felony (except murder voluntary manslaughter rape and arson) or those committeed in default of payment of any fine or penalty or for non-payment of costs or for default in complying with any order of court entered in any prosecution for desertion or non-support or for the violation of any municipal ordinance

Section 2 Whenever the commissioners of any two or more counties except cities and counties of the first class shall decide and agree to construct such joint industrial farm and workhouse they shall acquire a suitable site for the same Such site may be selected from suitable lands already held by any county of the district for county purposes or from lands donated for such purposes or any quantity of land within the respective districts In the selection of a site there shall be taken into consideration the objects and purposes of the institution and all or as many as practicable of the following enumerated advantages and resources The land selected and purchased shall be a varied topography with natural resources and advantages for many forms of husbandry fruit-growing and stock-raising for brick-making and for the preparation of all other road and paving material and shall have good railroad drainage sewage and water facilities Title to such land shall be approved by the county solicitor of the county in which the land is located or such other title guarantee corporation or attorney-at-law as may be designated by the commissioners of the counties and shall be taken in the name of the county or counties comprising the district The site before purchase shall be approved by the Department of Welfare

Section 3 After the selection and acquisition of such sites the county commissioners of such counties except cities and counties of the first class may erect and construct suitable and necessary buildings thereon repair any buildings already erected and equip the same ready for use and occupancy All buildings constructed in pursuance of this act shall be plain and inexpensive in character and the plans therefor shall be approved by the Department of Welfare The labor in constructing such buildings and improvements and facilities shall be supplied by the persons committed to penal institutions in such counties or transferred thereto from any county penal and reformatory institution so far as found practicable

Section 4 Such industrial farm and workhouse buildings shall be constructed by contract or contracts let by the county commissioners of such counties except cities and counties of the first class to the lowest responsible and best bidder after due advertisement in at least one newspaper published in each of the counties joining in the erection of such industrial farm and workhouse once a week for four consecutive weeks and when so constructed the industrial farm and workhouse buildings shall be equipped by the county commissioners of such counties at the cost of the counties in the same manner as other county buildings are equipped

Section 5 After such joint industrial farm and workhouse has been erected and equipped and is ready for occupancy president judges of the courts of common pleas of the counties joining in the construction of such industrial farm and workhouse shall appoint an advisory board to consist of three persons from each of such counties The president judges of each of such counties shall appoint one members of said board to serve for one year one to serve for two years and one to serve for three years or until their successors are appointed and qualified All appointments at the expiration of any term shall be for a term of three years

Section 6 The board shall meet monthly and at such other times as it may be deemed necessary The board shall visit and inspect and keep in close touch with the management and operation of said industrial farm and workhouse and shall from time to time make such recommendations and suggestions to the county commissioners for changes or improvements in said management and operations as may be deemed advisable It shall also make an annual report to the county commissioners concerning the management and operation of said industrial farm and workhouse

The county commissioners shall at the expense of the counties provide a meeting place for said board and furnish all supplies and materials necessary to carry on its work

The members of the board shall not receive any compensation for their services but shall be allowed all actual and necessary expenses incurred in the discharge of their duties which shall be paid by the counties as part of the cost of maintenance of such industrial farm and workhouse

Section 7 The county commissioners of such counties may after consultation with the advisory board employ a superintendent or matron or both and such other employes as may be necessary to conduct and manage properly such industrial farm and workhouse and shall fix their compensation The duties of such officers shall be prescribed by the rules and regulations of such industrial farm and workhouse They shall hold their offices respectively during the pleasure of and their compensation shall be fixed by the appointing power

Section 8 The county commissioners of such counties shall before any prisoner may be admitted to this institution after consulting with the advisory board make general rules and regulations for the management of the industrial farm and workhouse which rules and regulations shall be effective after they are approved by the Department of Welfare

Section 9 When in any district formed by such counties the arrangements are complete for the reception of inmates transfer shall be made from the county prisons and jails respectively to the industrial farm and workhouse of the district of all persons who have been sentenced to any of said county prisons and jails for any misdemeanor or felony (except murder voluntary manslaughter rape and arson) or who have been committed to any of such county prisons and jails in default of payment of any fine or penalty or for non-payment of costs or for default in complying with any order of court entered in any prosecution for desertion or non-support or any other person legally confined in any of said county jails or prisons except those that are confined awaiting trial or held as material witnesses

Thereafter when any person is convicted in any of said courts in any county of any offense misdemeanor or felony (except murder voluntary manslaughter rape and arson) the punishment of which is or may hereafter be imprisonment in any county jail or prison for a period of ten days or more said court shall sentence such person to the industrial farm and workhouse of the district in which said court may have jurisdiction Courts of record and courts not of record of the counties comprising any such district shall hereafter commit to the industrial farm and workhouse of the district all persons who might be lawfully committed to the county jail or prison on charges of vagrancy drunkenness or disorderely conduct of for default or non-payment of any costs fine or penalty or for default in complying with any order of court entered in any prosecution for desertion or non-support or for violations of municipal ordinances where in any such case the commitment will be for a period of ten days or more

The existing county prisons and jails may be retained to confine persons awaiting trial or held as material witnesses or sentenced for a period less than ten days and such number of other convicted persons as may be required to perform the necessary institutional maintenance work

All inmates shall be clothed and treated as provided for in this act and in the rules and regulations of the industrial farm and workhouse

Section 10 Every person committed to an industrial farm and workhouse under the provisions of this act unless disqualified by sickness or otherwise shall be kept at some useful employment such as may be suited to his or her age and capacity and such as may be most profitable to the institution and tend to promote the best interest of the inmate If any person refuses to perform the work assigned to him or her or is guilty of other acts of insubordination the superintendent shall punish such person in such manner as the rules and regulations hereinbefore provided for may prescribe The superintendent shall keep a record of and report to the advisory board all such offenses and punishments

All inmates shall receive compensation for their work those employed on institutional maintenance and non-productive labor receiving not more than twenty cents (20c) per day or less than ten cents (10c) per day Those employed on productive work shall receive not more than fifty cents (50c) per day or less than twenty cents (20c) per day The earnings of each prisoner shall be credited to his or her account and disbursements made on approval of the superintendent of the institution and the written order of the inmate except when an inmate is committed for nonsupport the court which sentenced the prisoner shall order payment of said earnings At time of release or discharge the prisoner shall receive all moneys remaining in his or her account and give receipt for the same

Section 11 The cost of transporting prisoners committed to the industrial farms and workhouses shall be paid by the counties respectively from which the prisoners are committed The sheriff of the county for prisoners committed by the court and constables for prisoners committed by magistrates shall receive for such prisoners committed to the industrial farm and workhouse no mileage or traveling expenses on writs except the actual cost of transporting said prisoners so committed to the industrial farm and workhouse together with any other fees for their services now allowed by law.

When any prisoner is discharged from an industrial farm and workhouse the superintendent thereof shall procure for him a railroad ticket to any point to which said prisoner may desire to go not farther from said industrial farm and workhouse than the point from which he or she was sentenced

Section 12 It shall be the purpose of the industrial farm and workhouse to employ the prisoners committed or transferred thereto in work on or about the buildings and farm and in growing produce raising stock et cetera for supplies for its own use or for the use of the several city and county institutions in the district or for any political division thereof or for any public or charitable institution owned or managed and directed by the counties constituting said district or any political division thereof Such prisoners may also be employed in the preparation of road material and in making brick tile and concrete or other road building material and in the manufacture of other products and materials as may be found practicable for the use of any of the counties constituting said district and for the proper and healthful employment of such prisoners

Section 13 All road material brick tile concrete and other goods and materials prepared or made at any industrial farm and workhouse not needed for the purposes of such institution shall be offered for sale at a price to be fixed by the commissioners of the district In offering such material for sale preference shall be given to the counties forming the district of such institution and to the cities boroughs and townships therein All moneys so received shall be applied towards paying the overhead expenses of the institution

Section 14 A detailed statement of the receipts and expenditures by any county constituting a part of said district for any industrial farm and workhouse erected under the provisions of this act shall be published by the county commissioners of each county or by the controller in said county Where such report is published by the controller it shall be included in the annual statement of the fiscal affairs of such county

Section 15 The original cost of the site and buildings of the industrial farm and workhouse and the equipment thereof and all additions thereto and all fixed overhead charges in conducting the institution shall be paid by the counties constituting the distircts in the ratio of their population according to the last preceding United States census

The cost of the care and maintenance of the inmates in said districts shall be certified monthly to the counties from which inmates have been committed Such cost shall be paid by the counties in proportion to the number of inmates committed from each county All payments shall be on warrants of the county commissioners countersigned by the county controller in counties where such officer exists

Section 16 The county commissioners of each county joining in establishing an industrial farm and workhouse indebtedness of the county in the manner now provided by as provided for in this act may incur or increase the indebtedness of the county in the manner now provided by law to an amount sufficient to pay its proportionate part of the cost of acquiring a site of erecting constructing and equipping the said industrial farm and workhouse by issuing coupon bonds at a rate of interest not exceeding six per centum and payable within thirty years from the date of issue The county commissioners of such county shall levy an annual tax in an amount necessary to pay interest and sinking fund charges upon such bonds

Section 17 All the property real and personal authorized to be held by virtue of this act shall be exempt from taxation

Section 18 The act approved the sixth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred forty-five) entitled "An act providing for the establishment on certain conditions of certain industrial farms and workhouses dividing the State into districts for such purpose providing for the acquisition of sites and the erection and equipment of buildings and work for such institutions providing for their government and control and for the commitment admission employment and discharge of inmates imposing the cost of the institutions and the maintenance of inmates on the counties and conferring certain powers and duties on certain city and county officers and repealing existing laws in relation to the above subjects" is hereby repealed

All other acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transscibed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 575 (House Bill No. 562), entitled:

An Act to prevent fraud and deception in sales by auction or otherwise, advertised, represented or held out to be an insurance, bankrupt, mortgage, insolvent, assignee's, executor's, administrator's, receiver's, trustee's, removal or closing out or quitting business sale, or sale of goods, wares and merchandise damaged, by fire, smoke, water or otherwise; conferring powers on officers of cities, boroughs, towns and townships or their representatives to investigate sales and to order unlawful sales discontinued; and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Sente Bill No. 743 (House Bill No. 1072), as follows:

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" as last amended by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-two) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order that the Commonwealth may receive the benefit of section three hundred and one (b) of the Federal Revenue Act of one thousand nine hundred and twenty-six or any other legislation of a similar kind or enacted for a like purpose which grants a credit on the Federal estate tax for inheritance taxes and transfer inheritance taxes paid to the State governments additional transfer taxes for State purposes are hereby imposed upon the transfer in trust or otherwise of any property taxable under the provisions of the transfer inheritance tax law of this Commonwealth approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwalth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" Such taxes shall be imposed as estate taxes and shall be collected in acordance with the provisions of the transfer inheritance tax laws of the Commonwealth in the following cases viz Whenever in any estate the total tax paid or payable to the Commonwealth and any other State or territory at the rates fixed under the inheritance tax law shall be less than the total credit allowed by the Federal law for taxes paid to States then the tax imposed by this act upon the transfer of such property shall be an amount equal to the difference between the total credit allowable by the Federal law for taxes payable to the State governments and the total taxes actually paid or payable to the Commonwealth and any other State or territory under the inheritance tax laws

Every executor administrator or person in actual or constructive possession of the property of an estate subject to the tax imposed by this act shall within thirty days after the filing of his her or its return with the Federal Government for Federal Estate Tax purposes file a copy of such Federal return with the register of wills of the proper county and shall within thirty days after the receipt by him her or it of any communication from the Federal Government making any final change in the said return or confirming increasing or diminishing the tax thereby shown to be due file a copy of such communication with the register of wills of the proper county The Commonwealth shall have authority in any estate taxable under this act to act to make a provisional estimate for the payment of taxes to the Commonwealth on account and to make an appraisment of the taxes due by any estate under this act when the amount of the Federal tax has been finally determined

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the seconnd reading and consideration of Senate Bill No. 798 (House Bill No. 951), as follows:

An Act to amend sections one and four of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Highways is hereby authorized to enter into agreements with cities of the second class A and third class providing for the improvement construction reconstruction and/or maintenance in whole or in part of the existing width or of a lesser width of any streets and highways in any such city which are not on the plan of the State highway system but which are continuations of State highways entering such cities or running through such cities or which furnish the shortest or most convenient route through such cities for the traveling public and such agreements may provide that the improvement construction reconstruction and/or maintenance shall be done by the Department of Highways or the city or by contract let by the Department of Highways or by the city or by both and that the Commonwealth shall in either event pay the whole or any portion of the cost of such improvement construction and/or maintenance the city to pay the remaining portion of such cost In the event that the moneys allocated to any city during any fiscal biennium from any appropriation to carry into effect the provisions of this act cannot reasonably be expended in the improvement construction reconstruction and/or maintenance of the streets of such city hereingefore described then such moneys so allocated shall be expended in like manner as in this act provided in the improvement construction reconstruction and/or maintenance of any street or streets within the limits of such city Any city of the second class second class A or third class is hereby authorized to enter into any contract as hereinbefore provided for with the Department of Highways and to expend the moneys of the city for such purposes Any such agreement may also provide for the improvement construction or reconstruction of a greater width of any such street or highway than that agreed to be paid for wholly or partly by the Commonwealth and for the payment by the city or by the assessment of benefits as hereinafter provided or both of the whole cost of any such additional width

Section 2 That section four of said act is hereby amended to read as follows

Section 4 The sum of two million dollars ($2,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Highways out of moneys in the Motor License Fund for the improvement construction reconstruction and/or maintenance of city streets and highways in the manner provided by this act and its amendments for the two fiscal years beginning June first one thousand nine hundred and twenty-nine The moneys so appropriated shall be allocated by the Department of Highways for expenditure in the several cities to which this act applies upon the ratio that the mileage of streets in any city which are continuations of State highways entering such cities and which are continuations of State highways running through such cities and which furnish the shortest and most convenient route for State highways through such cities bears to the total mileage of such streets in the cities of this Commonwealth to which this act applies

Section 3 This act shall become effective on the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 801 (House Bill No. 1039), as follows:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of article nine is hereby amended to read as follows

Section 1 All property taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit institutions of purely public charity and real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines Uniformity shall not be required in the case of inheritance and other excise taxes but all such taxes shall be levied and collected under general laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 883, as follows:

An Act validating proceedings by boroughs for the grading draining paving curbing and guttering of streets alleys and public highways and validating municipal liens therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in any borough in this Commonwealth prior to the passage of this act a street alley or highway or part thereof has been improved by being graded drained paved guttered or curbed with concrete or other paving guttering and curbing materials in pursuance of authority of an act of Assembly and an ordinance or ordinances passed and enacted in pursuance thereof and the costs and expenses or part thereof of the improvements assessed on the abutting property owners as provided by the ordinance or ordinances and act of Assembly authorizing and directing such improvements and municipal claims or liens have been filed against the property owners for all or any part of the costs and expenses thereof but owing to some defect in the actions of councils notices of publication or other proceedings necessary under existing laws and ordinances to give jurisdiction or because of non-compliance with existing law as to publication of said ordinances posting of hand bills purchasing of materials and supplies without advertising or because of the beginning of work on the improvements before the expiration of the period of notice or because of non-compliance with existing law requiring the work to be itemized in the assessment and liens which have been filed or for any other reason the ordinances or proceedings authorizing and directing the improvements and making the assessments therefor or the proceedings in the filing of any municipal claim or lien therefor are defective or invalid now by this act such ordinances and proceedings authorizing the improvements and making the assessments therefor the said improvements and any municipal claims or liens filed therefor are hereby validated and made binding for the amounts justly and equitably due and payable on account of such improvements Provided That the provisions of this act shall not apply in any instance where the validity of such procedure by boroughs for the grading draining paving curbing and guttering of streets alleys and public highways has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 909, as follows:

An Act permitting cities of the first second and second A class to charge an annual rental for the use of any sewer system or sewage disposal plant constructed or acquired by such city limiting the amount thereof and providing for its assessment and collection

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any city of the first class second class or second class A has constructed any sewer or sewer system or sewage disposal plant either wholly or partially at public expense or has acquired the same at public expense such city may provide by ordinance for the collection of an annual rental or charge for the use of such sewer sewer system or sewage disposal plant from the owners of the property served by it

Section 2 Such annual rental shall not exceed the amount expended annually by the city in the operation maintenance repair alteration inspection depreciation or other expense in relation to such sewer sewer system or sewage disposal plant and may include any interest on money expended by the city in the construction or acquisition of such sewer sewer system or sewage disposal plant The said annual sum shall be apportioned equitably among the several properties served by the said sewer sewer system or sewage disposal plant

Section 3 The council of such city shall execute a warrant or warrants authorizing the collection of such annual sewer rentals or charges to the officer employed by council to collect the same

Section 4 Such annual sewer rentals or charges shall be a lien on the properties charged with the payment thereof from the date set in the ordinance and if not paid after thirty days' notice may be collected by an action in assumpsit in the name of the city against the owner of the property charged or by distress of personal property on the premises or by a lien filed in the nature of a municipal lien

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 919, as follows:

A Supplement to an act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" by providing for the appointment of a solicitor as attorney and legal adviser for the Department of City Controller

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That there is hereby created in cities of the second class the office of solicitor for the Department of City Controller The solicitor for this department shall act as the legal adviser of and attorney for the city controller in all matters affecting him and his department The solicitor shall be appointed by and shall hold office at the pleasure of the city controller The solicitor shall be an attorney at law admitted and qualified to practice in the courts of this Commonwealth and shall be paid a yearly salary to be fixed by the council provided that the same shall not be less than six thousand dollars nor more than twelve thousand dollars per annum

Section 2 This act shall take effect forthwith upon its passage and approval by the Governor

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 968, as follows:

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks requiring persons and entities engaged therein to be licensed and to file a bond conferring powers and imposing duties of the Department of Labor and industry and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following words and phrases when used in this act shall for the purposes of this act have the meanings respectively ascribed to them in this section except in those instances where the context indicates a different meaning

"Department" The Department of Labor and Industry of this Commonwealth

"Fireworks" Any combustible or explosive composition or any substance or combination of substances or article or device prepared for the purpose of producing a visible or an audible effect by combustion explosion deflagration or detonation

"Fireworks plant" All or any lands with buildings thereon used in connection with the manufacturing or processing or assembling of fireworks and all buildings or structures located thereon for the storage of finished or unfinished fireworks or raw materials

"Fireworks factory building" Any building or structure in which the manufacture of fireworks other than sparklers or in which any processing involving fireworks is carried on

"Fireworks storage building" Any building or structure at a fireworks plant used exclusively for the storage of finished or unfinished fireworks of less than one hundred pounds

"Magazine" Any box structure or building used for the storage of explosive raw materials used in the manufacture of fireworks or for the storage of finished or unfinished fireworks in excess of one hundred pounds

"Highway" Every way or place of whatever nature open to the use of the public as a matter of right for purposes of pedestrian or vehicular travel

"Navigable streams" Any stream or canal susceptible of being used in its ordinary condition as a highway of commerce upon or through which trade and travel may be conducted in the customary modes except streams or canals upon which barges tugboats and other large vessels cannot be navigated

"Person" Any individual copartnership association or corporation

Section 2 It shall be unlawful for any person to maintain conduct or operate a fireworks plant without a certificate of operation from the department as in this act provided It shall also be unlawful for any person to construct or cause to be constructed any fireworks plant within this Commonwealth until the plans and specifications therefor have been submitted to and approved by the department and a certificate of operation has been issued by the department authorizing such person to maintain conduct or operate such fireworks plant upon its construction

Section 3 Every person desiring to construct maintain conduct or operate a fireworks plant within this Commonwealth shall file an application for such certificate of operation with the department together with drawings or blue prints in quadruplicate showing in detail the general arrangement of buildings the distances between buildings the quantities of explosives to be stored in each building and the location of the plants with respect to inhabited buildings highways railroads and navigable stream If the application is made preparatory to the construction of a fireworks plant the applicant shall also submit the plans and specifications pertaining to such construction All applications shall be on forms prescribed prepared and furnished by the department

Upon receipt of an application for a certificate of operation the department shall cause a thorough investigation to be made of the location and premises where the fireworks plant is desired to be constructed maintained conducted or operated and shall make a study of the plans and specifications pertaining to the proposed construction of any fireworks plant the department shall issue a certificate of operation to the applicant upon being satisfied that the place to be used as a fireworks plant is a suitable place for such purpose that the fireworks plant is properly equipped and that all the requirements of this act and the rules and regulations prescribed hereunder have been or shall be complied with Such certificate shall continue in force until revoked and shall be displayed under glass in the office or factory fireworks building The department may revoke a certificate of operation at any time if the fireworks plant is not maintained conducted or operated in accordance with the provisions of this act and the rules and regulations of the department

Section 4 No certificate of operation shall be issued by the department until the applicant shall file with the department a bond of a duly authorized surety company to be approved by the department payable to the Commonwealth of Pennsylvania in such sum or sums as may be determined by the department not less than ten thousand dollars nor more than fifty thousand dollars conditioned on the applicant's faithful observance of and compliance with the provisions of this act including all rules and regulations prescribed by the department and upon the payment of all final judgments that may be rendered against such applicant for damages caused to persons and property by reason of any explosion of any product or component part or parts thereof stored or being manufactured processed or handled at the applicant's fireworks plant

Section 5 All fireworks factory buildings fireworks storage buildings and magazines shall be constructed in a safe manner and shall be located at a safe distance from each other and at a resonably safe distance from any inhabited buildings highways navigable streams and railroads except sidings or spur tracks from any railroad for the use of a fireworks plant It shall be the duty of any owner or operator of a fireworks plant to safeguard properly all equipment used for the manufacturing processing and assembling of fireworks and to afford proper and adequate protection from fire and explosion and to properly safeguard the safety and health of his employes No fireworks shall be manufactured except such as shall be approved by the Federal Government for transportation in interstate commerce

Section 6 The department shall have the power and its duty shall be to make alter amend repeal and enforce rules and regulations for carrying into effect all the provisions of this act including the having using storage keeping and handling of fireworks on about or in any fireworks plant and to prescribe specifications for the construction equipment location and capacity of any buildings sheds or structures on any premises used by a fireworks plant

The department shall have the power to visit examine and inspect any fireworks plant and its duly authorized officers and employes shall have free and full access to the grounds premises buildings sheds and structure constituting the fireworks plant and all owners or operators of such fireworks plants are hereby directed to give to such officers or employes such means facilities and opportunity for such visitation examination and inspection as is hereby provided and required

The powers duties and jurisdiction conferred upon the department by this act shall be deemed to be exclusive in the department and to supersede and take the place of any similar powers duties or jurisdiction conferred by existing law upon the Pennsylvania State Police in matters covered by this act

Section 7 Any person violating any of the provisions of this act or any of the rules and regulations of the department prescribed under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars and costs nor more than five thousand dollars and costs or to undergo imprisonment not exceeding one year or both in the discretion of the court All fines collected or received hereunder shall be paid into the State Treasury through the Department of Revenue

Section 8 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. MANSFIELD. Mr. President, I ask unanimous consent that Senate Bill No. 970, on second reading, entitled:

An Act to amend paragraph five, section one, article fifteen of the act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class," by requiring official advertising to be published in a newspaper printed in the Yiddish language and printed in the county, instead of in a newspaper printed in the German language published in the county.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 971, as follows:

An Act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealh of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements of abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following streets or sections thereof in cities of the second class class A and third class are hereby adopted by the Commonwealth as State highways to be taken over upon the terms and conditions and subject to the limitations hereinafter contained and thereafter to be maintained constructed reconstructed and resurfaced at the expense of the Commonwealth upon the terms and conditions and subject to the limitations hereinafter provided

Section 2 The city streets to be taken over under the provisions of this act in the cities hereinafter named shall be designated by numbers to be hereafter assigned by the Secretary of Highways and are situate and described as follows

Beginning at a point on East Susquehanna Street on the dividing line between the city of Allentown and Salisbury Township thence over East Susquehanna Street and West Susquehanna Street to the intersection of West Susquehanna Street and Jordan Street in the city of Allentown a distance of about 1.13 miles

Beginning at a point on the intersection of Nineteenth Street and Tilghman Street thence over Ninteenth Street to a point on the dividing line between the city of Allentown and South Whitehall Township in the city of Allentown a distance of about .82 of a mile

Beginning at a point on Jordan Street on the dividing line between the city of Allentown and Salisbury Township thence over Jordan Street to the intersection of Jordan Street and West Susquehanna Street thence over viaduct crossing the Reading Railroad and Trout Creek to the intersection of West Susquehanna Street extended and Fifth Street thence over Fifth Street to the intersection of Fifth Street and Auburn Street thence over Auburn Street to the intersection of Auburn Street and Lehigh Street thence over Lehigh Street to the intersection of Lehigh Street and Union Street thence over Union Street to the intersection of Union Street and South Seventh Street thence over South Seventh Street to the intersection of South Seventh Street and Hamilton Street in the city of Allentown a distance of about 1.45 miles

Beginning at a point on the Hamilton Boulevard on the dividing line between the city of Allentown and South Whitehall Township thence over Hamilton Boulevard to the intersection of Hamilton Boulevard and Hamilton Street thence over Hamilton Street to the intersection of Hamilton Street and Fifteenth Street thence over Fifteenth Street to the intersection of Fifteenth Street and Tilghman Street thence over Tilghman Street and viaduct crossing Lehigh Valley Railroad Lehigh River and Central Railroad of New Jersey tracks to a point where Tilghman Street intersects with Union Boulevard thence over Union Boulevard to a point on the dividing line between the city of Allentown and the City of Bethlehem in the city of Allentown a distance of about 6.48 miles

Beginning at a point on Lehigh Street on the dividing line between the city of Allentown and Salisbury Township thence over Lehigh Street to the intersection of Wyoming Street and Lehigh Street thence over Wyoming Street to the intersection of Wyoming Street and South Eighth Street thence over South Eighth Street to the intersection of South Eighth Street and continuance of Lehigh Street thence over Lehigh Street to the intersection of Lehigh Street and Auburn Street in the city of Allentown a distance of about 1.09 miles

Beginning at a point on College Heights Boulevard on the dividing line between the city of Allentown and South Whitehall Township thence over College Heights Boulevard to the intersection of College Heights Boulevard and Tilghman Street thence over Tilghman Street to the intersection of Tilghman Street and Fifteenth Street in the city of Allentown a distance of about 2.003 miles

Beginning at a point on North Seventh Street on the dividing line between the city of Allentown and Whitehall Township thence over North Seventh Street to the intersection of North Seventh Street and Hamilton Street in the city of Allentown a distance of about 1.09 miles

Beginning at a point on the East City line of Altoona City-Logan Township on Pleasant Valley Boulevard and extending in a southwesterly direction along Pleasant Valley Boulevard to the Altoona City-Logan Township line at twenty-seventh Street beginning again at a point on the Logan Township-Altoona City line at the intersection of Frankstown Road and Plank Road thence along the Plank to Logan Avenue thence southerly along Logan Avenue to the Altoona City-Logan Township line at Circle and Hazel Avenues in the city of Altoona a distance of about 3.71 miles

Beginning at a point on the east city line of Altoona City and Logan Township on Walton Avenue thence extending southwesterly along Walton Avenue to Lloyd Street thence northwesterly along Lloyd Street to Sixth Avenue thence southwesterly along Sixth Avenue to Union Avenue in the city of Altoona a distance of about 2.99 miles

Beginning at a point on the intersection of Frankstown Road and Pleasant Valley Boulevard thence along the Plank Road to Union Avenue at Thirty-first Street thence along Union Avenue to Twenty-fourth Street and Eighth Avenue thence northwesterly along Twenty-fourth Street to Broad Avenue thence easterly along Broad Avenue to Union Avenue to Margaret Avenue thence along Union Avenue to Eighteenth Street at Tenth and Union Avenues thence along Eighteenth Street to Twenty-third Avenue thence easterly along Twenty-third Avenue to Washington Avenue thence northwesterly along Washington Avenue to the Altoona City-Logan Township line in the city of Altoona a distance of about 3.06 miles

Beginning at a point on the line dividing the city of Beaver Falls and the borough of New Brighton thence across the county bridge over the Beaver River to Seventh Avenue thence traversing Seventh Avenue to Twenty-seventh Street thence traversing Twenty-seventh Street to College Avenue thence over College Avenue to Thirty-second Street thence over Thirty-second Street to Fourth Avenue thence over Fourth Avenue to the city line dividing the city of Beaver Falls and the borough of West Mayfield in the city of Beaver Falls a distance of about 3.7 miles

Beginning at a point on West Union Boulevard on the dividing line btween the city of Bethlehem and the city of Allentown thence over West Union Boulevard to the intersection of West Union Boulevard and North Main Street thence over North Main Street to the intersection of North Main Street and West Elizabeth Avenue thence over West Elizabeth Avenue and East Elizabeth Avenue to the intersection of East Elizabeth Avenue Linden Street Easton Avenue and road known as the Nazareth Pike thence over Easton Avenue to a point on the dividing line between the city of Bethlehem and Bethlehem Township at a point known locally as the Butztown Road in the city of Bethlehem a distance of about 5.31 miles

Beginning at a point on Wyandotte Street on the dividing line between the city of Bethlehem and Lower Saucon Township thence over Wyandotte Street and viaduct crossing Lehigh Valley Railroad Lehigh River and Central Railroad of New Jersey Tracks to the intersection of South Main Street and West Church Street thence over South Main Street and North Main Street to the intersection of North Main Street and West Union Boulevard beginning again on Nazareth Road at the intersection of Linden Street East Elizabeth Avenue and Easton Avenue thence over Nazareth road to a point on the dividing line between the city of Bethlehem and Bethlehem Township in the city of Bethlehem a distance of about 4.40 miles

Beginning at a point on the intersection of Wyandotte Street and Broadway thence over Broadway to a point on the dividing line between the city of Bethlehem and borough of Fountain Hill in the city of Bethlehem a distance of about .33 of a mile

Beginning at a point on the intersection of West Fourth Street and Wyandotte Street thence over West Fourth Street and East Fourth Street to the intersection of East Fourth Street and Hellertown Road thence over Hellertown Road to a point on the dividing line between the city of Bethlehem and borough of Hellertown in the city of Bethlehem a distance of about 4.01 miles

Beginning at a point on South Avenue at the south city line of Bradford thence northward along South Avenue to the intersection of Mechanic and Main Streets thence east along Main Street to East Main Street thence along East Main Street to intersect with South and North Kendall Avenues in the city of Bradford a distance of about 2.05 miles

Beginning at a point on South Kendall Avenue at the eastern city line of Bradford thence running west along South Kendall Avenue to East Main Street thence north along East Main Street to a point on the northern city line of Bradford in the city of Bradford a distance of about 1.02 miles

Beginning at a point on the intersection of Main Street and South Avenue thence north along Mechanic Street to Washington Street thence west along Washington Street to Interstate Parkway thence northwest along Interstate Parkway to a point on the west city line of Bradford in the city of Bradford a distance of about .92 of a mile

Beginning at a point on the Butler Township-Butler City line thence northwesterly on Kittanning Avenue to an intersection with East Jefferson Street and continuing westerly on East Jefferson Street to an intersection on Main Street in the city of Butler a distance of about .77 of a mile

Beginning at a point on the Butler Township-Butler City line thence northeasterly and easterly on Roosevelt Boulevard to South Main Street and continuing northerly on South Main Street to an intersection at East Jefferson Street in the city of Butler a distance of about 1.16 miles

Beginning at a point on the Butler Township-Butler City line thence southerly on North Main Street to an intersection at East Jefferson Street in the city of Butler a distance of about .81 of a mile

Beginning at a point on the Butler Township-Butler City line thence easterly on New Castle Street to Race Street thence southeasterly on Race Street to West Jefferson Street and continuing on West Jefferson Street to an intersection at Main Street in the city of Butler a distance of about 1.02 miles

Beginning at a point on the Butler Township-Butler City line thence westerly on Eau Claire Street to Locust Street and continuing westerly on Locust Street to First Street thence southerly on First to East Jefferson Street and continuing westerly on East Jefferson Street to an intersection at Kittanning Avenue in the city of Butler a distance of about .69 of a mile

Beginning at a point on Canaan Street on the dividing line between the city of Carbondale and Carbondale Township thence on Canaan Street to the intersection of Canaan Street and Church Street thence over Church Street to the intersection of Church Street and North Main Street thence over North Main Street to the intersection of North Main Street and Salem Avenue in the City of Carbondale a distance of about 1.20 miles

Beginning at a point on the intersection of South Main Street and Salem Avenue thence over South Main Street to the intersection of South Main Street and Pike Street thence over Pike Street to the intersection of Pike Street and Gordon Avenue thence over Gordon Avenue to a point on the dividing line between the city of Carbondale and Carbondale Township in the city of Carbondale a distance of about 1.44 miles Upon the completion of the construction of the state highway route leading from the south city line of Carbondale through Mayfield Borough the aforesaid route in whole or in part shall be abandoned as a state highway route and a new route over streets in the city of Carbondale mutually agreed upon by the Secretary of Highways and the city authorities shall be adopted

Beginning at a point on the intersection of Salem Avenue and North Main Street thence over Salem Avenue to the intersection of Salem Avenue and Dundaff Streets thence over Dundaff Street and viaduct crossing Erie Railroad tracks to the intersection of Dundaff Street and Fallbrook Street thence over Fallbrook Street to a point on the dividing line between the city of Carbondale and Fell Township in the city of Carbondale a distance of about 1.06 miles

Beginning at a point on the dividing line between the Borough of Parkside and the city of Chester at the intersection of Edgemont Avenue and East Avon Street thence in southeasterly and southerly directions over Edgemont Avenue to a point at the intersection of Edgemont Avenue and Ninth Street thence in a westerly direction over Ninth Street to a point at the intersection of Ninth Street and Highland Avenue thence in a southerly direction over Highland Avenue to a point at the intersection of Highland Avenue and Fourth Street thence in a westerly direction over Fourth Street Post Road to a point on the dividing line between the city of Chester and the borough of Trainer in the City of Chester a distance of about 4.14 miles

Beginning at a point on the line dividing Eddystone Borough and the city of Chester at Ridley Creek and extending in a southwesterly direction over Morton Avenue to Ninth Street thence continuing in a westerly direction over Ninth Street to a point at the intersection of Ninth Street and Edgemont Avenue beginning again at a point at the intersection of Ninth Street and Concord Avenue thence in a northwesterly direction over Concord Avenue to a point on the line dividing the city of Chester and the township of Chester in the city of Chester a distance of about 1.88 miles

Beginning at a point on the line dividing Nether Providence Township and the City of Chester at Ridley Creek and extending in a southerly direction over Providence Avenue to a point at the intersection of Edgemont Avenue thence in a southeasterly direction over Madison Street to a point at the intersection of Ninth Street in the city of Chester a distance of about 1.30 miles

Beginning at a point on the line dividing the borough of Eddystone and the city of Chester at Ridley Creek and extending in a westerly direction over Fourth Street to a point at the intersection of Fourth and Welch Streets thence in a southerly direction over Welch Street to a point at the intersection of Welch and Second Streets thence in a westerly direction over Second Street to a point at the intersection of Second Street and Highland Avenue thence in a northerly direction over Highland Avenue to a point at the intersection of Highland Avenue and Fourth Street in the city of Chester a distance of about 3.21 miles

Beginning at a point on the line dividing Ridley Township and the city of Chester at Ridley Creek and extending in a westerly direction over Twenty-second Street to a point at the intersection of Providence Avenue and Twenty-second Street thence in a westerly direction over Twenty-second Street to a point at the intersection of Twenty-second Street and Edgemont Avenue in the city of Chester a distance of about .75 of a mile

Beginning at a point on the dividing line between the city of Clairton and Jefferson Township thence along State Street to its intersection with Mendelssohn Avenue thence on North State Street to Walnut Avenue thence on Walnut Avenue to the intersection with Eighth Street thence on Eighth Street to the dividing line between the city of Clairton and Jefferson Township in the city of Clairton a distance of about 1.81 miles

Beginning at a point on the line dividing the Township of Valley from the city of Coatesville and extending in an easterly direction over Lincoln Highway to a point on the line dividing the city of Coatesville and the Township of Caln in the city of Coatesville a distance of about 2.01 miles

Beginning at a point on the intersection of Strode Avenue and Lincoln Highway in the city of Coatesville and extending in a southerly direction over Strode Avenue to a point on the line dividing the city of Coatesville and the Township of East Fallowfield in the city of Coatesville a distance of about .34 of a mile

Beginning at a point on the dividing line the Township of Valley from the city of Coatesville extending in a southerly direction over First Avenue to a point at the intersection of First Avenue and Lincoln Highway in the city of Coatesville a distance of about .28 of a mile

Beginning at a point on the dividing line between Dunbar Township and the city of Connellsville on Morrell Avenue thence over Morrell Avenue to Eighth Street thence over Eighth Street to East Crawford Avenue thence over East Crawford Avenue to the dividing line between the city of Connellsville and Connelsville Township in the city of Connellsville a distance of about 2.17 miles

Beginning at a point on Veech Street at the dividing line between Dunbar Township and the city of Connellsville thence over Veech Street to Ninth Street thence over Ninth Street to East Crawford Avenue thence over East Crawford Avenue to an intersection with Eighth Street in the city of Connellsville a distance of about .42 of a mile

Beginning at a point on the intersection of Snyder Street and East Crawford Avenue thence over Snyder Street to the dividing line between the city of Connellsville and Connellsville Township in the city of Connellsville a distance of about .59 of a mile

Beginning at a point on the Wayne Township-Corry City line thence easterly on West Smith Street to North Center Street thence northerly on North Center Street to East Columbus Avenue to the Corry City-Warren County line in the city of Corry a distance of about 3.30 miles

Beginning at a point on the Concord Township-Corry line thence northerly on Union Street to West Church Street thence northeaserly on West Church Street to Lemon Street thence northerly on Lemon Street to West Pleasant Street thence easterly on West Pleasant Street to Center Street to East Main Street thence in a general easterly direction on East Main Street to the Corry City-Warren County line in the city of Corry a distance of about 2.76 miles

Beginning at a point on South Brady Street at the southwestern city line of DuBois thence running east and north and west via Brady Street Liberty Boulevard Railroad Avenue and West DuBois Avenue to a point on the northern city line of DuBois in the city of DuBois a distance of about 2.02 miles

Beginning at a point on the intersection of North Brady Street and East Park Avenue in the city of DuBois and thence running southeast along East Park Avenue to Maple Avenue and thence east along Maple Avenue to a point on the southeastern city line of Du Bois in the city of Du Bois a distance of about .8 of a mile

Beginning at a point on the South Delaware River Drive on the dividing line between the city of Easton and William Township thence over South Delaware River Drive to the intersection of South Delaware River Drive and South Third Street thence over South Third Street to the intersection of South Third Street and Northampton Street in the city of Easton a distance of about 1.34 miles

Beginning at a point on Butler Street on the dividing line between the city of Easton and the borough of Wilson thence over Butler Street to the intersection of Butler Street and Thirteenth Street thence over Thirteenth Street to the intersection of Thirteenth Street and Northampton Street in the city of Easton a distance of about .68 of a mile

Beginning at a point on the intersection of North Third Street and Northampton Street thence on North Third Street to the intersection of North Third Street College Avenue and North Delaware River Drive thence over North Delaware River Drive to a point on the dividing line between the city of Easton and Forks Township in the city of Easton a distance of about 1.66 miles

Beginning at a point on the intersection of North Third Street North Delaware River Drive and College Avenue thence over College Avenue to the intersection of College Avenue thence over College Avenue to the intersection of College Avenue and Cattell Street thence over Cattell Street to the intersection of Cattell Street and Knox Avenue thence over Knox Avenue to a point on the dividing line between the city of Easton and Forks Township in the city of Easton a distance of about 1.03 miles

Beginning at a point on Northampton Street on the dividing line between the city of Easton and the borough of Wilson thence over Northampton Street to the west approach to the interstate bridge to Phillipsburg N. J in the city of Easton a distance of about 1.22 miles

Beginning at a point on the Mill Creek Township-Erie line and running in a generally northerly direction on Glenwood Park Avenue to State Street thence north on State Street to a point of intersection on Twenty-sixth Street in the city of Erie a distance of about 2.17 miles

Beginning at a point on the Mill Creek Township-Erie City line and running east on the West Lake Road to Seminole Drive thence north on Seminole Drive and around Frontier Place to Sixth Street thence east on Sixth Street around Park Avenue South and Park Avenue North and continuing on Sixth Street around South Park Row to a point of intersection on French and Sixth Streets in the city of Erie a distance of about 3.48 miles

Beginning at a point on the Wesleyville Borough-Erie City line and running west on Buffalo Road to East Street thence south on East Street to Twenty-sixth Street thence west on Twenty-sixth Street to a point of intersection at State Street in the city of Erie a distance of about 3.61 miles

Beginning at a point on the Mill Creek Township-Erie City line and running in a generally northwesterly direction on Wattsburg Road to Parade Street thence north on Parade Street to a point of intersection on Twenty-sixth Street in the city of Erie a distance of about 1.82 miles

Beginning at a point on the Mill Creek Township-Erie City line and running in a northeasterly direction on Peach Street to a point of intersection on Twenty-sixth Street in the city of Erie a distance of about 1.84 miles

Beginning at a point on the Mill Creek Township-Erie City line and running east on Twenty-sixth Street to a point of intersection at State Street in the city of Erie a distance of about 2.83 miles

Beginning at a point on the Lawrence Park-Erie City line and running west on the East Lake Road to East Avenue thence south on East Avenue to Sixth Street thence west on Sixth Street around North Park Row to a point of intersection at Sixth and Peach Streets in the city of Erie a distance of about 2.94 miles

Beginning at a point on the Mill Creek Township-Erie City line and running in a generally northerly direction on Old French Road to a point of intersection on the Wattsburg Road in the city of Erie a distance of about 1.20 miles

Beginning at a point on the Cranberry Township-Franklin City line and running westerly on Eighth Street to an intersection with Liberty Street thence in a northerly and westerly direction on Liberty Street to a point of intersection at Thirteenth Street in the city of Franklin a distance of about 1.0 mile

Beginning at a point on the Sugar Creek Township-Franklin City line and running in a generally easterly direction on Grant Street to a point of intersection with Thirteenth Street thence in a generally southerly direction on Thirteenth Street to a point of intersection on Liberty Street in the city of Franklin a distance of about 1.90 miles

Beginning at a point on the Sugar Creek Township-Franklin City line and running in a generally southwesterly direction on the old Franklin-Reno Road to a point on the Franklin City-Sugar Creek Township line beginning again at the Sugar Creek Township-Franklin City line and running in a westerly direction on the Reno-Franklin Road to Elk Street thence north on Elk Street to Eleventh Street thence west on Eleventh Street to a point of intersection on Liberty Street in the city of Franklin a distance of about .5 of a mile

Beginning at a point on the Sandy Creek Township-Franklin City line and running in a generally northerly direction on Fifteenth Street Extension to Fifteenth Street thence northerly on Fifteenth Street to Liberty Street thence southeasterly on Liberty Street to a point of intersection at Thirteenth Street in the city of Franklin a distance of about .95 of a mile

Beginning at a point on Arch Street at the line dividing the city of Greensburg and township of Hempfield thence over Arch Street Otterman Street and North Main Street to the intersection of Pittsburgh and Main Streets in the city of Greensburg a distance of about .47 of a mile

Beginning at a point on the intersection of Otterman Street and North Main Street thence over North Main Street to the dividing line between the city of Greensburg and the township of Hempfield in the city of Greensburg a distance of about .53 of a mile

Beginning at a point on South Main Street at the dividing line between the city of Greensburg and the borough of Southeast Greensburg thence over South Main Street to the intersection of Pittsburgh and Main Streets in the city of Greensburg a distance of about .45 of a mile

Beginning at a point on the intersection of West Pittsburgh and West Newton Streets thence over West Newton Street to the dividing line between the city of Greensburg and the township of Hempfield in the city of Greensburg a distance of about .93 of a mile

Beginning at a point on East Pittsburgh Street at the dividing line between the city of Greensburg and the township of Hempfield thence over East Pittsburgh Street to the intersection of Pittsburgh and Main Streets in the city of Greensburg a distance of about 1.02 miles

Beginning at a point on the intersection of Pittsburgh and Main Streets thence over West Pittsburgh Street to the dividing line between the city of Greensburg and the township of Hempfield in the city of Greensburg a distance of about .87 of a mile

Beginning at a point on the Harrison City Road at the intersection of the Hawksworth Road thence over the Harrison City Road to Clopper Street thence east on Clopper Street to an intersection with North Main Street in the city of Greensburg a distance of about .40 of a mile

Beginning at a point in the center of Market Square at the intersection of Second Street and Market street and running west over Market Street to the intersection with Front Street and thence north on Front Street to he Susquehanna Township-Harrisburg City line in the city of Harrisburg a distance of about 3.375 miles

Beginning at a point on the intersection of Front Street and Market Street thence south over Front Street to and intersection with Paxton Street thence over Paxton Street to an intersection with South Cameron Street thence over South Cameron Street to the Harrisburg City-Swatara Township Line in the city of Harrisburg a distance of about 2.003 miles

Beginning at a point in the center of Market Square at the intersection of Second Street and Market Street thence northeast on Market Street to the intersection with Fourth Street thence east on Fourth Street to Mulberry Street thence over Mulberry Street Bridge to the intersection with Derry Street thence east on Derry Street to the Harrisburg City-Paxtang Borough line in the city of Harrisburg a distance of about 2.311 miles

Beginning at a point on the intersection of Fourth Street and Market Street and running north on Fourth Street to the intersecetion with Walnut Street and thence northeast on Walnut Street to the intersection with Fisher Plaza and thence north of Fisher Plaza to the State Street Bridge and thence east on State Street to the Susquehanna Township-Harrisburg City line in the city of Harrisburg a distance of about 1.795 miles

Beginning at a point on the intersection of Derry Street and Nineteenth Street and running south on Nineteenth Street to the Swatara Township-Harrisburg City line in the city of Harrisburg a distance of about .964 of a mile

Beginning at a point on the intersection of Paxton Street and Nineteenth Street and running east on Paxton Street to the Swatara Township Harrisburg City line in the city of Harrisburg a distance of about .12 of a mile

Beginning at a point on Cranberry Street on the dividing line between the city of Hazleton and borough of West Hazleton thence over Cranberry Street to a point on the dividing line between the city of Hazleton the borough of West Hazleton and Hazle Township in the city of Hazleton a distance of about .54 of a mile

Beginning at a point on Broad Street on the east dividing line between the city of Hazleton and Hazle Township thence over Broad Street to the intersection of Broad Street and Church Street thence over North Church Street to a point on said street on the north dividing line between the city of Hazelton and Hazle Township in the city of Hazleton a distance of a bout 3.20 miles

Beginning at a point on the intersection of Broad Street and Church Street thence over West Broad Street to the intersection of Diamond Avenue and Broad Street on the dividing line between the city of Hazleton and the borough of West Hazleton in the city of Hazleton a distance of about .62 of a mile

Beginning at a point on the intersection of Broad Street and Church Street thence over South Church Street to a point on the dividing line between the city of Hazletown and Hazle Township in the city of Hazleton a distance of about 1.33 miles

Beginning at a point on the Johnstown City-Ferndale Borough line thence extending along Bridge Street to Central Avenue and Bond Street thence along Central Avenue via the Moxam Bridge to Valley Pike and Horner Street thence along Valley Pike to Franklin Street thence along Franklin Street to Napoleon Street thence along Napoleon Street to Somerset Street thence northeasterly along Somerset Street to Franklin Street thence along Franklin Street to Washington Street thence easterly along Washington Street to Clinton Street thence northeasterly along Clinton Street (formerly Center Street and Railroad Street) to the First Street Bridge thence along First Street to Maple Avenue thence along Maple Avenue to the Johnstown City-Conemaugh Township line in the city of Johnstown a distance of about 4.43 miles

Beginning at a point on the intersection of Napoleon Street and Somerset Street thence extending along Napoleon Street (formerly Carr Stony Creek and John Streets) to the intersection of Napoleon and Washington Streets in the city of Johnstown a distance of about .6 of a mile

Beginning at a point on the intersection of Broad Street and Fairfield Avenue thence along Fairfield Avenue to Strayer Street thence northerly along Strayer Street to Westmoreland Avenue at Decker Avenue thence along Westmoreland Avenue to Harold Street thence westerly along Harold Street to the Johnstown City-Lower Yoder Township Line in the city of Johnstown a distance of about 1.67 miles

Beginning at a point on the Johnstown City-West Taylor Township line on Cooper Avenue thence extending along Cooper Avenue to the Cooperdale Bridge thence over the Cooperdale Bridge on Laurel Avenue to Broad Street thence along Broad Street formerly A Street to Fairfield Avenue thence continuing along Broad Street to Riverside Drive thence southerly along Riverside Drive (formerly Front Street and Hillside Boulevard) to Washington Street thence along Washington Street (formerly Conemaugh and Washington Streets) to an inersection with Franklin Street in the city of Johnstown a distance of about 3.11 miles

Beginning at a point on the intersection of Bedford and Adams Streets thence along Adams Street to East Main Street thence easterly along East Main Street to the Johnstown City -Conemaugh Township Line in the city of Johnstown a distance of about .278 of a mile

Beginning at a point on the Johnstown City-East Taylor Township line thence extending along William Penn Avenue (formerly Middle Avenue Hebron Street Prospect Viaduct and Station Street) to Walnut Street thence southerly along Walnut Street to Washington Street in the city of Johnstown a distance of about .92 of a mile

Beginning at a point on the Johnstown City-Stony Creek Township line on Bedford Street thence extending along Bedford Street to the Johnstown City-East Dale Borough line at Jacoby Street beginning again at the West Dale Borough-Johnstown City line at Von Luman Road near Cedar Street thence extending along Bedford Street to Vine Street thence along Vine Street to Franklin Street in the city of Johnstown a distance of about 1.71 miles

Beginning at a point in the center of Penn Square and running west over West King Street and Columbia Avenue to the Lancaster City-Lancaster Township line in the city of Lancaster a distance of about 1.01 miles

Beginning at a point on the intersection of West King Street and Manor Street thence over Manor Street to the Lancaster City-Lancaster Township line in the city of Lancaster a distance of about .74 of a mile

Beginning at a point in the center of Penn Square and running east over East King Street to the Manheim Township-

Lancaster City line in the city of Lancaster a distance of about .96 of a mile

Beginning at a point on the intersection of West King Street and Prince Street and running south over South Prince Street to the Lancaster Township-Lancaster City line in the city of Lancaster a distance of about 1 mile

Beginning at a point on the intersection of West King Street and Prince Street and running north over North Prince Street to the Manheim Township-Lancaster City line in the city of Lancaster a distance of about 1.01 miles

Beginning at a point on the intersection of North Prince Street James Street and Harrisburg Avenue and running northwest over Harrisburg Avenue to the Lancaster Township-Lancaster City line in the city of Lancaster a distance of about .67 of a mile

Beginning at a point on the intersection of North Prince Street and Liberty Street and running east on Liberty Street to the intersection with Lititz Avenue and thence north on Lititz Avenue to the Lancaster City-Manheim Township line in the city of Lancaster a distance of about .29 of a mile

Beginning at a point on the intersection of North Prince Street and West Walnut Street and running east over West Walnut Street East Walnut Street and New Holland Avenue to the Manheim Township-Lancaster City line in the city of Lancaster a distance of about 1.25 miles

Beginning at a point on the intersection of Cumberland Street and Ninth Street and running west over Cumberland Street to the West Lebanon Township-North Cornwall Townshipship and Lebanon City line in the city of Lebanon a distance of about ,699 of a mile

Beginning at a point on the intersection of Ninth Street and Cumberland Street and running east over Cumberland Street to the Lebanon City North Lebanon-South Lebanon Township line in the city of Lebanon a distance of about 1.511 miles

Beginning at a point on the intersection of Ninth Street and Cumberland Street and running south over Ninth Street to the North Cornwall Township-Lebanon City line in the city of Lebanon a distance of about .662 of a mile

Beginning at a point on the intersection of Ninth Street and Tenth Street and running south over Tenth Street to the North Cornwall Township-Lebanon City line in the city of Lebanon a distance of about .169 of a mile

Beginning at a point on the intersection of Ninth Street and Cumberland Street and running north over Ninth Street to the intersection with Maple Street and thence west over Maple Street to the Lebanon Independent Borough-Lebanon City line in the city of Lebanon a distance of about .921 of a mile

Beginning at a point on Bellefonte Avenue at the southwestern city line of Lock Haven thence northeast along Bellefonte Avenue to Main Street thence east along Main Street to Jay Street and thence north along Jay Street to the north city line in the city of Lock Haven a distance of about 1.15 miles

Beginning at a point on Water Street at the eastern city line of Lock Haven and thence running west along Water Street to the intersection of Jay Street and Water Street in the city of Lock Haven a distance of about .83 of a mile

Beginning at a point on Susquehanna Avenue at the western city line of Lock Haven thence south along Susquehanna Avenue to Water Street thence east along Water Street to the intersection of Water Street and Jay Street in the city of Lock Haven a distance of about 1.94 miles

Beginning at a point on the intersection of Fifth Avenue and Hartman Street thence along Hartman Street to a point on the line dividing the city of McKeesport from Versailles Township beginning again at the intersection of Thirty-seventh Street and McCarrell Avenue on the line dividing Versailles Township and McKeesport City thence over Thirty-seventh Street to the intersection with Walnut Street on the line dividing McKeesport City and Versailles Township in the city of McKeesport a distance of about .7 of a mile

Beginning at a point on the intersection of Fifth Avenue and Hartman Street thence eastwardly along Fifth Avenue to the McKeesport City-Versailles Township line east of Lime Street in the city of McKeesport a distance of about .5 of a mile

Beginning at a point on the Vernon-Township-Meadville City Line thence northeasterly on Mercer Street to an intersection with Water Street and continuing northerly on Water Street to an intersection with Poplar Street thence easterly on Poplar Street to an intersection with Park Avenue and continuing northerly on Park Avenue to North Street in the City of Meadville a distance of about .92 of a mile

Beginning at a point on the West Mead Township-Meadville City Line thence southerly on Baldwin Street to Park Avenue and continuing southerly on Park Avenue to an intersection at North Street in the City of Meadville a distance of about .65 of a mile

Beginning at a point on the West Mead Township-Meadville City line thence westerly on Washington Street to State Street thence southwesterly on State Street to North Street and continuing westerly on North Street to an intersection at Park Avenue in the city of Meadville a distance of about 1.35 miles

Beginning at a point on the West Mead Township Meadville City Line thence southwesterly on Hickory Street to an intersection at Washington Street in the city of Meadville a distance of about .31 of a mile

Beginning at a point on the West Mead Township-Meadville City Line thence northerly on Liberty Street to Poplar Street thence westerly on Poplar Street to an intersection at Park Avenue in the city of Meadville a distance of about .48 of a mile

Beginning at a point on the dividing line between Monongahela City and New Eagle Borough thence over Chess Avenue to Twelfth Street thence over Twelfth Street to Main Street thence over Main and East Main Street to Cemetery Street thence over Cemetery Street to Ridge Road thence over Ridge Road to the dividing line between the city of Monongahela and Caroll Township until such time as a new street shall be opened up by relocation between the intersection of East Main Street and Staub Street and the dividing line between the city of Monongahela and Carroll Township when this route shall follow the relocated street in the City of Monongahela a distance of about 3.34 miles

Beginning at a point on Dry Run Road at the dividing line between Monongahela City and Carroll Township thence over Dry Run Road to the intersection with Chess Avenue beginning at the intersection of Main Street and street running across the Monongahela River known as Monongahela Pike thence along this street to the Monongahela City line in the city of Monongahela a distance of about .787 of a mile

Beginning at a point on the North Beaver Township-New Castle City line thence northerly to an intersection of Mt. Jackson Road and Montgomery Street thence via Montgomery Street to Liberty Street thence via Liberty Street to the New Castle City-Taylor Township line beginning again at the Union Township-New Castle City line and extending along Atlantic Avenue to West Washington Street thence east on West Washington Street around the south side of the "Diamond" to an intersection on East Washington Street in the city of New Castle a distance of about 3.75 miles

Beginning at a point on the Shenango Township-New Castle City Line and running in a generally westerly direction on Butler Avenue to an intersection at East Washington Street thence northwesterly along East Washington Street around the north side of the "Diamond" to an intersection on West Washington Street in the city of New Castle a distance of about 2 miles

Beginning at a point on the Nesannock Township-New Castle City Line and running in a southerly direction on Wilmington Avenue to an intersection with Jefferson Street thence south on Jefferson Street to a point of intersection on the north side of the "Diamond" on Washington Street in the city of New Castle a distance of about 1.1 miles

Beginning at a point on the Union Township-New Castle City Line and running in an easterly direction on State Street to an intersection with Grant Street thence east on Grant Street to an intersection with Jefferson Street in the city of New Castle a distance of about 1.1 miles

Beginning at a point on the Hickory Township-New Castle City Line and running in a generally southwesterly direction on Croton Avenue to an intersection on East Washington Street in the city of New Castle a distance of about 1.5 miles

Beginning at a point on the Shenango Township-New Castle City Line and running in a generally northwesterly direction on East Washington Street to an intersection at Butler Avenue in the city of New Castle a distance of about 1.18 miles

Beginning at a point on the Sugar Creek Township-Oil City Line and running in a generally northeasterly direction on Main Street to Petroleum Street thence south on Petroleum Street to East First Street thence on East First Street to Wilson Avenue thence south on Wilson Avenue to East Second Street thence in a generally southeasterly and southerly direction on East Second Street to the Oil City-Cranberry Township Line in the city of Oil City a distance of about 2.05 miles

Beginning at a point on the Cornplanter Township-Oil City Line and running in a generally southweasterly and southerly direction on North Seneca Street to Center Street thence west on Center Street to Main Street thence southerly and westerly on Main Street to a point of intersection at Petroleum Street in the city of Oil City a distance of about 1.6 miles

Beginning at a point on the intersection of Manchester and Galveston Avenues located in the North Side of Pittsburgh and traversing Galveston Avenue to Ridge Avenue thence along Ridge Avenue to Merchant Street thence along Merchant Street to West Ohio Street thence along West Ohio Street and East Ohio Street to the line dividing the city of Pittsburgh from Millvale Borough beginning again at a point on Freeport Avenue at the dividing line between Aspinwall Borough and the City of Pittsburgh thence over Freeport Avenue to the dividing line between the city of Pittsburgh and O'Hara Township in the city of Pittsburgh a distance of about 3.5 miles

Beginning at a point on the intersection of West Carson and Main Streets located in the west end of Pittsburgh and thence along West Carson Street to the line dividing the city of Pittsburgh from McKees Rocks Borough in the city of Pittsburgh a distance of about 2 miles

Beginning at a point on the intersection of Crafton Boulevard and Noblestown Road thence along Noblestown Road and the westerly half of Noblestown Road adjoining the easterly half lying in Greentree Borough to the line dividing the city of Pittsburgh from Scott Township in the city of Pittsburgh a distance of about 2.63 miles

Begining at a point on Penn Avenue in the east end of Pittsburgh at the Wilkinsburg Borough line and thence along Penn Avenue to its intersection with South Dallas Street thence along South Dallas Street to Wilkins Avenue thence along Wilkins Avenue to Beeler Street thence along Beeler Street to Forbes Street thence along Forbes Street to the Ramp leading to the Boulevard of the Allies thence along the Boulevard of the Allies to its intersection with Liberty Avenue thence along Liberty Avenue to Water Street thence along Water Street to the north end of the Point Bridge in the city of Pittsburgh a distance of about 6.13 miles

Beginning at a point on Frankstown Road at the easterly city line of Pittsburgh thence along Frankstown Road to Frankstown Avenue thence along Frankstown Avenue to Hale Street thence along Hale Street to Kelly Street thence along Kelly Street to North Dallas Street thence along North Dallas Street to an intersection at Penn Avenue in the city of Pittsburgh a distance of about 2.15 miles

Beginning at a point on the north end of the Point Bridge thence across the Manchester Bridge thence along Manchester Avenue to Ridge Avenue thence along Ridge Avenue to Reedsdale Avenue thence along Reedsdale Avenue to Chateau Street thence along Chateau Street to Island Avenue thence along Island Avenue to Marshall Avenue thence along Marshall Avenue to Perryville Avenue thence along Perrysville Avenue to the line dividing the city of Pittsburgh from Ross Township in the city of Pittsburgh a distance of about 5.45 miles

Beginning at a point on West Carson Street at the south end of the Point Bridge thence along West Carson Street to Smithfield Street thence along East Carson Street to Arlington Avenue thence along Arlington Avenue to the Liberty Tunnel approach thence by way of the Liberty Tunnels and West Liberty Avenue to the Saw Mill Run Boulevard thence along the Saw Mill Boulevard to its intersection with Nobles Lane and the Library Road thence along the Library Road to the line dividing the city of Pittsburgh and the borough of Castle Shannon in the city of Pittsburgh a distance of about 5.56 miles

Beginning at a point on the north end of the Point Bridge thence across the Point Bridge to West Carson Street thence along West Carson Street to Main Street thence along Main Street to Noblestown Road thence along Noblestown Road to the Crafton Boulevard thence along Crafton Boulevard to the line dividing the city of Pittsburgh and the borough of Crafton in the city of Pittsburgh a distance of about 3.04 miles

Beginning at a point on the Clairton Boulevard at the line dividing the city of Pittsburgh and Baldwin Township thence along the Clairton Boulevard to its intersection with the Library Road in the city of Pittsburgh a distance of about .35 of a mile

Beginning at a point on the intersection of the Boulevard of the Allies and the Ramps leading to Forbes Street and thence along the Boulevard of the Allies to Bates Street thence along Bates Street to Second Avenue thence along Second Avenue to Greenfield Avenue thence along Greenfield Avenue to Irvine Street thence along Irvine to Second Avenue thence along Second Avenue to the Glenwood Bridge thence along Mifflin Street to Baldwin Road thence along Baldwin Road to Irwin Street thence along Irwin Street to Lebanon Street thence along Lebanon Street to the dividing line of the city of Pittsburgh and Mifflin Township in the city of Pittsburgh a distance of about 5.52 miles

Beginning at a point on the intersection of California Avenue and Island Avenue thence along California Avenue to its intersection with the Ohio River Boulevard thence along the Ohio River Boulevard to the line dividing the city of Pittsburgh and Bellevue Borough in the city of Pittsburgh a distance of about 1.89 miles

Beginning at a point on Plank Street on the dividing line between the city of Pittston and Pittston Township thence over Plank Street to the intersection of Plank Street and South Main Street thence over South Main Street to the intersection of Main Street and William Street thence over William Street to the intersection of William Street and Scranton Road thence over Scranton Road to a point on the dividing line between the city of Pittston and Pittston Township in the city of Pittston a distance of about 1.71 miles

Beginning at a point on the intersection of North Main Street and William Street thence over North Main Street to the county bridge crossing the Susquehanna River connecting the city of Pittston with the borough of West Pittston in the city of Pittston a distance of about .17 of a mile

Beginning at a point at the southern boundary of the city of Pottsville thence northerly on Centre Street to the intersection of Centre and Mauch Chunk Streets in the city of Pottsville a distance of about .4 of a mile

Beginning at a point on the intersection of Market and Centre Streets thence northerly on Centre Street to Nichols Street thence northeaserly on Nichols Street to Harry Street thence northerly on Harry Street to the northern boundary of the city of Pottsville in the city of Pottsville a distance of about 1.17 miles

Beginning at a point on the intersection of Centre and Market Streets thence southerly on Centre Street to Mauch Chunk Street thence easterly on Mauch Chunk Street to Worman Street thence easterly on Worman Street to the eastern boundary of the city of Pottsville in the city of Pottsville a distance of about .81 of a mile

Beginning at a point on the intersection of Centre and Market Streets thence westerly on Market Street to the western boundary line of the city of Pottsville in the city of Pottsville a distance of about 2.16 miles.

Beginning at a point on the line dividing the borough of Mount Penn and the city of Reading and extending in a westerly direction over Mineral Spring Road to a point at the intersection of Mineral Spring Road and Perkiomen Avenue thence over Perkiomen Avenue to a point at the intersection of Perkiomen Avenue and Penn Street thence over Penn Street to a point at the intersection of Penn Street and Fifth Street in the city of Reading a distance of about 1.47 miles

Beginning at a point on the line dividing the township of Cumru and the city of Reading and extending in a northerly direction over Ninth Street to a point at the intersection of Ninth Street and Penn Street in the city of Reading a distance of about .97 of a mile

Beginning at a point on the line dividing the township of Cumru and the city of Reading and extending in a northeasterly direction over Lancaster Avenue and Bingaman Street to a point at the intersection of Bingaman Street and Chestnut Street thence in an easterly direction over Chestnut Street to a point at the intersection of Chestnut Street and Perkiomen Avenue in the city of Reading a distance of about 1.68 miles

Beginning at a point on the line dividing the borough of West Reading and the city of Reading and extending in an easterly direction over Penn Street to a point at the intersection of Penn Street and Fifth Street in the city of Reading a distance of about .93 of a mile

Beginning at a point on the intersection of Fifth Street and Penn Street and extending in a northerly direction over Fifth Street to a point on the line dividing the city of Reading and the Township of Muhlenberg beginning again at a point on the line dividing the Township of Muhlenberg and the city of Reading thence northerly to a point on the line dividing the city of Reading and the Township of Muhlenberg in the city of Reading a distance of about 2.4 miles

Beginning at a point on the intersection of Centre Avenue and Fifth Street and extending in a northerly direction over Centre Avenue to a point on the line dividing the city of Reading and the Township of Muhlenberg in the city of Reading a distance of about 1.82 miles

Beginning at a point on the intersection of the Morgantown Road and Lancaster Avenue and extending in a southeasterly direction over Morgantown Road to a point on the line dividing the city of Reading and the township of Cumru in the city of Reading a distance of about 1.03 miles

Beginning at a point on the intersection of Second Street and Penn Street and extending in a northerly direction over Second Street to a point at the intersection of Second Street and Washington Street thence in a weserly direction over Washington Street to a point at the intersection of Washington Street and Front Street thence in a northerly direction over Front Street to a point at the intersection of Front Street and Schuylkill Avenue thence in a northwesterly direction over Schuylkill Avenue to a point on the line dividing the city of Reading and the township of Muhlenberg in the city of Reading a distance of about 1.95 miles

Beginning at a point on the line dividing Cumru Township and the city of Reading and extending in a northerly direction over New Holland Road to a point at the intersection of New Holland Road and Lancaster Avenue beginning again at the intersection of Bingaman Street and Fifth Street thence in a northerly direction over Fifth Street to the intersection of Fifth Street and Penn Street in the city of Reading a distance of about .54 of a mile

Beginning at a point on Birney Avenue on the dividing line between the city of Scranton and Lackawanna Township thence on Birney Avenue to the intersection of Birney Avenue and Sanders Street thence over Sanders Street to the intersection of Sanders Street and Cedar Avenue thence on Cedar Avenue to the intersection of Cedar Avenue and Brook Street thence on Brook Street to the intersection of Brook Street and the continuance of Cedar Avenue thence over Cedar Avenue to the intersection of Cedar Avenue and Birch Street thence over Birch Street to the intersection of Birch Street and Pittston Avenue thence on Pittston Avenue to the intersection of Pittston Avenue and Front Street thence over Front Street to the intersection of Front Street and Moosic Street thence on Moosic Street to the intersection of Harrisson Avenue and Moosic Street thence by viaduct continuing on Harrison Avenue to the intersection of Harrison Avenue and Myrtle Street thence on Myrtle Street to the intersection of Myrtle Street and Wheeler Avenue thence on Wheeler Avenue to the intersection of Wheeler and Third Streets thence over Third Street to a point on the dividing line between the city of Scranton and borough of Dunmore in the city of Scranton a distance of about 3.91 miles

Beginning at a point on the intersection of North Main Avenue and West Market Street thence over North Main Avenue to a point on the dividing line between the city of Scranton and the borough of Dickson City in the city of Scranton a distance of about 1.43 miles

Beginning at a point on the intersection of North Main Avenue and West Market Street thence over West Market Street to a point on the dividing line between the city of Scranton and South Abington Township in the city of Scranton a distance of about 2.21 miles

Beginning at a point on Electric Street on the dividing line between the city of Scranton and borough of Dunmore thence over Electric Street to the intersection of Electric Street and Wyoming Avenue thence over Wyoming Avenue to the intersection of Wyoming Avenue and Green Ridge Street thence over Green Ridge Street to the intersection of Green Ridge Street and North Main Avenue thence over North Main Avenue to the intersection of North Main Avenue and West Market Street in the city of Scranton a distance of about 1.67 miles

Beginning at a point on the dividing line between the city of Scranton and South Abington Township thence over Gorge Street to the intersection with George Street and North Keyser Avenue thence over North Keysr Avenue to the intersection of Keyser Avenue and West Market Street in the city of Scranton a distance of about 1.82 miles

Beginning at a point on the Hickory Township-Sharon City Line and running west on State Street to an intersection with Irvine Avenue thence in a generally southerly direction on South Irvine Avenue to a point on the Sharon City-Ohio State Line in the city of Sharon a distance of about 2.4 miles

Beginning at a point on the Hickory Township-Sharon City Line and running in a northwesterly direction on Division Street to Stambaugh Avenue thence north on Stambaugh Avenue to point of intersection on State Street beginning again on State Street and running north on Sharpsville Avenue to Thornton Street thence easterly on Thornton Street to Hall Avenue thence north on Hall Avenue to a point on the Sharon City-Hickory Township Line in the city of Sharon a distance of about 3.01 miles

Beginning at a point at the southern boundary of the city of Sunbury at Shamokin Creek thence northerly on Front Street to the intersection of Front and Market Streets in the city of Sunbury a distance of about 1.41 miles

Beginning at a point on the intersection of Front and Market Streets thence northerly on Front Street to the northern boundary of the city of Sunbury at the North Branch of the Susquehanna River in the city of Sunbury a distance of about 1.16 miles

Beginning at a point at the eastern boundary of the city of Sunbury at Shamokin Creek thence westerly on Market Street to the intersection of Market and Front Streets in the city of Sunbury a distance of about 1.1 miles

Beginning at a point at the eastern boundary of the city of Sunbury thence southwesterly on Eckman Avenue to the intersection of Eleventh Street and Line Street thence southwesterly on Eleventh Street to its intersection with Market Street in the city of Sunbury a distance of about 1.21 miles

Beginning at a point on the Oil Creek Township-Titusville City Line thence northwesterly on Plank Road to an intersection with Central Avenue thence westerly on Central Avenue to the Titusville City-Oil Creek Township Line in the city of Titusville a distance of about 2.2 miles

Beginning at a point on the Cherry Tree Township-Titusville City Line thence northerly on Franklin Road and Franklin Street to an intersection at Central Avenue in the city of Titusville a distance of about .74 of a mile

Beginning at a point on the Oil Creek-Titusville City Line thence southeasterly on Spring Street to an intersection at Central Avenue in the city of Titusville a distance of about .6 of a mile

Beginning at a point on the intersection of Fayette Street and South Gallatin Avenue thence over West Fayette Street to West Main Street thence extending on West Main Street to the line dividing the city of Uniontown and the townships of North and South Union in the city of Uniontown a distance of about 1 mile

Beginning at a point on the intersection of West Fayette Street and Morgantown Street thence over Morgantown Street to the dividing line between the city of Uniontown and South Union Township in the city of Uniontown a distance of about .9 of a mile

Beginning at a point on the intersection of South Gallatin Avenue and Fayette Street thence over South Gallatin Avenue and North Gallatin Avenue to the dividing line between the city of Uniontown and North Union Township in the city of Uniontown a distance of about .96 of a mile

Beginning at a point on the intersection of West Fayette and Morgantown Streets thence over Morgantown and Pittsburgh Streets to the dividing line bteween the city of Uniontown and North Union Township in the city of Uniontown a distance of about .74 of a mile

Beginning at a point on the dividing line between the townships of North and South Union and the city of Uniontown thence over Main Street to East Fayette Street and thence over East Fayette Street to the intersection with South Gallatin Avenue in the city of Uniontown a distance of about .64 of a mile

Beginning at a point on the dividing line between the city of Washington and South Strabane Township thence over Murtland Avenue to Ridge Avenue thence over Ridge Avenue to Highland Avenue thence over Highland Avenue to College Street extending on College Street to an intersection with

East Main Street in the city of Washington a distance of about 1.15 miles

Beginning at a point on the intersection of Jefferson Avenue and West Chestnut Street thence over Jefferson Avenue to West Beau Street thence over West Beau Street to Franklin Street thence on Franklin Street to West Maiden Street thence on West Maiden Street to South Main Street thence on South Main Street to Park Avenue thence along Park Avenue to the dividing line between the city of Washington and North Franklin Township in the city of Washington a distance of about 1.03 mles

Beginning at a point on the boundary line between the city of Washington and South Strabane Township on East Maiden Street thence over East Maiden Street to Main Street thence over Main Street to the intersection with Beau Street in the city of Washington a distance of about 1.5 miles

Beginning at a point on the intersection of Main Street and Beau Street thence over Main Street to Chestnut Street thence over West Chestnut Street to the line dividing the city of Washington and townships of Canton and North Franklin in the city of Washington a distance of about 1.4 miles

Beginning at a point on the intersection of Chestnut and Jefferson Avenues thence over Jefferson Avenue to Henderson Avenue thence over Henderson Avenue to the line dividing the city of Washington and Canton Township in the city of Washington a distance of about 1.9 miles

Beginning at a point on East Beau Street at the dividing line between the city of Washington and East Washington Borough thence over East Beau Street to Main Street in the city of Washington a distance of about .38 of a mile

Beginning at a point on the intersection of Jefferson and Henderson Avenues thence over Jefferson Avenue to the dividing line between the city of Washington and Canton Township in the city of Washington a distance of about .35 of a mile

Beginning at a point on Carey Avenue on the dividing line between the city of Wilkes-Barre and Hanover Township thence over Carey Avenue to the intersection of Carey Avenue and Academy Street thence over Academy Street to the intersection of Academy Street and South River Street thence over South River Street to the intersection of South River Street and South Street thence over South Street to the intersection of South Street and South Washington Street in the city of Wilkes-Barre a distance of about 1.62 miles

Beginning at a point on North River Street on the dividing line between the city of Wilkes-Barre and Plains Township thence over North River Street to the intersection of Courtwright Street and North River Street in the city of Wilkes-Barre a distance of about .37 of a mile

Beginning at a point on Kidder Street on the dividing line between the city of Wilkes-Barre and Township of Wilkes-Barre thence over said Kidder Street to the intersection of Kidder and Butler Streets thence over Butler Street to the intersection of North Main Street and Butler Streets thence over North Main Street to the intersection of North Main Street and Courtwright Street thence over Courtwright Street to the intersection of Courtwright Street and North River Street in the city of Wilkes-Barre a distance of about 1.31 miles

Beginning at a point on Hazle Avenue on the dividing line between the city of Wilkes-Barre and the township of Hanover thence over Hazle Avenue to the intersection of Hazle Avenue and Park Avenue thence over Park Avenue to the intersection of Park Avenue and South Street thence over South Street to the intersection of South Street and South Washington Street thence over South Washington Street and North Washington Street to the intersection of North Washington and Butler Streets in the city of Wilkes-Barre a distance of about 2.79 miles

Beginning at a point on the dividing line between the city of Wilkes-Barre and township of Plains at the intersection with the state route leading northeasterly to Dupont Borough and thence in a southerly direction along said road to a point on the dividing line between the city of Wilkes-Barre and the township of Wilkes-Barre in the city of Wilkes-Barre a distance of about .41 of a mile

Beginning at a point on the eastern boundary of the city of Williamsport thence westerly on Washington Boulevard to Market Street in the city of Williamsport a distance of about 1.25 miles

Beginning at a point on the intersection of Market Street and Washington Boulevard thence westerly on Harris Place to Hepburn Street at the end of High Street thence westerly on High Street to the northern boundary of the city of Williamsport in the city of Williamsport a distance of about 2.05 miles

Beginning at a point on the intersection of High and Campbell Streets thence southerly on Campbell Street to West Fourth Street thence westerly on West Fourth Street to the end of West Fourth Street at Foresman Street thence westerly on the Jersey Shore Road to the western boundary of the city of Williamsport in the city of Williamsport a distance of about 4.31 miles

Beginning at a point on the northern boundary of the city of Williamsport thence southerly on Race Street to Memorial Avenue thence westerly on Memorial Avenue to Dewey Avenue thence southerly on Dewey Avenue to Arch Street thence southerly on Arch Street to its intersection with West Fourth Street in the city of Williamsport a distance of about .6 of a mile

Beginning at a point on the intersection of Washington Boulevard and Market Street thence southeasterly on Market Street to the southern boundary of the city of Williamsport at the west branch of the Susquehanna River in the city of Williamsport a distance of about .65 of a mile

Beginning at a point in the center of Continental Square and running west over West Market Street to West York Borough-York City Line in the city of York a distance of about 1.32 miles

Beginning at a point in the center of Continental Square and running over South George Street to the Spring Garden-York City line to the city of York a distance of about 1.1 miles

Beginning at a point in the center of Continental Square and running over East Market Street to the York City-Spring Garden Township Line in the city of York a distance of about 1.47 miles

Beginning at a point on the intersection of South Queen Street and East Market Street and running over South Queen Street to the Spring Garden Township-York City Line in the city of York a distance of about 1.23 miles

Beginning at a point on the intersection of South Queen Street and College Avenue and running east over College Avenue and Prospect Street to the Spring Garden Township-York City Line in the city of York a distance of about .8 of a mile

Beginning at a point on the intersection of West Market Street and Carlisle Avenue thence over Carlisle Avenue to the West York Borough-West Manchester Township and York City Line in the city of York a distance of about .62 of a mile

Beginning at a point in the center of Continental Square thence over North George Street to the West Manchester Township-York City Line in the city of York a distance of about .39 of a mile

Section 3 The city streets or sections thereof hereinbefore described shall be taken over by the Commonwealth through the Department of Highways not later than the fiifteenth day of August one thousand nine hundred and thirty-one subject however to the following exceptions

(a) No city street or part thereof described in section two or this act shall be taken over by the Commonwealth if an order or decree for the improvement thereof has been issued until there has been full compliance with the terms of such order or decree

(b) No city street or part thereof described in section two of this act shall be taken over by the Commonwealth if a contract for the improvement thereof has been entered into between a contractor and the Commonwealth or the city authorities or both until the contract has been completed

(c) No city street or part thereof described in section two of this act shall be taken over if an agreement has been entered into between the city authorities and the Commonwealth or any other party for the maintenance or construction of such street even though no formal contract has been executed pursuant to such agreement and no work has been done until the terms of the agreement has been fulfilled or the agreement has been cancelled by the city authorities

Section 4 This act is not intended and shall not be construed

(a) To place upon the Commonwealth any duty to regulate traffic or police the streets herein taken over by the Commonwealth but such duty shall be and remain the obligation of the cities

(b) To place upon the Commonwealth any obligation for the maintenance construction reconstruction or resurfacing of said streets other than the base or surface courses

(c) To place upon the Commonwealth through the Department of Highways any obligation to maintain construct or reconstruct any structure of any kind or character whatsoever situate upon or forming part of any city street or section thereof described in section two of this act except that the Secretary of Highways may assume the obligation to maintain construct or reconstruct drainage structures with a a total spanned length not exceeding ten feet measured along the center line of the street other than storm or sanitary sewers and which were the sole obligation of the city prior to the passage of this act Responsibility for the construction reconstruction and maintenance of any other structures shall remain with the city person association or corporation responsible therefor at the date of the approval of this act

(d) To authorize any assessment to be made against the Commonwealth by reason of or to assist in the elimination of any grade crossing on any street described and designated in section two of this act and no such assessment shall hereafter be made under any act of Assembly heretofore enacted

(e) To place upon the Commonwealth any obligation under any franchise or franchises heretofore or hereafter granted by the city to any public untility company nor to transfer to the Commonwealth from the city any rights under any such franchise or franchises heretofore granted

(f) To place upon the Department of Highways any authority to regulate traffc parking or the general use by the traveling public of the streets or sections thereof taken over by the Commonwealth for maintenance or improvement under the provisions of this act Provided however That the Department of Highways shall be and is hereby authorized to close to traffic all of the streets or sections thereof described in section two of this act during such time as improvements are being made thereon and in such case the city shall establish and maintain a suitable detour in accordance with the provisions of section ten of this act

Section 5 After the streets described in section two of this act shall have been taken over by the Commonwealth they shall be maintained constructed reconstructed and resurfaced by the Department of Highways at the expense of the Commonwealth but the Commonwealth's obligation in the construction reconstruction or resurfacing of any such street shall not exceed a total width of twenty feet and shall be of such width and type as shall be determined by the Secretary of Highways with the approval of the Governor and repairs and maintenance shall be limited to that part of the street or section thereof between the established curb lines and shall be of such type as shall be determined by the Secretary of Highways The obligation of the Commonwealth in the construction reconstruction resurfacing or maintenance as hereinbefore provided shall not include the portions of such streets which are or may be used and occupied by the structures or surface facilities of any public utility company Provided That it shall nevertheless be lawful for the Department of Highways to enter into agreements in the discretion of the Secretary of Highways with the cities or with persons associations or corporations for the sharing with the Commonwealth of the cost of maintenance construction reconstruction or resurfacing of the streets or sections thereof taken over by the Commonwealth under this act And provided further That where any such street is to be improved and the city agrees to bear a portion of the cost of the improvement the abutting property owners may be assessed a proportionate part of the cost of the improvement and benefits as now provided by the laws applicable to the improvement of city streets.

Section 6 The maintenance of said streets authorized under the provisions of this act shall not include snow removal or street cleaning and shall be limited before any improvement is made by the Department of Highways to the portions of the street existing curb lines After any improvement made by the Department of Highways under the provisions of this act the obligation of the Commonwealth for maintenance shall be limited to the portion which the Department of Highways has improved and the remaining portion of said street or section thereof may be maintained at the expense of the Commonwealth in the discretion of the Secretary of Highways

Section 7 The Department of Highways shall not change the width lines or grades of the streets taken over under the provisions of this act or any section thereof without the consent of the city evidenced by an ordinance duly passed in accordance with laws applicable thereto and in the event of any change of width lines or grades in accordance with the provisions of this section the city shall be responsible for the payment of any damages which may be occasioned thereby such damages to be ascertained and paid in accordance with the laws applicable thereto.

Section 8 Before the Department of Highways shall enter into an agreement with any city for the construction reconstruction or resurfacing of any of the streets or sections thereof as described in section two of this act the city shall take the necessary steps to compel all public utility companies to make any necessary replacements or renewals of any of their structures located within the lines of the improvement prior to the commencement of work and shall further agree that the said street or sections thereof when completed shall not be torn up or opened for a period of five years ercept in emergency cases and subject to the same conditions and restrictions as are now provided by law with reference to the opening of State highways in boroughs

Section 9 No opening shall be made in the surface of any improved street which is maintained by the Department of Highways under the authority of this act until and unless a permit has been obtained for such opening either from the city authorities or from the Department of Highways pursuant to an ordinance passed subsequent to the approval of this act authorizing the Department of Highways to act for the city Where a permit is not obtained from the Department of Highways as above provided the city shall require a cash deposit or tion opening the improved surface of any street or highway bond conditioned upon the proper restoration of the surface and shall be reponsible to the Department of Highways for the cost of the restoration of such surface in accordance with the adopted standards of the Department of Highways for the particular type of construction Any person firm or corporation opening improved surface of any street or highway without having first obtained a permit as hereinbefore provided shall upon summary conviction before a magistrate be sentenced to pay a fine of not more than tweny-five ($25.00) dollars and in addition thereto the costs of prosecution and surface restoration charges and in default of the payment thereof shall undergo imprisonment for not more than five days

Section 10 Before the commencement of any work authorized under the provisions of this act the city shall upon notice from the Secretary of Highways so to do establish and thereafter maintain at its own expense an adequate detour for the accommodation of the traveling public for such length of time as may be necessary or until the improvement contemplated has been completed and accepted and the street or sections thereof opened and made available to public travel Such detour when established as herein provided shall be marked and posted by the Department of Highways at the expense of the Commonwealth

Section 11 Cities are hereby authorized to incur or to increase their indebtedness by the issue and sale of obligations of the city in the manner and subject to the limitations provided by law for the purpose of improving constructing reconstructing or resurfacing any of the streets or sections thereof the improvement of which is authorized in accordance with the provisions of this act

Section 12 The Department of Highways is hereby authorized to purchase place and maintain such signs and markers on or along the streets or sections thereof designated in section two of this act as may be determined to be necessary for the guidance and information of the traveling public

Section 13 All moneys received by the Commonwealth under any contract or agreement for sharing the cost of the maintenance construction reconstruction or resurfacing of any street or section thereof under the provisions of this act shall be deposited in the Motor License Fund and as much of the money in the Motor License Fund as may be necessary to carry out the provisions of this act is hereby specifically appropriated to the Department of Highways for the purpose of this act

Section 14 It is the intention of the General Assembly that if this act cannot take effect in its entirety because of the judgment of any court of competent jurisdiction holding unconstitutional any part or parts thereof the remaining provisions of the act shall be given full force and effect as completely as though the part or parts held unconstitutional had not been included herein

Section 15 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

Section 16 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. ARON. Mr. President, I move that Senate Bill No. 971, the bill just read, be recommitted to the Committee on Public Roads and Highways.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 973, as follows:

An Act ot repeal ceratin special acts pertaining to taxation in Bucks County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following acts or parts of acts are hereby repealed as respectively indicated

(a) The act approved the twenty-ninth day of March one thousand eight hundred and fifty-nine (Pamphlet Laws two hundred ninety-four) entitled "An act relating to the collection of State and County Taxes in the county of Bucks" absolutely

(b) The act approved the thirty-first day of March one thousand eight hundred and sixty-four (Pamphlet Laws one hundred seventy-seven) entitled "A supplement to an act relating to the collection of state and county taxes in the county of Bucks" absolutely

(c) The act approved the fourteenth day of February one thousand eight hundred and sixty-seven (Pamphlet Laws two hundred one) entitled "An act supplementary to a supplement to an act relating to the collection of state and county taxes in the county of Bucks approved thirty-first day of March one thousand eight hundred and sixty-four" absolutely

(d) The act approved the first day of April one thousand eight hundred and sixty-eight (Pamphlet Laws five hundred eighty-eight) entitled "A further supplement to an act relating to the collection of State and county taxes in the county of Bucks" absolutely

(e) The act approved the tenth day of April one thousand eight hundred and seventy-three (Pamphlet Laws six hundred four) entitled "An act in relation to fees of county treasurer of Bucks county Pennsylvania" absolutely

(f) Section fifty-two of the act approved the first day of April one thousand eight hundred and thirty-six (Pamphlet Laws four hundred thirty-six) entitled "An act regulating Election Districts and for other purposes" so far as the same applies to Bucks County

Section 2 Nothing in this act shall be deemed to affect the authority of the county treasurer of Bucks County to collect taxes already in his hands for collection and for such purposes said laws shall be deemed to remain in force

Section 3 The above repeal shall be deemed effective as of January first one thousand nine hundred and thtirty-two

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 985, as follows:

An Act to ratify confirm and validate as debts of the municipality bonds and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their security and payment upon assessments for benefits

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore any municipal corporation has in good faith issued bonds or other obligations for the payment of the cost of a public improvement on the assumption that such bonds were not debts of the municipality within the meaning and intent of article nine section eight of the Constitution for the reason that such bonds or obligations were secured or to be secured by assessments against property benefited by such improvement and were to rest alone for their security and payment upon such assessments such bonds and obligations are hereby ratified confirmed and made valid and binding obligations and debts of the municipality notwithstanding the fact that the corporate authorities of the municipality failed either in whole or in part to comply with the laws of the Commonwealth providing the method of incurring and increasing its indebtedness Provided however That this act shall not be construed to validate any such issue of bonds or obligations as valid debts of the municipality where the amount of any such issue when added to the existing debt of the municipality exceeds the limits of indebtedness permitted by the Constitution

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 989, as follows:

An Act relating to the establishment of or change of grade in streets lanes avenues and alleys of cities of the first class and the determination of damages to property owners resulting therefrom prescribing certain duties on the authorities of such city with relation thereto and setting forth the effect of the non-performance of such duties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in any city of the first class in this Commonwealth the proper authorities of such city confirm or establish a grade on any street lane avenue or alley therein which grade so established or confirmed differs from the existing grade of such street lane avenue or alley or whenever the grade so established or confirmed is the first official establishment of a grade for such street lane avenue or alley and the natural contour of such street lane avenue or alley as existing differs from the grade so established the authorities so confirming or establishing the grade shall fix a time not more than six months from such confirmation or establishment within which the indicated change in grade will be physically consummated and shall within ten days after such confirmation or establishment notify by registered letter the owners of all property abutting on the street lane avenue or alley or part of the street lane avenue or alley the grade of which is to be changed of the action changing such grade and the time within which such change shall be physically accomplished

Section 2 If the proper authorities of any city of the first class as aforesaid shall fail to indicate the time within which the actual work will be done or shall indicate a greater period than six months or shall fail to so notify any property owner as hereinbefore provided or if the proposed change of grade is not physically consummated within the time prescribed then the damages which may accrue to such property owner because of such change of grade shall be ascertained as of the time of making the actual physical change in grade and not as of the time such grade may have been confirmed or established by the authorities aforesaid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1013, as follows:

An Act prohibiting the killing wounding capturing or hunting of foxes by certain methods in the Counties of Delaware Chester Montgomery Berks Lancaster Westmoreland and Allegheny making the possession of a fox or fox hide prima facie evidence of a violation and fixing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person to shoot or trap or poison or snare or to capture kill or destroy by means of any mechanical device whatsoever any fox or to hunt any fox by any means whatsoever except with hounds within the limits of the Counties of Delaware Chester Montgomery Berks Lancaster Westmoreland or Allegheny Provided however That any person may kill any fox which he sees in the act of pursuing wounding or killing any poultry fowl or rabbit owned or in the possession or custody of such person

Section 2 Any person who shall violate any of the provisions of this act shall upon summary conviction thereof before a justice of the peace alderman or magistrate be sentenced to pay a fine of not more than twenty-five dollars for the first offense and not less than ten dollars nor more than fifty dollars for each subsequent offense The possession by any person of any fox dead or alive or of any fox hide shall be prima facie evidence of a violation of the provisions of this act

Section 3 The provisions of this act shall not apply to foxes bred raised or propogated for profit or to foxes obtained and/or kept by a fox hunter for the purpose of fox hunting with hounds

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1014, as follows:

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the Counties of Delaware Chester Montgomery Berks Lancaster Westmoreland and Allegheny providing for the appointment of inspectors and of all other acts for the protection of foxes appropriating moneys received and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of this act the following terms shall have the following meanings respectively designated for each

The term "fox hunting" shall mean the sport of hunting chasing or pursuing foxes with fox hounds

The term "fox hound" shall mean any hound or dog owned or kept or used for the purpose of fox hunting

The term "Hunt Club" shall include any club or organization or association incorporated or unincorporated which shall own or harbor fox hounds for the purpose of and shall engage in the sport of fox hunting

Singular words shall include the plural and masculine words shall include the feminine and neuter

Section 2 Every person engaging in the sport of fox hunting in the Counties of Delaware Chester Montgomery Berks Lancaster Westmoreland or Allegheny and for that purpose either owning or harboring a fox hound or fox hunds or being a member of any Hunt Club and any person being employed in fox hunting in any of said counties shall on or before the first day of September one thousand nine hundred and thirty-one and on or before the first day of September of each year thereafter apply in writing to the Department of Revenue of the State of Pennsylvania for a license to engage in fox hunting in said counties Such application shall be made on a form furnished by the Department of Revenue and shall contain the name residence sex and age of the applicant and whether he owns or harbors fox hounds or is a member of a Hunt Club or both and if a member of a Hunt Club the name and location of such Hunt Club Such application shall be signed by the applicant and in the event that the applicant is a member of a Hunt Club shall be approved in writing by the secretary of such Hunt Club Such application shall be accompanied by a license fee of five dollars

Section 3 Upon receipt of such application accompanied by said license fee the Department of Revenue shall issue a license to such applicant entitling him to fox hunt in said counties until the first day of September next following Such license shall be on a card four by two and one-half inches in size shall be numbered serially and shall contain the name residence sex and age of the licensee and the name of the Hunt Club if any of which he is a member and shall before it shall become valid be countersigned by the licensee The Department of Revenue shall keep proper records with the names and addresses of all persons receiving licenses

Section 4 Every person required under the provisions of this act to obtain a fox hunting license shall carry the same upon his person at all times when engaged in or following the sport of fox hunting in any of said counties and upon request of any inspector appointed pursuant to the provisions of this act shall display the same Any licensee who shall fail to display such license at the time of such request or within twenty-four hours thereafter at the Hunt Club or residence of such licensee shall upon summary conviction thereof before a justice of the peace alderman or magistrate be sentenced to pay a fine of five dollars for each such offense

Section 5 All license fees and fines collected under the provisions of this act shall be paid by the Department of Revenue to the State Treasurer who shall keep the moneys thus collected as a fund separate and apart for the payment of the actual and necessary expenses of carrying out the provisions of this act and of enforcing the provisions of any other act passed for the protection of foxes in any of said counties All moneys in such fund from time to time are hereby specifically appropriated to the Department of Agriculture for the purposes aforesaid

Section 6 The Secretary of Agriculture is hereby charged with the enforcement of the provisions of this act and with the enforcement of the provisions of any other act passed for the protection of foxes in any of said counties and for such purpose is hereby authorized and directed to employ one or more competent men to act as inspectors whose duties it shall be to enforce the provisions of this act and of any other act passed for the protection of foxes in any of said counties

Section 7 Any person who shall violate any of the provisions of this act except as otherwise provided in section four hereof shall upon summary conviction thereof before a justice of the peace alderman or magistrate be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars All fines collected under the provisions of this act shall be paid over to the Department of Revenue

Section 8 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1018, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power of finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized to enter into a compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey in substantially the following form

AGREEMENT
BETWEEN
THE COMMONWEALTH OF PENNSYLVANIA
AND
THE STATE OF NEW JERSEY
CREATING THE DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION AS A BODY CORPORATE AND POLITIC AND DEFINING ITS POWERS AND DUTIES

WHEREAS, The Commission on behalf of the Commonwealth of Pennsylvania existing by virtue of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) and its amendments and the Commission on behalf of the State of New Jersey existing by virtue of the provisions of the act approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and its supplements acting as a joint commission have acquired various toll bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and

WHEREAS, Additional bridge facilities between the two states will be required in the future for the accommodation of the public and the development of both States and

WHEREAS, Such additional bridge facilities should be developed without the expenditure of large sums from the public revenues and

WHEREAS, It is highly desirable that there be a single agency for both States empowered to further the transportation interests of these States with respect to that part of the Delaware River north of the stone arch bridge of the Pennsylvania Railroad from Morrisville to Trenton now therefore

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

ARTICLE I

There is hereby created a body corporate and politic to be known as the "Delaware River Joint Toll Bridge Commission" (hereinafter in this agremeent called "The Commission") which shall consist of the commissioners on behalf of the Commonwealth of Pennsylvania provided for by the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) and its amendments for the acquisition of toll bridges over the Delaware River and of commissioners on behalf of the State of New Jersey provided for by the act approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and its supplements for the acquisition of toll bridges over the Delaware River which said commissions have heretofore been acting as a joint commission by virtue of reciprocal legislation

No action of the commission shall be binding unless a majority of the members of the commission from Pennsylvania and a majority of the members of the commission from New Jersey shall vote in favor thereof

The commission shall constitute the municipal corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and which shall be deemed to be exercising an essential governmental function in effectuating such purpose to wit

(a) The administration operation and maintenance of the joint State-owned bridges across the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and located north of the present stone arch bridge of the Pennsylvania Railroad across the Delaware River from Morrisville to Trenton

(b) The investigation of the necessity for additional bridge communications over the Delaware River north of the cities of Philadelphia and Camden and the making of such studies surveys and estimates as may be necessary to determine the feasibility and cost of such additional bridge communications

(c) The preparation of plans and specifications for and location construction administration operation and maintenance of such additional bridge communications over the Delaware River north of the aforesaid railroad bridge as the Commission deems necessary to advance the interests of the two States and to facilitate public travel and the issuance of bonds and obligations to provide moneys sufficient for the construction of such bridges and the collection of tolls rentals and charges for the redemption of such bonds and obligations and the payment of interest thereon

(d) The procurement from the Government of the United States of any consents which may be requisite to enable any project within its powers to be carried out

ARTICLE II

For the effectuation of its authorized purposes the commission is hereby granted the following powers

(a) To have perpetual succession

(b) To sue and be sued

(c) To adopt and use an official seal

(d) To elect a chairman vice-chairman secretary and treasurer The secretary and treasurer need not be members of the commission

(e) To adopt suitable by-laws for the management of its affairs

(f) To appoint such other officers agents and employes as it may require for the performance of its duties

(g) To determine the qualifications and duties of its appointees and to fix their compensation

(h) To enter into contract

(i) To acquire own hire use operate and dispose of personal property

(j) To acquire own use lease operate and dispose of real property and interest in real property and to make improvements thereon

(k) To grant the use of by franchise lease and otherwise and to make and collect charges for the use of any property or facility owned or controlled by it

(l) To borrow money upon its bonds or other obligations either with or without security

(m) To exercise the power of eminent domain

(n) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate maintain operate or control

(o) In addition to the foregoing powers to exercise the powers duties authority and jurisdiction heretofore conferred and imposed upon the aforesaid commissions hereby constituted a Joint Commission by reciprocal legislation of the Commonwealth of Pennsylvania and the State of New Jersey with respect to the acquisition of toll bridges over the Delaware River the management operation and maintenance of such bridges and the location construction operation and maintenance of additional bridge communications over the Delaware River north of the aforesaid railroad bridge of the Pennsylvania Railroad

(p) To exercise all other powers not inconsistent with the Constitutions of the State of Pennsylvania and New Jersey or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers except the power to levy taxes or assessments for benefits and generally to exercise in connection with its property and affairs and in connection with property under its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs

ARTICLE III

If for any of its authorized purposes (including temporary purposes) the Commission shall find it necessary or convenient to acquire for public use any real property in the Commonwealth of Pennsylvania or the State of New Jersey whether for immediate or future use the Commission may by resolution determine to acquire such property by a fee simple absolute or a lesser interest and the said determination shall not be affected by the fact that such property has theretofore been taken for or is then devoted to a public use but the public use in the hands or under the control of the Commission shall be deemed superior to the public use in the hands or under the control of any other person association or corporation

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the Commonwealth of Pennsylvania for any reason whatsoever then the Commission may acquire such real property by the exercise of the right of eminent domain in the manner provided by the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" and the acts amendatory thereof and supplementary thereto relating to the acquisition of inter-State toll bridges over the Delaware River

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the State of New Jersey for any reason whatsoever then the Commission may acquire such property by the exercise of the right of eminent domain in the manner provided by the act of the State of New Jersey entitled "An act authorizing the acquisition and maintaining by the State of New Jersey in conjunction with the State of Pennsylvania of toll bridges across the Delaware River and providing for free travel across the same" approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and the various acts amendatory thereof and supplementary thereto relating to the acquisition of inter-State toll bridges over the Delaware River

The power of the Commission to acquire real property by condemnation or the exercise of the power of eminent domain in the Commonwealth of Pennsylvania and the State of New Jersey shall be a continuing power and no exercise thereof shall be deemed to exhaust it

The Commission and its duly authorized agents and employes may enter upon any land in the Commonwealth or the State of New Jersey for the purpose of making such surveys maps or other examinations thereof as it may deem necessary or convenient for its authorized purposes

However anything to the contrary contained in this compact notwithstanding no property now or hereafter vested in or held by any county city borough village township or other municipality shall be taken by the Commission without the consent of such municipality unless expressly authorized so to do by the Commonwealth or State in which such municipality is located All counties cities boroughs villages townships and other municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania and the State of New Jersey notwithstanding any contrary provision of law are hereby authorized and empowered to grant and convey to the Commission upon its request but not otherwise upon reasonable terms and conditions any real property which may be necessary or convenient to the effectuation of its authorized purposes including real property already devoted to public use

The Commonwealth of Pennsylvania and the State of New Jersey hereby consent to the use and occupation by the Commission of any real property of the said two States or of either of them which may be or become necessary or convenient to the effectuation of the authorized purposes of the Commission including lands lying under water and lands already devoted to public use

The term "real property" as used in this compact includes lands structures franchises and interests in land including lands under water and riparian rights and any and all things and rights usually included within the said term and includes not only fees simple and absolute but also any and all lesses interests such as easements rights of way uses leases licenses and all other incorporeal heriditaments and every estate interest or right legal or equitable including terms of years and liens thereon by way of judgments mortgages or otherwise and also claims for damage to real estate

ARTICLE IV

To provide moneys for making payment of the cost of the construction of any toll bridge or bridges over the Delaware River north of the stone arch bridge of the Pennsylvania Railroad from Morrisville to Trenton the Commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of its revenue bonds The prinicpal and interest of each issue of such bonds shall be payable from a fund to be created by said resolution and to be maintained solely from the tolls rents rates and other charges which the Commission is authorized to collect and pledge under the provisions of this act

The cost of the construction of any bridge and to cover which the Commission is authorized to issue its bonds and obligations shall be construed to embrace the cost of construction the cost of all land property rights easements and franchises acquired for or deemed necessary for such construction financing charges interest during construction cost of traffic estimates and the engineering and legal expenses plans specifications surveys estimates of cost and of revenue other expenses necessary or incident to determining the feasibility or practibility of the enterprise administrative expenses and such other expenses as may be necessary or incident to the financing herein authorized and the construction of any bridge and the placing of the same in operation

Such bonds shall bear interest at not more than six per centum per annum payable semi-annually and shall mature at such time or times not more than forty years from their date or dates as may be determined by the Commission and may be made redeemable before maturity at the option o the Commission at such price and under such terms and conditions as may be fixed by the Commission prior to the issuance of the bonds The principal and interest of such bonds may be made payable in lawful medium The Commission shall determine the form and manner of execution of the bonds and any interest coupons to be attached thereto and shall fix the denominations of the bonds and the place or places of payment of the principal and interest thereof which may be at any bank or trust company within or without the Commonwealth of Pennsylvania or the State of New Jersey In case any of the officers whose signatures appear on the bonds or coupons shall cease to be such officers before the delivery of such bonds such signatures shall nevertheless be valid and sifficient for all purposes the same as if they had remained in office until such delivery All such bonds shall be and are hereby declared to have all the qualities and incidents of negotiable instruments under the laws of the Commonwealth of Pennsylvania and the State of New Jersey Provision may be made for the registration of any bonds in the name of the owner as to principal alone or as to both principal and interest

The Commission may sell any such bonds in such manner and for such price as it may determine to be for the best interests of the Commission Any such sale shall be made at a price not lower than the price which computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values will show a net return of six per centum per annum to the purchaser upon the amount paid therefor Prior to the preparation of definitive bonds the Commission may under like restrictions issue temporary bonds with or without coupons exchangable for definitive bonds upon the issuance of the later Such revenue bonds may be issued without any other proceeding or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this agreement All moneys received from such bonds shall be applied solely to the purposes for which they shall be issued or to the appurtenant sinking fund There shall be and is hereby created and granted a lien upon such moneys until so applied in favor of the holders of such bonds or the trustee hereinafter provided for in respect of such bonds if they be such trustee

In the discretion of the Commission any issue of such bonds may be secured by a trust indenture by and between the Commission and the corporate trustee which may be any trust company or bank having the power of a trust company in any State of the United States but no such trust indenture shall convey or mortgage the bridge or any part thereof Such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the Commission in relation to the maintenance operation repair or insurance of the bridge and the custody safeguarding and application of all moneys Such trust indenture may further provide that any and all facilities and improvements shall be established or constructed and paid for under the supervision and approval of consulting engineers employed or designated by the Commission and satisfactory to the purchasers of the bonds issued therefor their successors assignees or nominees who may be given the right to require that the security given by the contractors and by any depository of the proceeds of such bonds be satisfactory to such purchasers successors assignees or nominees Such indenture may set forth the rights and remedies of the bondholders and trustee restricting the individual right of action of bond holders as is customary in trust indentures securing bonds of private corporations All expenses incurred in carrying out such trust indenture may be treated as a part of the cost of maintenance operation and repair of the bridge

Any holding of any such bonds or of any of the coupons attached thereto and the trustee if any (except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds or by the trust indenture) may either at law or in equity by suit action mandamus or other proceeding in any court of competent jurisdiction in the Commonwealth of Pennsylvania or the State of New Jersey protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this agreement or by such resolution or trust indenture to be performed by the Commission

Notwithstanding any provisions of this agreement the Commission shall have no power to pledge the credit of the Commonwealth of Pennsylvania or of the State of New Jersey or of any county city borough village township and other municipality of said Commonwealth or State or to create any debt against said Commonwealth or State or any such municipality

ARTICLE V

The Commission is hereby authorized to make and enforce such rules and regulations and to establish levy and collect (or to authorize by contract franchise liens or otherwise the establishment levying and collection of) such tolls rates rents and other charges in connection with any such bridge across the Delaware River which it may hereafter construct and operate as it may deem necessary proper desirable and reasonable which tolls rates rents and other charges shall be at least sufficient to meet interest and sinking fund charges on bonds and obligations issued by the Commission the maintenance of such bridge and the administrative expenses of the Commission properly chargeable to such bridge The Commission is hereby authorized and empowered to pledge such tolls rates rents and other revenues or any part thereof as security for the repayment with interest of any moneys borrowed by it or advanced to it for any of its authorized purposes and as security for the satisfaction of any other operation assumed by it in connection with such loans or advances

ARTICLE VI

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other obligation of the Commission for which tolls rents rates or other revenues have been pledged that so long as any of said bonds or obligations remain outstanding and unpaid (unless adequate provision is otherwise made by law for the protection of those advancing moneys upon such bonds or obligations) the Commonwealth of Pennsylvania and the State of New Jersey will not diminish or impair the power of the Commission to own operate and control said properties and facilities or to establish levy and collect tolls rents rates and other charges in connection with such properties and facilities

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or obligations of the Commission for which tolls rents rates or other revenues shall have been pledged that the said Commonwealth and State will not authorize or permit the construction operation and maintenance of any additional bridge or tunnel for the transportation of passengers by vehicles over the Delaware River by any other person or body than the Commission within a distance of ten miles in either direction from any such toll bridge measured along the boundary line between the said Commonwealth and the said State

ARTICLE VII

The bonds or obligations which may be issued by the Commission for any of its authorized purposes and as security for which tolls rents rates and other revenues shall have been pledged are hereby made securities in which all State and municipal officers and bodies of the Commonwealth of Pennsylvania and the State of New Jersey and all banks bankers trust companies savings banks savings and loan associations investment companies and other persons carrying on a banking business or insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whtasoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth of Pennsylvania or of the State of New Jersey may properly and legally invest funds including capital belonging to them or within their control and said bonds or other obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officer or agency of the Commonwealth of Pennsylvania and the State of New Jersey for any purpose for which the deposit of bonds or other obligations either of the Commonwealth or of the State is now or may hereafter be authorized

ARTICLE VIII

The effectuation of its authorized purposes by the Commission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the State of New Jersey and for the increase of their commerce and proseprity and since the Commission will be performing essential governmental functions in effectuating said purposes the Commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for purposes authorized by this agreement and the bonds or obligations issued by the Commission their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth of Pennsylvania and the State of New Jersey

ARTICLE IX

The Commission shall make annual reports to the Governor and Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey setting forth in detail its operations and transactions and may make such additional reports from time to time to the Governors and Legislatures as it may deem advisable

Whenever the Commission after investigation and study shall have concluded plans with estimates of cost and means of financing any new toll bridge across the Delaware River as hereinbefore provided It shall make to the Legislatures of each State a detailed report dealing with the contemplated project and it shall not be within the power of the Commission to construct or erect any such toll bridge until the Legislatures of both States have authorized the Commission to proceed with the project outlined in its special report

ARTICLE X

Whenever particular bonds issued for any bridge or bridges and the interest thereon shall have been paid or a sufficient amount shall have been provided for their payment and shall continue to be held for that purpose the Commission shall cease to charge tolls for the use of such bridge and thereafter such bridge shall be a free bridge and shall thereafter be maintained equally at the cost of the Commonwealth of Pennsylvania and the State of New Jersey by appropriations made for such purposes

ARTICLE XI

Upon its signature on behalf of the Commonwealth of Pennsylvania and the State of New Jersey this compact or agreement shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under this compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to this compact or agreement but in the absence of such consent and approval the Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress

On the question,

Will the Senate agree to the section?

Mr. MANSFIELD. Mr. President, I move to amend Article 1, page 4, line 12, by striking out the word "which"; also line 23, by striking out the words "cities of Philadelphia and Camden" and insert in lieu thereof the following: "said railroad bridge"; amend Article 3, page 10, line 8, by striking out the word "hereditement" and insert in lieu thereof the following: "hereditaments"; amend Article 4, page 14, line 2, by striking out the words "maintenance, operation and repair" and insert in lieu thereof the following: "construction"; also line 4, by striking out the word "holding" and insert in lieu thereof the word "holder"; also line 6, by inserting after the word "extent" the following: "that"; amend Article 5, page 15, lines 13 and 14, by striking out the word "operation" and insert in lieu thereof the following: "obligation"; amend Article 6, page 15, line 19, by striking out the word "obligation" and insert in lieu thereof the following: "obligations".

Mr. ARMSTRONG. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second and third sections of the bill were read as follows and agreed to.

ARTICLE XII

Section 2 The sum of Twenty-five thousand dollars ($25,000) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Delaware River Joint Toll Bridge Commission to be used by it together with a like appropriation made by the State of New Jersey for the purposes of carrying out the provisions of this compact except the operation maintenance improvement or construction of any new toll bridge over the Delaware River The moneys hereby appropriated shall be disbursed upon requisition of the Chairman of the Commission presented to the Auditor General who shall direct his warrant upon the State Treasurer in the usual manner

Section 3 This act shall become effective immediately upon its signing by the Governor and the passage by the State of New Jersey of a substantially similar act embodying the agreement between the two states herein set forth and making a like appropriation

The title of the bill was read as follows and agreed to.

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED

Mr. HUNSICKER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER read in his place and presented to the Chair Senate Bill No. 1063, entitled:

An Act to amend section six of the act approved the thirteenth day of June, one thousand eight hundred eighty-three (Pamphlet Laws one hundred nineteen) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" by providing for the maintenance of the board from state appropriations; authorizing the board to make certain charges; and requiring all fees collected or received by the board to be paid into the State Treasury

Which was committed to the Committee on Public Health and Sanitation.

REPORTS FROM COMMITTEES

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER, from the Committee on Agriculture, reported as committed, Senate Bill No. 861 (House Bill No. 1501), entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 466), entitled "An act to provide for the incorporation and regulation of co-operative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

Mr. BALDWIN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN, from the Committee on Congressional Apportionment, re-reported as amended, Senate Bill No. 872, entitled:

An Act to apportion the State into congressional districts.

Mr. HARRIS. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS, from the Committee on Banks and Building and Loan Association, reported as committed, Senate Bill No. 448 (House Bill No. 215), entitled:

An Act permitting building and loan associations to invest part of their assets in bonds of the United States or of the Commonwealth or of any municipality therein.

Also from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 794 (House Bill No. 241), entitled:

An Act requiring building and loan associations to include statement of amount of funds invested in liens on real estate in all reports and in advertisements and providing penalties.

Also from the Committee on Banks and Building and Loan Association, reported as committed, Senate Bill No. 574 (House Bill No. 170), entitled:

An Act to amend section two of the act approved the tenth day of April, one thousand eight hundred and seventy-nine (P. L. 16), entitled "An act relating to mutual saving fund, building and loan associations, regulating the mode of charging premiums, bonus or interest in advance, of withdrawals, of repayment and collection of loans, also restricting the power to levy excessive fines, and defining the rights and liabilities of married women stockholders, and prescribing the non-application to these associations of the bonus tax and registry laws for corporations," by changing the method of determining proportion of profits or rate of interest to be paid withdrawing stockholders.

Mr. **EINSTEIN**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **EINSTEIN** from the Committee on Judiciary Special reported as committed, Senate Bill No. 979, entitled:

An Act to amend section one of the act approved the eighteenth day of March, one thousand eight hundred and seventy-five, (P. L. 33), entitled "An act to punish persons for carrying concealed weapons within this Commonwealth;" making it unlawful to carry a concealed tear gas gun.

MOTION TO READ BILLS THE FIRST TIME

Mr. **SCOTT**. Mr. President, I move that all bills reported from committees at today's sessions be read the first time.

Mr. **CLARK**. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 445 (House Bill No. 257), entitled:

An Act to amend section eight hundred and sixteen of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 905), entitled "An act for the protection of public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibusses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring motor busses and motor omnibuses to be equipped with non-shatterable glass.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 448 (House Bill No. 215), entitled:

An Act permitting building and loan associations to invest part of their assets in bonds of the United States or of the Commonwealth or of any municipality or quasi-municipality therein

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 574 (House Bill No. 170), entitled:

An Act to amend section two of the act approved the tenth day of April one thousand eight hundred and seventy-nine (P. L. 16) entitled "An act relating to mutual saving fund building and loan associations regulating the mode of charging premiums bonus or interest in advance of withdrawals of repayment and collection of loans also restricting the power of levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations" by changing the method of determining proportion of profits or rate of interest to be paid withdrawing stockholders

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 579 (House Bill No. 916), entitled:

An Act to amend section five hundred three of article five of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," providing for appeals from refusals of the Board of Finance and Revenue to allow refunds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 620 (House Bill No. 452), entitled:
titled:

A Joint Resolution proposing an amendment to article eight, section seven of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 652, entitled:

An Act making an appropriation to pay the expenses of Legislative delegates attending meetings and conferences on aeronautics and aviation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 693 (House Bill No. 545), entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 735 (House Bill No. 193), entitled:

An Act making an appropriation for the preservation and reconditioning of the flags, standards and guidons of the Pennsylvania regiments that served in the various wars, in which the United States has engaged.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 855 (House Bill No. 1391), entitled:

An act to amend section seven of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals, poultry, premises, localities, and areas in the Commonwealth; defining quarantines, and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines, and providing penalties for the violation of this act," further regulating the bringing of cattle into areas where a modified quarantine has been established.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 861 (House Bill No. 1501), entitled:

An Act to amend section fourteen of the act, approved the twelfth day of June, one thousand nine hundred and nineteen, (P. L. 466), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations not having a capital stock and not conducted for profit, and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, bee-keeping, and horticulture," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 945 (House Bill No. 1519), entitled:

An Act creating borough and township poor districts in the counties of Union Snyder and Juniata to be administered by overseers of the poor and abolishing the county poor district

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 957 (House Bill No. 1675), entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a deficiency in the construction of a Reception Service Building at such hospital.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 962, entitled:

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, of forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violations of the provisions thereof," by discontinuing the necessity of securing permits for the erection of certain dams.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 794 (House Bill No. 241), entitled:

An Act requiring building and loan associations to include statement of amount of funds invested in liens on real estate in all reports and in advertisements and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 979, entitled:

An Act to amend section one of the act approved the eighteenth day of March, one thousand eight hundred and seventy-five (P. L. 33), entitled "An act to punish persons for carrying concealed weapons within this Commonwealth"; making it unlawful to carry a concealed tear gas gun.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1001, entitled:

An Act to make uniform in the several cities of the Commonwealth the days and hours for the personal registration of electors.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1003, entitled:

An Act supplementing the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1043), entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences; fixing the compensation of assessors and registry assessors for making said registration and enrollment; and prescribing penalties for false registration or enrollment, and for voters voting or attempting to vote, and for election officers wilfully permitting or conspiring to permit them to vote, at a primary, by or on any other than their own party ticket," by providing that a voter changing his party enrollment shall not be permitted to vote the ballot of any party at the next succeeding primary election.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1031 (House Bill No. 1616), entitled:

An Act granting a pension to Medeline A. Albright widow of Lieutenant John Wilson Albright of the One Hundred and Third Observation Squadron of the Twenty-eigth Division of the Pennsylvania National Guard who lost his life by an airplane crash near Jarrettsville Maryland due to heavy fog on the thirteenth day of March one thousand nine hundred and twenty-nine

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1061, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, page 181), entitled "An act to provide for the ordinary expenses of the executive, judicial, and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and twenty-nine; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-nine."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RESOLUTION RELATIVE TO MORE CONVENIENT METHOD OF PRINTING

The Chair cleared his table and laid before the Senate extract from the Journal of the House, which was twice read as follows:

In the House of Representatives, March 23, 1931.

Resolved (if the Senate concur) That the commission constituted by the Concurrent Resolution of April eleventh one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand eight hundred fourteen) to study and investigate the printing laws and the printing requirements of the several departments and the General Assembly be and the same is hereby continued with instructions to make further report to the General Assembly of one thousand nine hundred and thirty-three and in such report the comission shall set forth plans for a more cenvenient method of printing bills particularly as to style size of type and general arrangement and devise ways and means of lessening the amount of legislative bill printing

The chief clerk of the House and the Secretary and Librarian of the Senate shall be added to the membership of said committee

Any vacancy existing on such commission shall be filled by the appointing power which appointed the person whose vacancy is to be filled

Resolved That an item be inserted in the General Appropriation Law to pay the expenses of said commission for printing its report and for secretarial and clerical help

Mr. SCOTT. Mr. President, I move that the resolution be referred to the Committee on Appropriations.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. SCOTT. Mr. President, I move that the Senate do now adjourn until 10.00 o'clock (Eastern Standard Time) tomorrow morning.

Mr. EARNEST. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11.10 P. M. until Tuesday, May 5, 1931, at 10.00 A. M. (Eastern Standard Time).

HOUSE OF REPRESENTATIVES

MONDAY, May 4, 1931.

The House met at 9.00 o'clock P. M. (Eastern Standard Time).

The SPEAKER (C. J. Goodnough) in the Chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

Unto Thee, O Lord, would we lift up our hearts in gratitude for Thy mercies. We have trusted in Thee,—let us never be put to shame. We hear Thee speaking to us this night as in days of old saying, "If thou doest well, shalt thou not be accepted and if thou doest not well, sin lieth at the door." May we honestly strive to have always a conscience void of offense before Thee and in the sight of our fellowmen.

Through this Commonwealth tonight the underprivileged look to us for life's one big chance; the unemployed still plead for the right to eat bread in the sweat of their own faces; and the great mass of the common people long to see the Right triumph over every form of wrong.

Walk Thou in our midst tonight, O God. Guide our hearts into all wisdom. And when the records of the evening are written, may we each be able to look up into Thy face and not be so ashamed. We ask it in Thy name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of April 29, 1931.

The Clerk proceeded to read the Journal of April 29, 1931, when on motion of Mr. Green, seconded by Mr. Fish, the further reading was dispensed with and the Journal approved.

LEAVES OF ABSENCE

Mr. McCLURE asked and obtained leave of absence for Mr. John A. Rhodes who was detained on account of funeral of Hon. James F. Woodward.

Mr. POST asked and obtained leave of absence for Mr. Eveland on account of death in the family.

Mr. HARKINS asked and obtained leave of absence for Mr. Byrne.

REPORTS FROM COMMITTEES

Mr. D. GLENN MOORE, from the Committee on Elections, reported as amended, House Bill No. 546, entitled:

An Act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, the registration of electors, primary and election expenses and election contests, imposing duties upon courts, county commissioners, registrars of vital statistics, public service companies and municipal officers, imposing penalties for violation of the act, and revising, amending and consolidating the laws relating thereto.

Mr. MATHAY, from the Committee on Ways and Means, reported as committed, House Bill No. 1073, entitled:

An Act providing for the settlement of capital stock tax in the cases of corporations, joint-stock associations, limited partnerships and companies which own assets which are exempted or relieved from capital stock tax.

Mr. MATHAY, from the Committee on Ways and Means, reported as committed, House Bill No. 1480, entitled:

An Act to amend sections one, two and three of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 311), entitled "An act providing for a more equitable method of assessing capital stock tax against corporations, limited partnerships, joint-stock associations, and companies, in certain cases," by providing for certain exemptions.

Mr. POST, from the Committee on Highways, reported as committed, House Bill No. 1714, entitled:

An Act to amend section two of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred and one), entitled "An act authorizing the State Highway Department, the Public Service Commission, counties, cities, boroughs, and townships to purchase, or condemn by the right of eminent domain, free and unobstructed view over and across lands at certain highway, railroad, and railway intersections and curves, so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways; and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view."

Mr. STONE, from the Committee on Elections, reported as amended, House Bill No. 1728, entitled:

An Act providing a method for preventing any elector from depositing in the ballot box at primary, municipal, general or other elections any ballot other than that received from the election officers, and imposing penalties.

Mr. CAUFFIEL, from the Committee on Elections, reported as amended, House Bill No. 1769, entitled:

An Act to provide for the permanent personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners and appointees of registration commissions, election officers, city officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, public service companies, and boards of school directors, and imposing penalties.

Mr. RICHARDS, from the Committee on Elections, reported as amended, House Bill No. 1879, entitled:

An Act to amend sections one, three, four, five, six, seven, nine, ten, eleven, twelve, thirteen, fourteen, sixteen, seventeen. nineteen, twenty-two, twenty-three and twenty-seven of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirments, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act."

Mr. CHARLES R. GRIFFITH, from the Committee on Highways, reported as amended, House Bill No. 962 (Senate Bill No. 7), entitled:

An Act providing for the grading, curbing, draining, paving and/or macadamizing of highways, the center line of which constitutes the dividing line between a city and a borough, or a city and a township of the first class, or a borough and a township of the first class, and for the collection of the whole or part of the cost of such improvements by assessments against property abutting on the line of the improvement.

Mr. LUCAS, from the Committee on Banking, reported as committed, House Bill No. 1825, entitled:

An Act permitting savings banks savings institutions and provident institutions to invest monies deposited with them in obligations of certain public utility companies.

BILL RECOMMITTED

Mr. GOEHRING. Mr. Speaker I move at the request of the sponsor that House Bill No. 1737, Printer's No. 718, entitled:

An Act to repeal the act approved the first day of May, one thousand nine hundred and thirteen (P. L. 155), entitled "An act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings."

on page 22 of to-day's calendar, bills on second reading, be recommitted to the Committee on Repeal Bills for the purpose of further study.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 185

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 185, Printer's No. 521, entitled, "An Act Fixing the number terms and compensation of directors and auditors of the poor distirct of 'The Directors of the Poor of Jenkins Township Pittston Borough and Pittston Township' providing for their appointment by the court of common pleas of Luzerne County en banc conferring powers on the Court of Common Pleas of Lackawanna County to designate directors and auditors to be appointed from Lackawanna County terminating the terms of directors and auditors in office fixing the salaries of the secretary and treasurer and repealing inconsistent acts of assembly."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 778

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 778, Printer's No. 510, entitled, "An Act Making a deficiency appropriation to the Board of Trustees of Hazleton State Hospital."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 188 AND 211

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 188, Printer's No. 481, entitled, "An Act Authorizing the Governor to transfer to the Armory Board of the State of Pennsylvania the use and occupancy of a certain tract of land of the Commonwealth now in possession of the Harrisburg State Hospital."

House Bill No. 211, Printer's No. 73, entitled, "An Act To amend section nine of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof: as amended by providing that appeals from the judgment of the court in all civil actions shall be taken directly to the Supreme or Superior Court."

GIFFORD PINCHOT.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 77 AND RESOLUTION.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 29, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 777, Printer's No. 509, entitled "An Act making a deficiency appropriation to the Board fo Trustees of Eastern State Penitentiary."

A Resolution of the House and Senate directing the Legislative Reference Bureau to compile a codification of the County Tax Assessment Laws and requiring a report to be made to the General Assembly in 1933.

GIFFORD PINCHOT.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 149.

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

HOUSE BILL No. 780.

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page 181), entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine" providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred and thirty-one

HOUSE BILL No. 880.

An Act to amend section one and repeal section two of the act approved the third day of May one thousand nine hundred and twenty-nine (P. L. 126) entitled "An act to regulate the salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace and orphans' courts in counties of the second class" by further regulating such salaries and providing for fixing salaries by judges

HOUSE BILL No. 1163.

An Act to further amend paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 337) entitled "An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein" which section was amended in section two of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (P. L. 646) entitled "An act to amend section three and paragraph (a) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (P. L. 337) entitled 'An act relating to the jurisdiction powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution and the fees costs and expenses therein by providing that in no such proceedings shall it be necessary to join the spouse of any interested party'" by requiring executors administrators or trustees ordered tc make sale of real estate to file bonds with sureties as required in section 25 of the Orphans' Court Partition Act of 1917

HOUSE BILL No. 1173.

An Act to amend paragraph one of clause (b) of section two hundred and two of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for issuing of insurance covering loss occasioned by smoke smudge and perils arising out of ownership of aircraft and motor vehicles

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION

REQUESTING PASSAGE OF HOUSE BILL NO. 1418

The SPEAKER. The Chair lays before the House a communication requesting passage of House Bill No. 1418.

The clerk read the comunication as follows:

(WESTERN UNION)
Philadelphia, Penna. May 4, 1931.

Hon. C. J. Goodnough, Speaker of the House, Harrisburg, Penna.

I am deeply interested in House Bill Fourteen Eighteen and I think it would be a calamity were it defeated at this time stop idleness makes criminals and the best cure we can get for those confined is to keep them occupied.

Harry S. McDevitt.

COMMUNICATION

PROTESTING AMENDMENT OF BLUE LAWS

The SPEAKER. The Chair lays before the House a communication protesting the amendment of the Blue Laws.

The Clerk read the communication as follows:

(WESTERN UNION)
Philadelphia, Penna. May 4, 1931.
Hon C. J. Goodnough, Speaker, House of Representatives, Harrisburg, Penna.

We the Presbyterian Ministerial Association of Philadelphia and vicinity are unalterably opposed to any changes or modifications that would lessen the effectiveness of the present sabbath laws we believe that the spirit of the Christian Sabbath is best perpetuated by the existing laws.

John K. Lynn, Secty.

COMMUNICATION

PROTESTING AMENDMENT OF BLUE LAWS

The SPEAKER. The Chair lays before the House a communication protesting the amendment of the Blue Laws.

The Clerk read the communication as follows:

(WESTERN UNION)
Bethlehem, Penna. Bay 1, 1931.
Speaker of House of Representatives, Harrisburg, Penna.

The East Pennsylvania Conference of the Evangelical Congregational Church now in session at Bethlehem, Penna., numbering approximately two hundred fifty ministerial and lay delegates and representing a constituency of more than twenty thousand communicants in Eastern Pennsylvania desires unanimously to go on record as being definitely opposed to any revision of the so-called blue laws of the State of Pennsylvania that might in any way tend toward the liberalization of our present laws governing the observance of the law today.

Rev. J. A. Smith, Secy. of Conference.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 53, entitled:

An Act to amend section four hundred and thirty-four of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended, by imposing on the Commonwealth one-half of the cost of township reward improvements.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 124, entitled:

An Act to amend section thirty-two of the act approved the first day of June, one thousand eight hundred and eighty-nine, (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," so as to subject the lien of corporation taxes to discharge by a judicial sale of real estate under any mortgage, ground rent, or other lien, where the title to such real estate was subject to such mortgage, ground rent or other lien when the corporation acquired title thereto, even though the fund produced by such sale be insufficient to pay the taxes due the Commonwealth by such corporation wholly or in part.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1397, entitled:

An Act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1354, entitled:

An Act making an appropriation to the Department of Military Affairs for the purchase of distinctive uniforms and equipment for the Governor's Troop of the Pennsylvania National Guard.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1463, entitled:

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen, to make uniform the law with reference thereto.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1582, entitled:

An act to further amend sections two and sixteen of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death, and making it unlawful for any corporation of this Commonwealth or national banking association located therein, to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid, and providing penalties, and citing certain acts for repeal," by changing the rate of tax in certain cases and allowing additional deductions before the tax is computed.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. MATHAY. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a hearing.

Mr. JAFFE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1615, entitled:

An Act authorizing the Department of Property and Supplies to acquire lands in Harris Township, Centre County, for the use of the Department of Military Affairs, and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1678, entitled:

An Act requiring public service companies, as defined in The Public Service Company Law, and holding companies and associations of or on behalf of such public service companies to file annually with the Secretary of the Commonwealth an itemized report of all moneys, privileges and other valuable considerations paid, afforded, extended or given to any public officer, or any teacher or member of the staff of any State-owned or State-aided institution of learning in the employ of such companies and associations and the purpose and type of such employment and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1684, entitled:

An Act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution, to be nuisances; providing a method of abating same; establishing a method of procedure against those who use said buildings, or parts thereof, for such purposes; and providing penalties for violations of this act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1785, entitled:

An Act to amend section twelve of the act approved the eleventh day of July, one thousand nine hundred and seventeen, (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses, for certain causes, and by providing for the enforcement of this act, and penalties;" making the violation of this act a felony.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1807, entitled:

An act to amend routes three hundred and twenty-six, three hundred and sixty-two and three hundred and seventy-three of section one of the act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1808, entitled:

An Act to amend route number seven hundred and thirty of section one of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1809, entitled:

An act to amend route four hundred twenty of section one of the act approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expense of the Commonwealth."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1810, entitled:

An Act to amend routes one hundred thirty, one hundred thirty-three, one hundred forty-two, one hundred forty-five, one hundred fifty, as amended, one hundred fifty-one, one hundred fifty-three, one hundred eighty, one hundred ninety-seven, one hundred ninety-eight, two hundred one, and two hundred eighty-one, as amended, of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintainance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or couties from any further obligation and expense to improve or maintain the same, and relieving said townships or couties of authority over same, requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissionr decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State-aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvment or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by couties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of this act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1858, entitled:

An Act to further amend sections one and seventeen of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city purposes of loans on which a State tax is not legally collectible, and of shares of stock of banks, corporations and limited partnerships which do not employ a substantial amount of capital in this Commonwealth.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1884, entitled:

An Act conferring upon the boards of trustees of state owned medical and surgical hospitals, with the approval of the Department of Welfare, the power of fixing and establishing charges for services rendered by State-owned medical and surgical hospitals.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1901, entitled:

An Act authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1911, entitled:

An Act making an appropriation out of the Motor License Fund, for road construction and maintenance on roads running on or through Valley Forge Park, Washington Crossing Park, and the Pennsylvania State Park at Erie.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1916, entitled:

An Act declaring and adopting the hemlock (Tsuga Canadonsis Linnaeus) as the State tree of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1917, entitled:

An Act to further amend the act approved the seventh day of May, one thousand nine hundred and twenty-seven (P. L. 859), entitled " A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," by imposing additional taxes equal to Federal credits where no tax is collected under the transfer inheritance tax laws and providing for interest charges on such estate taxes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1960, entitled:

An Act to amend sections twenty-six, twenty-nine, thirty, thirty-two and thirty-seven of the act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damages by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 968 (Senate Bill No. 44), entitled:

An Act providing for the taking over by the Commonwealth of certain State-aid highways as State Highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 426, entitled:

An Act for the establishment, management and operation of a State cancer institute and clinic for the care, treatment and maintenance of a minimum number of indigent patients and to enable the Department of Health to study the diagnosis and methods of control and prevention of cancer, defining the powers and duties of the Department of Health and Department of Property and Supplies in connection therewith; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1224, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the maintenance and improvement of the Drake Well Memorial Park.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1255, entitled:

An Act making an appropriation to the Department of Property and Supplies for repairs, maintenance and upkeep in connection with the Cumberland Valley State Institution for Mental Defectives.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1562, entitled:

An Act regulating the grading and marking of eggs sold for human consumption; imposing powers and duties on the Department of Agriculture; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1604, entitled:

An Act making an appropriation to the Buena Vista Park Association for the purpose of securing, restoring and preserving the Buena Vista Charcoal Furnace in Brush Valley Township, Indiana County.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1617, entitled:

An Act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1619, entitled:

An Act to amend section two of the act, approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance, providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," as amended, by exempting State owned armories used by the Pennsylvania National Guard from the provisions of said act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1639, entitled:

An Act making an appropriation to the Department of Forests and Waters for State Park lands.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1689, entitled:

An Act reappropriating to the Department of Property and Supplies a part of the unexpended balance of an appropriation made to such department for construction and alteration work at the State Hospital for Crippled Children at Elizabethtown by the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (Appropriation Acts, Page one hundred seventy-four), entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth, and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth, including fixtures and heating and sewerage systems and service lines for the accommodation of buildings."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1717, entitled:

An Act making an appropriation to the Department of Property and Supplies to be expended by it in the payment to the Harrisburg Railways Company of the City of Harrisburg of a part of the damages occasioned by the erection by the Commonwealth of the Soldiers and Sailors Memorial Bridge.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1744, entitled:

An Act to amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; further regulating the issuing of permits for amateur boxing exhibitions and wrestling matches.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1818, entitled:

An Act to amend section five of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 957), entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location, construction, and use of buildings, the size of courts and open spaces, the density of population, and the use of land," by providing for appeals from decisions of councils or commissioners.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1857, entitled:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital for the payment of a deficiency in the construction of the Nurses Home at such hospital.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1890, entitled:

An Act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water or non-tidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1992, entitled:

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred on account of the visit and speech of the President of the United States at Valley Forge on Saturday, May thirtieth, one thousand nine hundred and twenty-one.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

The **SPEAKER**. If there is no objection the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 320, as follows:

An Act to amend sections one and four of the act approved the eighth day of July one thousand eight hundred and eighty-five (Pamphlet Laws two hundred sixty-eight) entitled "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes" by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale and fixing the time within which a county commissioner's sale must be held

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighth day of July one thousand eight hundred and eighty-five (Pamphlet Laws two hundred sixty-eight) entitled "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That if any tract of land hereafter be sold for taxes shall not have bidden for it a sum equal to the whole amount of taxes and the costs then accrued it shall be the duty of the commissioners of the proper county or any of them to bid off the same and a deed shall thereupon be made by the treasurer to the commissioners for the time being and their successors in office to and for the use of the proper county And it shall be the duty of the commissioners to provide a book wherein shall be entered the name of the person or persons as whose estate the same shall have been sold the quantity of land or number of lot and number of tract if any the amount of the taxes and the costs it was sold for and every such tract of land shall not thereafter so long as the same shall remain the property of the county be kept on the assessment list or be charged in the duplicate of the proper collector but for [five] two years next following such sale if it shall so long remain unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county school road or other taxes as would have been chargeable against the said land had the same not been sold and purchased by the commissioners as aforesaid Provided however That where the county commissioners have heretofore failed or neglected or shall hereafter fail or neglect to remove as hereinbefore required any proprety from the assessment list and shall continue to charge it with taxes in the duplicate the county shall be deemed to have abandoned its title and the county commissioners shall have no authority to expose and sell or to pass any title to such property at a county commissioner's sale

Section 2 That section four of said act is hereby amended to read as follows

Section 4 If the owners or owners of any such lands purchased by the commissioners as aforesaid shall not redeem the same within the period aforesaid it shall thereafter be lawful for the commissioners to sell any such lands at public sale and it shall be their duty so to do not later than three years after the date of purchase by the county commissioners at a county treasurer's sale and make a deed or deeds therefor to the purchaser or purchasers with like effect and in the same manner that unseated lands purchased by county commissioners are now by law authorized to be sold by them and after such sale the lands shall thereafter be charged by the proper assessor in the name of such last purchaser or redeemer and shall again be liable to be assessed and sold for taxes as other lands

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 391, as follows:

An Act to amend sections thirteen and fourteen of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale and fixing the time when a county commissioner's sale must be held

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby amended to read as follows

Section 13 When the county commissioners shall purchase any real property at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose land the same was sold (b) a brief description of the property together with any lot and block number and (c) the amount of taxes penalties and costs for which it was sold Such property shall not so long as it remains the property of the county be kept on the assessment list or be charged in the duplicate For the next two years following such sale if the land remain unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county city borough town township school and poor taxes as would have been chargeable against the land had the same not been purchased by the county commissioners Provided however That where the county commissioners have heretofore failed or neglected or shall hereafter fail or neglect to remove as hereinbefore required any property from the assessment list and shall continue to charge it with taxes in the duplicate the county shall be deemed to have abandoned its title and the county commissioners shall have no authority to expose and sell or to pass any title to such property at a county commissioner's sale The right of redemption shall remain in the real owner of such lands or other persons interested for two years after sale to the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes penalties and costs due thereon at the time of sale and interest thereon and also the taxes and penalties which have been levied and charged thereon after the sale and interest thereon from the time such taxes ought to have been paid All redemptions of property purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such property were purchased by other than county commissioners

Section 2 That section fourteen of said act is hereby amended to read as follows

Section 14 If the owner of any real property or other person interested so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period and not later than three years after the date of purchase by the county commissioners at a county treasurer's sale sell [any] such lands at public sale and make deeds therefor After any such sale or in the case of any redemption the property shall again be charged by the subordinate assessor in the name of the last purchaser or redeemer and such lands shall again be liable for taxes as other lands

The county commissioners before making sale of real property purchased by them at tax sales shall give at least thirty days' notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in such county

After such sale the county commissioners shall make and execute a deed in fee simple to the purchaser Such deed after being acknowledged before an officer authorized to acknowledge deeds shall pass such title as the county commissioners have a right to convey

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1772, entitled:

An Act to amend sections two hundred sixteen two hundred seventeen two hundred eighteen three hundred one three hundred two three hundred three to add section three hundred four to amend paragraph four of section one thousand six sections one thousand twenty-six one thousand thirty-five one thousand thirty-seven one thousand thirty-eight one thousand thirty-nine one thousand one hundred five clause twenty-six of section one thousand two hundred two sections one thousand three hundred eight one thousand three hundred ten one thousand six hundred five one thousand six hundred ten one thousand six hundred eleven one thousand six hundred twelve one thousand six hundred thirteen one thousan six hundred fourteen one thousand six hundred fifteen one thousand seven hundred forty-five to add sections two thousand one hundred seventy-four and two thousand one hundred seventy-five to amend sections two thousand five hundred one and two thousand nine hundred ten and to repeal section two thousand nine hundred eleven of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the consolidating of boroughs providing that in annulment proceedings territory formerly included in the borough may be created a new township providing for the change of corporate names of boroughs requiring the advertisement only of certain ordinances fixing the costs to be charged by burgesses regulating surcharges against borough officers and reports of auditors and appeals therefrom further regulating the manner in which payments shall be made out of the funds in the treasury authorizing the fixing of the time of opening and closing certain exhibitions reducing time for allowance of tax reductions and changing penalties authorizing tax collectors to retain certain moneys eliminating the necessity of appointing viewers in certain proceedings providing for vacation of highways in certain cases authorizing adjoining boroughs to construct and maintain passageways authorizing boroughs to construct sewers and assess the costs thereof providing for the appropriation of lands for airports and empowering boroughs to regulate and license transient retail business

The first, second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 216 JOINT AGREEMENT FOR CONSOLIDATION DECREE OF COURT Such consolidation shall be made under the following conditions

(a) The councils of the boroughs may of their own initiative or shall within sixty days after each is requested in writing by at least one hundred qualified electors of the respective borough enter into a joint agreement under the corporate seal of each borough for the consolidation thereof into one borough The joint agreement shall set forth the name of the new borough the number of wards if any into which the borough is to be divided the territorial boundaries thereof It may also set forth such terms as have been agreed upon for the disposition of the assets of each of the boroughs and for the liquidation of the indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

(b) If the councils are unable to effect such joint agreement within sixty days after each shall be requested so to do in writing as aforesaid or if for any reason the councils fail to effect such joint agreement within said sixty day period the court of quarter sessions of the county or counties in which said boroughs are situate shall if satisfied after petition or petitions presented by at least ten per centum of the qualified electors of each borough and hearing held thereon that the councils have failed after being duly requested in writing as aforesaid to enter into such joint agreement enter a decree for an election to be held in said boroughs on the question of consolidation of said boroughs into one borough the decree to fix the date for such election designate the name of the new borough (which name shall be as prayed for in the petition or petitions) the number of wards if any into which the borough is to be divided the territorial boundaries thereof and shall also set forth such terms as appear equitable just and proper for the disposition of the assets of each of the boroughs and for the liquidation of indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

The court shall direct the county commissioners to furnish to each election district in such boroughs the necessary ballots and supplies for such election

On presentation of such petition or petitions the court shall fix a date for hearing which shall be held within thirty days from the date of presentation of the petition or petitions Notice of the time and place of the hearing shall be given the president and secretary of each of the boroughs at least fifteen days before the date fixed for the hearing

The petition or petitions aforesaid may be presented to court at any time after councils have failed to enter into a joint agreement in response to the written request aforesaid within the sixty day period aforesaid

Section 2 That section two hundred seventeen of said act is hereby amended to read as follows

Section 217 ELECTION ON QUESTION OF CONSOLIDATION The question of the consolidating of such boroughs shall be submitted to the vote of the qualified electors of each of the boroughs at a special election to be held on the day to be designated in the joint agreement or in the decree of court as the case may be The election shall be held by the [regular] legal election officers and in accordance with the provisions of the laws regulating general elections If such special election shall be ordered within ninety days of any general or municipal election the election shall be held on the day fixed for the holding of such election Notice of such election shall be given by proclamation by the high constables of the respective boroughs in the manner prescribed for proclamations for elections for municipal officers

The election shall be by ballot which shall be marked "Proposed consolidation" and below shall be printed the words "For consolidation" and "Against consolidation" and the elector shall designate with an "X" his desire to vote for or against such consolidation

If the majority of the votes cast for and against the proposed consolidation at such election in each of the boroughs is in favor of the [ratification of the agreement] consolidation of the two boroughs that fact shall be certified to the council of each of the boroughs by the respective election boards or return judges and the burgess and secretary of the respective boroughs shall cause a certification of the result to be endorsed upon the [joint] said agreement if the councils have entered into an agreement or if not on a certified copy of the decree of court

Section 3 That section two hundred eighteen of said act is hereby amended to read as follows

Section 218 AGREEMENT OR CERTIFIED COPY OF DECREE TO BE FILED WITH SECRETARY OF COMMONWEALTH LETTERS PATENT The agreement or a certified copy thereof with all its endorsements or a certified copy of the decree of the court of quarter sessions with all its endorsements shall be filed in the office of the Secretary of the Commonwealth Upon the filing thereof the Governor shall cause letters patent to be issued under the great seal of the Commonwealth consolidating the boroughs into one corporation by the name set forth in the joint agreement or decree of the court of quarter sessions A copy of such agreement or of such decree duly certified by the Secretary of the Commonwealth under the seal of his office shall be evidence of the existence of the new borough

The fourth section was read as follows:

Section 4 That article three of said act is hereby amended to read as follows

ARTICLE III

ANNULMENT OF BOROUGH CHARTERS

Section 301 PETITIONS FOR ANNULMENT OF CHARTERS OR CHANGE OF CORPORATE NAMES The several courts of quarter sessions within this Commonwealth shall have power upon petition of two-thirds of the taxable inhabitants of any borough heretofore incorporated to decree the annulment of the charter or the change of the corporate name of such borough [The petition for the] In the case of an annulment of charter such petition shall set forth that the petitioners desire that the territory embraced within such borough shall revert to and become a part of the township from which it was taken or that it shall be created a new township of the second class in which case the petition shall also set forth the proposed name of the new township

Section 302 FILING PETITION NOTICE EXCEPTIONS DECREE Upon presentation of such petition for annulment [as aforesaid] or change of corporate name to the court it shall be filed with the clerk and notice thereof shall be given in at least one newspaper of the proper county for a period of not less than thirty (30) days immediately preceding the date of such hearing and during which time exceptions may be filed to such application by any person interested and at such hearing the court shall make a full investigation of the case and if it shall find that the conditions prescribed by law have been complied with and shall believe that it is expedient to grant the prayer of the applicants shall grant the same and make a decree accordingly and said application and decree shall be recorded in the recorder's office of the proper county

Section 303 TERRITORY TO REVERT TO TOWNSHIP CORPORATE NAME CHANGED INDEBTEDNESS Upon the [entry and] recording and filing of such decree as above provided in case of an annulment of charter the lands embraced within the limits of such borough [whose] the charter of which is annulled shall thereupon revert to and become a part of the township from which it was taken and be under and subject to its government and control or shall become a new township of the second class under the name set forth in the decree of court Provided however That any indebtedness of such borough shall in cases where such borough reverts to a former township be paid from the taxes assessed and collected from that portion of said township formerly included within the limits of such borough And provided That in the case of a change of the corporate title the corporate title of said borough shall thereafter be as set forth in said decree but such change shall not in any way affect any liabilities incurred rights accrued or vested obligations issued or contracted or any suits or prosecutions pending or instituted to enforce any right or penalty accrued or punish any offense committed prior to such change

All costs and expenses incident to the proceedings for the annulment of the charter or change of the title as aforesaid shall be paid by the petitioners

Section 304 APPOINTMENT AND ELECTION OF OFFICERS When any new township of the second class is so created the court shall appoint the officers for the new township to which it is entitled to hold office until the first Monday of January or December (as may be provided by law as the time for taking office in such townships) succeeding the election at which the officers of the township are elected At the first municipal election occurring at least sixty days after the date of the decree of court creating a new township the electors of the township shall elect three township supervisors three township auditors one township assessor and one tax collector One supervisor and one auditor shall be elected for six year terms one supervisor and one auditor for four year terms and one supervisor and one auditor for two year terms The assessor and tax collector shall be elected for two or four year terms as the case may be to accord with the terms of such officers in townships of the second class The officers so elected shall commence their respective terms on the first Monday of January or the first Monday of December as may be provided by law for the commencement of terms of office in townships of the second class Any such township of the second class may be created a township of the first class in the manner provided by law

On the question,

Will the House agree to the section?

Mr. HAGMAIER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 4, page 7, line 7, by adding after the word "CHARTERS" the following: "AND CHANGE OF CORPORATE NAMES."

On the question.

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth and sixth sections were separately read and agreed to as follows:

Section 5 That paragraph four of section one thousand six of said act is hereby amended to read as follows

IV Except where otherwise in this act provided to publish once in one newspaper printed in the county [and by twelve advertisements posted in public places in the borough] every enactment regulation ordinance or other general law at least ten days before the same shall take effect

Section 6 That section one thousand twenty-six of said act is hereby amended to read as follows

Section 1026 BURGESS TO COLLECT COSTS AND FEES In all cases where the burgess is given the jurisdiction of a justice of the peace he shall collect the same costs and fees as [is] are charged by justices of the peace for like services and in all other cases he may collect such costs and fees as are allowed by law to a justice of the peace for services of a similar character Provided however That he shall procure a docket in book or loose-leaf form wherein he shall enter all cases and charges which docket shall be open to public inspection at reasonable times

The seventh section was read as follows:

Section 7 That section one thousand thirty-five of said act is hereby amended to read as follows

Section 1035 AUDITORS TO MEET YEARLY AND PREPARE A FINANCIAL STATEMENT The auditors of the borough shall meet on the third Tuesday of January of each year and shall audit adjust and settle the accounts of the tax collectors and all officers of the borough and shall prepare a statement thereof which shall contain an audit of the accounts of the last fiscal year and shall also show a complete statement of the financial condition of the borough giving in detail the actual indebtedness the amount of the funded debt the amount of the floating debt thereof the valuation of taxable property therein the assets of the borough with the character and value thereof and the date of maturity of the respective forms of funded debt thereof Such statement may be published and shall be in lieu of all other statements relating to indebtedness required to be published by existing law The amount of any balance or shortage or of any expenditure of a kind or made in a manner prohibited or not authorized by statute [or] which causes a financial loss to the borough shall be a surcharge against any officer against whom such balance or shortage shall appear or who by vote act or neglect has permitted or approved such expenditure

On the question,

Will the House agree to the section?

Mr. HAGMAIER. Mr Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 11, line 12, by inserting after the word "published" the following: "by council as ordinances are published"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth, ninth, tenth, eleventh and twelfth sections were separately read and agreed to as follows:

Section 8 That section one thousand thirty-seven of said act is hereby amended to read as follows

Section 1037 AUDITORS TO POST AND FILE STATEMENT IN COURT The auditors shall complete such audit adjustment and settlement as soon as possible and shall within ten days thereafter publish by posting printed or typewritten handbills in five public places in the borough an itemized statement of the receipts and expenditures of the several officers for the preceding year certifying therein the date on which such audit was completed They shall also within such period of ten days file a copy of the statement with the secretary of the borough and also with the clerk of court of quarter sessions of the county certifying therein the date on which such audit was completed which shall be at all times subject to public inspection A copy of such statement shall also be filed with the Secretary of Internal Affairs Whenever two or more borough offices shall be exercised by the same person only one statement shall be required

Section 9 That section one thousand thirty-eight of said act is hereby amended to read as follows

Section 1038 APPEALS FROM AUDIT It shall be lawful for the borough or any taxpayer thereof on its behalf or any officer whose account is settled or audited to appeal from the settlement or audit to the court of common pleas of the county [within thirty days after the settlement has been filed in the court of quarter sessions] but not later than forty days from the completion of the audit as shown by the posted handbills or the statement filed with the clerk of the court of quarter sessions

Section 10 That section one thousand thirty-nine of said act is hereby amended to read as follows

Section 1039 TAXPAYERS APPEALING TO ENTER BOND No appeal by a taxpayer or officer shall be allowed unless at the time of taking such appeal the appellant shall enter into bond in the sum of five hundred dollars with sufficient surety to prosecute the same with effect and to pay all costs accruing thereon in case if the appellant be a taxpayer he shall fail to obtain a final decision more favorable to the borough than that awarded by the auditors or in case the appellant be an accounting officer he shall fail to obtain a final decision more favorable to the officer than that awarded by the auditors Unless such bond is filed as hereinbefore provided the court of common pleas upon application shall set aside the appeal

Section 11 That section one thousand one hundred five of said act is hereby amended to read as follows

Section 1105 BOND AND DUTIES The borough treasurer shall before entering upon the duties of his office give bond with surety as required by the borough and conditioned for the faithful performance of his duties he shall perform the duties of the township treasurer within the borough except as may be otherwise provided in this act shall keep a just account of all receipts and disbursements and shall annually submit his account to the borough auditors he shall pay over all moneys remaining in his hands and deliver all books papers accounts and other things belonging to the borough to his successor All moneys received by any officer or other person for the use of the borough shall be forthwith paid to the borough treasurer He shall deposit all moneys received by him in a bank or trust company in the name of the borough and no money shall be withdrawn therefrom except by an order signed by the president of council borough secretary and borough treasurer and in the case of boroughs having a controller countersigned by such controller

Section 12 That section one thousand three hundred one of said act is hereby amended to read as follows

Section 1301 GENERAL LEVY The council of the borough shall have power by ordinance to levy and collect annually for general borough purposes any tax not exceeding fifteen (15) mills on the dollar on the valuation assessed for county purposes as now is or may be provided by law All property offices professions and persons made taxable by the laws of this Commonwealth for county rates and levies [shall be taxable] may in the discretion of council be taxed after the same manner for general borough purposes

The thirteenth section was read as follows:

Section 13 That clauses twenty-six and fifty-four of section one thousand two hundred two of said act is hereby amended to read as follows

XXVI LICENSING AMUSEMENTS To regulate license fix the time of opening and closing or prohibit theatrical exhibitions amusements dances at which an admission or other fee is charged and other exhibitions to regulate and license and to fix the time of opening and closing of pool-rooms billiard-rooms and tenpin alleys

LIV [BONDS FROM CONTRACTOR To require and it shall be their duty so to do in the improvement of lands or in the erection alteration addition or repair of edifices and public buildings of any kind in the borough of the contractor or contractors employed in or about said improvements an additional bond with sufficient surety or sureties providing for the payment of all labor and material entering into the said improvements Labor and material-men furnishing labor and material in and for said improvements upon the contract of such contractor shall have the right according to law to sue in an action of assumpsit in the name of the obligee for his or their use upon said bond upon proof of said contractor's failure to pay for said labor or material] BONDS FOR THE PROTECTION OF LABOR AND MATERIAL-MEN It shall be the duty of every borough to require any person copartnership association or corporation entering into a contract with such borough for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such borough in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty (50%) per centum and not more than one hundred (100%) per centum of the contract price as such borough may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work provided for in the said contract Such additional bond shall be deposited with and held by the borough for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as sub-contractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the borough for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereof Provided however That the borough shall not be liable for the payment of any costs or expense of any suit

On the question,

Will the House agree to the section?

Mr. HAGMAIER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 13, page 16, line 6, by inserting after the word "contract" the following: "or in aid of or auxiliary to the prosecution of the said work, whether or not the said material or labor enter into and become component parts of the work or improvement contemplated."

Amend section 13, page 16, line 12, by inserting after the word "contract" the following: "or in aid of or auxiliary to the prosecution of the said works"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth and thirtieth sections were separately read and agreed to as follows:

Section 14 That section one thousand three hundred eight of said act is hereby amended to read as follows

Section 1308 ABATEMENTS AND PENALTIES All persons who shall within [ninety] sixty days from the date of notice make payment of any taxes charged against them in the duplicate shall be entitled to a reduction of five per centum from the amount thereof that shall be paid All persons who shall fail to make payment of any taxes charged against them in said duplicate [for six months after notice given as aforesaid shall be charged five per centum on the taxes charged against them] within the sixty days from the date of said notice shall be charged one-half of one per centum per month or fractional part thereof which shall be added thereto by the collector and collected by him

Section 15 That section one thousand three hundred ten of said act is hereby amended to read as follows

Section 1310 EXPENSES OF TAX COLLECTOR The tax collector may retain out of the taxes collected such actual printing and postage expenses as shall be incurred by him in the performance of his duties and also the actual cost not exceeding in any one year the sum of twenty-five dollars of the forms books and publications directly relating to his office and duties Such amount shall be adjusted by the borough council

Section 16 That section one thousand six hundred five of said act is hereby amended to read as follows

Section 1605 PROCEDURE TO ASSESS DAMAGES AND BENEFITS [Viewers] If the borough or any person interested desires to have viewers appointed to ascertain damages or benefits they shall be appointed damages awarded and benefits assesed as provided in article fourteen in the case of property taken injured or destroyed Any costs and expenses which cannot be assessed upon property benefited shall be paid by the borough

Section 17 That section one thousand six hundred ten of said act is hereby amended to read as follows

Section 1610 PROCEEDINGS ON PETITION OF PROPERTY OWNERS Boroughs may upon petition open widen straighten and extend [or vacate] roads streets and alleys or parts thereof and may upon petition vacate roads streets and alleys or petitions thereof (other than State and State-aid highways) whether laid out by the borough or by proceedings in the courts of quarter sessions or otherwise

Section 18 That section one thousand six hundred eleven of said act is hereby amended to read as follows

Section 1611 SIGNING PETITION The petition shall be signed by a majority in number and interest of the owners of property abutting on the line of the proposed improvement as fixed at the time of its presentation and shall be verified by the affidavit of one or more of the petitions Petitions for the vacation of roads streets and alleys or portions thereof may release the borough from all damages due to such vacation if the petition is signed by the owners of all the property abutting on the road street or alley or portion thereof to be vacated The majority in interest of owners of undivided interests in any piece of property shall be deemed as one person for the purposes of the petition

Section 19 That section one thousand six hundred twelve of said act is hereby amended to read as follows

Section 1612 NOTICE OF ORDINANCE AND PETITION APPEAL Upon the approval of any ordinance passed pursuby handbills posted in conspicious places along the line of the proposed improvement The notice shall state the fact of the passage of the ordinance and the date thereof that the petition for the improvement was signed by a majority in interest and number of the owners of property abutting the line of proposed improvement or in the case of a vacation proceeding where there is a release of damages that it was signed by the owners of all the property abutting the road street or alley or portion thereof to be vacated and that any person interested denying the fact such petition was so signed may appeal to the court of common pleas of the county within thirty days after the passage thereof

Section 20 That section one thousand six hundred thirteen of said act is hereby amended to read as follows

Section 1613 APPEALS FROM ORDINANCE Any person interested may within thirty days from the passage of the ordinance present a petition to the court of common pleas of the county whereupon the court shall determine whether such improvement was petitioned for by the requisite majority or where the proceeding is for the vacation of a road street a release of damages whether such petition was signed by the owners of all the property abutting on the road street or alley or portion thereof to be vacated If said court shall find that it was not so petitioned for it shall quash the ordinance otherwise it shall approve the same

Section 21 That section one thousand six hundred fourteen of said act is hereby amended to read as follows

Section 1614 EFFECT OF FAILURE TO APPEAL If no appeal shall be taken or if the court on appeal shall approve the ordinance the borough may proceed with the improvement Thereafter all parties interested shall be estopped from denying the fact that the petition was signed by the requisite [majority] number of the property owners as required by section sixteen hundred and eleven of this article

Section 22 That section one thousand six hundred fifteen of said act is hereby amended to read as follows

Section 1615 ASSESSMENT OF DAMAGES AND BENEFITS Viewers shall be apopinted damages awarded and benefits assessed as provided in article fourteen of this act in the case of property taken injured or destroyed Provided That in proceedings to vacate a road street or alley where the owners of all the property abutting upon such vacated road street or alley or portion thereof vacated shall petition council for such vacation and release the borough from all damages no such proceedings shall be had In all cases of the assessment of damages for the opening or widening of any street or highway the award of damages if any shall include all damages due to the grade at which said street or highway is to be opened or widened and the plan attached to the report of the viewers awarding the damages shall have therein a profile plan showing the existing grade as well as the grade to which said street or highway is to be opened and widened Any costs and expenses which cannot be assessed upon property benefited shall be paid by the borough

Section 23 That section one thousand seven hundred forty-five of said act is hereby amended to read as follows

Section 1745 APPROPRIATIONS TO IMPROVE CONNECTING LINKS Boroughs may singly or jointly with boroughs cities or counties appropriate an dexpend moneys for the improvement of highways outside of the limits of such boroughs for the purpose of connecting improved streets in such boroughs with State or State-aid highways No such highways shall be improved which shall be more than one mile in length

Whenever the comfort and safety of the residents of adjoining boroughs is enhanced thereby such boroughs may jointly construct and maintain overhead or underground passageways connecting with adjoining public highways in either borough and extending to any plant or place of business where residents of such borough are employed and such boroughs may join with other interest in the construction and/or maintenance thereof

Section 24 That section two thousand one hundred fifty-five of said act is hereby amended to read as follows

Section 2155 ORDINANCES TO REQUIRE SEWER CONNECTIONS Any borough may for the protection of the public health by ordinance require any owner of property abutting on or adjoining any street or alley in which is a municipal sewer or privately owned and operated sewer to make connections with such sewer in such manner as the borough may order for the purpose of discharge of such drainage or waste matter as the borough may specify The borough may by penalties enforce any regulation it may ordain with reference to any sewer connections

Section 25 That article twenty-one of said act is hereby amended by adding thereto sections two thousand one hundred seventy-four and two thousand one hundred seventy-five to read as follows

(1) Sewers on Boundary Streets

Section 2174 POWER TO LAY AND CONSTRUCT Boroughs shall have authority to lay and construct sewers in any alley street or highway any portion of which is within the limits of the borough and which forms a portion of the boundary dividing the borough from any other city borough or township within the same county in the same manner and to the same extent as if the whole of said alley street or highway was within the limits of the said borough

Section 2175 ASSESSMENT OF BENEFITS The property abutting on the side of said street alley or highway which is located outside the limits of the borough constructing such sewers shall for a depth of one hundred fifty feet be assessed for the cost of such sewer as a sewage tax in the same manner as such property would be assessed under the laws of the Commonwealth if it were entirely located within the limits of such borough if such property is given permission to use such sewer and is not at the time such sewer is constructed provided with sewer facilities

Section 26 That section two thousand two hundred one of said act is hereby amended to read as follows

Section 2201 POWER TO WIDEN AND DEEPEN WATER COURSES AND ERECT RETAINING WALLS Boroughs may widen and deepen water-courses running through the borough and may erect such dykes retaining walls and embankments along the same as shall be necessary to prevent the water from overflowing the banks thereof and for such purposes may enter upon and condemn such property as may be necessary

Section 27 That section two thousand two hundred four of said act is hereby amended to read as follows

Section 2204 PROCEEDINGS TO ASSESS DAMAGES Any person aggrieved by reason of any ordinance passed pursuant to the preceding sections of this article may complain to the court of common pleas and proceedings may be had in the court to fix and determine the damages for property taken injured or destroyed and for the assessment of benefits upon property benefited and the rights of all parties interested in the same manner as provided in article fourteen of this act

Section 28 That section two thousand five hundred one of said act is hereby amended to read as follows

Section 2501 EXERCISE OF EMINENT DOMAIN Boroughs may enter upon and appropriate private property and also land heretofore granted or dedicated to public use or other use and which is no longer used for the purpose for which the same was granted or dedicated and also lands where the title is defective disputed or doubtful for the erection thereon of such public buildings and works as are necessary for municipal purposes within the limits of such borough and may enter upon and appropriate private property within or outside the limits of such borough and within four miles therefrom for landing-field or airport purposes whenever the municipal authorities deem the same necessary.

Section 29 That section two thousand nine hundred ten of said act is hereby amended to read as follows

Section 2910 [LICENSE Hereafter every person whether principal or agent entering into beginning or desiring to begin a transient retail business in any borough for the sale of any goods wares or merchandise whatsoever and who hires leases occupies or uses any room apartment store shop building railway car or other place or structure for the exhibition and sale of such goods wares or merchandise shall take out a license for the same from the proper authorities of the said borough Provided however That nothing herein contained shall apply to farmers selling their own produce or to any sale of goods wares or merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose] LICENSING TRANSIENT RETAIL BUSINESS Every borough shall have power by ordinance to regulate and license each and every transient retail business within such borough for the sale of goods wares and/or merchandise and to prohibit the commencement or doing of any such business until or unless the license required by such ordinance has been procured from the proper authorities by the person firm or corporation desiring to comment such transient retail business and to enforce such ordinances by penalties not exceeding three hundred dollars and/or by other appropriate means The amount of any such license shall not exceed two hundred dollars for each month or fractional part thereof during which any such sale is continued

Nothing contained in this act shall be construed to apply to farmers selling their own produce or to the sale of goods wares and merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose

Section 30 That section two thousand nine hundred eleven of said act is hereby repealed

The title was read as follows:

An Act to amend sections two hundred sixteen, two hundred seventeen, two hundred eighteen, three hundred one, three hundred two, three hundred three, to add section three hundred four, to amend paragraph four of section one thousand six, sections one thousand twenty-six, one thousand thirty-five, one thousand thirty-seven, one thousand thirty-eight, one thousand thirty-nine, one thousand one hundred five, clause twenty-six of section one thousand two hundred two, sections one thousand three hundred eight, one thousand three hundred ten, one thousand six hundred five, one thousand six hundred ten, one thousand six hundred eleven, one thousand six hundred twelve, one thousand six hundred thirteen, one thousand six hundred fourteen, and one thousand six hundred fifteen, one thousand seven hundred forty-five, to add sections two thousand one hundred seventy-four and two thousand one hundred seventy-five, to amend sections two thousand five hundred one and two thousand nine hundred ten, and to repeal section two thousand nine hundred eleven, of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven, (P. L. 519), entitled "An act concerning boroughs and revising, amending, and consolidating the law relating to boroughs," by further regulating the consolidating of boroughs; providing that in annulment proceedings territory formerly included in the borough may be created a new township; providing for the change of corporate names of boroughs; requiring the advertisement only of certain ordinances; fixing the costs to be charged by burgesses; regulating surcharges against borough officers, and reports of auditors and appeals therefrom; further regulating the manner in which payments shall be made out of funds in the treasury; authorizing the fixing of the time of opening and closing certain exhibitions; reducing time for allowance of tax reductions and changing penalties; authorizing tax collectors to retain certain moneys; eliminating the necessity of appointment of viewers in certain proceedings; providing for vacation of highways in certain cases; authorizing adjoining boroughs to construct and maintain passageways; authorizing boroughs to construct sewers and assess the costs thereof; providing for the appropriation of lands for airports; and empowering boroughs to regulate and license transient retail business.

On the question,

Will the House agree to the title?

Mr. HAGMAIER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Title, page 1, line 8, by striking out the word "clause" and insert the following: "clauses"

Amend Title, page 1, line 8, by inserting after the word "twenty-six" the following: "and fifty-four"

Amend Title, page 1, line 9, by inserting after the word "sections" the following: "one thousand three hundred one"

Amend Title, page 1, line 15, by inserting after the word "forty-five" the following: "two thousand one hundred fifty-five"

Amend Title, page 1, line 17, by inserting after the word "sections" the following: "two thousand two hundred one, two thousand two hundred four"

Amend Title, page 2, line 11, by striking out the word "advertisement" and inserting in lieu thereof the following: "publication"

Amend Title, page 2, line 11, by striking out the word "certain".

Amend Title, page 2, line 25, by inserting after the word "thereof" the following: "to compel connection with sewers, to erect retaining walls, and to condemn property for such purposes".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 535, entitled:

An Act relating to delinquent taxes on seated lands and fixing penalties for the non-payment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

The first, second, third, fourth and fifth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of each receiver or collector of any county city borough town township school district or poor district taxes to make a return to the county commissioners of such taxes which are assessed and levied on seated lands and which are unpaid and for which no liens have been filed not later than the first Monday of May in the year succeeding the year in which the respective taxes were assessed and levied filing therewith a description of said real estate by adjoiners or otherwise sufficient to identify said land with name of the owner or reputed owner against whom such taxes were assessed and levied and the amounts of taxes unpaid and the year during which the said taxes were assessed or levied to which a penalty of one-half of one per centum of any such tax shall be added on the first day of January of the year following the levy and assessment of such tax and on the first day of every month thereafter until such taxes are paid or the seated lands responsible therefor are sold as hereinafter provided

Section 2 Upon receipt of such returns the county commissioners shall enter upon a docket to be styled Tax Return Docket on Seated Lands the returns so made with a description of the said lands which return and entry shall constitute a lien on such lands Such returns shall be alphabetically indexed with name of owner and locality year during which the return was filed and page of the docket wherein the lien is recorded in a book or books to be provided by the county commissioners to be known as The Tax Lien Index

Section 3 After the receipt of such returns and recording thereof upon the said docket the county commissioners shall certify said returns together with all previous returns for delinquent taxes filed in the office of the said commissioners which may have been filed under law heretofore authorizing the same to the county treasurer who is authorized and empowered to receive and collect the same and to sell the seated lands upon which such taxes were assessed and levied to secure the payments of such taxes as are unpaid and the accruing costs and penalties as hereinafter provided The treasurer shall keep a record of all taxes received or collected by him and pay over and distribute the same less the costs and charges to which he may be entitled to the proper parties entitled to receive the same for the uses and purposes for which such taxes were assessed or levied and shall certify to the county commissioners a list of the taxes thus by him collected for entry and satisfaction upon the said Tax Return Docket on Seated Lands to be kept by the county commissioners

Section 4 All taxes unpaid and so returned and docketed as aforesaid shall be a first lien on said real estate liable for the payment thereof together with all charges penalties expenses and fees added thereto for failure to pay promptly and such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said property before any mortgage obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made

Section 5 Such tax so returned and filed and entered upon said docket shall remain a lien upon said property until fully paid and satisfied or until the property shall be sold in accordance with provisions thereof

The sixth section was read as follows:

Section 6 After such return of taxes shall have been made in accordance with the provisions hereof responsibility of the tax collector or receiver of taxes for the collection of the taxes so returned shall cease On making such return the tax collector or receiver of taxes shall be entitled to exoneration from the taxes so returned on the settlement of his accounts

On the question,

Will the House agree to the section?

Mr. MASON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 6, page 4, line 5, by inserting after the word "hereof" the following: "the."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The seventh section was read as follows:

Section 7 The county treasurer shall advertise the fact of holding such sale once a week for the three successive weeks prior to the holding of such sale in at least two newspapers of general circulation in the county in which such seated land is located if there be two newspapers so published if there be one then in such newspapers so published in the county

Such advertisement shall set forth

(a) The purpose of such sale

(b) The time of such sale

(c) The place of such sale

(d) The terms of such sale

(e) A list of the seated lands affected and their location and the owner or reputed owner of each

On the question,

Will the House agree to the section?

Mr. MASON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 7, page 4, line 17, by striking out the word "newspapers" and inserting in lieu thereof "newspaper."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth, ninth and tenth sections were separately read and agreed to as follows:

Section 8 In addition to such advertisement at least ten days before any such sale written notice thereof shall be served by the county treasurer by registered mail upon the owner of such land and if the whereabouts of the owner is unknown such notice shall be served by registered mail upon the terre tenant if any If such notice cannot be served in said manner on the owner or terre tenant then such notice shall be served by the county treasurer by posting the same in the courthouse and at a conspicuous place on the premises

The cost of such advertisements notices and the service thereof shall be taxed as part of the costs of such proceedings and shall be paid the same as the other costs The notice to be served and posted under the provisions of this act shall be prepared by the county treasurer and shall be in substantially the following form

To ....

(Owner or reputed owner of property)

You are hereby notified that your property situated ....has been returned for non-payment of taxes for the year ....and unless such taxes are paid before the .... day of ....the said property will be sold by the undersigned at his office at the courthouse in the county of ....of the Commonwealth of Pennsylvania on the .... day of ....

....

County Treasurer

Return of any such notice shall be made by the county treasurer by making a record thereof on his docket

Section 9 Such sales shall be made on or after the first Monday of August in the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjourned or readjourned sale

For each tract of land so disposed of the county treasurer shall be entitled to the following fees which shall be taxed as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printer's charge	$2.00
Selling each tract or part thereof	.50
Writing and signing each deed	1.50
Acknowledging every deed	.50
Writing and filing every bond to acknowledge the purchase money	.25

For receiving and paying over the purchase money or taxes collected by him two per cent thereof

Section 10 No sale shall be valid where the taxes and penalties have been paid prior to said advertisement or where the taxes penalties and costs have been paid after advertisement and before sale or when such taxes are not legally due and collectible and any real estate sold under this act may be redeemed by the owner or by anyone interested in said real estate at any time within two years after such sale by the payment to the county treasurer of the full amount which the purchaser paid to said treasurer for taxes penalties and costs and twenty-five per centum of the amount of tax in addition thereto In case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect No sale of seated lands for taxes under the provisions of this act shall be prejudiced or defeated by proof that there was personal property to be found on the premises sufficient to pay the taxes assessed thereon nor shall such sale be prejudiced by reason of the fact that such lands so assessed as seated lands were at the time unseated

The eleventh section was read as follows:

Section 11 It shall be the duty of the purchaser or purchasers at said treasurer's sale as soon as the property is struck down to pay the amonut of the purchase money or such part thereof as may be necessary to pay all taxes penalties and costs as also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer and acknowledgment of the treasurer's deed as hereinafter mentioned and in case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property immediately put up again by the said treasurer

Any such property for which an amount sufficient to pay taxes penalties and the costs is not bid shall be purchased by the county commissioners in which event the requirements of the preceding paragraph of this section shall not apply

On the question,

Will the House agree to the section?

Mr. MASON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 11, page 7, line 13, by striking out the word "as" and insert in lieu thereof "and"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twelfth, thirteenth, fourteenth, fifteenth, sixteenth and seventeenth sections were separately read and agreed to as follows:

Section 12 The county treasurer shall keep in his office a book in which he shall enter all collections of taxes made by him and the sales made by him giving a description of each property sold the name of the owner thereof as the same appears upon the duplicates or has been returned to him the time of sale and the price at which sold together with the amount of the taxes penalties and costs

Section 13 It shall be the duty of the county treasurer at the first term of a court common pleas of the proper county succeeding any such sale to make a report and return wherein he shall set forth a brief description of the land or property sold the name of the person (where known) in which the same is assessed the amount of tax and the year for which the same is assessed the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement the time of sale the name of the purchaser and the price for which each respective property was sold

Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the sale so made shall be confirmed nisi

The county treasurer shall at the expense of the county publish a notice once in a newspaper of general circulation throughout the county giving the date that such report may be filed within ten days thereafter otherwise the report will be confirmed absolutely

In case no objections or exceptions are filed to any such sale within ten days after being confirmed nisi a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for non-payment of which the real estate was sold or the return thereof or the validity of the sale for the reson that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objection or exceptions are filed they shall be disposed of according to the practice of the court and when the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objection or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and its return for non-payment and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his her or their heirs or his her or their grantees or assigns subsequent to the date of the assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 14 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes penalties and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the prothonotary of the proper county at the number and term where said report and return is filed and the surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession soever it may come and the owners of said lands at the time of sale their heirs or assigns or other legal representatives may in not less than two or more than five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives in said bond with legal interest thereon be not paid within three months after demand in writing upon the purchaser or purchasers execution may issue for the recovery thereof

Section 15 When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this act and has given the surplus bond as above required it shall be the duty of the county treasurer to make the said purchaser or purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to be duly acknowledged in the court of common pleas and such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book and for such service and the entry of the report of said treasurer said prothonotary shall receive the sum of one dollar and fifty cents

Section 16 If any owner or other person interested shall within two years after such sale redeem such real estate by an offer of the taxes and penalties for which the lands were sold and the costs with the additional sum of twenty-five per centum and any taxes which may have been levied against any such property since the treasurer's sale and which remain unpaid to the county treasurer he shall receive and receipt for the same and pay said taxes penalties costs and additional percentage over to the purchaser upon demand and the accrued taxes to the district entitled thereto and the county treasurer shall forthwith acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office as aforesaid and if said deed has been recorded in the office for recording of deeds cause an entry to be made on the margin of the record of the deed in the office of the recorder of deeds by marking thereon the word "redeemed" which shall be signed by the county treasurer and attested by the recorder of deeds and thereafter said deed shall be void and of no effect If such deed be not recorded then such owner or person interested as aforesaid shall be entitled to have the treasurer's deed delivered to such owner or persons interested for cancellation The county treasurer shall certify all such redemptions to the board of county commissioners who shall enter the same on the Tax Lien Docket and who shall certify such redemptions to the county assessors so that the property may thereafter be assessed in the name of the owner

Section 17 When the county commissioners shall purchase any real property at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose land the same was sold (b) a brief description of the property together with any lot and lock number (c) the amount of taxes penalties and costs for which it was sold Such property shall not so long as it remains the property of the county be charged in the duplicate For the next two years following such sale if the land remains unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county city borough town township school and poor taxes as would have been chargeable against the land had the same not been purchased by the county commissioners The right of redemption shall remain in the real owner of such lands or other persons interested for two years after sale to the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes penalties and costs due thereon at the time of sale and interest thereon and also the taxes and penalties which have been levied and charged thereon after the sale and interest thereon from the time such taxes ought to have been paid All redemptions of property purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such property were purchased by other than county commissioners

The eighteenth section was read as follows:

Section 18 If the owner of any real property or other person interested so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period sell any such lands at public sale and make deed therefor After any such sale or in the case of any redemption the property shall be charged by the subordinate assessor in the name of the last purchaser or redeemer and such lands shall again be liable for taxes as other lands

The county commissioners before making sale of real property purchased by them at tax sales shall give at least thirty days notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in said county

After such sale the county commissioners shall make and execute a deed after being acknowledged before an officer authorized to acknowledge deeds shall pass such title as the county commissioners have a right to convey

On the question,

Will the House agree to the section?

Mr. MASON. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 18, page 13, line 13, by striking out the words "any real property"

Amend section 18, page 13, line 14, by inserting after the word "interested" the following: "in any real property"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The nineteenth, twentieth, twenty-first and twenty-second sections and title were separately read and agreed to as follows:

Section 19 Nothing contained in this act shall be construed to repeal the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the method for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 20 The provisions of this act insofar as they are the same as those of any act repealed by this act or of any existing act shall be construed as a continuation of such laws and not as new enactments

The repeal by this act of any provisions of existing laws shall not affect the validity or lien of any taxes heretofore returned by any tax collector or receiver of taxes to the county commissioners or affect abate or prevent any suit or prosecution pending to enforce collection of the same or affect the sale of any lands pursuant to such existing laws and as to taxes heretofore returned to the county commissioners pursuant to existing laws this act shall be so construed only as to affect the remedy for enforcing collection of such taxes so returned on which proceedings for collection have not been heretofore instituted

Section 21 Constitutionality The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted by the General Assembly had such unconstitutional provision not been included therein

Section 22 The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby repealed Except as herein provided all acts and parts of acts inconsistent herewith are hereby repealed

An Act relating to delinquent taxes on seated lands and fixing penalties for the non-payment thereof, requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1571, as follows:

An Act to amend section three of the act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws thirteen) entitled "An act for the protection of the public health by prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell of eggs unfit for food as therein defined and prohibiting the use of such eggs in the preparation of food products providing penalties for the violation thereof and providing for the enforcement thereof" making unlawful the sale possession and use of incubated and incubator reject eggs unless such eggs or their containers or foods in which used are properly stamped

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws thirteen) entitled "An act for the protection of the public health by prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell of eggs unfit for food as therein defined and prohibiting the use of such eggs in the preparation of food products providing penalties for the violation thereof and providing for the enforcement thereof" is hereby amended to read as follows

Section 3 It shall be unlawful to sell offer for sale have in possession with intent to sell either in shell or broken out frozen masses or in any condition whatsoever incubated or incubator reject eggs or eggs which have been subjected to incubation whether natural or artificial for a period of eight days or over unless each egg or container of such eggs not in shell shall be branded marked or stamped with the words "incubated egg" or "incubated eggs" and it shall be unlawful to use any such incubated eggs in the preparation of or as a part of a food or foods unless such food or foods shall be branded marked or stamped with the words "incubated eggs used"

[That] It shall be unlawful for any person firm or corporate body by himself herself itself or themselves or by his her its or their agents servants or employes to use eggs that are either wholly or partly decayed or decomposed in the preparation of food products And provided further That there shall be no delivery sale purchase or acceptance of wholly or partly decayed or decomposed eggs in or at any establishment where food products are prepared or manufactured

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1583, as follows:

An Act to further amend sections four hundred two and four hundred four and to amend section four hundred ten of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing provisions relating to licensing of taxidermists

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four hundred two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred thirty) entitled "An act to amend section four hundred and two of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' as amended" and by section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred fifty-one) entitled "An act to amend sections four hundred and two and four hundred and four of and add section four hunred and eleven A to article four of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto'" is hereby further amended to read as follows

Section 402 Board Empowered to Grant Licenses Under the conditions and limitations hereinafter prescribed the board may grant licenses at their discretion which licenses shall expire on May thirty-first of each year and which may be revoked or suspended at any time at the discretion of the board Such licenses shall not be transferable Such licenses may be issued (a) to any person within this Commonwealth of known scientific attainment in ornithology or mammalogy (b) to any agent of any public museum in this Commonwealth (c) to a teacher of ornithology in any school within this Commonwealth (d) to any person within the Commonwealth desiring to breed or raise game in captivity and to sell the same (e) to any person desiring to possess breed or sell ferrets (f) to any person [qualified] having prior to June first one thousand nine hundred thirty-one been licensed to practice taxidermy and who shall have obtained a renewal license within ninety days from the effective date of this act and to any person after June first one thousand nine hundred thirty-one who shall have served a regular apprenticeship for three years in a museum of recognized standing or in the establishment of a lawfully qualified taxidermist (g) to fur dealers or persons purchasing or receiving raw furs for commercial purposes and (h) to any person within the Commonwealth desiring to raise animals classed as fur-bearing animals for commercial purposes

No person so long as he is legally acting under the authority of a license issued by the board shall be liable to any of the penalties provided for in this act

Section 2 That section four hundred four of said act as amended by section two of the said act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred fifty-one) is hereby further amended to read as follows

Section 404 Applications for Licenses Any person firm association or corporation desiring a license as provided for in this article shall present a petition therefor on forms supplied by the board and shall pay to the secretary one dollar except in the following cases Breeders and dealers in ferrets shall pay to the secretary twenty-five dollars Taxidermists to practice taxidermy for profit shall pay to the secretary twenty-five dollars fur buyers who resell furs within this state to licensed dealers of this state shall pay five dollars fur dealers of this State purchasing or receiving raw furs for commercial purposes shall pay ten dollars and non-resident fur dealers purchasing or receiving furs for commercial purposes in this State shall pay fifty dollars All such license fees shall be paid into the State Treasury for the use of the game fund The petition shall be accompanied by the written statement of at least two well known citizens of the community in which the applicant resides certifying to his good character and to his fitness to be intrusted with the authority granted by such special license

In the case of application for licenses by firms associations or corporations the petitions shall bear the name of the president or general manager and the license shall be issued in his name All petitions for propagating licenses shall be accompanied by the written description of the premises to be used for such purposes with the location thereof [Upon notification of the favorable consideration of any petition for a propagating license the applicant shall file with the board a duly executed bond in the sum of five hundred dollars given to the Commonwealth conditioned for the faithful observation by the principal named in the license and his agents or employes of violating any of the provisions of this act such bond shall be forfeited to the Commonwealth

All of the provisions of this section shall apply to licenses for fur farmers]

Section 3 That section four hundred ten of said act is hereby amended to read as follows

Section 410 Licenses to Taxidermists Licenses issued to persons residing within this Commonwealth desiring to practice taxidermy for profit shall authorize the holder thereof to receive from any person any bird or animal that has been legally or accidentally killed and to keep such specimen or any part thereof in possession indefinitely and to tan or cure or mount the same either himself or through any legitimate employe It is unlawful for any person within this Commonwealth to practice taxidermy for profit without a license issued by the board It shall be lawful for the holder of a taxidermist's license to sell or dispose of within the Commonwealth any unclaimed specimen for the mounting charge only It is [unlawful] lawful for the holder of any such license [to sell or] to ship from or remove or permit the removal out of the Commonwealth [of] to any taxidermist tanner or furdresser any specimen of a bird or animal or part thereof protected by this act [without the written consent of the president of the board The secretary may issue a permit subject to the conditions or regulations therein stipulated to any licensed taxidermist authorizing the shipment of any specimen to fur-dressing tanning or taxidermy firms in other states] unless otherwise provided for the purpose of dressing tanning or mounting and [return to said taxidermist] to receive the said specimen or part thereof in return

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 896, as follows:

An Act to amend the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" by extending provisions of act to all township roads constructed of reinforced concrete

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads and requiring the maintenance and reconstruction thereof by the Department of Highways" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the Commonwealth with the aid of any county and township or any county or any township has heretofore constructed or improved any section of road as a State-aid highway or whenever any township or any county and township has heretofore constructed any reinforced concrete [township reward] road such section of State-aid highway or township [reward] road shall after the passage of this act be deemed a State highway in accordance with the laws of the Commonwealth relating to State highways and shall be taken over and be hereafter maintained and reconstructed by the Department of Highways in the same manner as State highways All moneys in the Motor License Fund appropriated for the maintenance and construction of State highways shall be available for use for the maintenance and reconstruction of such State highways and for such purposes are hereby reappropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed or a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1291, as follows:

An Act to amend section one of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred ninety-four) entitled "An act fixing the fee to be charged for the issuing of marriage licenses" by increasing the fee to be charged for marriage licenses and requiring clerks of orphans' courts to make certain reports

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred ninety-four) entitled "An act fixing the fee to be charged for the issuing of marriage licenses" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter the fee to be charged by the clerks of the orphans' courts in the various counties of the Commonwealth for the issuing of marriage licenses shall be [two dollars and fifty cents] three dollars two dollars and twenty-five cents of which shall be for the use of the clerk of the orphans' court of the county wherein such license is issued and [fifty] seventy-five cents for the use of the [State] Commonwealth and all moneys collected by the said clerk during any month for the use of the [State] Commonwealth shall [at the end] on the first Monday of each succeeding month be transmitted to the State Treasurer through the Department of Revenue to be placed in the general fund for the use of the Commonwealth It shall be the duty of the clerk of every orphans' court on the first Monday of each month to make a report in writing to the Department of Health of all marriages and marriage licenses issued by said clerk during the preceding month which report shall be on a form prescribed prepared and furnished by the Department of Health

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed or a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1336, entitled:

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments

The first section was read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any borough has heretofore filed in the office of the prothonotary of the proper county any municipal claim or claims and the borough has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment then in any such case any such borough may within three months after the passage and approval of this act issue its praecipe for a writ of scire facias on any such municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon municipal claims and such judgment shall be a valid judgment and be a lien upon the real estate upon which it was a lien at the time it was filed and said judgment may be revived and collected as other judgments upon municipal claims are revived and collected Provided however That the lien of any such judgment shall not reattach against any real estate transferred to any purchased during the time when the lien of any such municipal claim was lost nor shall the lien of any such judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the borough to sue out the writ of scire facias without the five year period or was entered of record during the time the lien of such municipal claim was lost

This act shall be in effect immediately upon its passage and approval by the Governor

On the question,

Will the House agree to the section?

Mr. MASON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 10, by striking out the word "any" and insert in lieu thereof the following: "and"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bill to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1590, as follows:

An Act providing for the licensing and regulation of second-hand dealers imposing duties upon peace officers district attorneys and sheriffs and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a second-hand dealer for the purpose of this act is any person association copartnership or corporation who either wholly or in part engages in or operates the trade or business of a junk dealer or pawnbroker or of buying or acquiring as forfeited pledges any of the following articles except from a regularly established wholesale dealer antiques precious stones jewelry watches old gold platinum silver and all other precious metals all kinds of bricklayers' carpenters' planters' mechanics' blacksmiths' tinners' plumbers' electricians' barbers' and all other kinds of tools all kinds of doctors' surgeons' dentists' undertakers' draftsmen's and all other kinds of instruments all kinds of electrical musical telegraph and telephone and all other kinds of instruments scales typewriters adding machines cash registers dictaphones radios phonographs and all other similar devices all kinds of water electrical and gas fixtures appliances and supplies all kinds of automobile tools and accessories all kinds of house and office fixtures furnishings and appliances pool and billiard tables sporting goods of all kinds bric-a-brac clothing shoes and all other wearing apparel trunks traveling bags and suitcases and fire arms of all kinds any wire cable copper lead solder iron or brass used by or belonging to a railroad telephone telegraph gas or electric light company

Second-hand articles or goods for the purposes of this act are any of the articles or goods enumerated above that are purchased or acquired as forfeited pledges from anyone except from a regularly established wholesale dealer

Section 2 All second-hand dealers at the time of the effective date of this act shall within sixty days thereof and every person association copartnership and corporation hereafter desiring to become a second-hand dealer shall before commencing such business procure a license from the treasurer of the county in which such business is to be located or conducted All licenses shall be issued to expire on the thirty-first day of December of the year for which they were issued unless sooner revoked and shall be renewed annually

Before any license is issued the applicant therefor shall pay to the treasurer for the use of the county a license fee of ten dollars ($10) for an itinerant second-hand dealer's license or fifty dollars ($50) for a second-hand dealer's license for a permanent place of business The treasurer shall issue his receipt for the payment of such fee and shall issue to the applicant a badge if an itinerant second-hand dealer or a license certificate if a second-hand dealer having a permanent place of business Such badge shall be worn by such itinerant second-hand dealer at all times when he is engaged in carrying on his business and such license certificate shall be hung and at all times kept plainly visible in the place of business of the second-hand dealer having a permanent place of business

Section 3 Every second-hand dealer shall keep a book the pages of which shall be numbered consecutively in which shall be legibly written in the English language at the time of purchasing or acquiring any second-hand article or goods the date and hour of the purchase a full and accurate description of the person selling the same together with the address giving street or rural delivery number and the license number of any truck or motor vehicle from which the same was purchased or unloaded and any such dealer located or doing business in any city shall before twelve o'clock noon of every business day report to the police authorities of the city in which his business is located or conducted upon blanks furnished by the Department of State Police an accurate description of the article purchased together with the name address and description of the persons selling same In the event that in any legal proceedings it appears that any of the pages of such book are missing it shall be presumed that they were removed by the second-hand dealer

Every second-hand dealer shall also keep a full and accurate record in the English language of all articles and goods purchased from a regularly established wholesale dealer showing complete invoices of such articles and goods prepared by such wholesale dealer Such books and records as well as all articles or things purchased or acquired shall be open at all times to the inspection of any member of the police force of any city borough township or incorporated town or any officer or member of the State Police or any constable sheriff or deputy sheriff or any lawfully appointed detective

Section 4 No second-hand dealer shall operate more than one place of business under one license for a permanent place of business and only in the building and in the county for which the license is granted

No second-hand dealer shall purchase or receive any goods between the hours of eight post meridian (8 P M) and seven ante meridian (7 A M)

No second-hand dealer shall receive or purchase any article or thing from any person under the age of eighteen or from any intoxicated person or from any person known to be a thief or an associate of thieves or a receiver of stolen goods or from any person whom said second-hand dealer has reason to suspect to be such

Section 5 No second-hand dealer shall purchase any second-hand article or articles without making out and endorsing and having the seller endorse a bill of sale legibly written in the English language describing such article or articles in detail and such bill of sale shall be endorsed by each subsequent seller and purchaser of the articles therein described until final disposition is made thereof

Section 6 It is unlawful for any second-hand dealer to possess any second-hand article for which he does not have a bill of sale as herein provided and no property rights shall exist therein and it shall be the duty of any peace officer finding any such articles in the possession of such dealer to seize such articles and deliver the same to the district attorney of the county or other person to be designated by him to be held by him pending final disposition thereof

Section 7 If after examination and inquiry the district attorney to whom any such unlawfully possessed second-hand articles have been delivered shall be of the opinion that the second-hand dealer in whose possession they were found came into possession of the same legally he shall cause such articles to be returned to the dealer but if such examination and inquiry reveal that they were unlawfully obtained he shall cause a prosecution to be brought against such dealer for violating the provisions of the foregoing sections and upon conviction thereof the said goods unless claimed by and returned to the legal owner thereof shall be confiscated and shall be sold by the sheriff for the benefit of the county In the event of the acquittal of the second-hand dealer such goods shall be returned to him

Section 8 No second-hand dealer shall sell or dispose of in any way any of the following second-hand articles or goods antiques precious stones jewelry watches old gold platinum silver or other precious metals or any similar articles or things until thirty (30) days have elapsed after the purchase of same No second-hand dealer shall sell or dispose of in any way any other second-hand article or goods until seven (7) days have elapsed after the purchase of same

Section 9 If any second-hand dealer licensed as aforesaid his clerk agent servant or employe shall violate any of the provisions of this act or if any licensed second-hand dealer is convicted of robberg burlary larceny receiving stolen goods or any other crime involving the unlawful obtaining of personal property or for any other sufficient cause the county treasurer shall revoke such license

Section 10 Any person association copartnership or corporation who engages in or carries on the business of a second-hand dealer without a license or who violates any of the provisions of this act is guilty of a misdemeanor and on conviction shall be sentenced to pay a fine not exceeding one thousand dollars ($1,000) or be imprisoned in the county jail or workhouse for a term not exceeding six (6) months or both

Section 11 The act approved the thirty-first day of March one thousand nine hundred and twenty-seven (Pamphlet Laws ninety-five) entitled "An act providing for the licensing and regulation of second-hand dealers in cities of the second class and prescribing penalties" is hereby repealed

All other acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1634, as follows:

An Act to further amend section one of the act approved the first day of June one thousand nine hundred and seven (Pamphlet Laws three hundred sixty-four) entitled "An act to increase the pay of jurors and witnesses in this Commonwealth" by increasing the pay of jurors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of June one thousand nine hundred and seven (Pamphlet Laws three hundred sixty-four) entitled "An act to increase the pay of jurors and witnesses in this Commonwealth" which was amended by the act approved the eleventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws one thousand forty-six) entitled "An act to amend section one of the act approved the first day of June one thousand nine hundred and seven (Pamphlet Laws three hundred sixty-four) entitled 'An act to increase the pay of jurors and witnesses in this Commonwealth' as amended" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of July Anno Domini one thousand nine hundred and [twenty-three] thirty-one the pay of jurors in this Commonwealth shall be [four] five dollars and the pay of witnesses shall be two dollars per diem together with the mileage as is now provided for by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1645, entitled:

An Act to further amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" by providing that such property shall be exempted on the basis of its use for purposes for which organized

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by the act approved the seventeenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws thirty-nine) entitled "An act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto' as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes" and the act approved the thirtieth day of April one thousand nine hunded and twenty-five (Pamphlet Laws three hundred eighty-eight) entitled "An act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto' as amended" is hereby further amended to real as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all church meeting-houses or other regular places of stated worship with the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial ground not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity Provided That the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all school-houses belonging to any county borough or school district all courthouses jails poorhouses public parks when owned and held by trustees for the benefit of the public and used for amusements recreation sports and other public purposes without profit and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided [That all property real or personal other than that which is in actual use and occupation for the purpose aforesaid and from which any income or revenue is derived shall be subject to taxation] If the property or buildings of any such associations corporations institutions or charities as hereinbefore named shall not be used exclusively for carrying out the purposes for which they have been organized but leased or otherwise use their property or buildings for other purposes then such property or buildings shall not be exempt from taxation If a portion only of any property or buildings of any of the aforesaid associations corporations institutions or charities are used exclusively or carrying out the purposes for which they have been organized then such property or buildings shall be exempt only to the extent of the value of the portion so used and the remaining or other portion of said property or buildings shall be subject to taxation except where exempted by law for State purposes [and nothing herein contained shall exempt same therefrom] The presumption shall be that all property and buildings shall be subject to all taxes and the burden shall be upon such owners to prove the exemption and the extent of the exemption claimd by them and the particular property and buildings or parts thereof to which said exemption from which said taxes applies And provided That all property real and personal in actual use and occupation for the purpose aforesaid shall be subject to taxation unless the person or persons association or corporation so using and occupying the same shall be seized of the legal or equitable title in the realty and possessor of the personal property absolutely

On the question,

Will the House agree to the section?

Mr. STEEDLE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 3, line 4, by striking out the word "church" and inserting in lieu thereof the following: "churches"

Amend section 1, page 3, line 7, by striking out the word "ground" and inserting in lieu thereof the following: "grounds"

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," by providing that such property shall be exempted on the basis of its use for purposes for which organized.

And said bill having been read at length the second time and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 1927, entitled:

An Act to amend section one of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensations bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" fixing the salaries of controllers in such counties

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensations bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the sixth class the compensation of the county treasurer shall be fixed under the provisions of existing law but the treasurer shall not in any case receive more than four thousand dollars ($4,000) in any one year The annual salary of the clerk of the courts of quarter sessions shall be two thousand five hundred dollars ($2,500) the annual salary of the clerk of oyer and terminer shall be one thousand ($1,000) dollars the annual salary of clerks of orphan's court shall be two thousand five hundred dollars ($2,500) the annual salary of the prothonotary shall be three thousand dollars ($3,000) the annual salary of the recorder of deeds shall be three thousand dollars ($3,000) and the annual salary of the register of wills shall be three thousand dollars ($3,000) and the annual salary of the county controller where said office has been or may hereafter be established according to law shall be three thousand dollars ($3,000)

Where any of said officers holds two of said offices he shall receive the highest salary fixed for any of the offices which he holds and the additional salary of five hundred dollars ($500) and where any such offices shall hold three or more such offices he shall receive an additional salary of one thousand dollars ($1,000)

On the question,
Will the House agree to the section?
Mr. STEWART. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 7, by striking out the word "compensations" and insert in lieu thereof the following: "compensation".

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend section one of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and forty-four), entitled "An act relating to salaries, compensations, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," fixing the salaries of controllers in such counties.

On the question,
Will the House agree to the title?
Mr. STEWART. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend title, page 1, line 4, by striking out the word "compensations" and insert in lieu thereof the following: "compensation".

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 1930, as follows:

An Act to amend section one of the act approved the tenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twelve) entitled "An act relating to assessment for county purposes in counties of the fourth class fixing the time for the issuance of precepts and completion of assessments and providing for appointment and pay of assistants to the county commissioners in such counties" by extending the provisions of said act to counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the tenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twelve) entitled "An act relating to assessment for county purposes in counties of the fourth class fixing the time for the issuance of precepts and completion of assessments and providing for appointment and pay of assistants to the county commissioners in such counties" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assmbly met and it is hereby enacted by the authority of the same That the commissioners of the several counties of the third and fourth class in this Commonwealth shall issue their precepts to make the triennial assessment of property to the assessors of their respective townships wards and districts on or before the first day of June and the said assessors are hereby required to complete the said assessment and make their return thereof not later than the first day of September one thousand nine hundred and thirty and triennially thereafter The said commissioners shall issue their precepts to the assessors aforesaid to make the reassessment of property between the period of the triennial assessment on or before the first day of June and the said assessors are hereby required to complete the said reassessment and to make their return thereof not later than ninety days from the date of the issuing of said precepts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1875 (Senate Bill No. 814), entitled:

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for reconstruction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1836 (Senate Bill No. 221), entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring prepayment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 54, as follows:

An Act making an appropriation out of the Motor Fund for the payment of township reward

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the period commencing on the first day of June one thousand nine hundred and thirty-one and ending on the thirty-first day of May one thousand nine hundred and thirty-three the sum of five million dollars ($5,000,000) shall be apportioned by the Secretary of Highways for the payment of township reward in the manner prescribed by law for the distribution of township reward Said moneys shall be paid out of the Motor Fund and for such purposes so much of the moneys in said Fund are hereby appropriated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 850, as follows:

An Act to amend section one of the act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws eighty-three) entitled "An act creating the office of indictment and cost clerk as an assistant to the district attorney in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than two hundred and fifty thousand inhabitants providing for the appointment of a person in each of said counties to fill said office prescribing the qualifications duties and term of office of said appointees fixing their salaries and authorizing the payment of the same by the county" by increasing such salaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighteenth day of April on thousand nine hundred and nineteen (Pamphlet Laws eighty-three) entitled "An act creating the office of indictment and cost clerk as an assistant to the district attorney in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than two hudred and fifty thousand inhabitants providing for the appointment of a person in each of said counties to fill said office prescribing the qualifications duties and term of office of said appointees fixing their salaries and authorizing the payment of the same by the county" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the district attorney of any county having a population of not less than one hundred and fifty thousand and not more than two hundred and fifty thousand inhabitants in addition to appointing the assistants authorized by existing legislation shall have authority to appoint an assistant learned in the law who shall be designated as indictment and cost clerk to assist the district attorney in the discharge of his duties such appointee to hold office during the term of office of the district attorney appointing him but the district attorney may remove such appointee for any cause he deems sufficient and appoint another person duly qualified to fill the vacancy Said indictment and cost clerk shall receive a salary of one hundred and fifty dollars per month to be paid in the same manner that other county officers are paid

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1128, as follows:

An Act to promote the health and efficiency of firemen in cities by providing for the employment of such firemen on an eight hour day six day week basis except in emergencies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the head of the department having charge of or supervision over the fire department or bureau in each city shall from and after the first day of January one thousand nine hundred and thirty-two divide the officers and members of companies of the uniformed fire force in the employ of such cities or in the case of a volunteer fire department the firemen and drivers regularly employed and paid by the city excepting the chief engineer the fire chief and assistant chiefs into three shifts bodies or platoons

No member of any of said shifts bodies or platoons shall be kept on duty continuously longer than eight hours in each day nor more than six days in each week except as may be necessary to equalize the hours of duty and service In cases of riot serious conflagration or other such emergency the chief engineer of the bureau of fire or the assistant chief deputy or chief officer in charge at any fire shall have the power to assign all the members of the fire force to continuous duty or to continue any member thereof on duty if necessary

The above provisions shall not apply to employes who are employed subject to call

Section 2 The provisions hereof shall not be construed to repeal or affect any law or ordinance relating to salaries vacations sick or disability leave or the pay of members of fire departments in cities

The act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to promote the health and efficiency of firemen in cities of the second class by providing for a two-platoon system for firemen in the department of public safety of such cities" and its amendments is hereby repealed

All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1231, as follows:

An Act relating to the settlement of the estates of deceased minors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a minor child dies during minority leaving an estate in the hands of a guardian distribution of the balance thereof may be made at the discretion of the auditing judge of the orphans' court having jurisdiction over said estate or of the auditor to whom said account has been referred for audit at the audit of the guardian's final account to creditors and the persons entitled to receive the same under the intestate law unless it should appear at the audit that the estate of the minor is involved in litigation or is likely to be making it necessary to distribute the balance to a legal representative for the minor's estate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1347, as follows:

An Act declaring contracts restricting the right of employees and employers to belong to labor organizations or employers' associations or of producers and purchasers of agricultural horticultural and dairy products to belong to cooperative trade associations to be contrary to public policy

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every undertaking or promise hereinafter made whether written or oral express or implied constituting or contained in either (1) a contract or agreement of hiring or employment between any employer and employee or prospective employee whereby (a) either party to such contract or agreement undertakes or promises not to join become or remain a member of any labor organization or of any organization of employers or (b) either party to such contract or agreement undertakes or promises that he will withdraw from the employment relation in the event that he joins becomes or remains a member of any labor organization or of any organization of employers or (2) a contract or agreement for the sale of agricultural horticultural or dairy products between a producer of such products and a distributor or purchaser thereof whereby either party to such contract or agreement undertakes or promises not to join become or remain a member of any cooperative association organized under the laws of this Commonwealth or of any trade association of the producers distributors or purchasers of such products is hereby declared to be contrary to public policy and wholly void and shall not afford any basis for the granting of legal or equitable relief by any court

Section 2 All other acts or parts of acts general local and special inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1365, as follows:

An Act to make it a misdemeanor for any person licensed by the Commonwealth of Pennsylvania to practice any profession having to do with public health or any other profession licensed by the Commonwealth having to do with the relief of any human physical defect or deficiency to advertise special inducements or fixed prices for any services appliances or material which are a necessary adjunct to such professional services

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person duly licensed under the laws of this Commonwealth having to do with public health or any other profession licensed by the Commonwealth having to do with the relief of any human physical defect or deficiency to advertise special inducements or fixed prices for any services appliances or material which are a necessary adjunct to such professional services

Section 2 Any violation hereof shall be a misdemeanor and shall be punishable by a fine of not more than two hundred dollars and upon second conviction in addition to said fine of two hundred dollars the court shall automatically revoke the license granted to such person under the laws of the Commonwealth of Pennsylvania

Section 3 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1484, as follows:

An Act to safeguard human health and life by providing for the licensing and regulation of persons and entities engaged in the disposal of garbage through the construction keeping maintenance or conduct of garbage disposal plants including piggeries herein defined conferring powers and imposing duties on the State Department of Health and the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose and within the meaning of this act the following definitions shall obtain

"Adequate provision for drainage" means closed or covered drains leading from floors pens feeding platforms depositories of manure garbage refuse or waste into a cesspool or cesspools sewer and treatment works

"Adequate water supply" means a head and source of water of sufficient force pressure and volume when directly applied to completely flush out and clean all floors pens feeding platforms drains receptacles depositories troughs equipment and implements used in the conduct of a garbage disposal plant or piggery as often as may be necessary to keep the same clean and sanitary at all times

"Burial" means put under the surface of the ground and completely covered with earth

"Cesspool" means a hole dug below the surface of the ground adequate to dispose of all liquids emanating from a garbage disposal plant or piggery with a device for absolutely sealing such cesspool at the top

"Department" means the Department of Health of the Commonwealth of Pennsylvania or its duly authorized representative or representatives

"Feeding platform" means a surface of concrete or other impervious material so separated from the floors of the pens as to prevent swine feeding thereon from dragging garbage on to the floors of the pens

"Garbage" means the animal or vegetable refuse from the storeage vending transportation sale preparation or use of foodstuffs such as meats fish fowl fruits or vegetables or any other organic substance or substances subject to fermentation or decay

"Garbage disposal plant" means any place where garbage is dumped spread mixed stored incinerated reduced treated buried or otherwise disposed of

"Impervious material" means any material which shall make and maintain the floors of pens feeding platforms and depositories of manure garbage and waste at all time absolutely water-tight and easily cleaned

"Municipality" means any county city borough town or township in this Commonwealth

"Person" includes masculine and feminine and any firm copartnership institution association or corporation excepting municipal and quasi-municipal corporations and any agent servant assistant employe or representative thereof

"Piggery" means any place where swine are kept sheltered or maintained and garbage not originating on the premises is brought thereon for feeding purposes

"Waters of the Commonwealth" means all streams and springs and all bodies of surface and of ground water whether natural or artificial seasonal or constant within the boundaries of the Commonwealth

Section 2 It shall be unlawful for any person to keep maintain or conduct a garbage disposal plant or piggery within this Commonwealth without a license from the department as in this act provided It shall also be unlawful for any person to construct a garbage disposal plant or piggery within this Commonwealth until the plans and specifications therefor have been submitted to and approved by the department and a license has been issued by the department authorizing such person to keep maintain or conduct such garbage disposal plant or piggery upon its construction

Section 3 Every person desiring to construct keep maintain or conduct a garbage disposal plant or piggery within this Commonwealth shall file an aplication for such license with the department The aplication shall be on a form prescribed prepared and furnished by the department and together with such other information as the department shall require shall state

(a) The name and address of the applicant

(b) The name and address of the owner or owners of the property upon which applicant desires to construct keep maintain or conduct such garbage disposal plant or piggery

(c) The location and locality of the property

(d) The method to be employed in disposing of garbage

(e) The approximate amount of garbage to be disposed of daily

(f) If a piggery the approximate number of animals to be kept or maintained

(g) The municipalities with whom the applicant has a contract for the disposal of garbage and the duration thereof

If the aplpication is for the construction of a garbage disposal plant or piggery the applicant shall submit with such application the plans and specifications pertaining to such construction

Section 4 Upon receipt of an application for a license the department shall cause such investigation as it shall deem necessary to be made of the location and premises where the garbage disposal plant or piggery is desired to be constructed kept maintained or conducted and shall make a study of the plans and specifications pertaining to the proposed construction of any garbage disposal plant or piggery The department shall when satisfied that the place to be used as a garbage disposal plant or piggery is a suitable place for such purpose and is properly equipped therefor and when all the requirements of this act and the rules and regulations of the Advisory Health Board shall be complied with issue a license to the applicant upon the payment of a license fee of ten dollars which shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

All licenses issued by the department under this act shall expire on the first day of June next following the day on which issued unless sooner revoked or suspended shall be on a form prescribed by the department shall not be transferable shall be issued only for the premises named in the application shall be posted in a conspicuous place on the applicant's premises and may be renewed from year to year upon application and payment of license fee as in the procurement of an original license Applications for renewal of licenses shall be mailed to license holders by the department at least thirty days before the expiration date of such licenses

The department may refuse to grant a license or may suspend or revoke a license if the applicant or licensee does not meet or conform to the requirements of this act and the rules and regulations of the Advisory Health Board authorized by this act Before the department shall refuse to grant a license or shall suspend or revoke a license it shall afford the applicant or licensee an opportunity to be heard and shall give at least five days' written notice of the hearing to the applicant or licensee by registered letter sent to the address set forth in the application

Section 5 No municipality shall enter into a contract for the disposal of its garbage with any person who has not secured a license from the department under the provisions of this act

Section 6 No person who keeps maintains or conducts a garbage disposal plant or piggery shall throw spread or deposit any garbage offal pomace dead animals decaying matter or organic waste substance of any kind in any ravine ditch or gutter on any street or highway into any waters of the Commonwealth or permit the same to remain exposed upon the surface of the ground

No person shall use or permit his property or property occupied by him to be used as a dumping ground or place of disposal for garbage or waste from any garbage disposal plant or piggery

Nothing contained in this section however shall be construed so as to interfere with the bona fide use of recognized fertilizers for legitimate agricultural purposes

Section 7 No person who keeps maintains or conducts a piggery shall allow manure to accumulate in any place where it may prejudically affect any source of drinking water may become a public nuisance or where as a source of flies and fly breeding it may become a menace to public health

Section 8 No person who keeps maintains or conducts a piggery shall allow the carcass of any dead animal not killed for food to remain exposed upon the premises Such carcass shall within twenty-four hours after death be removed and disposed of by burial or incineration or other method approved by law or the department If the carcass is buried it shall be placed so that every part shall be covered by at least two feet of earth and at a location not less than one hundred feet from any waters of the Commonwealth and not subject to surface drainage to or overflow by said waters In all cases of death from communicable disease the carcass shall be thoroughly enveloped in unslaked lime

Section 9 No person who keeps maintains or conducts a garbage disposal plant or piggery shall allow any noxious exhalations odors or gases that are or may be deleterious or detrimental to public health or are vile or offensive to escape health to accumulate upon the premises to be thrown or allowed to discharge into any street roadway or public place or be thrown or allowed to discharge into any stream or other waters of the Commonwealth

Section 10 All garbage disposal plants and piggeries shall have an adequate water supply for the purpose of keeping the place clean and sanitary at all times All floors shall be constructed of concrete or other impervious material and shall have adequate provision for drainage to a cesspool to a sewer or treatment works approved by the department

Section 11 No piggery shall be built kept maintained or conducted on ground that is marshy seasonally or otherwise or on land subject to surface drainage or overflow nor where it may prejudicially affect any waters of the Commonwealth nor where as a source of fly breeding or flies it may become a menace to the public health or constitute a public nuisance When garbage is fed to swine provision shall be made so that all unconsumed garbage and all waste shall be removed daily and disposed of daily by burial or incineration All garbage shall be handled and fed upon platforms of concrete or other impervious material Unslaked lime hydroclorate of lime borax or mineral oil shall be used daily in sufficient quantities to prevent offensive odors and the breeding of flies

Section 12 The department shall have the power to visit examine and inspect all garbage disposal plants or piggeries licensed under this act The department shall have free and full access to the grounds premises and buildings of any garbage disposal plant or piggery licensed under this act and all licensees or their employes are hereby directed to give to the department such means facilities and opportunity for such visitation examination and inspection as is hereby provided and required

Section 13 The provisions of this act and the regulations made hereunder shall not be taken or deemed to repeal existing municipal ordinances or to prevent municipalities from enacting and enforcing new ordinances for the further protection of the public health Provided That this act shall be considered as establishing minimum requirements and regulations and that nothing herein contained shall be deemed to prevent municipalities from ordaining and enforcing such additional requirements in excess of the requirements and regulations hereunder as may be deemed necessary from time to time for the preservation of public health and to require applications from and to issue licenses to such persons as may be defined by local ordinances

Section 14 The Advisory Health Board of the department is hereby authorized to adopt and promulgate rules and regulations which in its judgment are necessary for the proper administration and enforcement of this act

Section 15 Any garbage disposal plant or piggery kept maintained or conducted in violation of the provisions of this act is hereby declared to be a public or common nuisance

Section 16 Any person violating the provisions of this act shall upon summary conviction before a mayor burgess magistrate alderman or justice of the peace be sentenced to pay a fine of not more than one hundred dollars and costs of prosecution for each offense and upon the nonpayment thereof shall undergo imprisonment in the county jail for a term of not more than thirty days Provided That any person so convicted shall have the right of appeal as in other cases of summary conviction Provided also That the Commonwealth shall have the right of appeal to the appropriate appellate court in all prosecutions arising out of the violation of the provisions contained in this act The fines collected hereunder except as otherwise provided by the Constitution shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

Section 17 At the instance of the department an action to enjoin any nuisance defined in section fifteen of this act or to enjoin any person from constructing keeping maintaining or conducting a garbage disposal plant or piggery without a license as provided for in this act may be brought in the name of the Commonwealth of Pennsylvania by the Attorney General or by the district attorney of the county where such nuisance exists or where such person proposes to or has constructed or proposes to or is keeping maintaining or conducting a garbage disposal plant or piggery without a license Such action shall be brought and tried as an action in equity and may be brought in the Court of Commone Pleas of Dauphin County or of the county where such nuisance exists or where such person proposes to or has constructed or proposes to or is keeping maintaining or conducting such garbage disposal plant or piggery without a license If it is made to appear by affidavit or otherwise to the satisfaction of the court that such a nuisance exists or that such person purposes to or has constructed or proposes to or is keeping maintaining or conducting a garbage disposal plant or piggery without a license a temporary writ of injunction shall forthwith issue restraining the defendant from conducting or permitting the continuance of such nuisance or from constructing or keeping maintaining or conducting such garbage disposal plant or piggery until the conclusion of the proceedings No bond shall be required in instituting such proceedings If after hearing the court shall find such nuisance to exist or that such person proposes to or has constructed or proposes to or is keeping maintaining or conducting a garbage disposal plant or piggery without a license it shall forthwith enter a final decree ordering such nuisance to be abated or enjoining such person from constructing or from keeping maintaining or conducting such garbage disposal plant or piggery without a license

Section 18 It is the intention of the General Assembly that if this act cannot take effect in its entirety because of the judgment of any court of competent jurisdiction holding unconstitutional any part or parts thereof the remaining provisions of the act shall be given full force and effect as completely as if the part or parts held unconstitutional had not been included herein

Section 19 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

Section 20 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1486, as follows:

An Act to amend sections one two three four and five of the act approved the eleventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws one thousand thirty-two) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the the cost and for filing of liens therefor" extending the provisions of said act to driveways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections one two three four and five of the act approved the eleventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws one thousand thirty-two) entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys in cities of the first class for the establishment of lines and grades for and the grading paving or repaving of said alleys and the grading of private alleys hereafter laid out and for apportioning the cost and for the filing of liens therefor" are hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in cities of the first class when the board of health shall declare any private alley or driveway to be a nuisance by reason of improper grading or defective paving of said alley or driveway and shall so certify to the Department of Public Works the said Department of Public Works is hereby empowered to abate said nuisance upon the neglect or refusal of the registered owners of the property abutting on or having the use or actually using such alley or driveway to abate said nuisance within ten days after service of notice by the said Department of Public Works upon the said registered owners so to do as hereinafter provided

Section 2 The said Department of Public Works shall grade or repave the said alleys or driveways in accordance with lines and grades established by the surveyor and regulator of the district in which said alleys or driveways are situate and the said surveyor and regulator is hereby empowered to establish such lines and grades

Section 3 Any fence encroaching upon a public or private alley or driveway is hereby declared a nuisance and made unlawful and the said Department of Public Works is empowered to remove such fence from within the established lines of said alleys or driveways after ten days' notice as set forth in this act It shall be the duty of the registered owner of the premises on which such fence is erected or to which it appertains to remove such encroachment upon being notified His failure so to do shall constitute a violation of this act

Section 4 No alley or driveway having an outlet to any public street public highway public alley or to a private alley or driveway which has an outlet to any public street highway or alley hereafter be laid out or opened unless it shall be in accordance with lines and grades established by the surveyor and regulator for the district in which said alley will be situate

Section 5 The said Department of Public Works is hereby empowered to charge the cost and expense of the grading paving or repaving of said alleys or driveways or part or parts of said alleys or driveways upon the said owners in proportion to the width of their properties abutting thereon or having the use thereof by deed or otherwise or actually using the alley or driveway or in any other proportions as may under the facts and circumstances of the case be deemed just and proper by the said Department of Public Works and also to charge the cost of the removal of any encroaching fence to the owner of the said fence Upon the failure to pay any of the said charges the department shall cause liens to be filed therefor in the name of the city in the manner and according to the practice prescribed by law with respect to municipal claim

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1587, as follows:

An Act to amend section one of the act approved the twenty-third day of April one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act" by extending the provisions of said act to include statements affecting building and loan associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-third day of April one thousand nine hundred and nine (Pamphlet Laws one hundred seventy-one) entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who shall make utter circulate or transmit to another or others any statement untrue in fact derogatory to the financial condition of any National or State bank banking house baking company trust company surety company guarantee company title insurance company or any building and loan association or other financial institution in this Commonwealth with intent to injure any such financial institution or association or who shall conusel aid procure or induce another to originate make utter transmit or circulate any such statement or rumor with like intent shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five thousand dollars ($5,000) and by imprisonment at hard labor for a term not exceeding five (5) years

Section 2 This act shall become effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1614, as follows:

An Act to amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred eighty-nine) entitled "An act relating to executions providing that proceeding under a landlord's warrant issued previous to any execution shall be stayed pending a sale under such execution and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale" by extending the provisions of said act to cases where a receiver a receiver in bankruptcy or a trustee in bankruptcy shall be appointed after the distress

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred eighty-nine) entitled "An act relating to executions providing that proceeding under a landlord's warrant issued previous to any execution shall be stayed pending a sale under such execution and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any sheriff shall pursuant to an execution issued levy upon any goods and chattels upon which there is at the time a distress for rent or whenever a receiver a receiver in bankruptcy or a trustee in bankruptcy shall be appointed for any person firm or corporation upon whose goods and chattels there is at the time a distress warrant for rent any sale [by the person executing such landlord's warrant] pursuant to such levy or distress for rent shall be stayed pending the sale of such goods and chattels by the sheriff receiver receiver in bankruptcy or trustee in bankruptcy and the sheriff receiver receiver in bankruptcy or trustee in bankruptcy may proceed [with his execution] and sell such goods and chattels as provided by existing law for [sheriff's] sales by such officer and in such cases the claim for rent together with costs of executing such landlord's warrant [shall] may be filed with the sheriff the receiver the receiver in bankruptcy or the trustee in bankruptcy as the case may be and shall be a lien on the proceeds of the sale [by the sheriff] of such personal property and be paid first out of the proceeds of such sale [by the sheriff]

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1618, as follows:

An Act prohibiting the operation of open air parking spaces for motor vehicles in cities of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be unlawful for any person copartnership association or corporation to operate or be employed in the operation of an open air parking space for motor vehicles in any city of the first class Any person violating any of the provisions of this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of twenty-five dollars and costs of prosecution Each day any such parking space is operated contrary to the provisions of this act shall constitute a separate offense

Section 2 This act shall take effect on the first day of January one thousand nine hundred and thirty-two

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. J. F. M. BALDI. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of a public hearing.

Mr. GAGHAN. Mr. Speaker, I second the motion.

The motion was agreed to

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1690, as follows:

An Act to validate certain obligations of townships of the second class issued for money borrowed or for work done or materials furnished

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all notes certificates of indebtedness and other obligations of townships of the second class issued for money borrowed or for work done or materials furnished where the money was actually loaned or the work done or materials furnished be and hereby they are ratified confirmed and validated notwithstanding that at the time of the issue thereof no tax was levied for the payment of the principal and interest and that no statement was filed in the Court of Quarter Sessions prior to the issue thereof provided however that in any suit or action on such notes certificates or obligations the township may defend as to the amount of money loaned or as to the value of the work done or materials furnished whether such certificates be held by the original holder or an assignee or transferee

Section 2 This act shall not apply to or validate any indebtedness of any township or to any note certificate or other obligation which violates any restriction imposed by any provision of the Constitution of this Commonwealth neither shall it apply to or validate any indebtedness which shall have been declared invalid by the final judgment of any court of competent jurisdiction in a suit or action to which the holders of any such note certificate or other obligation were parties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1753, as follows:

An Act to prohibit the placing or confining of mentally defective prisoners in any underground dungeon cell or room

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any superintendent warden keeper of any penitentiary jail workhouse or other penal institution for the confinement of prisoners to place or confine or cause or allow to be placed or confined any prisoner in any underground dungeon cell or room in any such institution as a punishment or for any other reason unless such prisoner has first been examined by a physician to ascertain his or her mental condition No prisoner found after such examination to be mentally defective shall thereafter be confined in any underground dungeon cell or room but such person shall receive treatment for such mental defect

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1764, as follows:

An Act to amend section two of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred sixty-seven) entitled "An act to define the crime of arson and attempted arson prescribing penalties therefor and to punish the wilful and malicious burning of or attempt to burn property of various kinds and the defrauding of or attempt to defraud insurers thereby and repealing certain acts and parts of acts relating thereto" by extending provisions of act to include other buildings and structures

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred sixty-seven) entitled "An act to define the crime of arson and attempted arson prescribing penalties therefor and to punish the wilful and malicious burning of or attempt to burn property of various kinds and the defrauding of or attempt to defraud insurers thereby and repealing certain acts and parts of acts relating thereto" is hereby amended to read as follows

Section 2 Any person who wilfully or maliciously sets fire to or burns or causes to be burned or who aids counsels or procures the burning of any barn stable garage or other building whether the property of himself or of another not a parcel of a dwelling house or any shop storehouse warehouse factory mill coal tipple breaker power house washery or any other building or structure used in connection with any industrial establishment or mine whether the property of himself or of another or any church meeting house court house work house school jail or other public building or any public bridge shall be guilty of a felony and shall upon conviction thereof be sentenced to imprisonment for not less than one nor more than ten years

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1770, as follows:

An Act to amend section twenty-nine of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" further regulating judicial sales of property so liened

Section 1 Be it enacted by the Senate and House of Representatives of the Comomnwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-nine of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended to read as follows

Section 29 The plaintiff in any judgment recovered on a tax or municipal claim may upon paying the sheriff's costs fix an upset price to be realized at any sale under such judgment sufficient to pay all taxes and municipal claims and all accrued but unfiled taxes and claims in full No sale shall be made on a judgment recovered on a tax or municipal claim except for a sum sufficient to pay all taxes and municipal claims in full except as hereinafter provided and [the plaintiff in such judgment may purchase the property at such sale for that sum if no one bids a higher price therefor] except when a municipality is the real plaintiff in such judgment and is the only bidder at such sale said miunicipality may purchase the property for the record costs thereon subject to the lien of all taxes and municipal claims

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1781, as follows:

An Act to amend section eight of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" as amended permitting a party to an action to require proof by the opposite party of facts alleged in the pleadings of said party which facts are unknown to him or the means of proof thereof are under the exclusive control of the party making the allegation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" as amended by section one of the act approved the twenty-second day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred twenty-seven) entitled "An act to amend sections eight fourteen fifteen sixteen and seventeen of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-three) entitled 'An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions' " is hereby further amended to read as follows

Section 8 It shall not be sufficient for a defendant in his affidavit of defense to deny generally the allegations of the statement of claim or for a plaintiff in his reply to deny generally the allegations of a set-off counter-claim or new matter but each party shall answer specifically each allegation of fact of which he does not admit the truth except as provided in sections seven and thirteen Provided however That if either the defendant or the plaintiff has no knowledge and after reasonable investigation is unable to ascertain whether or not the facts alleged by the opposite party are true or if means of proof of the facts alleged are under the exclusive control of the party making the allegation it shall be a sufficient answer to allege that either or both such conditions exist and to demand proof of such alleged facts by the opposite party but in no event shall either party be required to allege or prove that he has inquired by the opposite party as to or investigated alleged facts the proof of which is under the exclusive control of the opposite party

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1833, as follows:

An Act amending Section nine of an act entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one creating a department of city planning providing for its organization and powers regulating the platting of ground prohibiting the recording of plans and sales of lots therein before their approval under penalties making it a misdemeanor for the recorder of deeds to record an unapproved plan restricting accepting laying out opening and improving private streets prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same the preparation and compilation of an official street map providing penalties for the violation of this act and repealing certain statutes" approved May thirteenth one thousand nine hundred and twenty-seven (Pamphlet Laws one thousand eleven) by defining the term "subdivision of land plat and plan of lots"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section nine of the act entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one creating a department of city planning providing for its organization and powers regulating the platting of ground prohibiting the recording of plans and sales of lots therein before their approval under penalties making it a misdemeanor for the recorder of deeds to record an unapproved plan restricting accepting laying out opening and improving private streets prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same the preparation and compilation of an official street map providing penalties for the violation of this act and repealing certain statutes" approved May thirteenth one thousand nine hundred and twenty-seven (Pamphlet Laws one thousand eleven) be amended to read as follows

Section 9 Platting Jurisdiction Scope of Control of Subdivisions The planning commission shall have jurisdiction and control of the subdivision of land located in such city and no plat of a subdivision of land shall be recorded until it shall have been approved by such planning commission and such approval entered in writing on the plat by the chairman and secretary of the commission

Any division of land into lots or parcels three or more in number by the owner thereof for the purpose of improvement or sale shall be considered as a subdivision of land a plat or a plan of lots within the meaning of this statute

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1834, as follows:

An Act requiring cities of the first class to allow park guards twenty-four consecutive hours of rest each week and fourteen days' vacation each year except in emergency cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any city of the first class having park guards shall allow and permit every such park guard to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war riot conflagration or public celebrations and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance or resolution of such city

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1862, as follows·

An Act relating to the payment of deposits made in financial institutions by minors or by one person in trust for another

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "financial institutions" whenever used in this act shall be construed to include all corporations now or hereafter incorporated under the laws of this Commonwealth or of any other state or of the United States and authorized to transact business in this State having an office or place of business in this Commonwealth which have power to receive or which are receiving or which may hereafter receive money on deposit or for safekeeping otherwise than as bailees including all banks banking companies cooperative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions mutual savings funds and also all private or unincorporated banks and all individual partnerships and unincorporated associations doing the business of cooperative banks or of private bankers

Section 2 Whenever any deposit shall be made in any financial institution by or in the name of any person who is a minor not less than sixteen years of age the same shall be held for the exclusive right and benefit of such minor free from the control or lien of all persons whatsoever except creditors Any such deposit may be paid together with the dividends or interest thereon to said minor and the receipt or aquittance of such minor shall be a valid and sufficient release and discharge to the financial institution for such deposit or any part thereof

Section 3 Whenever any deposit shall be made in any financial institution by any person in trust for another and no other or further notice of the existence and terms of a legal and valid trust shall be given in writing to the said financial institution in the event of the death of the trustee the said deposit or any part thereof together with the dividends or interest thereon may be paid to the person in trust for whom such deposit was made and the receipt or quittance of such person whether said person be an adult or a minor not less than sixteen years of age shall be a valid and sufficient release and discharge to the financial institution for such deposit or any part thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1887, as follows:

An Act permitting any citizen to inspect certain election records and obtain certified copies thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the prothonotary or any other public officer with whom election records are filed shall permit any citizen of this Commonwealth upon request to inspect any election records in his custody except the contents of ballot boxes and the counters registering devices and records locked within voting machines and shall furnish upon the payment of the fees properly chargeable therefore certified copies of any election records in his custody to any citizen of this Commonwealth requesting such copies Provided That the inspection of election records herein permitted shall always be in the presence and under the supervision of the prothonotary or other public officer having the custody thereof or of his duly authorized deputy

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1905, entitled:

An Act establishing in counties of the third class an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards prescribing their powers and duties abolishing the office of ward borough and township assessors in so far as respects the assessments of State and county taxes providing for the appointment of solicitor collector clerks and subordinate assessors and authorizing the Governor to appoint the first members of said board to serve until their successors are elected and providing for the acceptance by cities

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the third class of this Commonwealth there is hereby created a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members The members of said board shall be elected by the qualified voters of such counties to serve for terms of four years

The terms of office of persons now acting as members of such Board for the Assessment and Revision of taxes in any such County shall cease and terminate and the duties of the Borough Ward and Township Assessors and Assistant Assessors so far as assessments for taxation are concerned shall cease and terminate upon the passage and approval of this Act by the Governor and the Governor shall thereupon appoint three persons to serve as members of such Board until the First Monday of January one thousand nine hundred and thirty-two

At the municipal election to be held next after the passage and approval of this act by the Governor and every four years thereafter the electors of each county of the third class shall elect three persons to serve as members of said board for the assessment and revision of taxes for terms of four years commencing on the first Monday of January next following their election In the election of the members of said board each qualified elector shall vote for no more than two persons and the three persons having the highest number of votes shall be elected All vacancies occuring from time to time in said board shall be filled by appointment by the court or courts of common pleas of the proper county for the balance of the unexpired term The said board shall designate one of its members as President of the Board and each member of said Board shall receive a salary of five thousand dollars per annum to be paid by the county

On the question,

Will he House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 4, by striking out the word "of" before the word "this" and insert in lieu thereof the following: "in"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 4 by inserting after the word "Commonwealth" the following: "accepting the provisions of this amendment.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth and fifth sections were separately read and agreed to as follows:

Section 2 The said Board may appoint one person learned in the law as solicitor of said Board at a salary not to exceed three thousand five hundred dollars per annum to advise it upon legal matters pertaining to its duties

Section 3 It shall be the duty of said Board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes

Section 4 The said Board shall divide the county into convenient districts which it may change as occasion may require and shall apoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the Salary Board shall fix not exceeding two thousand dollars per annum which salaries shall be paid out of the county treasury The said Board shall also have the right to appoint such clerks at such salaries as the Salary Board of the county may allow for the proper discharge of the duties of said Board which salaries shall be paid out of the county treasury

Section 5 The said Board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said Board both in triennial and intermediate years

The sixth section was read as follows:

Section 6 The field assessors shall make the triennial assessment of all property and person taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them They shall also have and possess except as modified by this act the same powers and perfom the same duties and be subject to the same liabilities as are now or hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo imprisonment not exceeding ninety days

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 6, page 4, line 2, by striking out the word "person" and insert in lieu thereof the following: "persons".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The seventh section was read as follows:

Section 7 The said Board shall examine and revise the said triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the Board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for aforesaid purposes until the next triennial assessment

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 7, page 5, line 9, by inserting after the word "for" the following "the".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth section was read as follows:

Section 8 It shall be the duty of said Board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said Board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of a time and place of such appeal

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 8, page 5, line 19, by striking out the letter "a" and insert in lieu thereof the following: "the"

On the question.

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The ninth section was read and agreed to as follows:

Section 9 After action on such assessments by said Board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the said county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

The tenth section was read as follows:

Section 10 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting errors and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment

They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessments

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been sub-divided or laid out into a plan of lots or other sub-divisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of property or subject of taxation assessed does not conform to the generality or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said Board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Supreme or Superior Court as provided in that section

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 10, page 6, line 13, by striking out the word "assessments" and insert in lieu thereof the following: "assessment".

Amend sec. 10, page 6, line 17, by inserting after the word "value" the following: "thereof".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eleventh section was read as follows:

Section 11 All notices required by this act may be served in manner following anything herein contained to the contrary notwithstanding upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said Board relative to said assessment with the same right of appeal from its decision as provided in section eight of this act

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 11, page 7, line 23, by inserting before the word "manner" the following: "the."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections were separately read and agreed to as follows:

Section 12 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 13 No apepal taken from any such assessment made under the provisions of this act shall affect the validity of any taxes assessed but if such assesement shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 14 Upon request of any taxpayer he shall at any time receive from the Board a statement of his taxable property and its valuation

Section 15 When the said valuations and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 16 The office of ward borough town and township assessors as now existing in counties coming under the provisions of this act is hereby abolished insofar as respects the assessment and valuation of persons and property for taxable purposes

The seventeenth section was read as follows:

Section 17 The county commissioners of any such county shall have authority to prepare at the cost of the county proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

On the question,

Will the House agree to the section?

Mr. GICKING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 17, page 9, line 5, by inserting after the word "county" the following: "such."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighteenth section was read as follows:

Section 18 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of comomn pleas or the Superior or Supreme Court in the same manner subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

On the question,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 18, page 9, line 16 by inserting after the word "property" the following section: "Section 19. This act shall not apply to any county unless the county commissioners shall by resolution accept the provisions hereof, and such resolution shall have been approved by the Court of Common Pleas of the county. Any such resolution so approved by the court shall be forwarded to and filed in the office of the Secretary of the Commonwealth, and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act, which certificate shall be recorded among the minutes of the county commissioners and in the office for the recording of deeds in the proper county."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The nineteenth section was read as follows:

Section 19 Any city in any county wherein such a Board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed A copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

On the question,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 19, page 9, line 17 by striking out the numeral "19" and inserting in lieu thereof the following: "20."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twentieth section was read as follows:

Section 20 This act shall be in effect immediately upon its passage and approval by the Governor

On the question,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 20, page 10, line 12 by striking out the numeral "20" and inserting in lieu thereof the following "21".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-first section was read as follows:

Section 21 The act approved the twenty-fourth day of March one thousand nine hundred and five (Pamphlet Laws forty-seven) entitled "An act establishing in counties containing a population of from three hundred thousand to one million a Board for the Assessment and Revision of Taxes for State and county purposes prescribing their powers and duties and abolishing the office of ward borough and township assessors in so far as respects the assessment of State and county taxes" is hereby repealed absolutely

On the question,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 21, page 10, line 14 by striking out the numeral "21" and inserting inlieu thereof the following "22":

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-second section was read as follows:

Section 22 All acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the House agree to the section?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 22, page 10, line 24 by striking out the numeral "22" and inserting in lieu thereof the following "23":

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title section was read as follows:

An Act establishing in counties of the third class, an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards, prescribing their powers and duties; abolishing the office of ward, borough and township assessors in so far as respects the assessments of State and county taxes; providing for the appointment of solicitor, collector, clerks and subordinate assessors; and authorizing the Governor to appoint the first members of said board to serve until their successors are elected, and providing for the acceptance by cities.

On the question,

Will the House agree to the title?

Mr. PETERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 1, by inserting after the word "class" the following: "accepting the provisions hereof".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question.

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1922, as follows:

An Act to apportion the State into congressional districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States this State shall be divided into thirty-four districts as follows

The first district shall consist of the first second third fourth fifth sixth twenty-sixth thirty-ninth and forty-eighth wards of the city of Philadelphia and will have one Congressman

The second district shall consist of the seventh eighth ninth tenth twenty-fourth twenty-seventh thirtieth thirty-sixth forty-fourth wards of the city of Philadelphia and will have one Congressman

The third district shall consist of the eleventh twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth twentieth twenty-fifth thirty-first thiry-seventh and forty-fifth wards of the city of Philadelphia and will have one Congressman

The fourth district shall consist of the fifteenth twenty-eighth twenty-ninth thirty-second thirty-eigth and forty-seventh wards of the city of Philadelphia and will have one Congressman

The fifth district shall consist of the twenty-third thirty-third thirty-fifth forty-first and forty-third wards of the city of Philadelphia and will have one Congressman

The sixth district shall consist of the thirty-fourth fortieth and forty-sixth wards of the city of Philadelphia and will have one Congressman

The seventh district shall consist of the twenty-first twenty-second and forty-second wards of the city of Philadelphia and will have one Congressman

The eighth district shall consist of the county of Delaware

The ninth district shall consist of the counties of Bucks and Montgomery

The tenth district shall consist of the counties of Lancaster and Chester

The eleventh district shall consist of the county of Lackawanna

The twelfth district shall consist of the county of Luzerne

The thirteenth district shall consist of the county of Schuylkill

The fourteenth district shall consist of the counties of Berks and Lehigh

The fifteenth district shall consist of the counties of Bradford Pike Susquehanna Wayne and Wyoming

The sixteenth district shall consist of the counties of Clinton Lycoming Potter Tioga McKean and Cameron

The seventeenth district shall consist of the counties of Columbia Montour Northumberland and Sullivan

The eighteenth district shall consist of the counties of Fulton Huntingdon Juniata Mifflin Perry Snyder and Union

The nineteenth district shall consist of the counties of Cumberland Dauphin and Lebanon

The twentieth district shall consist of the county of Cambria

The twenty-first distirct shall consist of the counties of Bedford Blair Centre and Clearfield

The twenty-second district shall consist of the counties of Adams York and Franklin

The twenty-third district shall consist of the counties of Northampton Carbon and Monroe

The twenty-fourth district shall consist of the counties of Fayette and Somerset

The twenty-fifth district shauu consist of the counties of Greene and Washington

The twenty-sixth district shall consist of the counties of Beaver Butler Lawrence and Mercer

The twenty-seventh district shall consist of the counties of Armstrong Clarion Indiana Jefferson and Venango

The twenty-eighth district shall consist of the county of Westmoreland

The twenty-ninth district shall consist of the counties of Crawford Erie Warren Forest and Elk

The thirtieth district shall consist of the twenty-first twenty-second twenty-third twenty-fourth twenty-fifth twenty-sixth and twenty-seventh wards of the city of Pittsburgh and all the boroughs and townships lying north of the Ohio and Allegheny Rivers not included in the thirty-first district in the county of Allegheny

The thirty-first district shall consist of all the boroughs and townships lying between the Allegheny and Monongahela Rivers and the boroughs of Springdale Cheswick Brackenridge Tarentum the townships of Harrison Fawn East Deer Frazer and Springdale and the city of McKeesport in the county of Allegheny

The thirty-second district shall consist of the first second third fourth fifth sixth ninth tenth eleventh and fifteenth wards of the city of Pittsburgh in the county of Allegheny

The thirty-third district shall consist of the seventh eighth twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth and twentieth wards of the city of Pittsburgh and the township of Chartiers in the county of Allegheny

The thirty-fourth district shall consist of the cities of Clairton and Duquesne and all the boroughs and townships lying south of the Ohio and Monongahela Rivers excepting the township of Chartiers in the county of Allegheny

Section 2 The nomination and election of members of the House of Representatives of the United States which the qualified electors of any county or of any part of a county are entitled to elect of themselves unconnected with any other county or district shall be made held and conducted and the return of votes cast at primary and general elections for the nomination and election of such members shall be made computed canvassed and certified as now or hereafter may be provided by law

Section 3 In all congressional districts composed of two or more counties or parts of two or more counties or of one or more counties and a part or parts of one or more counties the county commissioners of each of such counties in the case of primary elections and the court of common pleas in the case of general elections shall appoint one of the judges of election of such county or part of such county comprised within such district to take charge of the returns of all votes cast at any primary or general election in said county or part of said county for any candidate or candidates for the nomination of Representatives in Congress from said district

Section 4 Such return judges shall meet at such places in their respective districts as herein designated

The return judges of the ninth district shall meet at the court house in Norristown in the county of Montgomery

The return judges of the tenth district shall meet at the court house in Lancaster in the county of Lancaster

The return judges of the fourteenth district shall meet ar the court house in Reading in the county of Berks

The return judges of the fifteenth district shall meet at the court house in Montrose in the county of Susquehanna

The return judges of the sixteenth district shall meet at the court house in Williamsport in the county of Lycoming

The return judges of the seventeenth district shall meet at the court house in Sunbury in the county of Northumberland

The return judges of the eighteenth district shall meet at the court house in Lewistown in the county of Mifflin

The return judges of the nineteenth district shall meet at the court house in Harrisburg in the county of Dauphin

The return judges of the twenty-first district shall meet at the court house in Hollidaysburg in the county of Blair

The return judges of the twenty-second district shall meet at the court house in Gettysburg in the county of Adams

The return judges of the twenty-third district shall meet at the court house in Easton in the county of Northampton

The return judges of the twenty-fourth district shall meet at the court house in Uniontown in the county of Fayette

The return judges of the twenty-fifth district shall meet at the court house in Washington in the county of Washington

The return judges of the twenty-sixth district shall meet at the court house in Beaver in the county of Beaver

The return judges of the twenty-seventh district shall meet at the court house in Indiana in the county of Indiana

The return judges of the twenty-ninth district shall meet at the court house in Erie in the county of Erie

Section 5 Such return judges shall meet and cast up the several returns of the counties or parts of counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed

Section 6 The return judges shall execute under their hands and seals a general and true return of the whole district which in case such return is of the general election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding general or primary election for the office for which the election was held or the nominations were made in the district

Section 7 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 8 The first election under this act shall be held at the general election in the year one thousand nine hundred and thirty-two

The members of Congress now in office shall continue in such office until the expiration of their respective terms

Vacancies now existing or happening after the passage of this act and before the commencement of the terms of the members elected at the election of one thousand nine hundred and thirty-two shall be filled for the unexpired terms in the manner now provided by law in the particular district or at large as the case may be

Section 9 The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred forty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts" apportion the State into Congressional districts is hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideation of House Bill No. 1939, as follows:

An Act to further amend section eight of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and sixty) entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania and providing penalties for the violation thereof" as amended by changing the sixth subdivision thereof so as to eliminate the exemption from the provisions of said act of private bankers based upon the length of time they have conducted the business of private banking and to exempt by said subdivision six only those private bankers who engage in none of certain enumerated banking activities and giving the Secretary of Banking certain powers

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and sixty) entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania and providing penalties for the violation thereof" as amended by the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws five hundred and two) and as last amended by the act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-nine)

Section 8 The foregoing provisions shall not apply (one) to any corporation authorized to do business under the provisions of the banking laws of the Commonwealth to any corporation authorized to receive deposits under the laws of this Commonwealth nor to any association organized under the national banking act nor (two) to any hotel-keeper who shall receive money for safe-keeping from a guest nor (three) to any express company steamship company or telegraph company receiving money from transmission nor (four) to any individual partnership or unincorporated association who would otherwise be required to comply with the provisions of this act who shall file with the Commissioner of Banking a bond in the sum of one hundred thousand dollars approved by the board as to form and sufficiency for the purpose and conditioned as in the first section prescribed where the business is conducted in a city of the first or second class and if conducted elsewhere in the State such bond shall be in the sum of fifty thousand dollars or in lieu thereof money or securities approved by the Commissioner of Banking of the same amounts Provided however That the Secretary of Banking shall examine the books papers and affairs of such individual partnerships or unincorporated association and if satisfied from the examination that the business of such individual partnership or unincorporated association is conducted in an unauthorized or unsafe manner or is in an unsafe or unsound condition to continue business he may after hearing had upon due notice given with the approval and consent of the Attorney General take possession of the business and property of such individual partnership or unincorporated association and shall then proceed in the same manner as provided by law he shall proceed after having taken possession of the business and property of any corporation or person subject to the supervision of the Banking Department If in the opinion of the Secretary of Banking the business of any such individual partnership or unincorporated association is in such an unsafe and unsound condition that immediate action is necessary the Secretary may forthwith without such hearing and consent of the Attorney General take possession of the business and property of such individual partnership or unincorporated association nor (five) to any individual partnership or unincorporated association licensed under the laws of this Commonwealth to do a brokerage business holding a membership in a lawfully incorporated brokerage exchange and doing only such banking as shall be incidental to such brokerage business The books or records showing the deposit or account of any depositor with any individual partnership or unincorporated association filing a bond money or securities approved by the Board as provided in this section shall not be subject to any visitorial power inspection or examination by the Commissioner of Banking except as hereinbefore provided nor to examination or inspection by or production in any department or agency of government State or municipal nor to inspect [illegible] examination or production in any court in any judicial proceeding except in cases of insolvency or bankruptcy or a judicial proceeding or investigation involving the rights and liabilities of a creditor or depositor nor (six) to any person firm partnership or unincorporated association [now] engaged in business as private bankers when such person firm partnership or unincorporated association [and his or their predecessor or predecessors or one or more of the members in such private banking institutions continuously and in the same locality have conducted the business of private banking for a period of seven (7) years prior to the approval of this act] neither makes use of the word "bank" "banker" "banking" or any derivative or compound of any such word or any words in a foreign language having the same or similar meanings in or on any sign or any passbook check receipt note stationery billhead certificate blank form pamphlet circular or newspaper or other advertising matter in the solicitation of deposits nor solicits deposits by means of signs or other advertising nor pays or credits interest or pays credits or gives any bonus or gratuity or any thing of value on any deposit balance of less than two thousand five hundred dollars to any depositor who does not have with such banker during the period in respect of which interest is so paid or credited an average daily credit balance or securities of an average daily market value together exceeding two thousand five hundred dollars provided that the payment or crediting of interest on deposit balances of less than two thousand five hundred dollars shall not render a private banker subject to the provisions of this act if the aggregate amount of such deposit balances on which interest is so paid or credited is less than two per centum of the total deposits of such private banker

Provided further that the Secretary of Banking shall have the right to examine the books and records of any person firm partnership or unincorporated association engaged in business as private bankers at the expense and cost of such private bankers for the purpose of determing whether or not they are exempted from the provisions hereof and the Secretary of Banking may except in lieu of such examination a certificate under oath of such private bankers showing that they do not come within the provisions of this section

On the question,

Will the House agree to the section,

BILL RECOMMITTED

Mr. TAHL. Mr. Speaker, I move that this bill be recommitted to the Committee on Banking for the purpose of a hearing.

Mr. WITKIN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1835 (Senate Bill No. 203), entitled:

An Act to restrain and regulate the use of billiard tables, pool tables and bagatelle boards, or tables kept and maintained for the use of the general public for hire or reward in cities of the first class in this Commonwealth; providing for the granting of licenses; and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1870 (Senate Bill No. 324), entitled:

An Act defining and regulating the practice of chiropody; establishing a State Board of Chiropody Examiners in the Department of Public Instruction; prescribing its powers and duties, and fixing the compensation of the members thereof; and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING (SPECIAL ORDER)

The SPEAKER. The Chair lays before the House the special order of business fixed for this hour, consideration on third reading of House Bill No. 817, Printer's No. 726.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 817, as follows:

An Act to amend section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of April one thousand seven hundred and ninety-four (Three Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming and to restrain disorderly sports and dissipation" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of August next if any person shall do or perform any worldly employment or business whatsoever on the Lord's Day commonly called Sunday works of necessity and charity only excepted or shall use or practice any unlawful game hunting shooting sport or diversion whatsoever on the same day and be convicted thereof every such person so offending shall for every such offense forfeit and pay four dollars to be levied by distress or in case he or she shall refuse or neglect to pay the said sum or goods and chattels cannot be found whereof to levy the same by distress he or she shall suffer six days imprisonment in the house of correction of the proper county Provided always That nothing herein contained shall be construed to prohibit the dressing of victuals in private families bake-houses lodging-houses inns and other houses of entertainment for the use of sojourners travelers or strangers or to hinder watermen from landing their passengers or ferrymen from carrying over the water travellers or persons removing with their families on the Lord's Day commonly called Sunday nor to the delivery of milk or the necessaries of life before [nine] ten of the clock in the forenoon nor after five of the clock in the afternoon of the same day
"nor to prohibit playing baseball games in an orderly and well conducted manner and before audiences orderly and well behaved with or without admission charges or voluntary collections taken during the months of April May June July August September and October on Sunday between the hours of two and five-thirty by the clock post meridian and provided nevertheless and it is hereby further and separately enacted that every municipality city borough town and township of this Commonwealth for the prevention of vice and immorality and to restrain and suppress the same and disorder is and are hereby given full power and authority to enact adopt amend or repeal an ordinance or ordinances relating to the playing or prohibiting the playing of baseball on Sunday in such manner during and between the hours of two and five-thirty o'clock post meridian as to them the said municipality city borough town and township shall deem proper and to specify and provide therein penalties for the violation of such ordinance or ordinances and which penalties shall be enforced as now provided by existing law"

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, and members of the House, the bill before you has been before you a number of times and has been debated at some length. I again want to reiterate in your presence and hearing that I am as good a blue as there is in Pennsylvania. I regret if any action of mine has in any way offended the extreme or indigo blues of Pennsylvania. William Penn, the founder of our Commonwealth, has in his works expressed dissatisfaction with sabbath laws, and I, feeling like all good Quakers should feel, think I ought to follow in his footsteps, and believe in his philosophy.

This bill will have for its effect an improvement of the Sunday law as it is now written. It will have no detrimental effect whatever. On the contrary, it will improve the morals of the community. It is a bill intended to divert the minds of the youth and of the old on Sunday and leisure hours from evil things to good constructive thought. It is a bill that will take the young and the old from the boathouses along the river, and down on the ocean front and from places of questionable character. It will take them from all those depths and take them to ball games in the afternoon where they receive some exhilaration, some excitement, something to tire their energy.

When the Mosaic law was written, the children of the Jewish race went out into the fields at the early sunrise and there they labored for a whole day until nighttime, and they stayed there working while the old lingered about the tents. That was the kind of society that existed when the Mosaic law was written. That is all a thing of the past. Today we are living in a great machine age; we are living in an age where the products of human consumption are made without even the touch of the human hand; we are living in an age where our youth does not get out in the fields in the early morning at sunrise and work till sunset; we are living in an age where our youth are taken to schools by luxurious automobiles; we are living in an age where that youth has no vent, no safety valve for its energy. In olden times the youth on Sunday deserved a day of rest. At the present time they don't labor and left alone to themselves on Sunday they can only be led into evil ways.

Now I want to say something to the extreme blue, then I will close with two or three remarks. In the city of Philadelphia the blues have gone so far as to arrest a Christian worker on the highways and on the lots. They have gone so far as to arrest a Salvation Army woman that was preaching the gospel of God, because by her side there was a bass drum. When there is a bill on the statute books that will permit men and women of such extreme views to turn down and to prevent the preaching of the gospel, then it cannot be said that that law is so good.

This evening, a few moments ago, I received a telegram from one of our greatest judges, a great Christian character, the Honorable Frank E. Smith. He says, "Dear Sowers, I hope you will vote and do everything in your power to pass the Schwartz base ball bill." That is from a man of experience; that is from a man that comes in contact with the youth; that is from a man that sits on the bench and when that man expresses his opinion that a free and idle time on Sunday should be occupied, it is worth a great deal of consideration at your hands.

I hold here in my hands, but I will not read it, the opinion of another christian gentleman, a judge of one of our courts, a judge, that rumor has had it, has been connected with every organization preaching christianity that existed in Philadelphia and that judge in this opinion says that these modern times require that on Sunday the free and idle time should be diverted from evil to good and that baseball is healthful and necessary.

I thank you for your attention and I turst that you will vote for this measure, and in doing so, let me assure you that this is the only state in the Union that does not have this measure, and these other states that have this measure, are no less christian and no less good than we are.

Mr. BATCHELOR. Mr. Speaker, and members of the House, I now hold in my hand a resolution addressed to the House of Representatives which reads as follows:

"At a county-wide rally in defense of the American Sabbath, held on Sabbath afternoon, April 19, in the Methodist-Episcopal Church, Beaver Falls, Beaver County, Pennsylvania, and attended by five hundred citizens from every part of the county, the following resolution was unanimously adopted.

"That this assembly is opposed to any change in the present Sabbath law of Pennsylvania, that would in any wise weaken it that we commend those representing our country in the legislature for their stand in oppostion to any weakening of the law and request them to communicate this action to the Senate and House of Representatives of our state.

Respectfully signed: R. H. Martin,
President, National Reform Association."

Mr. DUNN. Mr. Speaker, I desire to interrogate the gentleman from Beaver, Mr. Batchelor.

The SPEAKER. Will the gentleman from Beaver, Mr. Batchelor, permit himself to be interrogated?

Mr. BATCHELOR. Mr. Speaker, with pleausure.

Mr. DUNN. Mr. Speaker, what was that figure the gentleman just read; how many people attended that meeting.

Mr. BATCHELOR. Mr. Speaker, five hundred people.

Mr. DUNN. Mr. Speaker. I would like to ask the gentleman from Beaver what is the population of Beaver Falls.

Mr. BATCHELOR. Mr. Speaker, I don't know that I can answer that, but it is approximately twelve thousand people.

Mr. DUNN. Mr. Speaker and members of the House, I have no desire to prolong this discussion, but I believe if those who are in favor of base ball on Sunday had called meetings last Sunday to get people in support of this bill, instead of getting five hundred, they would have gotten ten thousand.

Mr. BEYER. Mr. Speaker and members of the House, I do not intend by any added remarks of mine to prolong the suspense of the membership of this chamber upon this all-important bill, which has already been discussed in the committee of the whole.

I seek only to remind some of you, who perhaps forget that this is, after all, nothing more than a local option measure submitted to the various cities, towns and boroughs of this Commonwealth. I do not forget, when I give due and timely consideration to this movement that one hundred and fifty-five years ago there assembled within the gates of that dear city that gave me birth the representatives of thirteen colonies, as little known to Eurpoe then as some of our backward states are to Africa today, with a population at that time of not more than three million people. After weeks of patient deliberation and careful consideration of the transgressions upon their liberties and their right as Englishmen, they finally declared to all the world that when nations become oppressed and people were enslaved, it was their right—nay more, it was their duty—to alter and abolish such a government, and to provide new safeguards for their future security and happiness.

Today, Mr. Speaker, we are facing a contest—either real or imaginary—in the hearts and souls of the citizenship of this great commonwealth of ours. Two million in the city where the Declaration was signed are waiting for determination of this question, and nine out of every ten in that great metropolis have expressed themselves in favor of this bill as amended on the floor of this House.

I do not forget, Mr. Speaker, that only last week seven sentiments of like character were uttered from other sections of this state, equally large and populous, where the people desire an opportunity to play this innocent game.

I believe when the devil sets up temptations on one side to lure the young and to open up the way of temptation that the church should be equally as broad and open up temptations on the other side. I believe the church will be more generally attended, I believe that a more zealous and earnest regard for religious worship will ensue, not so much because of base ball, but because of the tolerant nature of those who come here to make it possible.

Do you realize what the evils are today? It is not base ball or golf or innocent sport, it is damnable sin, downright sin and indifference on the part of many people to pay to an Almighty Providence that guards and protects us, unmindful and unthankful for all the things we live to enjoy. Why this condition of affairs with us. Why this large growing element that never attends the church? Why this element that is always mocking at the priesthood and clergy? It is because, I think, of that intolerant spirit, with disposition not to play fair that has driven away from the church doors thousands who, in good faith, would come and worship God and whom you cannot make worship by any act of assembly.

I say to you, Mr. Speaker, that only last week I received a special letter from the Post Office addressed to me from one of my constituents, asking my earnest help in behalf of three little boys that had gone to Bridge Water, up on the Neshaming Creek, at Croydon to visit an old friend of theirs, a gentleman with a beautiful home. These youngsters, one of them thirteen, one fifteen and the other twenty, happened to wander into the barn, and there they saw some old fishing rods, string and hooks, and they got a few worms, and went down on this man's wharf. They caught a little catfish and a little sunfish, and were in high glee, having a little outing that Sunday afternoon, when lo and behold this awful majesty of the law, which your votes put here, came along in the shape of a game warden and arrested these boys, and the squire in that particular section fined them all twenty-five dollars apiece and three dollars and a half costs.

Is that the principle upon which you today want to make the people of your country happy, or is the damnable spirit of intolerant puritanism that drove people out into the darkness, which denied to people even an opportunity in their day to kiss their own wives on the Sabbath? God forbid that they will encroach any further upon the liberties of our people.

I believe we have gone far enough, and if we want to take the right step we will vote for this bill.

Mr. PEELOR. Mr. Speaker and members of the House, I have listened with a great deal of interest to the remarks that have been presented from time to time in this matter and I have discovered, and I think rightly discovered that the object is to place on the statute books of Pennsylvania a law that will authorize a luxury to be placed where it was never intended. When we take our law of 1794 we find that it dealt exclusively with those things which were absolutely necessary and modified them to fit the existing conditions. Now they come here and ask that they may enter into that precinct and take out of it one the luxuries that were forbidden.

I have the highest regard for the citizenship of Philadelphia and I appreciate the situation into which they have gotten themselves, a situation which is a logical outcome of their having failed to observe the sabbath in the days that have gone by, until it has accumulated into a condition today that is almost unendurable, so they say.

Let me say to you that when this world itself was created in six days of labor there was consecrated the seventh day to rest and then that day was further sanctified, and when the human race with all the strength of its national experience back of it, had gone the way of the world, it became necessary to give a code of laws, the fourth of which dealt with the observance of the sabbath. I want to say here this evening, if we were to pass this piece of legislation authorizing the playing of Sunday baseball, at the next session of our Legislature they would bring in another luxury and argue that that was the experience with this luxury; but these things never were intended.

Let us be courageous now, intolerant though we may be, and though we may be so far benighted that we do not know what the march of time has brought to Philadelphia or elsewhere let us get awake to the fact that we should stand in a manly spirit in the presence of God and recognize the fact that we must not place upon the statute books something that may keep us from committing a misdemeanor under the laws of the Commonwealth but will cause us to sin against the laws of God.

If we today exonerate the people by the enactment of a law to prevent their commitment of a misdemeanor, what about the sin that rests in a breach of a decree of an Infinite God when he stayed the progress of human degredation in the centuries that have gone by. I, this evening appeal to you, not because two millions of people in any city of the Commonwealth ask it, not because any so called Christians or other individuals advise it, and I quote nobody's authority upon it. I could not see that my justification could come from such sources, but I say to you this evening that I am governed by what I believe is a conscience and in so doing I want to appeal not to the intellectual concept of the law of the Commonwealth of Pennsylvania, I want to submit to the world and to every individual upon whom the responsibility of this piece of legislation rests, that if we legalize the Sabbath day to avoid the committing of misdemeanors how can we get away from that sin that must be on every soul that violates the teachings of an Almighty God.

I was brought up to worship at the most sacred altar that the world has ever seen, a mother's knee. I was led in my childhood and my youth by the unerring hand of a religious mother and I have drank from that most inexhaustible fount of riches that God has ever given to the human race, the infinity of a mother's love.

With that fresh in memory and reaching down into the very soul, I feel that I belong not to those who are intolerant, I feel that I belong not to those who are living in an age where they are mistaken in the cause and purpose for which we are called here, and, members of the House, I shall vote "No," so that in the ages that come I will live in the consciousness that if I commit a misdemeanor, I shall not commit any sin against my God.

I believe in baseball and in the other sports that are practiced very frequently, I regret to say in the Commonwealth of Pennsylvania. I believe in all those things, and I may be childish, I may have misunderstood the march of time, I may have misinterpreted the principles of eternal life; all these things I may have done, but I could not play baseball on Sunday. I could not engage in any other sports on Sunday, whether or not they were violating a statute or making me amenable to the law of this land of ours. I appeal to your consciences, you who must stand in this age and at this time for succeeding generations, do you think that in the light of eternal life as it appeals to your conscience and to mine, do you feel that you can justify yourselves by placing upon the statute books of Pennsylvania a piece of legislation to avoid a criminal action or a misdemeanor in breaking the Sabbath Day and violating an act of the Eternal God?

I shall be governed this evening by a strength and courage I today possess, a courage predicated upon a conscience and not a courage that comes from the intellectual culture that is today quoted by those who bring to us the actions of other States, the testimony of any individual, the resolutions of any organizations.

I appeal to you this evening and ask that every member of this House vote no, because as the days go by and the splendor and grandeur of the greatest of the American Commonwealths, conceived in the sight of God and in the light of righteousness, in our endeavor to carry out the exercise of the human conscience without detriment to the race when it comes to the misapplication and the misinterpretation by mankind of the laws that govern, we find that we have gotten ourselves into difficulty, because you cannot solve it this way, and in the next term of this Legislature they will be writing into the statute books other luxuries that we are today enjoying in the present twentieth century of civilization in an attempt to break down that which is sanctioned by God and Christ. As long as the soul of man continues with the service that is imposed upon him by reason of the precept, so long will the American Republic stand, so long will the peace of this great Commonwealth grow and bear the burden of holding up not only a righteous nation but to Eternal God the righteousness that is essential for the salvation of the human race.

Mr. STADTLANDER. Mr. Speaker and members of the House, I have all the admiration in the world for my good Christian friend from Indiana County. Each one of us knows his inner heart best. But I can say tonight that I am just as much a Christian as any other man in the House, or any lady. We know our own convictions, and as I say we know our own hearts best and if I were to meet my Maker tonight, I should say right now, I am ready. That is what every Christian should say. We have had in the past an organ put in the church and it was said, it is the work of Satan. Eventually choirs, paid choirs, came into the church, and then it was said that was the work of the Devil. And then eventually there was a kitchen attached to the church, and people held up their hands in holy horror and said that the church was going to perdition. Then today you have entertainments, you even have playlets, you even have pictures shows right in the church itself and on Sundays in the afternoons you will see the kiddies as well as some of the grown ones making their way to the churches to rehearse for the playlets they are giving.

If you criticize me or criticize any other members for voting for this bill, set the example right within your own church and within yourself. Don't criticize me for having the courage of my convictions. As Bulwer says, "Christianity is a religion which is jealous in its demands, but how infinitely prodigal in its gifts." They want everything for themseves and they don't want to give any favor to the unfortunate boy and girl who does not have the opportunities for exercise and enjoyment, to come in and say, "Have your enjoyment which we are attempting to give you." These children with their exuberance and vitality which is natural in youth have no way to exert it; there is no safety valve for these young folks. Do you want them to go into these booze joints and drink this poison booze, or is it not better for them to go over to the baseball fields and yell their little heads off.

Henry Ward Beecher, the great pulpit orator and lecturer, reasons on the Sabbath day as follows: "There are many persons who look on Sunday as a sponge to wipe out the sin of the week." He further says, "God's altar stands from Sunday to Sunday, and the seventh day is no more for religion than any other. The whole seven are for religion and one of them for rest, for instruction, for sociable worship, for gaining strength for the other six."

I received a letter this last week from a fine Christian lady asking me to read the Book of Judges, and how the Lord prosecuted the Israelites on account of their sinfulness. I fail to see that the Israelites in the early days violated the Sabbath day. It was because they visited and intermingled with the outlying tribes and became contaminated and that they finally worshipped Idols. That is why the Lord punished them; not because they had done anything on Sunday.

I can recall one of our good citizens of Pittsburgh who is one of the greatest Christians I think in organized baseball, sang with Rodehaver, the companion of Billy Sunday, sings in the church choir, takes a prominent part in his church, and yet manages a baseball team that plays on Sunday and is the manager of the Boston Nationals, Bill McKechnie; no one can criticize Bill McKechnie on account of his Christianity. There is an example of a man who sees no wrong in a game of ball on Sunday.

Swift says, "Laws are like cobwebs which may catch small flies, but let wasps and hornets break through." Now what does that mean? That means that the little innocent boy or the group of boys that could go on the sand-lots and play their game of baseball are run in in the patrol wagon to the police station and fined the next morning, and as I stated the other time I spoke in connection with this bill, the boys were playing in an attempt to purchase suits for the boys across the water, and they were arrested and fined the next morning. The patrol wagon backed up to the playground and took them away. But those men who are different from the little boy and the little girl, those who can afford it, go out on the golf links and I have seen ministers of the gospel in my own town on the golf links playing golf on Sunday afternoon and when they came to the golf house they stopped at the nineteenth hole, and when somebody had said, "Doctor, would you like a little nip," he looked around a little bit and said, "I would not mind," and he had taken his little nip and it was gone. That is the class of people who are attempting to criticize you and me and I say before you come here and criticize us, set a good example and go and show to us the right way.

Mr. SARIG. Mr. Speaker and members of the House I have no desire to prolong this discussion. I merely want to answer one or two remarks that have been produced against this bill during the present week.

One was a statement by the Rev. Dr. Fortney of Philadelphia in which he said that forty-six counties had voted against this bill, thereby trying to throw out the impression that the majority of the people of Pennsylvania therefore had voted against this bill. I merely want to point out to you the inconsistency of that remark. If you will note and watch the Legislative Journal of last week, and look over the members who voted for this bill and the members who voted against it, you will find that with one or two exceptions all the smaller counties voted against the bill, while the larger centers of population voted for it. The fact is that the small counties in this Legislature are over-represented, as high as four and five and six times. The average representative in this House has forty-seven thousand to forty-eight thousand people to represent. Berks is an average county, but we have a number of counties where there is a population of seven thousand up to eleven thousand and they have one vote, they are entitled to one vote here the same as those with forty-seven to forty-eight thousand people, or as high as fifty thousand people from the largest centers of population. If you would count up the constituents of the one hundred and three members who voted for this bill, and then add up the constituents of the ninety-nine or a hundred, or whatever it was, who voted against it you will find the one hundred and three members who voted for this bill represent approximately one and one-half times as many people in Pennsylvania as did the members who voted against it.

I would be the last man in Pennsylvania to take away from them their representation, especially from the rural districts. I represent a district partly industrial and partly rural, and I know the problems of the rural people, I know their hardships and I know what they are up against, and I would be the last man to come here and try to take away their representation which they now enjoy, but I do appeal to the rural members not to use that power in an arbitrary manner in order to dictate to the people from the larger centers of population.

Judging from some of the speeches in this House you would imagine this to be a divine law; this law of 1794. This is just a legislative act the Pennsylvania Legislature passed in 1794 and which was created by men. It was not a law written on the Statute books by God the Divine law is the law of God, and with that I have no purpose of interfering. I enjoy a good sermon, but I enjoy it in the pulpit and in the church where it belongs and not in the Legislature. This is a civil body and we are here as civil representatives to make civil laws and not to make divine laws.

Another thing in particular that was brought to my attention was the speech by Mr. John A. McSparran, now Secretary of Agriculture, in which he pleads against this bill. I have heard Mr. McSparran make speeches for about eleven years off and on. During that time I have heard him speak in Grange meetings and at Grange picnics, and at rural gatherings, and on these occasions Mr. McSparran was always at his best and on his best subject, and the best speech he ever makes is when he speaks to the people of rural Pennsylvania and always tells them they are the children of the great outdoors, that they are blessed, that they are the men and women who get out in God's open sunlight, get out in God's open air, and to breathe of God's fresh ozone, and become healthy and strong and vigorous. I never heard Mr. McSparran make a speech so earnest as the one I have heard him make in the last ten or twelve or more years in which he has made this statement and repeated this statement time and time again, telling the rural people that they are the specially favored people of God because they are permitted to live and enjoy God's open sunlight and God's open air, and God's sunshine, and they can breathe God's open air and the fresh ozone and become healthy and strong. Now here we are, trying to give to our brothers and sisters of the congested areas, our brothers and sisters who live in the city of Philadelphia and Pittsburgh and in Reading and in other congested sections of population, such as I think are referred to by Mr. Beyer as cliff dwellers, the men who live down in the hot alleys, the men who live down along the hot narrow asphalt streets and when we are here now to give them a chance to come out into the open, to give them a chance to get out into God's open sunlight and God's open air, and to enjoy it, and to have a little recreation and refresh themselves, here are these men that say, "No, God forbids it." This is not, as I have said, a religious question. I have never interfered with any man's religion, and I don't propose to do so now, but if I understand America, it is a fundamental principle of American government that there shall be no union of church and the State, but that we shall keep the two separate, distinct and apart. As I understand America, America was conceived over yonder on the other side of the Atlantic, over in Europe, where hundreds of thousands of people lost their lives because one group said God was this and another group said God was that, and the groups clashed one with the other because their ideas of religion were different. It was out of the religious wars of Europe, and out of the civil wars of Europe as well, that America was born. America was made up by our forefathers, eighty per cent of whom came to America to escape some form of oppression. They fled either from religious oppression or civil oppression of some kind. They all fled away from oppression of one kind or another and they came here to America where they felt that they could worship God as they pleased, and where they could live their own lives in their own way, so long as they did not interfere with their neighbors and their neighbors' lives, and for these reasons the Puritans came to New England, so they could worship God as they pleased. It was for this reason that the Quakers came to Pennsylvania, and it was for a similar reason that the Catholics came to Maryland, and it was for a like reason that the Huguenots came and settled the Carolinas, each and all for the very same identical reason. Here they come, to America, to secure the elements of liberty they could not enjoy on the other side of the Atlantic, and when the Revolution was started and when they met in Philadelphia in 1777 to form our constitution and this nation of ours, the ruling kings of Europe said it was not possible to form a government in which so many varied religions had their headquarters, but our forefathers placed in the constitution a clause that said that no one shall interfere with the other fellows' religion, and they established here a civil government under which all elements could live, granting to each element the right to live their own life and to worship their God as in their own consciences they saw fit. Upon that we have stood down to 1931, but now they try to tell us the Blue Law of 1794 is a God-made law. It is no such thing. It is but a simple act passed by the Legislature of 1794, and those of you who are familiar with the lives of those times, those of you who have studied and who know something about the people of that period, know that the people of that period were very human indeed. They had plenty of good wine and plenty of good liquor and everything else. I am sometimes surprised at the ultra-Blues, to hear the eulogies of these old ones who had wine at their dinners and never took a meal or thought of entertaining their friends without having wine on the table, to hear their eulogies in this House of these men as ultra-Blue, and as men who are representative of God and God alone.

I want to say to you, ladies and gentlemen, this is a civil question. We have amended the constitution of the United States nineteen times, and we have amended even the constitution of 1753 almost fifty times. We have changed every other law and no complaint has been made, but whenever we attempt to change this law to bring it into conformity with modern life and customs of life of this nation of ours, we hear one member after another arise and preach a sermon here in the Pennsylvania Legislature. Let us consider this bill on its merits. Let us consider it as Americans, willing to allow the other fellow so far as possible to live his own life, allowing the people from the cities to come out also into God's open sunlight which they in the rural districts enjoy, and to live a life of happiness. I say to you, consider this matter as Americans, and then I am sure that you will vote for this bill.

Mr. BIDELSPACHER. Mr. Speaker and members of the House, in view of the forcible remarks of the gentleman from Berks, I would hesitate to speak, if I represented a small constituency. I do, however, represent a constituency of about ninety-five thousand people, including a third class city, and so I think I am entitled to speak.

Now this bill has been lauded by any number of former speakers as being a simon-pure local option measure, and yet, when I analyze this bill, if I can read correctly, it legalizes baseball every where in this Commonwealth, and if any municipality, or any township or any city desires to prohibit baseball within its borders, it can only do so by the method that is pointed out in this bill, to wit: by an ordinance. How, in the name of heaven, can a second class township pass an ordinance? In other words, if I read this bill correctly, it fastens itself upon one hundred thousand people in this Commonwealth who live in second class townships, who are powerless to enact an ordinance against baseball. For that reason I call your attention to the fact that it is not a simon-pure local option bill.

Mr. McELWEE. Mr. Speaker and members of the House, I desire at this time to emphasize what Mr. Bidelspacher has said, to wit: that it is not local option in so far as second class townships are concerned, and the greatest part of the area of this Commonwealth is made up of second class townships. This very fact would tend to defeat the local option part of this bill.

Take, for example, the city of New Castle. Suppose the city of New Castle should pass an ordinance preventing the playing of baseball on the Sabbath day? Shenango Township, Neshannock Township and Union Township, all second class townships, are just separated from the city by an imaginary line, and the game could be played in any one of those townships without any power in the city of New Castle or any one of those townships to prevent it. It is not in any sense a local option measure.

I desire, also, to call attention to some of the things that this bill is not. If it was such a great sin to arrest the boys for fishing on the Sabbath day, this bill will not correct that evil. If it was possible that in the City of Philadelphia members of a religious organization were arrested because they they were conducting religious exercises on the streets of Philadelphia, this bill will not correct that evil. This bill is proposed to make it legal to play baseball, not to fish nor to conduct a religious exercise on the streets of the City of Philadelphia or any other city.

I desire, also, to call attention to this fact: when I came to this House, I came with the most friendly feeling toward the City of Philadelphia. I have not yet lost those feelings, but I am surprised that the representatives of that great city would hold up to us, as the cure for all the evils of the City of Philadelphia, as a great moral measure, the playing of baseball on the Sabbath day.

We are, more or less, familiar with the morals of the City of Chicago, and if we had proof of the pudding, which is the eating, namely, the playing of baseball on the Sabbath day, I prefer the morals of the city of Philadelphia, bad as the gentleman pictures them to be. I propose to vote against this measure.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—102

Adams,
Argentieri,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Bechtel,
Bell,
Beyer,
Blumberg,
Burns,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn.
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Greeby,
Green,
Greenstein,
Grenet,
Hart,
Haws,
Heffernan,
Hefferon,
Hoffman,
Hoopes,
Jaffe,
Jones, E. F.,
Kirkbride,
Leidich,
Lewis,
Lucas,
Lynch,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
Memolo,
Metzier,
Metzinger,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reed, F. M.,
Rieder,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stone,
Storb,
Tahl,
Talbot,
Tucker,
Turner,
Watson,
Weaver,
Weidemann,
Wettach,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Witkin,
Ziesenheim,

NAYS—98

Baker,
Barton,
Batchelor,
Bauer,
Bicker,
Bidelspacher,
Black,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Denman,
Evans, J. T.,
Evans, T. C.,
Flinchbaugh,
Garard,
Gicking,
Gillette,
Goehring,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, B.,
Kahle,
King,
Labar,
Lockhart,
Lose,
Loucks,
Male,
Mason,
McCallister.
McClure,
McElwee.
McGregor,
McKay,
Meredith,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Musser,
Neely,
Patterson,
Peelor,
Post,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Ronemus,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Stevenson,
Stewart,
Storer,
Stott,
Strickler,
Surface,
Terry,
Wade,
Wall,
Way,
Wheeler,
White,
Wike,
Williams, G. W.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1874 (Senate Bill No. 730), entitled

An Act to amend sections one, two and three, of the act, approved the twentieth day of March, one thousand nine hundred and twenty-three (P. L. 25), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, including coated ice cream and the coating thereof; fixing a standard of butter-fat for ice cream; providing penalties for the violation thereof, and providing for the enforcement thereof," by extending the provisions of said act to sherbets and ices, and prohibiting the unlawful use of certain equipment, cabinets, cans and containers and the removal and erasing of owners' and manufacturers' marks therefrom or their concealment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1544 (Senate Bill No. 541), entitled

An Act providing that the city assessors in cities of the second class A may use the same property valuation made by the county assessors.

And said bill having been read at length the second time and agreed to,

Ordred, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1601, as follows:

An Act authorizing any street railway company or any motor power company of this Commonwealth owning all of the capital stock of any company having power to transport persons in common carriage by motor vehicle incorporated under the law of this Commonwealth to acquire the corporate powers franchise property rights and credits of such company

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That is shall be lawful for any street railway company or any motor power company now or hereafter incorporated under any law of this Commonwealth owning the entire capital stock of any company having power to transport persons in common carriage by motor vehicle now or hereafter incorporated under the law of this Commonwealth to acquire and to thereafter be possessed of own hold exercise and enjoy all the corporate powers franchises property rights and credits then possessed owned held or exercised by such company transporting persons in common carriage by motor vehicle Provided any such acquisition shall be subject to the approval of the Public Service Commission of the Commonwealth of Pennsylvania

Section 2 Such acquisiton shall be effected in the manner and upon the conditions hereinafter stated to wit

First The companies shall pursuant to resolution duly adopted by the directors of each make and execute under their respective corporate seals duly attested an agreement providing for such acquisition upon the surrender and cancellation of all the capital stock of the vendor company

Second Said agreement shall be submitted for approval or disapproval to the stockholders of each company at separate meetings either annual or special duly convened and if at such meetings said agreement shall be approved by the holders of a majority of the stock of each company then that fact shall be certified by the secretary of each company under its corporate seal and a copy of the agreement with said certificates attached shall be filed in the office of the Secretary of the Commonwealth and immediately upon the filing thereof together with a certificate of public convenience evidencing the approval of such acquisition by the Public Service Commission of the Commonwealth of Pennsylvania all the corporate powers franchises and privileges and immunities and all the property real personal and mixed rights and credits owned possessed held used or otherwise exercised by the vendor company shall become and be vested in the acquiring company subject to all the debts liabilities and duties of said vendor company and shall thereafter be possessed held used exercised and enjoyed by said acquiring company as fully completely and absolutely in all respects as the same had been theretofore owned held exercised and enjoyed by said vendor company and said acquiring company may also with respect to the property so acquired have exercise and enjoy all the rights powers privileges and franchises which it has and may exercise respecting its other property Upon the filing in the office of the Secretary of the Commonwealth of said copy of agreement and attached certificates as herein required and upon the surrender of certificates of stock of the vendor company to the acquiring company for cancellation and upon cancellation thereof the capital stock of said vendor company shall be wholly extinguished and thereupon the corporate existence of the said vendor company shall terminate

Section 3 That the copy of said agreement with said certificates attached filed in the office of the Secretary of the Commonwealth shall be evidence of the lawful holding of the meetings of stockholders of each company and of the due approval of the said agreement as required by this act as well as the precedent action of the directors of each approving thereof

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1771, as follows:

An Act to amend paragraph (c) of section seven of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended permitting cross suits in actions of trespass and regulating the practice in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (c) of section seven of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred and ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by section one of the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred thirty-five) entitled "An act to amend sections seven eight and nineteen of an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven as amended by requiring answers to be filed in all civil actions except by municipalities by authorizing a demand for a jury trial and providing for the trial of cases by a judge without a jury regulating the procedure and practice thereof and by providing for the fixing of fees and costs" is hereby further amended to read as follows

(c) In all actions the defendant shall at least three days exclusive of Sundays before the time fixed for hearing by the writ or within such further time as the court may allow upon cause shown file with the clerk of the court an answer duly sworn to setting forth the nature and character of his defense to plaintiff's demand or he may make a statement of such defense orally to the clerk which shall be reduced to writing by the clerk and sworn to If no answer be filed the plaintiff may at any time after the time for filing such answer has expired in actions for the recovery of money on contract and in actions of replevin enter judgment in the clerk's office in default of such answer In actions ex delicto the court shall on or after the time for hearing fixed by the summons enter such judgment as may be proper after examination of plaintiff's statement or after hearing such evidence as may be necessary for the proper disposal of the case If an answer be filed as aforesaid all material averments of plaintiff's statement which are not denied by the answer shall be deemed and taken to be true In actions of trespass averments in the statement of the person by whom the act was committed the agency or employment of such person the ownership or possession of the vehicle machinery property or instrumentality involved and all similar averments if not denied shall be taken to be admitted The averments of the other facts however on which the plaintiff relies to establish liability and averments relating to damages claimed of their amount need not be answered or dneied but shall be deemed to be put in issue in all cases unless expressly admitted The defendant in such actions may by affidavit or defense in addition to denying negligence on his own part allege negligence on the part of the plaintiff and set up against the plaintiff in the manner by this act prescribed a claim for damages arising out of the same general circumstances upon which the plaintiff's claim is based and both claims shall in the said cause be tried as one action Provided that no such claim for damages in an affidavit of defense shall exceed the sum of fifteen hundred dollars Provided however That municipalities shall not be required to file an answer But in all cases the court may for proper cause require either party to file a bill of particulars

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1799, as follows:

An Act to amend section forty-two of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" as amended providing for the giving of notice of amendments to corporate charters

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-two of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" as amended by section twelve of the act approved the seventeenth day of April one thousand eight hundred and seventy-six (Pamphlet Laws thirty) entitled "A supplement to an act approved April twenty-ninth one thousand eight hundred and seventy-four entitled "An act to provide for the incorporation and regulation of certain corporations' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations" is hereby further amended to read as follows

Section 42 As often as the corporations named in the first class specified in the second section of the act to which this is a supplement including all such corporations now in existence and academies colleges and universities shall be desirous of improving amending or altering the articles and conditions of their charters it shall and may be lawful for such corporations respectively in like manner to specify the improvements amendments or alterations which are or shall be desired and exhibit the same to the court of common pleas of the proper county in which said corporation is situated as aforesaid where if said court shall be of opinion such alterations are or will be lawful and beneficial and do not conflict with the requirements of the statute to which this is a supplement or of the Constitution it shall be the duty of said court to direct notice to be given as provided in the third section as amended of the act to which this is a supplement of such application and after decree made and such amendments are recorded the same shall be deemed and taken to be a part of the charter of the said corporation and if any two or more such corporations shall desire to consolidate and merge with each other or one or more within the other upon application to the court of common pleas of the county in which the corporation is situated into which the one or more desire to merge or become consolidated with the same proceedings shall take place as are required on an application to amend and upon decree being made by said court and the same being recorded in said county upon the terms specified in said application the said corporations with all their rights privileges franchises powers and liabilities shall merge and be consolidated into by the name style and title given to the same in such decree and upon the terms limitations and with the powers stated and conferred in said application and decree

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1932, as follows:

An Act to amend section seven of the act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-nine) entitled "An act regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners providing for appointment of examiners defining qualifications of applicants for examination condition of granting and revoking licenses regulating and limiting and defining the practice of dentistry limiting and defining operator in dental surgery prohibiting practice by or employment of unlicensed and unregistered persons and providing punishment therefor requiring the recording of licenses and registration of practioners and disposition of fees and fines providing for an annual registration fee for licensed practitioners and the disposition of such fees defining evidence of violations and providing punishment fixing the appropriations to the Dental Council" by prohibiting certain forms of advertising by persons practicing dentistry

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-nine) entitled 'An act regulating and defining the powers and duties of the Dental Council and the State Board of Dental Examiners providing for appointment of examiners defining qualifications and applicants for examination condition of granting and revoking licenses regulating and limiting and defining the practice of dentistry limiting and defining operator in dental surgery prohibiting practice by or employment of unlicensed and unregistered persons and providing punishment therefor requiring the recording of licenses and registration of practitioners and disposition of fees and fines providing for an annual registration fee for licensed practitioners and the disposition of such fees defining evidence of violations and providing punishment fixing the appropriations to the Dental Council" is hereby amended to read as follows

Section 7 It shall be unlawful for any person to employ or make use of advertising solicitors or free publicity press agents in connection with the practice of dentistry or to circulate or advertise

(a) [fraudulent] Fraudulent or misleading statements as to the skill of the operator the quality of the materials drugs or medicines used or methods practiced

(b) Statements of a character tending to deceive or mislead the public

(c) Statements of professional superiority or the performance of professional services in a superior manner

(d) Offers to perform professional service at definite fixed prices when the nature of the professional service rendered and the materials required must be veriable or to display by means of glaring illuminated or flickering light signs any advertisement containing as a part thereof the representation of a tooth teeth bridgework or any portion of the human head

And the said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1846 (Senate Bill No. 781), entitled:

An Act defining and broadening the powers of a board of viewers in determining damages in eminent domain proceedings.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION

RECALLING HOUSE BILL No. 997 FROM THE GOVERNOR

Mr. MATHAY asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 997, entitled "An act amending paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled 'An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or traffiking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof' by providing additional penalties," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1025 FROM THE GOVERNOR

Mr. WILSON asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1025, entitled "An act to amend section one thousand and one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred and forty-three) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth' permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine" be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 835 FROM THE GOVERNOR

Mr. TURNER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 835, entitled "An act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer" be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 648 FROM THE GOVERNOR

Mr. THOMAS C. EVANS asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 648, entitled "An act to amend sections three hundred and three and three hundred and four as amended and three hundred and five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 663, FROM THE GOVERNOR

Mr. SHRECK asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 663, entitled "An act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions' as amended, limiting the time allowed electors to petition the county commissioners to have their names placed on the registers," be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1373 FROM THE GOVERNOR

Mr. CHARLES R. GRIFFITH asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1373, entitled "An act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age" be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1243 FROM THE GOVERNOR

Mr. HUTTON asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1243, entitled 'An act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled 'An act to fix the salaries and compensation of the judges of the Supreme Court and judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by providing for construing the word 'population' as mentioned in section four of said act," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

UNANIMOUS CONSENT TO INTRODUCE BILL REFUSED

Mr. SPANN asked unanimous consent to introduce a bill, the title of which was read by the Clerk for information.

The SPEAKER. Will the House give unanimous consent to the introduction of the bill? Is there objection? The Chair hears objection and unanimous consent is not granted.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1052, entitled:

An Act requiring the board of revision of taxes in each county of the first class, to give taxables notice of increases in valuations and appeal days.

On the question,

Will the House agree to the bill on third reading.

BILL POSTPONED

Mr. J. F. M. BALDI. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. PETERS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL INTRODUCED

Mr. SPANN asked and obtained unanimous consent to introduce a bill, the title of which was read by the Clerk for information.

The SPEAKER. The bill will be filed with the Chief Clerk.

BILL TAKEN FROM TABLE

Mr. STERLING. Mr. Speaker, I move that House Bill No. 427, Printer's No. 606, entitled:

An Act authorizing cities of the first class to negotiate emergency loans for unemployment relief during the present calendar year.

which was laid on the table April 20, 1931, to be taken from the table.

Mr. JAFFE. Mr. Speaker, I second the motion.

The motion was agreed to.

RECESSION FROM AMENDMENTS

Mr. STERLING. Mr. Speaker, I move that the House recede from the amendments non-concurred in by the Senate.

Mr. JAFFE. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—162

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rice,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Lucas,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Richards,
Riddle,
Rieder,
Roan,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RESOLUTION

RETURNING HOUSE BILL No. 427 TO THE GOVERNOR

Mr. STERLING asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur) That House Bill No. 427, Printer's No. 141, entitled "An Act authorizing cities of the first class to negotiate emergency loans during the present calendar year," which was recalled from the Governor for the purpose of amendment, be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON SECOND READING

Mr. C. C. A. BALDI asked and obtained unanimous consent to call up out of order House Bill No. 1660, Printer's No. 761, on page 29 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1660, as follows:

An Act relating to the business of dry cleaning and dyeing prohibiting the use of the term in relation to enterprises not actually engaged in such business unless properly limited and prescribing a penalty

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person copartnership association or corporation in this Commonwealth engaging in the business of soliciting and/or receiving wearing apparel furs household furnishings draperies and curtains carpets rugs blankets gloves hats or textiles for dry cleaning or dyeing but not actually engaged in the business of dry cleaning or dyeing as defined by law shall use advertising matter or display holding forth such person copartnership association or corporation as being in the dry cleaning or dyeing business unless such advertising matter or display shall contain words of limitation as shall clearly define the status of the person copartnership association or corporation so soliciting and/or receiving such material whether as an agent or otherwise

Section 2 Any person or member of a copartnership or association or any officer agent or employe of a copartnership association or corporation violating the provisions of this act shall upon summary conviction before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than fifty dollars ($50.00) or more than one hundred dollars ($100.00) and the costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than thirty days

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Mr. WITKIN. Mr. Speaker, I desire to call up at this time House Bill No. 1366, Printer's No. 527, on page 10 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Witkin.

The House resumed the consideration on final passage of House Bill No. 1366, entitled:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. WITKIN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. F. M. MYERS. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring

Will the House agree to the bill on third reading?

Mr. WITKIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 5, by adding after the word "corporation" the following: "and the masculine shall include the feminine and neuter"

Amend section 6, page 3, line 7, by inserting after the word "firearm" the following: "or to agents, messengers, and other employes of common carriers, banks, or business firms whose duties require them to protect moneys, valuables and other property in the discharge of such duties from carrying any such firearm while actually engaged in such duties

Amend section 11, page 9, line 5, by striking out the word "fees" and insert in lieu thereof "fee"

Amend section 11, page 9, line 7, by adding after the figure "6" the following: "Any license granted under this section may be revoked by the person issuing the same upon written notice to the holder thereof"

Amend section 11, page 9, line 7, by adding before the word "any" the following: "Section 12".

Amend page 9, line 8, by adding after the word "Application" the following: "for a license to carry a firearm or for a dealer's license"

Amend section 12, page 10, line 1, by striking out the numeral "12" and insert in lieu thereof the following: "13"

Amend section 13, page 10, line 5, by striking out the numeral "13" and insert in lieu thereof "14"

Amend section 14, page 10, line 9, by striking out the numeral "14" and insert in lieu thereof "15"

Amend section 15, page 10, line 16, by striking out the numeral "15" and insert in lieu thereof "16"

Amend section 16, page 10, line 21, by striking out the numeral "16" and insert "17"

Amend section 17, page 10, line 24, by striking out the numeral "17" and insert in lieu thereof "18"

Amend section 18, page 11, line 1, by striking out the numeral "18" and insert in lieu thereof "19"

Amend section 19, page 11, line 4, by striking out the numeral "19" and insert in lieu thereof "20"

Amend section 20, page 11, line 6, by striking out the numeral "20" and insert in lieu thereof "21"

Amend section 21, page 11, line 12, by striking out the numeral "21" and insert in lieu thereof "22"

The SPEAKER. Will the House give unanimous consent to to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 83, as follows:

An Act relating to the employment of persons in the service of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter it shall be unlawful for any department board commission or agency of the State Government or any officer thereof to deny any person employment in the service of the Commonwealth on account of his or her age

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed but nothing contained in this act shall be construed to repeal any of the provisions of the child labor laws of the Commonwealth nor to repeal or affect any of the provisions of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" and the amendments thereto

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,

Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McElwee,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed; G. L.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus.
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott.
Sheely,
Sheffer,
Shellenberger,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 785, entitled:

An Act to repeal section four hundred and thirty of, and to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by adding thereto section four hundred and twenty A, authorizing minors of the age of eighteen years and upwards to become members of any life insurance company, and giving them full powers, rights and privileges in contracts relative to insurance, with the same force and effect as if they were of age.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,

Black,
Blumberg,
Bowers,
Braham,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Metzler,
Metzinger,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus.
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. STERLING. Mr. Speaker, several weeks ago the Department of Revenue handed me two bills which affect vitally the revenue of the Commonwealth. Inadvertently I admitted the last day for the introduction of bills in the House to pass. I hope the House will grant unanimous consent for the introduction of these bills at this time.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be noted in the Journal.

BILLS INTRODUCED

Mr. STERLING asked and obtained unanimous consent to introduce bills, the titles of which were read by the Clerk for information.

The SPEAKER. The bills will be filed with the Chief Clerk.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1134, entitled:

An Act providing for liens in favor of the Commonwealth and every charitable association, corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity and furnishing therein care, treatment, and maintenance to persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons, corporations, partnerships, and other unincorporated associations whatsoever, for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. MUSMANNO. I move that this bill be placed upon the postponed calendar.

Mr. SPANN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1409, entitled:

An Act to repeal the act approved the twenty-ninth day of April, one thousand eight hundred and ninety-seven, (Pamphlet Laws thirty-four), entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census, and bi-ennially one copy of the School Laws and Decisions, and providing for the same."

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. The gentleman from Allegheny, Mr. Steedle, the sponsor of this bill, is not in his seat.

BILL POSTPONED

Mr. TURNER. Mr. Speaker, in the absence of the sponsor of this bill, I move that it be placed upon the postponed calendar.

Mr. DUNN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1596, entitled:

An Act authorizing Frederick J. Osterling, Architect, a citizen of the City of Pittsburgh, Pennsylvania, to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shettel,
Storer,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1743, entitled:

An Act providing for the preparation of plans and specifications and for the erection of two State institutions for the confinement and treatment of persons suffering from venereal diseases, on lands acquired therefor in the eastern and western parts of the Commonwealth; imposing duties in connection therewith upon the Governor, the Department of Property and Supplies, and the Department of Welfare; and making an appropriation.

On the question,

Will the House agree to the bill on third reading.

BILL RECOMMITTED

Mr. DUNN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1730, entitled:

An Act to further amend sections fourteen and twenty-two of an act approved the tenth day of June, eighteen hundred ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," so as to provide that the names of candidates for Presidential electors shall no longer be printed on the ballot.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr ,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Rieder,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1763, entitled:

An Act authorizing the Department of Property and Supplies to furnish periodically, one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher.
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff.
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus.
Root,
Royle,
Sarig,
Schrock.
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann.
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim.
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. TURNER. Mr. Speaker, I desire to call up at this time House Bill No. 1409, Printer's No. 655, on page 10 of today's calendar, bills on third reading.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner,

The House resumed the consideration on final passage of House Bill No. 1409, entitled:

An Act to repeal the act approved the twenty-ninth day of April one thousand eight hundred and ninety-seven (Pamphlet Laws thirty-four) entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census and biennially one copy of the School Laws and Decisions and providing for the same"

On the question recurring,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker, this bill was postponed a little while ago. In the meantime I have conferred with the sponsor of the bill and I understand that House Bill No. 1763, which we have just passed takes the place of this bill and that House Bill No. 1409 is a repealer. Therefore, this bill should pass.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1149 (Senate Bill No. 87), entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor,

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1447, (Senate Bill No. 557), entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

MR. MATHAY IN THE CHAIR

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1669 (Senate Bill No. 159), entitled:

An Act to amend section three hundred thirty-two of and add section three hundred and thirty-seven to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affimative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

REPORT OF COMMISSION ON PENAL INSTITUTIONS

Mr. **TURNER**. Mr. Speaker, I desire at this time to offer the report of the Commission appointed by Governor Fisher, pursuant to an act of Assembly of the Commonwealth of Pennsylvania, dated May 10, 1927, P. L. 882.

The report of the Commission was read by the Clerk.

The **SPEAKER**. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1086, as follows:

An Act requiring the departments and agencies of the Commonwealth and institutions maintained in whole thereby to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth and the surplus to be held and not sold in competition with free labor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Welfare shall cause to be prepared a catalogue containing a description and price list of all the articles manufactured or produced by the penal or correctional institutions within its jurisdiction Copies of this catalogue shall be sent to all institutions supported in whole by the State to the Department of Property and Supplies and the receipt of said catalogue by each of them shall be sufficient notice to each of them that the articles described in said catalogue are or are about to be manufactured or produced by the labor of the inmates of the institutions within the jurisdiction of the Department of Welfare

Section 2 The several institutions maintained in whole by the State are hereby required to purchase from the Department of Welfare all articles or supplies manufactured or produced by the penal and correctional institutions of the Commonwealth which are needed for use therein or thereby and they shall not purchase any articles or supplies manufactured or produced from any other source until and unless the Department of Welfare shall first certify on the requisition made to it that such articles or supplies or the equivalent thereof cannot be furnished All requisitions for articles or supplies made as herein provided shall be honored by the State Department of Welfare as far as practicable

Section 3 At least thirty days before the commencement of each such State fiscal year the proper officials of each institution department or agency of the State shall report to the State Department of Welfare estimates for the ensuing year of the amount of supplies of different kinds required by them which shall refer to the catalouge issued by the State Department of Welfare in so far as the articles indicated are included within such catalogue No purchasing agency shall be allowed to evade the intent and meaning of this act by specifying slight variations from the standards adopted by the State Department of Welfare when the articles provided by it in accordance with its standards are reasonably adapted to the actual needs of the purchasing agency

Section 4 Any surplus product shall be kept and retained and shall not be sold in the open market in competition with free labor

Section 5 Any official of the State or county who shall fail to comply with the provisions of this act relative to the purchase of prison made goods and materials from the State Department of Welfare shall upon summary conviction thereof be sentenced to pay a fine of not more than twenty-five dollars and costs of prosecution

Section 6 All acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. HEFFRAN. Mr. Speaker, in the absence of the sponsor of this bill, I move that it be placed upon the postponed calendar.

Mr. BATCHELOR. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1567, as follows:

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State imposing certain duties upon the Department of Public Instruction and the State Council of Education defining violations providing penalties and for appeal to the court of common pleas of Dauphin County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Public Instruction shall provide for the registration of persons qualified to teach in elementary and secondary schools of this Commonwealth which are accredited by the Department of Public Instruction as conforming to the official standards promulgated by the department

Section 2 The State Council of Education shall have the power and its duty shall be subject to the approval by the Department of Public Instruction

(a) To adopt and promulgate rules and regulations not inconsistent herewith for the execution and administration of this act

(b) To establish and promulgate standards of preliminary and professional education and training for teachers in such schools

(c) To provide for and to regulate the certificates and the registration of persons qualified to teach in such schools

(d) To certify as qualified to practice the art of teaching in such schools any applicant eighteen (18) years of age of good moral character not addicted to the use of intoxicating liquor or narcotic drugs and who has graduated from a college university or institution of learning approved as herein provided and to register such person upon such proof as the State Council of Education may require that such applicant possesses such qualifications

(e) To make permanent such certificate and/or registration upon evidence of such teaching experience as it may by rule require in such schools

(f) To investigate and to determine the acceptability of colleges universities and institutions of learning of this Commonwealth and of other states and countries issuing credentials diplomas or degrees to persons who may desire to be registered to teach in such schools of this Commonwealth to approve such colleges universities and institutions of learning as are deemed by it to be acceptable to revoke its approval of such as shall fail to maintain the required standards and to compile and publish annually a registry of such approved colleges universities and institutions of learning

(g) To provide for and regulate limited and permanent registration of such certificates to teach or certificates of registration to teach approved by the council

(h) To accept and endorse or approve for registration certificates to teach or certificates of registration to teach issued by other states countries and bodies upon the payment of such fee for registration in this Commonwealth as may be fixed by the State Council of Education Provided That the standards of such other state or country as adopted by such body are approved by the State Council of Education as equal to the standards of this Commonwealth

(i) To prescribed the professional title or other designation which a registrant may use in connection with his or her name in the practice of the art of teaching to regulate the use thereof and prohibit its use by non-registrants and to prosecute persons who illegally use such title or designation

(j) To investigate any violation of this act or application for reinstatement of certificate or registration and to conduct hearings either before the council or a committee or examiner appointed by the council to hear and report to it upon such violation or application and to discipline or prosecute such violations

(k) To suspend and revoke by majority action of the entire council the certificate and/or registration of any person found guilty upon hearing of immorality incompetency intemperance habitual use of drugs or narcotics cruelty negligence or for violation of any provision of this act and it shall be the duty of the council to suspend the certificate and/or registration of any person indicted for a crime or misdemeanor involving moral turpitude or as a drug addict whenever a certified copy of such indictment shall have been filed with the council and to revoke the same upon conviction thereof whenever a certified copy of the verdict or judgment or sentence of the court shall have been filed with the council and to reinstate such certificate and/or registration in any case where after hearing a majority of the entire council shall deem the same just and proper

(l) To keep a record and it shall be the duty of the council so to do of every certificate issued modified suspended revoked or reinstated and registration thereof made by or with the council and to prescribe the form of such record

(m) To submit biannually to the Department of Public Instruction an estimate of the financial requirements of the council for administrative expenses

Section 3 Before any certificate to teach and/or registration of a certificate under this act is suspended or revoked by the council except as otherwise herein provided the holder thereof shall be furnished with a written copy of the complaint made against him or her and have an opportunity to be heard personally and by counsel before the council or its committee or examiner appointed by it for that purpose At least ten (10) days' written notice of the time and place of such hearing shall be given such registrant by registered mail addressed to his or her post office address as shown on the registration docket or other record or information in possession of the council Any person aggrieved by the action of the council in suspending or revoking any certificate and/or any registration may appeal from such order of the council to the court of common pleas of Dauphin County Appeals from order suspending or revoking a certificate and/or registration shall be taken within thirty (30) days after entry of such order of which action immediate notice shall be given the registrant by the council by registered mail Such appeal shall not act as a supersedeas The court shall fix a time and place at which the appeal shall be heard by the court At the hearing of the appeal the court shall upon the record certified to it by the council determine whether or not the order appealed from is reasonable and in conformity with law The order shall be prima facie evidence of the reasonableness thereof and the burden of proving the contrary shall be on the appellant The court may sustain or dismiss the appeal and its action shall be final

Section 4 The records of the State Council of Education authorized and maintained under this act shall be public and open to inspection during business hours Copies thereof duly certified by the Secretary of the Council and the Superintendent of Public Instruction shall be received in evidence in all courts and elsewhere

Section 5 All fees required to be collected under the provisions of this act shall be received by the Department of Public Instruction and by it paid through the Department of Revenue into the State Treasury for the use of the Commonwealth

Section 6 Any person now holding a provisional professional a permanent State certificate a State normal school certificate a State normal school diploma a provisional college certificate a permanent college certificate a temporary or permanent certificate for teachers of kindergartens drawing vocal music mechanical drawing physical training and other special branches issued by the Superintendent of Public Instruction of this Commonwealth a special temporary certificate a special permanent certificate a standard temporary certificate a standard permanent certificate issued by the Department of Public Instruction as provided by law or the rules and regulations of the State Council of Education shall hereafter continue to possess the same rights and privileges with respect to the practice of the art of teaching as heretofore and may register such certificate under the provisions of this act within two years from the date of the approval of this act subject however to the right of the council to suspend or revoke such registration for causes set forth in this act and subject to the right of said council to require such person to register limited certificates annually with the council as in this act provided

Section 7 It is unlawful for any person within this Commonwealth to assume or use the professional title or other designation which any registrant may use in connection with his or her name in the practice of the art of teaching which may be prescribed in accordance with this act unless he or she has a legal and valid certificate of registration issued under this act or to forge any such certificate of registration or alter any certificate of registration so issued

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall for a first offense be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to suffer imprisonment not exceeding six (6) months or both at the discretion of the court and upon conviction of a second or subsequent offense shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) or more than one thousand dollars ($1,000.00) and to suffer imprisonment for a term of not less than six (6) months or more than one (1) year

Section 8 This act shall take effect immediately upon its passage and approval by the Governor

Section 9 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier.
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1750, entitled:

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board, with approval of the Court, in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes.
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough.
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1751, entitled:

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions, it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer.
Shellenberger,
Shettel,
Shortz.
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White.
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—2

Talbot,
Turner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1774, entitled:

An Act validating the action of the salary boards in counties of the third class in providing additional assistants to the district attorneys in the respective counties when such appointments became necessary on account of sickness of assistant district attorneys, or on account of increased business or unusual conditions or circumstances, provided the salary of such appointees did not exceed the minimum salary provided for assistant district attorneys in the respective counties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—60

Baker,
Baldrige,
Batchelor,
Bidelspacher,
Braham,
Cordier,
Dietrich,
Duffy,
Dunn,
Dwyer,
Flynn,
Gicking,
Goehring,
Graham,
Hagmaier,
Haines,
Hartsock,
Hermansen,
Holcombe,
Hutton,
Jones, B.,
Kahle,
Labar,
Lewis,
Lose,
Maloney,
Mason,
McCallister,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, W. H.
Munley,
O'Neill,
Peelor,
Post,
Powell,
Price,
Rhodes, C. H.,
Rieder,
Roan,
Ronemus,
Shettel,
Shortz,
Simon,
Snyder,
Soffel,
Stott,
Way,
Wheeler,
Wike,
Williams, J. J.,
Wise,
Wright,
Yeakel,

NAYS—57

Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bauer,
Bell,
Black,
Blumberg,
Brown, E. P.,
Brown, T. J.,
Burns,
Conner,
Denning,
Fish,
Fitzgerald,
Fox,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Hart,
Haws,
Heffernan,
Hefferon,
Himes,
Holmes,
Leidich,
Lucas,
Mathay,
McElwee,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Reed, G. L.,
Rhys,
Root,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Staudenmeier,
Steedle,
Tahl,
Talbot.
Turner,
Wade,
Weaver,
Weidemann,
Witkin,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 696, entitled:

A joint resolution proposing an amendment to article three of the Constitution of the Commonwealth by adding thereto section thirty-seven.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bechtel,
Bell,
Beyer.
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt.
Evans, J. T.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette.
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Miller,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1007, entitled:

An Act to amend section two hundred and ten of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish, and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by prohibiting the purchase, sale and exposing for sale of large and small mouth bass caught in waters without this Commonwealth, and received in interstate commerce or otherwise.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHESTER H. RHODES. Mr. Speaker, I desire to interrogate the sponsor of this bill, Mr. Cauffiel.

The SPEAKER. Will the gentleman from Cambria, Mr. Cauffiel, permit himself to be interrogated?

Mr. CAUFFIEL. Mr. Speaker, I will.

Mr. CHESTER H. RHODES. Mr. Speaker, will the sponsor of this bill kindly state the purpose behind it?

Mr. CAUFFIEL. Mr. Speaker, this bill has been introduced on behalf of the Fish Commission, and the purpose of the bill is to enact that section of the federal law into the law of Pennsylvania, which is known as the Hawes Bill. The idea of enacting this into the Pennsylvania law is to provide reciprocal protection, and to allow the Federal agencies to intervene when there has been a violation in the inter-state shipment of any game fish. It is to give game fish a game fish's protection, and not to allow it to appear upon the markets with other allowed fish. It is not my legislation, it is the Fish Commission's legislation, and as I say its only purpose is to enact that federal statute into this House bill.

Mr. CHESTER H. RHODES. Mr. Speaker, how can we regulate interstate commerce by Pennsylvania statute?

Mr. CAUFFIEL. Mr. Speaker, so far as that is concerned, it also extends the same provisions to intra-state commerce. For instance, if the fisherman takes these fish out of the small lake, it would not allow them to be marketed, the purpose being to deter persons who would do that sort of thing.

Mr. CHESTER H. RHODES. Mr. Speaker, this amendment provides that fish caught outside of the Commonwealth, brought in by virtue of inter-state commerce, could not be sold; is that right?

Mr. CAUFFIEL. Mr. Speaker, these particular black bass.

Mr. CHESTER H. RHODES. Mr. Speaker, do you think we can regulate inter-state commerce?

Mr. CAUFFIEL. Mr. Speaker, no; we would regulate the sale here in the State, and not the inter-state commerce.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Cambria, Mr. Cauffiel, permit himself to be interrogated?

Mr. CAUFFIEL. Mr. Speaker, I will.

Mr. SOWERS. Mr. Speaker, will this bill prohibit the people in the city from buying fish?

Mr. CAUFFIEL. Mr. Speaker, not so far as I know.

Mr. SOWERS. Mr. Speaker, this particular kind of fish?

Mr. CAUFFIEL. Mr. Speaker, yes; it will prohibit them from being bought and sold in the open market.

Mr. SOWERS. Mr. Speaker, then you are going to keep this kind of fish for the farmers?

Mr. CAUFFIEL. Mr. Speaker, no.

Mr. SOWERS. Mr. Speaker, how will the people in the cities, get this fish?

Mr. CAUFFIEL. Mr. Speaker, go out and catch them.

Mr. SOWERS. Mr. Speaker, can't they buy them from the farmers?

Mr. CAUFFIEL. Mr. Speaker, no; they can't buy them from anybody.

Mr. SOWERS. No? That is a bad bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—56

Batchelor,
Bechtel,
Bell,
Bicker,
Bidelspacher,
Black,
Brown, T. J.,
Carmany,
Cauffiel,
Denman,
Dunn,
Evans, T. C.,
Garard,
Griffith, J. W.,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, E. F.,
Kahle,
King,
Leidich,
Lockhart,
Loucks,
Male,
Marcks,
McKay,
Memolo,
Meredith,
Moore, W. H.
Mumford,
Musser,
Peelor,
Post,
Raub,
Rhys,
Rice,
Richards,
Ruth,
Schrock,
Sheely,
Simon,
Snyder,
Staudenmeier,
Sterling,
Stevenson,
Stone,
Stott,
Wall,
Watson,
Way,
White,
Wise,

NAYS—62

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Beyer,
Blumberg,
Burns,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Ederer,
Emhardt,
Fish,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Goehring,
Greeby,
Green,
Greenstein,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hoopes,
Jaffe,
Kirkbride,
Lewis,
Lucas,
McCallister,
Metzinger,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Rhodes, C. H.,
Root,
Royle,
Sarig,
Sautter,
Schwartz,
Sowers,
Storer,
Strickler,
Surface,
Tahl,
Turner,
Weaver,
Weidemann,
Wilson, L. M.,
Witkin,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1228, entitled:

A Joint Resolution proposing an amendment to section one article eighteen of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—58

Baker,
Baldrige,
Barton,
Bauer,
Bechtel,
Beyer,
Bidelspacher,
Braham,
Byrne,
Carmany,
Cooke,
Cordier,
DeFrehn,
Dietrich,
Duffy,
Dunn,
Fitzgerald,
Fleisher,
Fuller,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hart,
Hoopes,
Hutton,
Jones, B.,
Kahle,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mathay,
McArran,
McElwee,
McKay,
Meredith,
Metzinger,
Miller,
Munley,
Musmanno,
Price,
Raub,
Rice,
Rieder,
Rooney,
Ruth,
Sarig,
Sautter,
Scott,
Sinwell,
Snyder,
Wilson, L. M.,

NAYS—63

Blumberg,
Brown, E. P.,
Brown, T. J.,
Ederer,
Flynn,
Fox,
Gaghan,
Gangloff,
Garard,
Gicking,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Haws,
Heffner,
Heffran,
Himes,
Holcombe,
Holmes,
King,
Kirkbride,
Labar,
Lockhart,
Lucas,
Moore, D. G.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Richards,
Roan,
Ronemus,
Root,
Schrock,
Shellenberger,
Shutt,
Simon,
Sowers,
Sterling,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Turner,
Wall,
Weaver,
Weidemann,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

THE SPEAKER (C. J. GOODNOUGH) IN THE CHAIR.

ADJOURNMENT

IN MEMORY OF HONORABLE JAMES F. WOODWARD.

Mr. MUSMANNO. Mr. Speaker, I move that the House do now adjourn until tomorrow morning at 11.00 o'clock Eastern Standard Time, in honor of the memory of James F. Woodward, late of McKeesport, Allegheny County, former member of this House; former Chairman of the Appropriations Committee and at the time of his death Secretary of Internal Affairs.

Mr. SIMON. Mr. Speaker, I second the motion.

The motion was agreed to, and at 12.39 o'clock A. M., the House adjourned until tomorrow morning at 11.00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1931 129th of the General Assembly

Vol. 12 HARRISBURG, PA., TUESDAY, MAY 5, 1931 No. 44

SENATE

TUESDAY, MAY 5, 1931.

The Senate met at 10.00 o'clock A. M.

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. Christian H. Shirk, offered the following prayer:

Our Divine Master, we observe that in sections of our Commonwealth this week is being devoted to consideration of the needs, the welfare of our boys. We pray Thy blessing to rest upon the boys of our State and nation, yet, of the entire world. May we strive to produce such conditions and promote such environment for them as will enable them to bring out the very best that is in them, giving them better opportunities than were enjoyed by previous generations.

While we rightfully are concerned about the conservation of our natural resources, may we realize that our most important resources consist of the manhood and womanhood of our State and nation; and that by the conservation of these qualities the real grandeur of our national life will be achieved.

We ask for these mercies in Thine own Name. Amen.

JOURNAL APPROVED

The **PRESIDENT**. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. **HEATON**, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 87

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 87, entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 159

He also returned to the Senate, Senate Bill No. 159, entitled:

An Act to amend section three hundred thirty-two of, and add section three hundred thirty-seven to, the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies.

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 557

He also returned to the Senate, Senate Bill No. 557, entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law.

with the information that the House has passed the same without amendment.

BILLS SIGNED

The **PRESIDENT** (Lieutenant-Governor Edward C. Shannon) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 234, entitled:

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

Senate Bill No. 334, entitled:

An Act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy nine" as amended by excepting life insurance companies from the operation of said section twenty-four

Senate Bill No. 413, entitled:

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

Senate Bill No. 476, entitled:

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

Senate Bill No. 87, entitled:

An Act to amend section six hundred and one of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other asssitants and employes of certain departments boards and commissions shall be determined" by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor

Senate Bill No. 159, entitled:

An Act to amend section three hundred thirty-two of and add section three hundred thirty-seven to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies

Senate Bill No. 557, entitled:

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law

Whereupon,

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the presence of the Senate signed the same.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 997

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the Houuse of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 997, entitled:

An Act amending paragraph four of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled "An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding the refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof" by providing additional penalties

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1373

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1373, entitled:

An Act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age

be recalled from the Governor for further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 648

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 648, entitled:

An Act to amend sections three hundred and three and three hundred and four as amended, and three hundred and five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses; enumerating the regulations subject to which hunters' licenses are issued; and changing the hunters' license year.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 835

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 835, entitled:

An Act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer

be recalled from the Governor for further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 663

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 663, entitled:

An Act to amend section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions" as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers

be recalled from the Governor for further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1243

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1243, entitled:

An Act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled "An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" by providing for construing the word "population" as mentioned in section four of said act

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1025

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1025, entitled:

An Act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine

be recalled from the Governor for further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

LEAVES OF ABSENCE

Mr. WILLIAMSON asked and obtained leave of absence for the Senator from Franklin, Mr. Clippinger.

Mr. CLARK asked and obtained leave of absence for the Senator from Mercer, Mr. Fay.

REPORTS FROM COMMITTEES

Mr. HOMSHER, from the Committee on Judiciary General, reported as amended, Senate Bill No. 1012 (House Bill No. 1518), entitled:

An Act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof, and a trust fund for the maintenance of the same; providing for the control, management, supervision, restoration, and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof.

Mr. SCOTT, from the Committee on Appropriations, reported as committed, Senate Bill No. 1062, entitled:

An Act making an appropriation to the Board or Trustees of Philipsburg State Hospital, of Philipsburg, Pennsylvania, for the payment of notes issued by said Board of Trustees to pay for the construction and equipment of hospital buildings and validating the action of the board in issuing such notes.

Mr. BALDWIN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 963, entitled:

An Act to amend section five hundred twelve of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the Auditor General shall not be required or be forced to follow the legal advice of the Department of Justice.

Mr. ARMSTRONG, from the Committee on Elections, reported as committed, Senate Bill No. 916, entitled:

An Act to amend section two of the act, approved the thirtieth day of January, one thousand eight hundred and seventy-four (P. L. 31), entitled "A further supplement to the act regulating elections in this Commonwealth," as amended, increasing the number of days the registry assessors in counties of the second class have for making their assessments.

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 573 (House Bill No. 92), entitled:

An Act authorizing cities of the third class to provide by ordinance for the payment for public work or improvements heretofore made for or furnished to the city and accepted and used by the city where no legal or valid contract was entered into as required by law

Mr. RIAL, from the Committee on Judiciary General, reported as amended, Senate Bill No. 780, entitled:

An Act for the relief of owners and operators of vehicles, and of persons in charge of parades, funeral processions and corteges from liability for injuries, death and loss suffered by guests or persons participating in such parades, funeral processions and corteges, except in certain cases.

Mr. SCOTT, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by his Excellence, the Governor of the Commonwealth.

ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Charles T. Anderson, of Carbondale, as Alderman in the 5th Ward of the City of Carbondale, Lackawanna County, vice Sylvester M. Saunders, deceased.

GIFFORD PINCHOT.

MEMBER MOTHERS' ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conofrmity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Mrs. Rebecca B. Potter, of Antes Fort, as a member of the Board of Trustees of the Mothers' Assistance Fund of Lycoming County until June 1, 1935, and until her successor is duly appointed and qualified.

GIFFORD PINCHOT.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of N. R. Walker, of Mechanicsburg, as Justice of the Peace in Hampden Township, Cumberland County.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires nominations made by the Governor to be referred to proper committee and reports of committees on nominations made by the Governor to lie on the table one day, be dispensed with, and the Senate do now resolve itself into Executive Session for the purpose of acting upon the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Apple,
Armstrong,
Aron,
Baldwin,
Bell,
Bowers,
Boyd,
Buckman,
Chapman,
Clark,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. EINSTEIN. Mr. President, I move that the Executive Session do now rise.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 1064, entitled:

An Act relating to cats, and the preservation of poultry and birds from destruction by cats; providing for the licensing of cats; and providing a penalty.

Which was committed to the Committtee on Agriculture.

Mr. EINSTEIN read in his place and presented to the Chair Senate Bill No. 1065, entitled:

An Act creating a commission to make a study to ascertain obsolete, supplied and useless legislation, and to make report thereon; and making appropriation.

Which was committed to the Committee on Appropriations.

HOUSE MESSAGES

HOUSE RECEDES FROM ITS AMENDMENTS TO HOUSE BILL No. 427

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has receded from its amendments non-concurred in by the Senate to House Bill No. 427, entitled:

An Act to amend section five of article seventeen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "The First Class City Charter Law."

Said bill having been recalled from the Governor and amended by the House of Representatives, which amendments were non-concurred in by the Senate.

RESOLUTION RETURNING TO THE GOVERNOR HOUSE BILL No. 427, WITHOUT AMENDMENTS

He also presented extract from the Journal of the House, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 427, entitled:

An Act to amend section five of article seventeen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "The First Class City Charter Law."

be returned to the Governor without amendment.

On the question,

Will the Senate concur in the Resolution?

Mr. ARON. Mr. President, I am glad to learn that the House has receded from its amendments to this bill. Last Thursday City Council met at Philadelphia and unanimously passed a resolution requesting the General Assembly of Pennsylvania as follows:

"Resolved, By the Council of the City of Philadelphia, That the members of the House of Representatives and the Senate of the General Assembly of Pennsylvania, be, and are hereby requested to give favorable consideration to House Bill No. 427, as originally reported from Committee, authorizing an increase in the emergency borrowing capacity of the City of Philadelphia to eight million ($8,000,000) dollars."

And further "Resolved, That a copy of this resolution be forwarded to the members of the House of Representatives and the Senate of the General Assembly of Pennsylvania."

At a meeting held by City Council last Monday, which was attended by the Mayor and by every welfare group that is doing charitable work in Philadelphia, it was unanimously decided that the original bill of $6,000,000 should be the bill to be passed by the Legislature and placed upon the Governor's desk for his signature.

When that bill was introduced into the House it passed without a dissenting vote. It then came into this Chamber and was referred to the Committee on Municipal Affairs, of which I have the honor to be chairman, and at that time amendments were offered to that bill by the Attorney General, Mr. Schnader. These amendments were given to me with the information that it was in this amended form the Governor would approve the bill; and it was so amended to comply with the wishes of His Excellency, the Governor. In that form the bill was passed.

I am informed now by Mayor Mackey, by Mr. Cox, President of City Council, and by others who attended a conference with His Excellency, the Governor, that he promised to sign that bill, and they went home feeling satisfied that the work was done.

The Lloyd Committee asked for only $1,500,000 to take care of the unemployed in Philadelphia. The Governor asked City Council to increase that amount to $2,000,000, and they agreed. He then asked them to increase it to $3,000,000 and they agreed. Now, for some unknown reason, he invites the sponsor of the bill to withdraw it. Why the sponsor withdrew the bill is unexplained.

I would like to read to the Senate part of an editorial in today's Inquirer, an editorial discussing Governor Pinchot and City Council. The article concludes as follows:

"However, this a matter for our own citizens, not for the Governor, to deal with. If the Councilmen insist that the entire emergency loan is positively essential, that otherwise disaster may fall upon a great many of the public's protective forces, it would seem to be the duty of Mr. Pinchot to take them at their word.

"In any event, the responsibility has been placed upon his shoulders, and it is not for him to assume judicial robes and judge the situation according to personal opinion or from political viewpoints."

That bill will be placed upon the Governor's desk. A committee of 100 of the leading citizens of Philadelphia either has been or will be immediately appointed to appeal to the Governor to sign that bill. We want to give to the unemployed every dollar that the city can afford. But, Mr. President, there is another emergency facing the City of Philadelphia: we need the $3,000,000 to take care of the pay for the policemen and firemen. Our budget has been short-changed, and after August 15th the City will not have a dollar with which to pay the firemen and the policemen who guard our homes, our wives and our children; and it is just as important to take care of the families of these, our protectors, as it is to take care of the unemployed.

The financial mess in which we find ourselves at the present time is not due to the City Comptroller; it is not due to Council; but there is a shortage a deficiency, in the collection of taxes today amounting to $19,000,000. That is the fix we are in.

We ask the Governor not to play politics with this bill. We want $6,000,000. This will enable us not only to take care of the unemployed but we will also have sufficient money to take care of the families of our firemen and our policemen.

Therefore, I appeal to the Governor to lay aside prejudice, to lay aside politics, and to sign this bill.

Mr. SALUS. Mr. President, just one word more on this bill, so that the Senators may understand the situation. When Council met in the beginning of this year, it was faced with the financial difficulties of our people, particularly the financial difficulties of that class of persons who in the days gone by have been frugal, have saved their money, and, in the saving of that money were enabled to buy little homes in which to reside. Many of them had lost their employment, and Council decided that under the conditions it would be unwise and unfair to punish those hard working citizens who were buying their little homes, or owned them, by increasing the tax rate.

The City of Philadelphia is not financially embarrassed. We have owing to the City many times the amount that would be necessary to take care of the exigencies of the present year. But City Council and the Mayor, and the other people in the City of Philadelphia, do not feel that this is the time to put the screws down on the small property owners of the city. They do not want to take drastic action, by putting the homes of these people up at sheriff's sale. They want to give their citizens an opportunity to get on their feet, carry them along until times get better and they will be employed and able to pay the taxes on their homes.

It is not a question of wild financing; it is a question of taking care of our citizens in the hour of need. We are not financially embarrassed—there is on the books in the tax office of Philadelphia far more than sufficient to meet all of our current expenses.

The only way we can raise the money for the paying of the firemen and policemen after next September, if the Governor does not sign this bill, will be by driving these poor people out of their homes, by insisting upon their paying their arrearages of taxes; and that, we, in the City of Philadelphia, do not want to do. That is a thing I do not believe any fair minded person would like to see happen.

I charge no man with politics; I charge no man with any indiscretion in this matter; and I am perfectly convinced that when the facts are brought home to the Governor as to the true situation, he will sign this bill. It is a measure for the benefit of not only the very poor, the unemployed, it is for the benefit of the poor property owner in Philadelphia, who is just temporarily poor; and as soon as the wheels of industry start turning again these people will earn enough money to pay their taxes, and they will pay them promptly; and we will have far more than sufficient money next year to pay all this obligation, and will not be put in the position of imposing an additional tax on the small property owner of Philadelphia.

This is a proposition for the benefit of all the people, and particularly for the benefit of the police and fire departments of Philadelphia. For a big city like the City of Philadelphia to allow the personnel of its fire and police departments to go unpaid would mean hardship not only for the policemen and firemen, but it would be a hardship on the entire community; and I know that no man, not even the Governor, would stand in our way on this question.

And the question recurring,

Will the Senate concur in the resolution?

The yeas and nays were taken and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Howell,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representative accordingly.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writng from His Excellency, the Governor of the Commonwealth, which were read as follows:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 5, 1931.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

FAYETTE COUNTY.

Antonio Tassone, Republic.

MONTGOMERY COUNTY.

Clayton L. Brown, Jr., Norristown.
I. Ely Hough, Ambler.
W. L. Kentner, Willow Grove.

PHILADELPHIA COUNTY.

A. J. Kniebuehler, Philadelphia.
Amos H. Williams, Philadelphia.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do adivse and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Clark,
Coyne,
Ealy,
Earnest,
Homsher,
Howell,
Hunsicker,
Kitts,
Pethick,
Prince,
Rial,
Roberts,

Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

ANNOUNCEMENT RELATIVE TO INDUCTION INTO OFFICE OF HONORABLE PHILIP H. DEWEY

The PRESIDENT, Hon. Philip H. Dewey will be inducted into Office as Secretary of Internal Affairs of Pennsylvania at twelve o'clock Noon, Eastern Standard Time, in the Department of Internal Affairs, second floor, north wing. Members of the Senate are invited to be present at the ceremony.

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 665, as follows:

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That DEFINITIONS The word "bank" when used in this act shall include any person copartnership or association or corporation engaged in the business of receiving and paying deposits of money within this Commonwealth A branch or office of any such bank shall be deemed a bank for the purpose of this act

The word "item" when used in this act means any check note or other instrument providing for the payment of money

Section 2 BANK IS AGENT FOR COLLECTION Except as otherwise provided by agreement and except as to subsequent holders of a negotiable instrument payable to bearer or indorsed specially or in blank where an item is deposited or received for collection the bank of deposit shall be agent of the depositor for its collection and each subsequent collecting bank shall be sub-agent of the depositor but shall be authorized to follow the instructions of its immediate forwarding bank and any credit given by any such agent or subagent bank therefor shall be revocable until such time as the proceeds are received in actual money or an unconditional credit given on the books of another bank which such agent has requested or accepted Where any such bank allows any revocable credit for an item to be withdrawn such agency relation shall nevertheless continue except the bank shall have all the rights of an owner thereof against prior and subsequent parties to the extent of the amount withdrawn

Section 3 ITEM ON SAME BANK A credit given by a bank for an item drawn on or payable at such bank shall be provisional subject to revocation at or before the end of the day on which the item is deposited in the event the item is found not payable for any reason Whenever a credit is given for an item deposited after banking hours such right of revocation may be exercised during the following business day

Section 4 LEGAL EFFECT OF INDORSEMENTS An indorsement of an item by the payee or other depositor "for deposit" shall be deemed a restrictive indorsement and indicate that the indorsee bank is an agent for collection and not owner of the item

An indorsement "pay any bank or banker" or having equivalent words shall be deemed a restrictive indorsement and shall indicate the creation of an agency relation in any subsequent bank to whom the paper is forwarded unless coupled with words indicating the creation of a trustee relationship and such indorsement or other restrictive indorsement whether creating an agency or trustee relationship shall constitute a guaranty by the indorser to all subsequent holders and to the drawee of payor of the genuineness of and the authority to make prior indorsements and also to save the drawee or payor harmless in the event any prior indorsement appearing thereon is defective or irregular in any respect unless such indorsement is coupled with appropriate words disclaiming such liability as guarantor

When a deposited item is payable to bearer or indorsed by the depositor in blank or by special indorsement the fact that such item is so payable or indorsed shall not change the relation of agent of the bank of deposit to the depositor but subsequent holders shall have the right to rely on the presumption that the bank of deposit is the owner of the item The indorsement of an item by the bank of deposit or by any subsequent holder in blank or by special indorsement or its delivery when payable to bearer shall carry the presumption that the indorsee or transferee is owner provided there is nothing upon the face of the paper or in any prior indorsement to indicate an agency or trustee relation of any prior party But where an item is deposited or is received for collection indorsed specially or in blank the bank may convert such an indorsement into a restrictive indorsement by writing over the signature of the indorser the words "for deposit" or "for collection" or other restrictive words to negative the presumption that such bank or deposit or indorsee bank is owner and in the case of an item deposited or received for collection payable to bearer may negative such presumption by indorsing thereon the words "received for deposit" or "received for collection" or words of like import

Section 5 DUTY AND RESPONSIBILITY OF BANK COLLECTING AGENTS It shall be the duty of the initial or any subsequent agent collecting bank to exercise ordinary care in the collection of an item and when such duty is performed such agent bank shall not be responsible if for any cause payment is not received in money or an unconditional credit given on the books of another bank which such agent bank has requested or accepted An initial or subsequent agent collecting bank shall be liable for its own lack of exercise of ordinary care but shall not be liable for the neglect misconduct mistakes or defaults of any other agent bank or of the drawee or payor bank

Section 6 RULES OF ORDINARY CARE IN FORWARDING AND PRESENTMENT (a) Where an item is received on deposit or by a subsequent agent bank for collection payable in another city borough incorporated town or township it shall be deemed the exercise of ordinary care to forward such item by mail not later than the business day next following its receipt either (1) direct to the drawee or payor in the event such drawee or payor is a bank or (2) to another bank collecting agent according to the usual banking custom either located in the city borough incorporated town or township where the item is payable or in another city borough incorporated town or township

(b) Where an item is received on deposit or by a subsequent agent bank for collection payable by or at another bank in the same city borough incorporated town or township in which such agent bank is located it shall be deemed the exercise of ordinary care to present the item for payment at any time not later than the next business day following the day on which the item is received either (1) at the counter of the drawee or payor by agent or messenger or (2) through the local clearing house under the regular established procedure or according to the usual banking custom where the collecting or payor bank is located in an outlying district

(c) The designation of the above methods shall not exclude any other method of forwarding or presentment which under existing rules of law would constitute ordinary care

Section 7 ITEMS RECEIVED THROUGH THE MAIL Where the item is received by mail by a solvent drawee or payor bank it shall be deemed paid when the amount is finally charged to the account of the maker or drawer

Section 8 ITEMS LOST IN TRANSIT Where an agent bank forwards an item for collection it shall not be responsible for its loss or destruction in transit or when in the possession of others for its inability to repossess itself thereof provided there has been no lack of ordinary care on its part

Section 9 MEDIUM OF PAYMENT Where ordinary care is exercised any agent collecting bank may receive in payment of an item without becoming responsible as debtor therefor whether presented by mail through the clearing house or over the counter of the drawee or payor in lieu of money either (1) the check or draft of the drawee or payor upon another bank or (2) the check or draft of any other bank upon any bank other than the drawee or payor of the item or (3) such method of settlement as may be customary in a local clearing house or between clearing banks or otherwise Provided That whenever such agent collecting bank shall request or accept in payment an unconditional credit which has been given to it on the books of the drawee or payor or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 10 MEDIUM OF REMITTANCE Where ordinary care is exercised any agent collecting bank may receive from any subsequent bank in the chain of collection in remittance for an item which has been paid in lieu of money the check or draft of the remitting bank upon any bank other than itself or the drawee or payor of the item or such other method of settlement as may be customary Provided That whenever such agent collecting bank shall request or accept an unconditional credit which has been given to it on the books of the remitting bank or on the books of any other bank such agent collecting bank shall become debtor for such item and shall be responsible therefor as if the proceeds were actually received by it in money

Section 11 ELECTION TO TREAT AS DISHONORED ITEMS PRESENTED BY MAIL Where an item is duly presented by mail to the drawee or payor whether or not the same has been charged to the account of the maker or drawer thereof or returned to such maker or drawer the agent collecting bank so presenting may at its election exercised with reasonable diligence treat such item as dishonored by non-payment and recourse may be had upon prior parties thereto in any of the following cases

(a) Where the check or draft of the drawee or payor bank upon another bank received in payment therefor shall not be paid in due course

(b) Where the drawee or payor bank shall without request or authority tender as payment its own check or draft upon itself or other instrument upon which it is primarily liable

(c) Where the drawee or payor bank shall give an unrequested or unauthorized credit therefor on its books or the books of another bank or

(d) Where the drawee or payor shall retain such item without remitting therefor on the day of receipt or on the day of maturity if payable otherwise than on demand and received by it prior to or on such day of maturity

Provided however That in any case where the drawee or payor bank shall return any such item unpaid not later than the day of receipt or of maturity as aforesaid in the exercise of its right to make payment only at its own counter such item cannot be treated as dishonored by non-payment and the delay caused thereby shall not relieve prior parties from liability

Provided further That no agent collecting bank shall be liable to the owner of an item where in the exercise of ordinary care in the interest of such owner it makes or does not make the election above provided or takes such steps as it may deem necessary in cases (b) (c) and (d) above

Section 12 NOTICE OF DISHONOR OF ITEMS PRESENTED BY MAIL In case of the dishonor of an item duly presented by mail as provided for in the next preceding section notice of dishonor of such item to prior parties shall be sufficient if given with reasonable diligence after such dishonor and further in the event of failure to obtain the return of any such item notice of dishonor may be given upon a copy or written particulars thereof and delay in giving notice of dishonor caused by an attempt with reasonable diligence to obtain return of such item shall be excused

Section 13 INSOLVENCY AND PREFERENCES (a) When the drawee or payor or any other agent collecting bank shall fail or be closed for business by the Secretary of Banking or by action of the board of directors or by other proper legal action after an item shall be mailed or otherwise entrusted to it for collection or payment but before the actual collection or payment thereof it shall be the duty of the receiver or other official in charge of its assets to return such item if same is in his possession to the forwarding or presenting bank with reasonable diligence

(b) Except in cases where an item or items are treated as dishonored by non-payment as provided in section eleven when a drawee or payor bank has presented to it for payment an item or items drawn upon or payable by or at such bank and at the time has on deposit to the credit of the maker or drawer an amount equal to such item or items and such drawee or payor shall fail or close for business as above after having charged such item or items to the account of the maker or drawer thereof or otherwise discharged his liability thereon but without such item or items having been paid or settled for by the drawee or payor either in money or by an unconditional credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such drawee or payor or other bank debtor therefor the assets of such drawee or payor shall be impressed with a trust in favor of the owner or owners of such item or items for the amount thereof or for the balance payable upon a number of items which have been exchanged and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

(c) Where an agent collecting bank other than the drawee or payor shall fail or be closed for business as above after having received in any form the proceeds of an item or items entrusted to it for collection but without such item or items having been paid or remitted for by it either in money or by an unconditonal credit given on its books or on the books of any other bank which has been requested or accepted so as to constitute such failed collecting or other bank debtor therefor the assets of such agent collecting banks which has failed or been closed for business as above shall be impressed with a trust in favor of the owner or owners of such item or items for the amount of such proceeds and such owner or owners shall be entitled to a preferred claim upon such assets irrespective of whether the fund representing such item or items can be traced and identified as part of such assets or has been intermingled with or converted into other assets of such failed bank

Section 14 ACT NOT RETROACTIVE The provisions of this act shall not apply to transactions taking place prior to the time when it takes effect

Section 15 CASES NOT PROVIDED FOR IN ACT In any case not provided for in this act the rules of law and equity including the law merchant and those rules of law and equity relating to trusts agency negotiable instruments and banking shall continue to apply

Section 16 UNIFORMITY OF INTERPRETATION This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 17 SHORT TITLE This act may be cited as the "Bank Collection Act of 1931"

Section 18 REPEAL All acts or parts of acts inconsistent herewith are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 981, as follows:

An Act to further amend section twelve of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" by providing that corporations organized either for the supply storage or transportation of water and water power or for the supply of light heat and power by means of electricity and corporations formed by the merger or consolidation of such corporations may subscribe for take purchase hold and dispose of the bonds and stock of any company of the same character or may guarantee the payment of principal and interest of such bonds or either principal or interest or may lease and operate corporate property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" which was last amended by section one of the act approved the twenty-fourth day of March one thousand nine hundred and five (Pamphlet Laws fifty-six) entitled "A supplement to an act entitled 'A supplement to an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved the twenty-ninth day of April Anno Domini one thousand eight hundred and seventy-four further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock of other corporations of the same character or to guarantee the payment of interest and principal of such bonds or either principal or interest or to lease and operate corporate property' approved the twenty-sixth day of June Anno Domini one thousand eight hundred and ninety-five correcting errors therein and validating all acts done in pursuance thereof" is hereby further amended to read as follows

Section 12 The stock of every corporation created under the provisions of this statute shall be deemed personal property and no shares shall be transferable until all previous calls thereon shall have been fully paid in or shall have been declared forfeited for the non-payment of calls thereon No note or obligation given by a stockholder whether secured by pledge or otherwise shall be considered as a payment of any part of the capital stock It shall and may be lawful for any corporation organized under the provisions of this act either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light or for the supply storage or transportation of water and water power for commercial and manufacturing purposes or for the supply of light heat and power by means of electricity and corporations formed by the merger or consolidation of corporations organized for the supply storage or transportation of water and water power for commercial and manufacturing purposes with corporations organized for the supply of light heat and power by means of electricity to subscribe for take purchase hold and dispose of the bonds or stock of any company of the same character incorporated under the provisions of this act or its supplements or guarantee the payment of said bonds and the interest thereon or either principal or interest or to enter into contracts for the use or lease of the corporate property real personal or mixed of such company upon such terms as may be agreed upon with the company or companies owning the same and to run use and operate such property in accordance with such contract or lease Provided That nothing herein contained shall enlarge or diminish the rights powers and duties of said corporation or companies enumerated in this section as affected by the Public Service Company Law approved July twenty-sixth one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) and amendments thereof in force on the date of the passage of this act

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, that the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. **EINSTEIN**. Mr. President, I ask unanimous consent that Senate Bill No. 6, on third reading, entitled:

An Act relating to cities of the third class and amending revising and consolidating the law relating thereto

go over in its order.

The **PRESIDENT**. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 88, entitled:

An Act fixing the salary of the controller in cities of the second class, payable by the city.

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

BILL POSTPONED

Mr. **COYNE**. Mr. **PRESIDENT**, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. **MANSFIELD**. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 287, entitled:

An Act to amend route four hundred and fifty of section one of the act, approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expenses of the Commonwealth."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 488 (House Bill No. 680), entitled:

An Act concerning townships of the first class amending revising consolidating and changing the law relating thereto and abolishing the elected office of the township auditor

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 519 (House Bill No. 936), entitled:

An Act authorizing cities of the second class to define by ordinance districts within which electric light electric power telephone and telegraph wires shall be placed underground in conduits

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision or the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with imformation that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration ation of Senate Bill No. 548, entitled:

An Act providing for the joint construction by any two or more counties of industrial farms and workhouses, providing for the acquisition of sites and the erection and equipment of buildings, providing for their government and control, and for the commitment, admission, employment and discharge of inmates; the appointment of an advisory board, and defining its duties, authorizing counties to incur indebtedness and issue bonds for the purpose of paying their share of the cost of erection imposing the cost of maintenance of inmates on the counties, and repealing inconsistent legislation.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baumer,
Baldwin,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 575 (House Bill No. 562), entitled:

An Act to prevent fraud and deception in sales by auction or otherwise bankrupt mortgage insolvent assignee's executor's administrator's receiver's trustee's removal or closing out or quitting business sale or sale of goods wares and merchandise damaged by fire smoke water or otherwise conferring powers on officers of cities boroughs towns and townships or their representatives to investigate sales and to order unlawful sales discontinued and providing penalties

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 743 (House Bill No. 1072), entitled:

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred and fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendements in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 798 (House Bill No. 951), entitled:

An Act to amend sections one and four of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer.
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 801 (House Bill No. 1039), entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson.
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 813, entitled:

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished, supplied or performed in connection with any public work or improvement.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd.
Brandt,
Buckman.
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell.
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 838 (House Bill No. 801), entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (P. L. 83) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 872, entitled:

An Act to apportion the State into congressional districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of electing representatives of the people of Pennsylvania to serve in the House of Representatives in the Congress of the United States this State shall be divided into thirty-four districts as follows

The first district shall consist of the first twenty-sixth thirty-sixth thirty-ninth and forty-eighth wards of the City of Philadelphia

The second district shall consist of the seventh eighth ninth tenth thirteenth fourteenth fifteenth seventeenth twentieth thrity-seventh and thirty-eighth wards of the City of Philadelphia

The third distirct shall consist of the second third fourth fifth sixth eleventh twelfth sixteenth eighteenth nineteenth thirtieth thirty-first and forty-third wards of the City of Philadelphia

The fourth district shall consist of the twenty-fourth twenty-seventh twenty-eighth twenty-ninth thirty-second forty-fourth and forty-seventh wards of the City of Philadelphia

The fifth district shall consist of the twenty-third twenty-fifth thirty-third thirty-fifth forty-first and forty-fifth wards of the City of Philadelphia

The sixth district shall consist of the thirty-fourth fortieth and forty-sixth wards of the City of Philadelphia

The seventh district shall consist of the twenty-first twenty-second and forty-second wards of the City of Philadelphia

The eighth district shall consist of the County of Delaware

The ninth district shall consist of the Counties of Bucks and Lehigh

The tenth district shall consist of the Counties of Chester and Lancaster

The eleventh district shall consist of the County of Lackawanna

The twelfth district shall consist of the County of Luzerne

The thirteenth district shall consist of the County of Schuylkill

The fourteenth district shall consist of the County of Berks

The fifteenth district shall consist of the Counties of Wayne Bradford Columbia Montour Sullivan Susquehanna Pike and Wyoming

The sixteenth district shall consist of the Counties of Warren McKean Potter Tioga Clinton Lycoming and Cameron

The seventeenth district shall consist of the County of Montgomery

The eighteenth district shall consist of the Counties of Northumberland Union Snyder Mifflin Juniata Huntington Fulton and Perry

The nineteenth district shall consist of the Counties of Cumberland Dauphin and Lebanon

The twentieth district shall consist of the Counties of Cambria and Indiana

The twenty-first district shall consist of the Counties of Northampton Carbon and Monroe

The twenty-second district shall consist of the Counties of York Adams and Franklin

The twenty-third district shall consist of the Counties of Clearfield Centre Bedford and Blair

The twenty-fourth district shall consist of the Counties of Fayette and Somerset

The twenty-fifth district shall consist of the Counties of Greene and Washington

The twenty-sixth district shall consist of the Counties of Beaver Butler and Lawrence

The twenty-seventh district shall consist of the Counties of Clarion Forest Armstrong Elk Venango and Jefferson

The twenty-eighth district shall consist of the County of Westmoreland

The twenty-ninth district shall consist of the Counties of Crawford Erie and Mercer

The thirtieth district shall consist of the twenty-first twenty-second twenty-third twenty-fourth twenty-fifth twenty-sixth and twenty-seventh wards of the City of Pittsburgh and all the boroughs and townships lying north of the Ohio and Allegheny Rivers not included in the thirty-first district in the County of Allegheny

The thirty-first district shall consist of all the boroughs and townships lying between the Allegheny and Monongahela Rivers and the boroughs of Springdale Cheswick Brackenridge Tarentum the townships of Harrison Fawn East Deer Frazer and Springdale and the City of McKeesport in the County of Allegheny

The thirty-second district shall consist of the first second third fourth fifth sixth ninth tenth eleventh and fifteenth wards of the City of Pittsburgh in the County of Allegheny

The thirty-third district shall consist of the seventh eighth twelfth thirteenth fourteenth sixteenth seventeenth eighteenth nineteenth and twentieth and twenty-eighth wards of the City of Pittsburgh in the County of Allegheny

The thirty-fourth district shall consist of the twenty-ninth thirtieth thirty-first and thirty second wards of the City of Pittsburgh the Cities of Clairton and Duquesne and all the boroughs and townships lying south of the Ohio and Monongahela Rivers in the County of Allegheny

Section 2 The nomination and election of Members of the House of Representatives of the United States which the qualified electors of any county or of any part of a county are entitled to elect of themselves unconnected with any other county or district shall be made held and conducted and the return of votes cast at primary and general elections for the nomination and election of such members shall be made computed canvassed and certified as now or hereafter may be provided by law

Section 3 In all congressional districts composed of two or more counties or parts of two or more counties or of one or more counties and a part or parts of one or more counties the county commissioners of each of such counties in the case of primary elections and the court of Common Pleas in the case of general election shall appoint one of the judges of elections of such county or part of such county comprised within such district to take charge of the returns of all votes cast at any primary or general election in said county or part of said county for any candidate or candidates for the nomination of Representatives in Congress from said district

Section 4 Such return judges shall meet at such places in their respective districts as herein designated

The return judges of the ninth district shall meet at the court house in Allentown in the County of Lehigh

The return judges of the tenth district shall meet at the court house in Lancaster in the County of Lancaster

The return judges of the fifteenth district shall meet at the court house in Montrose in the County of Susquehanna

The return judges of the sixteenth district shall meet at the court house in Williamsport in the County of Lycoming

The return judges of the eighteenth district shall meet at the court house in Lewistown in the County of Mifflin

The return judges of the nineteenth district shall meet at the court house in Harrisburg in the County of Dauphin

The return judges of the twentieth district shall meet at the court house in Johnstown in the County of Cambria

The return judges of the twenty-first district shall meet at the court house in Stroudsburg in the County of Monroe

The return judges of the twenty-second district shall meet at the court house in Gettysburg in the County of Adams

The return judges of the twenty-third district shall meet at the court house in Hollidaysburg in the County of Blair

The return judges of the twenty-fourth district shall meet at the court house in Uniontown in the County of Fayette

The return judges of the twenty-fifth district shall meet at the court house in Washington in the County of Washington

The return judges of the twenty-sixth district shall meet at the court house in Beaver in the County of Beaver

The return judges of the twenty-seventh district shall meet at the court house in Brookville in the County of Jefferson

The return judges of the twenty-ninth district shall meet at the court house in Meadville in the County of Crawford

Section 5 Such return judges shall meet and cast up the several returns of the counties or parts of counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed

Section 6 The judges shall execute under their hands and seals a general and true return of the whole district which in case such return is of the general election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding general or primary election for the office for which the election was held or the nominations were made in the district

Section 7 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 8 The first election under this act shall be held at the general election in the year one thousand nine hundred and thirty-two

The Members of Congress now in office shall continue in such office until the expiration of their respective terms

Vacancies now existing or happening after the passage of this act and before the commencement of the terms of the members elected at the election of one thousand nine hundred and thirty-two shall be filled for the unexpired terms in the manner now provided by law in the particular district

Section 9 The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred forty-four) entitled "An act to apportion the State into congressional districts" is hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Apple,
Armstrong,
Aron,
Coyne,
Daix,
Ealy,
Heaton,
Homsher,
Howell,
Rial,
Roberts,
Salus,

Baldwin,
Bell,
Bowers,
Boyd,
Brandt,
Clark,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Hunsicker,
Krause,
McClure,
Norton,
Painter,
Parkinson,
Scott,
Sprout,
Trainer,
Weingartner,
Woodward,

NAYS—11

Baumer,
Buckman,
Chapman,
Harvey,
Kitts,
Lanius,
Mansfield,
Pethick,
Prince,
Snyder,
Williamson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 883, entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sordoni,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 909, entitled:

An Act permitting cities of the first, second and second A class to charge an annual rental for the use of any sewer, sewer system or sewage disposal plant constructed or acquired by such city, limiting the amount thereof and providing for its assessment and collection.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Boyd,
Brandt,
Buckman,
Chapman,
Freeman,
Gelder,
Harris,
Harvey,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 919, entitled:

A Supplement to an act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by providing the appointment of a solicitor as attorney and legal adviser for the Department of City Controller.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Daix,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 968, entitled:

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks; requiring persons and entities engaged therein to be licensed and to file a bond; conferring powers and imposing duties on the Department of Labor and Industry; and providing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,

Buckman,
Chapman,
Harris,
Harvey,
Norton,
Painter,
Parkinson,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 973, entitled:

An Act to repeal certain special acts pertaining to taxation in Bucks County.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong.
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark.
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield.
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 985, entitled:

An Act to ratify, confirm, and validate, as debts of the municipality, bonds and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their security and payment upon assessments for benefits.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 989, entitled:

An Act relating to the establishment of, or change of grade in, streets, lanes, avenues and alleys of cities of the first class, and the determination of damages to property owners resulting therefrom; prescribnig certain duties on the authorities of such city with relation thereto, and setting forth the effect of the non-performance of such duties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell.
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1013, entitled:

An Act prohibiting the killing, wounding capturing or hunting of foxes by certain methods in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny, making the possession of a fox or fox hide, prima facie evidence of a violation, and fixing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Howell,
Hunsicker,
Kitts,
Krause,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Trainer,
Weingartner.
Woodward.

NAYS—6

Buckman,
Chapman,
Homsher,
Lanius,
Sprout,
Williamson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1014, entitled:

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny; providing for the appointment of inspectors and of all other acts for the protection of foxes; appropriating moneys received; and prescribing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Chapman,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—2

Buckman,
Homsher,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1018, as follows:

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power of finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized to enter into a compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey in substantially the following form

AGREEMENT
BETWEEN
THE COMMONWEALTH OF PENNSYLVANIA
AND
THE STATE OF NEW JERSEY
CREATING THE DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION AS A BODY CORPORATE AND POLITIC AND DEFINING ITS POWERS AND DUTIES

WHEREAS, The Commission on behalf of the Commonwealth of Pennsylvania existing by virtue of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) and its amendments and the Commission on behalf of the State of New Jersey existing by virtue of the provisions of the act approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and its supplements acting as a joint commission have acquired various toll bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and

WHEREAS, Additional bridge facilities between the two states will be required in the future for the accommodation of the public and the development of both States and

WHEREAS, Such additional bridge facilities should be public revenues and

WHEREAS, It is highly desirable that there be a single agency for both States empowered to further the transportation interests of these States with respect to that part of the Delaware River north of the stone arch bridge of the Pennsylvania Railroad from Morrisville to Trenton now therefore

The Commonwealth of Pennsylvania and the State of New Jersey do hereby solemnly covenant and agree each with the other as follows

ARTICLE I

There is hereby created a body corporate and politic to be known as the "Delaware River Joint Toll Bridge Commission" (hereinafter in this agreemeent called "The Commission") which shall consist of the commissioners on behalf of the Commonwealth of Pennsylvania provided for by the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) and its amendments for the acquisition of toll bridges over the Delaware River and of commissioners on behalf of the State of New Jersey provided for by the act approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and its supplements for the acquisition developed without the expenditure of large sums from the of toll bridges over the Delaware River which said commissions have heretofore been acting as a joint commission by virtue of reciprocal legislation

No action of the commission shall be binding unless a majority of the members of the commission from Pennsylvania and a majority of the members of the commission from New Jersey shall vote in favor thereof

The commission shall constitute the municipal corporate instrumentality of the Commonwealth of Pennsylvania and the State of New Jersey for the following public purposes and shall be deemed to be exercising an essential governmental function in effectuating such purpose to wit

(a) The administration operation and maintenance of the joint State-owned bridges across the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey and located north of the present stone arch bridge of the Pennsylvania Railroad across the Delaware River from Morrisville to Trenton

(b) The investigation of the necessity for additional bridge communications over the Delaware River north of said railroad bridge and the making of such studies surveys and estimates as may be necessary to determine the feasibility and cost of such additional bridge communications

(c) The preparation of plans and specifications for and location construction administration operation and maintenance of such additional bridge communications over the Delaware River north of the aforesaid railroad bridge as the Commission deems necessary to advance the interests of the two States and to facilitate public travel and the issuance of bonds and obligations to provide moneys sufficient for the construction of such bridges and the collection of tolls rentals and charges for the redemption of such bonds and obligations and the payment of interest thereon

(d) The procurement from the Government of the United States of any consents which may be requisite to enable any project within its powers to be carried out

ARTICLE II

For the effectuation of its authorized purposes the commission is hereby granted the following powers

(a) To have perpetual succession

(b) To sue and be sued

(c) To adopt and use an official seal

(d) To elect a chairman vice-chairman secretary and treasurer The secretary and treasurer need not be members of the commission

(e) To adopt suitable by-laws for the management of its affairs

(f) To appoint such other officers agents and employes as it may require for the performance of its duties

(g) To determine the qualifications and duties of its appointees and to fix their compensation

(h) To enter into contract

(i) To acquire own hire use operate and dispose of personal property

(j) To acquire own use lease operate and dispose of real property and interest in real property and to make improvements thereon

(k) To grant the use of by franchise lease and otherwise and to make and collect charges for the use of any property or facility owned or controlled by it

(l) To borrow money upon its bonds or other obligations either with or without security

(m) To exercise the power of eminent domain

(n) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate maintain operate or control

(o) In addition to the foregoing powers to exercise the powers duties authority and jurisdiction heretofore conferred and imposed upon the aforesaid commissions hereby constituted a Joint Commission by reciprocal legislation of the Commonwealth of Pennsylvania and the State of New Jersey with respect to the acquisition of toll bridges over the Delaware River the management operation and maintenance of such bridges and the location construction operation and maintenance of additional bridge communications over the Delaware River north of the aforesaid railroad bridge of the Pennsylvania Railroad

(p) To exercise all other powers not inconsistent with the Constitutions of the State of Pennsylvania and New Jersey or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers except the power to levy taxes or assessments for benefits and generally to exercise in connection with its property and affairs and in connection with property under its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs

ARTICLE III

If for any of its authorized purposes (including temporary purposes) the Commission shall find it necessary or convenient to acquire for public use any real property in the Commonwealth of Pennsylvania or the State of New Jersey whether for immediate or future use the Commission may by resolution determine to acquire such property by a fee simple absolute or a lesser interest and the said determination shall not be affected by the fact that such property has theretofore been taken for or is then devoted to a public use but the public use in the hands or under the control of the Commission shall be deemed superior to the public use in the hands or under the control of any other person association or corporation

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the Commonwealth of Pennsylvania for any reason whatsoever then the Commission may acquire such real property by the exercise of the right of eminent domain in the manner provided by the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" and the acts amendatory thereof and supplementary thereto relating to the acquisition of inter-State toll bridges over the Delaware River

If the Commission is unable to agree with the owner or owners thereof upon terms for the acquisition of any such real property in the State of New Jersey for any reason whatsoever then the Commission may acquire such property by the exercise of the right of eminent domain in the manner provided by the act of the State of New Jersey entitled "An act authorizing the acquisition and maintaining by the State of New Jersey in conjunction with the State of Pennsylvania of toll bridges across the Delaware River and providing for free travel across the same" approved the first day of April one thousand nine hundred and twelve (Chapter two hundred ninety-seven) and the various acts amendatory thereof and supplementary thereto relating to the acquisition of inter-State toll bridges over the Delaware River

The power of the Commission to acquire real property by condemnation or the exercise of the power of eminent domain in the Commonwealth of Pennsylvania and the State of New Jersey shall be a continuing power and no exercise thereof shall be deemed to exhaust it

The Commission and its duly authorized agents and employes may enter upon any land in the Commonwealth or the State of New Jersey for the purpose of making such surveys maps or other examinations thereof as it may deem necessary or convenient for its authorized purposes

However anything to the contrary contained in this compact notwithstanding no property now or hereafter vested in or held by any county city borough village township or other municipality shall be taken by the Commission without the consent of such municipality unless expressly authorized so to do by the Commonwealth or State in which such municipality is located All counties cities boroughs villages townships and other municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania and the State of New Jersey notwithstanding any contrary provision of law are hereby authorized and empowered to grant and convey to the Commission upon its request but not otherwise upon reasonable terms and conditions any real property which may be necessary or convenient to the effectuation of its authorized purposes including real property already devoted to public use

The Commonwealth of Pennsylvania and the State of New Jersey hereby consent to the use and occupation by the Commission of any real property of the said two States or of either of them which may be or become necessary or convenient to the effectuation of the authorized purposes of the Commission including lands lying under water and lands already devoted to public use

The term "real property" as used in this compact includes lands structures franchises and interests in land including lands under water and riparian rights and any and all things and rights usually included within the said term and includes not only fees simple and absolute but also any and all lesses interests such as easements rights of way uses leases licenses and all other incorporeal heriditaments and every estate interest or right legal or equitable including terms of years and liens thereon by way of judgments mortgages or otherwise and also claims for damage to real estate

ARTICLE IV

To provide moneys for making payment of the cost of the construction of any toll bridge or bridges over the Delaware River north of the stone arch bridge of the Pennsylvania Railroad from Morrisville to Trenton the Commission is hereby authorized to provide by resolution at one time or from time to time for the issuance of its revenue bonds The prinicpal and interest of each issue of such bonds shall be payable from a fund to be created by said resolution and to be maintained solely from the tolls rents rates and other charges which the Commission is authorized to collect and pledge under the provisions of this act

The cost of the construction of any bridge and to cover which the Commission is authorized to issue its bonds and obligations shall be construed to embrace the cost of construction the cost of all land property rights easements and franchises acquired for or deemed necessary for such construction financing charges interest during construction cost of traffic estimates and the engineering and legal expenses plans specifications surveys estimates of cost and of revenue other expenses necessary or incident to determining the feasibility or practibility of the enterprise administrative expenses and such other expenses as may be necessary or incident to the financing herein authorized and the construction of any bridge and the placing of the same in operation

Such bonds shall bear interest at not more than six per centum per annum payable semi-annually and shall mature at such time or times not more than forty years from their date or dates as may be determined by the Commission and may be made redeemable before maturity at the option of the Commission at such price and under such terms and conditions as may be fixed by the Commission prior to the issuance of the bonds The principal and interest of such bonds may be made payable in lawful medium The Commission shall determine the form and manner of execution of the bonds and any interest coupons to be attached thereto and shall fix the denominations of the bonds and the place or places of payment of the principal and interest thereof which may be at any bank or trust company within or without the Commonwealth of Pennsylvania or the State of New Jersey In case any of the officers whose signatures appear on the bonds or coupons shall cease to be such officers before the delivery of such bonds such signatures shall nevertheless be valid and sifficient for all purposes the same as if they had remained in office until such delivery All such bonds shall be and are hereby declared to have all the qualities and incidents of negotiable instruments under the laws of the Commonwealth of Pennsylvania and the State of New Jersey Provision may be made for the registration of any bonds in the name of the owner as to principal alone or as to both principal and interest

The Commission may sell any such bonds in such manner and for such price as it may determine to be for the best interests of the Commission Any such sale shall be made at a price not lower than the price which computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values will show a net return of six per centum per annum to the purchaser upon the amount paid therefor Prior to the preparation of definitive bonds the Commission may under like restrictions issue temporary bonds with or without coupons exchangable for definitive bonds upon the issuance of the later Such revenue bonds may be issued without any other proceeding or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this agreement All moneys received from such bonds shall be applied solely to the purposes for which they shall be issued or to the appurtenant sinking fund There shall be and is hereby created and granted a lien upon such moneys until so applied in favor of the holders of such bonds or the trustee hereinafter provided for in respect of such bonds if they be such trustee

In the discretion of the Commission any issue of such bonds may be secured by a trust indenture by and between the Commission and the corporate trustee which may be any trust company or bank having the power of a trust company in any State of the United States but no such trust indenture shall convey or mortgage the bridge or any part thereof Such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the Commission in relation to the maintenance operation repair or insurance of the bridge and the custody safeguarding and application of all moneys Such trust indenture may further provide that any and all facilities and improvements shall be established or constructed and paid for under the supervision and approval of consulting engineers employed or designated by the Commission and satisfactory to the purchasers of the bonds issued therefor their successors assignees or nominees who may be given the right to require that the security given by the contractors and by any depository of the proceeds of such bonds be satisfactory to such purchasers successors assignees or nominees Such indenture may set forth the rights and remedies of the bondholders and trustee restricting the individual right of action of bond holders as is customary in trust indentures securing bonds of private corporations All expenses incurred in carrying out such trust indenture may be treated as a part of the cost of construction of the bridge

Any holder of any such bonds or of any of the coupons attached thereto and the trustee if any (except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds or by the trust indenture) may either at law or in equity by suit action mandamus or other proceeding in any court of competent jurisdiction in the Commonwealth of Pennsylvania or the State of New Jersey protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this agreement or by such resolution or trust indenture to be performed by the Commission

Notwithstanding any provisions of this agreement the Commission shall have no power to pledge the credit of the Commonwealth of Pennsylvania or of the State of New Jersey or of any county city borough village township and other municipality of said Commonwealth or State or to create any debt against said Commonwealth or State or any such municipality

ARTICLE V

The Commission is hereby authorized to make and enforce such rules and regulations and to establish levy and collect (or to authorize by contract franchise liens or otherwise the establishment levying and collection of) such tolls rates rents and other charges in connection with any such bridge across the Delaware River which it may hereafter construct and operate as it may deem necessary proper desirable and reasonable which tolls rates rents and other charges shall be at least sufficient to meet interest and sinking fund charges on bonds and obligations issued by the Commission the maintenance of such bridge and the administrative expenses of the Commission properly chargeable to such bridge The Commission is hereby authorized and empowered to pledge such tolls rates rents and other revenues or any part thereof as security for the repayment with interest of any moneys borrowed by it or advanced to it for any of its authorized purposes and as security for the satisfaction of any other obligation assumed by it in connection with such loans or advances

ARTICLE VI

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or other obligation of the Commission for which tolls rents rates or other revenues have been pledged that so long as any of said bonds or obligations remain outstanding and unpaid (unless adequate provision is otherwise made by law for the protection of those advancing moneys upon such bonds or obligations) the Commonwealth of Pennsylvania and the State of New Jersey will not diminish or impair the power of the Commission to own operate and control said properties and facilities or to establish levy and collect tolls rents rates and other charges in connection with such properties and facilities

The Commonwealth of Pennsylvania and the State of New Jersey hereby covenant and agree with each other and with the holders of any bonds or obligations of the Commission for which tolls rents rates or other revenues shall have been pledged that the said Commonwealth and State will not authorize or permit the construction operation and maintenance of any additional bridge or tunnel for the transportation of passengers by vehicles over the Delaware River by any other person or body than the Commission within a distance of ten miles in either direction from any such toll bridge measured along the boundary line between the said Commonwealth and the said State

ARTICLE VII

The bonds or obligations which may be issued by the Commission for any of its authorized purposes and as security for which tolls rents rates and other revenues shall have been pledged are hereby made securities in which all State and municipal officers and bodies of the Commonwealth of Pennsylvania and the State of New Jersey and all banks bankers trust companies savings banks savings and loan associations investment companies and other persons carrying on a banking business or insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whtasoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth of Pennsylvania or of the State of New Jersey may properly and legally invest funds including capital belonging to them or within their control and said bonds or other obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officer or agency of the Commonwealth of Pennsylvania and the State of New Jersey for any purpose for which the deposit of bonds or other obligations either of the Commonwealth or of the State is now or may hereafter be authorized

ARTICLE VIII

The effectuation of its authorized purposes by the Commission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the State of New Jersey and for the increase of their commerce and prosperity and since the Commission will be performing essential governmental functions in effectuating said purposes the Commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for purposes authorized by this agreement and the bonds or obligations issued by the Commission their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth of Pennsylvania and the State of New Jersey

ARTICLE IX

The Commission shall make annual reports to the Governor and Legislatures of the Commonwealth of Pennsylvania and the State of New Jersey setting forth in detail its operations and transactions and may make such additional reports from time to time to the Governors and Legislatures as it may deem advisable

Whenever the Commission after investigation and study shall have concluded plans with estimates of cost and means of financing any new toll bridge across the Delaware River as hereinbefore provided It shall make to the Legislatures of each State a detailed report dealing with the contemplated project and it shall not be within the power of the Commission to construct or erect any such toll bridge until the Legislatures of both States have authorized the Commission to proceed with the project outlined in its special report

ARTICLE X

Whenever particular bonds issued for any bridge or bridges and the interest thereon shall have been paid or a sufficient amount shall have been provided for their payment and shall continue to be held for that purpose the Commission shall cease to charge tolls for the use of such bridge and thereafter such bridge shall be a free bridge and shall thereafter be maintained equally at the cost of the Commonwealth of Pennsylvania and the State of New Jersey by appropriations made for such purposes

ARTICLE XI

Upon its signature on behalf of the Commonwealth of Pennsylvania and the State of New Jersey this compact or agreement shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the Commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under this compact or agreement and the Governor shall transmit an original signed copy thereof to the Secretary of the Commonwealth for filing in his office

The Governor is hereby authorized to apply on behalf of the Commonwealth of Pennsylvania to the Congress of the United States for its consent and approval to this compact or agreement but in the absence of such consent and approval the Commission shall have all of the powers which the Commonwealth of Pennsylvania and the State of New Jersey may confer upon it without the consent and approval of Congress

ARTICLE XII

Section 2 The sum of Twenty-five thousand dollars ($25,000) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Delaware River Joint Toll Bridge Commission to be used by it together with a like appropriation made by the State of New Jersey for the purposes of carrying out the provisions of this compact except the operation maintenance improvement or construction of any new toll bridge over the Delaware River The moneys hereby appropriated shall be disbursed upon requisition of the Chairman of the Commission presented to the Auditor General who shall direct his warrant upon the State Treasurer in the usual manner

Section 3 This act shall become effective immediately upon its signing by the Governor and the passage by the State of New Jersey of a substantially similar act embodying the agreement between the two states herein set forth and making a like appropriation

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Apple,
Armstrong,
Aron,
Baldwin,
Baumer,
Bell,
Bowers,
Boyd,
Brandt,
Buckman,
Chapman,
Clark,
Coyne,
Daix,
Ealy,
Earnest,
Einstein,
Frazier,
Freeman,
Gelder,
Harris,
Harvey,
Heaton,
Homsher,
Howell,
Hunsicker,
Kitts,
Krause,
Lanius,
Mansfield,
McClure,
Norton,
Painter,
Parkinson,
Pethick,
Prince,
Rial,
Roberts,
Salus,
Scott,
Snyder,
Sprout,
Trainer,
Weingartner,
Williamson,
Woodward,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS INTRODUCED

Mr. KITTS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KITTS read in his place and presented to the Chair Senate Bill No. 1066, entitled:

An Act to amend section one hundred eighty-eight of the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by changing the method of fixing the salary of the solicitor to the sheriff in counties of the fourth class.

Which was committed to the Committee on New Counties and County Seats.

Mr. PAINTER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PAINTER read in his place and presented to the Chair, Senate Bill No. 1067, entitled:

An Act "To authorize cities, villages and incorporated towns to acquire, construct on, and to lease or operate public utilities and to provide the means therefore," excepting therefrom all cities of the first and second class.

Which was committed to the Committee on Judiciary General.

Mr. FRAZIER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER read in his place and presented to the Chair, Senate Bill No. 1068, entitled:

An Act to amend section one of article three, as amended, of, and to add article twenty-six to, the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," providing for the Department of the Budget.

Which was committed to the Committee on Municipal Affairs.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 445 (House Bill No. 257), entitled:

An Act to amend section eight hundred and sixteen of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibusses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by requiring motor busses and motor omnibusses to be equipped with non-shatterable glass

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 448 (House Bill No. 215), entitled:

An Act permitting building and loan associations to invest part of their assets in bonds of the United States or of the Commonwealth or of any municipality or quasi-municipality therein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 574 (House Bill No. 170), entitled:

An Act to amend section two of the act approved the tenth day of April one thousand eight hundred and seventy-nine (P. L. 16) entitled "An act relating to mutual saving fund building and loan associations regulating the mode of charging premiums bonus or interest in advance of withdrawals of repayment and collection of loans also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the non-application to those associations of the bonus tax and registry laws for corporations" by changing the method of determining proportion of profits or rate of interest to be paid withdrawing stockholders

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 579 (House Bill No. 916), entitled:

An Act to amend section five hundred three of article five of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other dispositions of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth of any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" providing for appeals from refusals of the Board of Finance and Revenue to allow refunds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. SALUS. Mr. President, I ask unanimous consent that Senate Bill No. 620 (House Bill No. 452), on second reading, entitled:

A Joint Resolution proposing an amendment to article eight section seven of the Constitution of the Commonwealth of Pennsylvania

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 652, as follows:

An Act making an appropriation to pay the expenses of legislative delegates attending meetings and conferences on aeronautics and aviation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated for the payment of the expenses of the chairman of the Senate and House of Representatives Committees on Aeronautics and one member of the Senate to be appointed by the President Pro-tempore of the Senate and one member of the House of Representatives to be appointed by the Speaker in attending important conferences and meetings considering legislation with respect to aeronautics and aviation and to which delegates are invited The advisability of delegates from either the House or Senate attending any such conference or meeting shall be approved by the President Pro-tempore or Speaker of the House of Representatives as the case may be Payments from such appropriations shall be made on requisition of the Chief Clerk of the Senate or the Chief Clerk of the House of Representatives as the case may be

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. SALUS. Mr. President, I ask unanimous consent that Senate Bill No. 693 (House Bill No. 545), on second reading, entitled:

A Joint Resolution proposing amendment to article eight section one of the Constitution of the Commonwealth of Pennsylvania

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 735 (House Bill No. 193), entitled:

An Act making an appropriation for the preservation and reconditioning of the flags standards and guidons of the Pennsylvania regiments that served in the various wars in which the United States has engaged

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. MANSFIELD. Mr. President, I ask unanimous consent that Senate Bill No. 794 (House Bill No. 214), on second reading, entitled:

An Act requiring building and loan associations to include statement of amount of funds invested in liens or real estate in all reports and in advertisements and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 855 (House Bill No. 1391), entitled:

An Act to amend section seven of the act approved the seventeenth day of April one thousand nine hundred and twenty-nine (P. L. 533) entitled "An act regulating the quarantining of animals poultry premises localities and areas in the Commonwealth defining quarantines and the powers and duties of the Department of Agriculture its officers and agents in establishing and enforcing quarantines and providing penalties for the violation of this act" further regulating the bringing of cattle into areas where a modified quarantine has been established

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 861 (House Bill No. 1501), entitled:

An Act to amend section fourteen of the act approved the twelfth day of June one thousand nine hundred and nineteen (P. L. 466) entitled "An act to provide for the incorporation and regulation of cooperation agricultural associations not having a capital stock and not conducted for profit and defining agriculture so as to include persons engaged in agriculture dairying livestock raising poultry raising beekeeping and horticulture" as amended

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 945 (House Bill No. 1509), entitled:

An Act creating borough and township poor districts in the counties of Union Snyder and Juniata to be administered by overseers of the poor and abolishing the county poor district

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 957 (House Bill No. 1575), entitled:

An Act making an appropriation to the Board of Trustees of Warren State Hospital for the payment of a defninciency in the construction of a Reception Service Building at such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 962, as follows:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty-five) entitled "An act providing for the regulation of dams or other structures or obstructions as defined herein in along across or projecting into all streams and bodies of water wholly or partly within or forming part of the boundary of this Commonwealth vesting certain powers and duties in the Water Suupply Commission of Pennsylvania for this purpose and providing penalties for the violation of the provisions hereof" by discontinuing the necessity of securing permits for the erection of certain dams

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That nothing contained in the act to which this is a supplement shall be construed to require the securing of a permit from the Water and Power Resources Board of the Department of Forests and Waters for the right to construct any dam not exceeding three feet in height in a stream not exceeding fifty feet in width where such dam is constructed for the sole purpose of creating a pool in such stream for fish and fishing purposes

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 970, as follows:

An Act to amend paragraph five section one article fifteen of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" by requiring official advertising to be published in a newspaper printed in the Yiddish language and printed in the county instead of in a newspaper printed in the German language published in the county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph five section one article fifteen of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" is hereby amended to read as follows

No contract for work to be done for or property or materials to be sold or supplied to the city or any department thereof shall be made with any councilman officer or employe of such city or with any firm co-partnership or association of which such councilman officer or employe is a member and if any councilman officer or employe during the term for which he shall have been elected or appointed knowingly acquires an interest in any such contract he shall forfeit his office At the expiration of present contract and every three years thereafter the city recorder of each of the cities of the second class shall contract for a term of three years with not less than three nor more than five daily newspapers one of which shall be a daily or weekly newspaper printed in the [German] Yiddish language [published] printed within the county in which such city of the second class is situated for the publication of all official advertising the cost of which is payable out of the municipal treasury which said official advertising shall include all ordinances of councils city recorder's proclamations all official reports of the city officers all notices for opening widening straightening grading paving and curbing and vacation of streets lanes and alleys and the construction of sewers including all viewers' reports and proposals for public work and supplies such contracts to be let to the lowest bidder agate measure per line for each thousand of circulation the basis of the circulation to be the average daily sales (exclusive of Sunday weekly semi-weekly and tri-weekly issues and also exclusive of all credits for returned or unsold newspapers and newspapers distributed free of charge) of such newspaper for the six months next preceding the month in which such advertising may be published

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 979, as follows:

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws thirty-three) entitled "An act to punish persons for carrying concealed weapons within this Commonwealth" making it unlawful to carry a concealed tear gas gun

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws thirty-three) entitled "An act to punish persons for carrying concealed weapons within this Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person within this Commonwealth who shall carry any fire-arms slung-shot handy-billy dirk-knife razor or any other deadly weapon or any tear gas gun concealed upon his person with the intent therewith unlawfully and maliciously to do injury to any other person shall be deemed guilty of a misdemeanor and upon the conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and undergo an imprisonment by separate or solitary confinement not exceeding one year or either or both at the discretion of the court and the jury trying the case may infer such intent as aforesaid from the fact of the said defendant carrying such weapons in the manner as aforesaid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1001, as follows:

An Act to make uniform in the several cities of the Commonwealth the days and hours for the personal registration of electors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the registrars of each precinct or ward in each city of the Commonwealth shall meet at the polling places thereof for the personal registration of electors in even-numbered years on the ninth Thursday seventh Tuesday and fifth Saturday preceding the November election which shall be known as the Fall registration on the third Wednesday preceding the Spring primary which shall be known as the Spring registration and in odd numbered years on the tenth Tuesday ninth Tuesday and eight Saturday preceding the November election which shall also be known as the Fall registration and in any year when any special election for any purpose is held on the third Wednesday preceding such special election which shall be known as a special registration

Section 2 The registrars shall on each of said registration days remain in open session from seven ante meridian to one post meridian and from four post meridian to ten post meridian They shall on said days receive personal applications in accordance with law from persons who claim that they are entitled to be registered

Section 3 That so much of section three of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions" and its amendments and so much of section six of the act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred seventy-seven) entitled "An act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth to make such registration a condition of the right to vote in such cities and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities and providing for the payment of witness fees for persons summoned before the commissioners to provide penalties for violations of its provisions and to repeal acts inconsistent herewith" and its amendment and so much of section eight of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of street lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vounchers and to collect and disburse witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to acrry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" as is inconsistent with this act or superseded thereby are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1003, as follows:

An Act supplementing the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand forty-three) entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences fixing the compensation for assessors and registry assessors for making said registration and enrollment and prescribing penalties for false registration or enrollment and for voters voting or attempting to vote and for election officers wilfully permitting or conspiring to permit them to vote at a primary by or on any other than their own party ticket" by providing that a voter changing his party enrollment shall not be permitted to vote the ballot of any party at the next succeeding primary election

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no voter changing his political affiliation by voting for a majority of candidates of some other party at the November election and having his political designation changed on the register of voters as provided by the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand forty-three) entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences fixing the compensation of assessors and registry assessors for making said registration and enrollment and prescribing penalties for false registration and enrollment and for voters voting or attempting to vote and for election officers wilfully permitting or conspiring to permit them to vote at a primary by or on any other than their own party ticket" to which this act is a supplement shall be permitted to vote the ballot of any party at the next succeeding primary election

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1031 (House Bill No. 1616), entitled:

An Act granting a pension to Madeline A. Albright, widow of Lieutenant John Wilson Albright of the One Hundred and Third Observation Squadron of the Twenty-eighth Division of the Pennsylvania National Guard who lost his life by an airplane crash near Jarretsville Maryland due to heavy fog on the thirteenth day of March one thousand nine hundred and twenty-nine

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1061, as follows:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page one hundred eighty-one) entitled "An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sums or as much thereof as may be necessary be and the same are hereby specifically appropriated for making the following payments to the Legislative Department for the fiscal biennium ending May thirty-first one thousand nine hundred thirty-one to be paid on warrants of the Auditor General upon the State Treasurer in the manner prescribed by law

For the payment of the salaries of the officers and employes of the Senate for the session of one thousand nine hundred and thirty-one the sum of twenty thousand dollars ($20,000)

For the payment of the salaries of the officers and employes of the House of Representatives for the session of one thousand nine hundred and thirty-one the sum of twenty-five thousand dollars ($25,000)

For the payment of the mileage of two hundred and eight members of the House of Representatives for the session of one thousand nine hundred and thirty-one the sum of ten thousand dollars ($10,000)

Section 2 This act shall become effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORTS FROM COMMITTEES

Mr. **FRAZIER**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **FRAZIER**, from the Committee on New Counties and County Seats, re-reported as amended, Senate Bill No. 860 (House Bill No. 1491), entitled:

An Act authorizing the county commissioners of counties of the fourth class to purchase rights of ways and bridges of railroad and street railway companies or parts thereof, now or hereafter to be abandoned, for use as county highways.

Also from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 791 (House Bill No. 5), entitled:

An Act to amend sections one and five of the act approved the ninth day of May, one thousand nine hundred and twenty-nine, (P. L. 1684) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by extending time for making returns and holding sales and eliminating penalties.

Mr. **EALY**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **EALY**, from the Committee on Agriculture, reported as committed, Senate Bill No. 852 (House Bill No. 1364), entitled:

An Act to amend section two of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, six hundred seventy), entitled "An act defining cold storage, and regulating time of storage of certain articles of food, and providing penalties for the violation of the provisions of this act," by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees.

Mr. **PARKINSON**. Mr. President, I ask unanimous consent to make report from committee at this time.

The **PRESIDENT**. Is there objection? The Chair hears none.

Mr. **PARKINSON**, from the Committee on Law and Order, reported as amended, Senate Bill No. 895 (House Bill No. 1061), entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicateing liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

RECESS

Mr. **DAIX**. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. **HARVEY**. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The **PRESIDENT**. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 83 (Senate Bill No. 1069), entitled:

An Act relating to the employment of persons in the service of the Commonwealth.

Which was committed to the Committee on Finance.

House Bill No. 696 (Senate Bill No. 1070), entitled:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth by adding thereto section thirty-seven

Which was committed to the Committee on Judiciary General.

House Bill No. 785 (Senate Bill No. 1071), entitled:

An Act to repeal section four hundred and thirty of and to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidatig the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto section four hundred and twenty A authorizing minors of the age of eighteen years and upwards to become members of any life insurance company and giving them full powers rights and privileges in contracts relative to insurance with the same force and effect as if they were of age

Which was committed to the Committee on Insurance.

House Bill No. 1409 (Senate Bill No. 1072), entitled:

An Act to repeal the act approved the twenty-ninth day of April one thousand eight hundred and ninety-seven (P. L. 34) entitled "An act authorizing the Superintendent of Public Instruction to place in each public school of this Commonwealth one copy of Smull's Legislative Hand-book following each decennial census and bi-ennially one copy of the School Laws and Decisions and providing for the same"

Which was committed to the Committee on Repeal Bills.

House Bill No. 1567 (Senate Bill No. 1073), entitled:

An Act to regulate the certification and the registration of persons qualified to teach in accredited elementary and secondary schools in this State imposing certain duties upon the Department of Public Instruction and the State Council of Education defining violations providing penalties and for appeal to the court of common pleas of Dauphin County

Which was committed to the Committee on Education.

House Bill No. 1596 (Senate Bill No. 1074), entitled:

An Act authorizing Frederick J. Osterling Architect a citizen of the City of Pittsburgh Pennsylvania to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania

Which was referred to the Committee on Judiciary General.

House Bill No. 1730 (Senate Bill No. 1075), entitled:

An Act to further amend sections fourteen and twenty-two of an act approved the tenth day of June, eighteen hundred ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections" so as to provide that the names of candidates for Presidential electors shall no longer be printed on the ballot.

Which was committed to the Committee on Elections.

House Bill No. 1750 (Senate Bill No. 1076), entitled:

An Act providing for the employment of additional Assistant District Attorneys in Counties of the Third Class by authority of the Salary Board, with the approval of the Court, in case of emergency or increased business or unusual circumstances or conditions and providing the salaries thereof.

Which was committed to the Committee on Counties and County Seats.

House Bill No. 1751 (Senate Bill No. 1077), entitled:

An Act authorizing the Department of Property and Supplies to furnish periodically, one copy of the Pennsylvania Legislative Manual to each public school in the Commonwealth of Pennsylvania.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 1763 (Senate Bill No. 1078), entitled:

An Act validating the action of the Salary Board of any County of the Third Class of the Commonwealth of Pennsylvania when because of increased business or unusual circumstances or conditions, it has authorized the District Attorney to appoint a chief county detective and such additional assistant county detectives as it deemed necessary and fixed the salaries of all such detectives.

Which was referred to the Committee on Education.

RECONSIDERATION OF SENATE BILL NO. 488 (HOUSE BILL NO. 680)

Mr. MANSFIELD. Mr. President, I move to reconsider the vote by which Senate Bill No. 488 (House Bill No. 680), entitled:

An Act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto and abolishing the elected office of township auditor.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. MANSFIELD. Mr. President, I voted "aye".

Mr. HARRIS. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote.

Mr. HARRIS. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. MANSFIELD. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. MANSFIELD. Mr. President, I voted "aye".

Mr. HARRIS. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HARRIS. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL RECOMMITTED

Mr. MANSFIELD. Mr. President, I move that this bill be recommitted to the Committee on New Counties and County Seats for the purpose of amendment.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. SCOTT. Mr. President, I move that the Senate do now take a recess until 4 o'clock (Eastern Standard Time) this afternoon.

Mr. WILLIAMSON. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 399.

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 399, entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

be recalled from the Governor for the purpose of further consideration.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 96.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 96, entitled:

An Act to amend sections two hundred sixteen two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

be recalled from the Governor for the purpose of further consideration.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 109.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 109, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of hom and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders

be recalled from the Governor for the purpose of further consideration.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 433.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 433, entitled:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by adding thereto section four hundred and forty-eight authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works

be recalled from the Governor for the purpose of further consideration.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 555.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That Senate Bill No. 555, entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

be recalled from the Governor for the purpose of amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO. 1298.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 5, 1931.

Resolved (if the Senate concur) That House Bill No. 1298, entitled:

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

TIME OF NEXT MEETING

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur) That when the Senate adjourns this week it reconvene on Monday evening, May 11, at 8:00 o'clock (Standard Time); and when the House of Representatives adjourns this week it reconvene on Monday evening, May 11, at 8:00 o'clock (Standard Time).

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 741 (Senate Bill No. 1079), entitled:

An Act relating to abandoned bituminous coal mines, providing for the fighting of fire in, and the sealing up of such mines under the supervision of the Department of Mines; giving such department certain powers and duties relative thereto; imposing certain duties upon owners, operators and lessees of such mines, and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 1430 (Senate Bill No. 1080), entitled:

An Act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in boroughs and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation

Which was committed to the Committee on Public Roads and Highways.

REPORTS FROM COMMITTEES

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 1057, entitled:

A Further Supplement to an Act, approved the twenty-eighth day of April, one thousand nine hundred and three, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same" and the supplements and amendments thereto, providing that the council of the city to which said territory is annexed may validate as legal indebtedness of the enlarged city certain indebtedness theretofore authorized by the councils or commissioners of the territory annexed which exceeds two per centum of the assessed value of the taxable property therein and which might have been ratified by the electors of such territory so annexed.

Mr. BELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BELL, from the Committee on Education, reported as committed, Senate Bill No. 949 (House Bill No. 799), entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Education rereported as amended, Senate Bill No. 824 (House Bill No. 1375), entitled:

An Act to amend sections one four and nine of the act approved the first day of May one thousand nine hundred and thirteen (P. L. 138) entitled "An act defining vocational education providing for the establishment and regulation of vocational schools and providing for State aid in the maintenance thereof and for the payment of tuition by certain school districts and reimbursement thereof by the State" as amended by providing for the acceptance of donations for such schools further defining part-time co-operative vocational education providing for payments by the Commonwealth for the maintenance of evening vocational home economics and evening vocational agricultural schools and departments and authorizing the requirement of deposit fees for entrance thereto

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Education, reported as committed, Senate Bill No. 1055), entitled:

An Act authorizing State Teachers' Colleges to reimburse students for tuition paid.

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER, from the Committee on Education, reported as committed, Senate Bill No. 1008 (House Bill No. 1244), entitled:

An Act to amend clause C of section seven of the act approved the twelfth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred thirty-three) entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners defining the power and duties of said board of examiners and providing penalties for the violation of this act" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 489 (House Bill No. 824), entitled:

An Act to amend the act approved the twenty-eighth day of May one thousand nine hundred and seven (P. L. 262) entitled "An act relating to borough officers employes and contracts and providing for the punishment of any violation of its provisions" by excepting certain sales purchases and contracts from provisions thereof

Mr. ARON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committee on Banks and Building and Loan Associations, reported as amended, Senate Bill No. 1007 (House Bill No. 711), entitled:

An Act to amend clause three, section thirty-seven, of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

Also from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 795 (House Bill No. 331), entitled:

An Act to promote the public health and safety by providing for the examination and licensure of those who desire to engage in the occupation of barbering; providing for the appointment by the Governor of an examining board, defining the powers and duties of such board, regulating barber shops, barber schools and barber colleges and apprentices and students therein, and providing penalties.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 622 (House Bill No. 821), entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing and guttering of streets, alleys, and public highways, and validating municipal liens now filed, or hereafter to be filed therefor.

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 625 (House Bill No. 912), entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing and guttering of streets, alleys, and public highways, and validating and continuing municipal liens therefor.

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 517 (House Bill No. 857), entitled:

An Act defining the kind of title cities of the second class shall acquire pursuant to the exercise of the power of eminent domain

Also from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 711 (House Bill No. 897), entitled:

An Act to amend section three of article nineteen of the act approved the seventh day of March, one thousand nine hundred one, (P. L. 20), entitled "An act for the government of cities of the second class;" authorizing the creation of sign districts or zones in which special regulations may be in force for the regulating of signs.

Mr. ARMSTRONG. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARMSTRONG, from the Committee on Public Health and Sanitation, reported as commited, Senate Bill No. 839 (House Bill No. 976), entitled:

An Act amending sections seven and nineteen, and section twenty as amended, of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health, and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," by providing for the furnishing of notice of the death of unnaturalized citizens of the consuls of the Nations of which they are nationals.

Also from the Committee on Municipal Affairs, reported as amended, Senate Bill No. 745 (House Bill No. 1131), entitled:

An Act to repeal the act approved the second day of July, one thousand nine hundred and one, (P. L. 601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent, dependent and neglected children, and providing for the management and maintenance thereof," in so far as it relates to cities of the second class.

Mr. ROBERTS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 389 (House Bill No. 670), entitled:

An Act regulating the appointment or election of deputy controllers in cities of the second class, and prescribing their powers and duties.

Mr. TRAINER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TRAINER, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 1046, (House Bill No. 813), entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class.

Mr. ARON. Mr. Presidentt, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committtee on Municipal Affairs, reported as commited, Senate Bill No. 690, entitled:

An Act to amend section thirteen of the act approved the thirteenth day of April, one thousand nine hundred and twenty-seven, (P. L. 196), entitled "An act authorizing cities of the third class to establish a pension fund for employes of said cities who are not now protected by pension authorized by the laws of this State and in force at the time of the passage of this act," by extending the provisions of said act to all elected and appointed officers and employes.

Mr. FRAZIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FRAZIER, from the Committee on Municipal Affairs, reported as committeed, Senate Bill No. 382, (House Bill No. 371), entitled:

An Act to further amend sections three and four of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by permitting the retirement of employes on pension at less than sixty years of age in certain cases.

Mr. RIAL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RIAL, from the Committee on Judiciary General, reported as amended, Senate Bill No. 286, entitled:

An Act to amend sections three and six, clauses (b) and (c) of section seven, section eight, clause (a) of section nine, and clauses (a) and (d) of section ten, of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, rgulation, and supervision of resident and non-resident real estate salesmen; and their business," by providing for and limiting the costs and expenses of administering and enforcing said act; authorizing the Department of Public Instruction to publish certain information; defining the qualifications of applicants for licensure and providing for their examination; providing for the annual renewal of licenses and the fees to be charged therefor; requiring real estate brokers to display certain sign; enumerating the reasons for which licenses may be revoked or suspended; limiting the evidence which courts may entertain upon appeals from actions of the Department of Public Instruction.

Mr. NORTON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON, from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 1039, entitled:

An Act to amend section one of the act approved the twentieth day of April, one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred and twenty-one), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manner as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways; and to include, in any route designated for the convenience of the traveling public, any township road or roads," by providing that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as amended, Senate Bill No. 1037, entitled:

An Act authorizing the Department of Highways to protect and maintain roadside trees and providing a penalty for the unauthorized cutting, trimming, removing, or damaging thereof; and providing for the opening of scenic views and acquiring necessary width of highways for the preservation and development of springs and places of historic interest within and along State highways; and repealing an act.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 910, entitled:

An Act to amend paragraph (b) of section two, and sections three, four and six of the act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand forty-six), entitled "An act appropriating the moneys in the Motor License Fund."

Mr. PRINCE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PRINCE, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 913, entitled:

An Act to amend clause eight of section three hundred eighty-one, and clause four of section three hundred eighty-six, as amended, of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by authorizing townships to lend or lease road machinery to, and to contract to build and maintain driveways on lands of school districts.

Mr. PARKINSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PARKINSON, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 734 (House Bill No. 12), entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled, "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the juriusdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and township or county roads; defining highways and State-aid highways; providing method of application for state aid in the improvement, maintenance and repair of townshp or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, by imposing on the Commonwealth one-half the damages due to the change of width or relocation of State highways.

Mr. LANIUS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANIUS, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 779, entitled:

An Act to amend Route number seven hundred and eight of the act approved the fifth day of May, one thousand nine hundred and twenty-seven, (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Public Roads and Highways re-reported as committed, Senate Bill No. 585 (House Bill No. 991), entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Property and Supplies to assist in the development of aeronautics

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 925 (House Bill No. 827), entitled:

An Act to amend sections one and two of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1528) entitled "An act authorizing the Secretary of Highways with the approval of the Governor to establish construct and maintain roads parallel to existing State Highways in order to relieve traffic congestion providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby and providing that such highways when constructed shall become a part of the system of State Highways of the Commonwealth" by including borough streets within the provisions thereof and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof

BILLS INTRODUCED

Mr. TRAINER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TRAINER read in his place and presented to the Chair Senate Bill No. 1081, entitled:

An Act providing for the introduction in evidence of the report of a Board of View upon the trial of any appeal therefrom, which report shall be prima facie evidence of benefits.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 1082, entitled:

An Act regulating the procedure in the Courts of Common Pleas in cases where there shall be divers claimants in different rights for all or part of a single award of damages or verdict in favor of any one of such claimants in matters arising under the exercise of the right of eminent domain.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 1083, entitled:

An Act providing for the assessment of benefits against land adjacent to any land taken by a municipality for any municipal purpose, including parks or playgrounds, and providing for the making of such assessments by the Board of View and the entry of such assessments as liens.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 1084, entitled:

An Act relating to the admissibility in evidence of the sale price of property in the vicinity of land taken in eminent domain proceedings under certain conditions, and regulating procedure for ascertaining these conditions.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 1085, entitled:

An Act providing for the assessment of costs and expenses of owners and tenants of property which it has been proposed to condemn under the right of eminent domain, when the proposed condemnation has been rescinded or abandoned.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 1086, entitled:

An Act regulating the hearing before Boards of View and jury trials and the awards and verdicts in cases arising from the taking, injury or destruction of private property under the right of eminent domain where both the owner of the fee and any lessee or lessees under such owner shall claim damages.

Which was committeed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 1087, entitled:

An Act authorizing and empowering cities of the first class to purchase or acquire by condemnation proceedings such real estate within the city limits as they may need, upon which to erect or construct municipal buildings, fire engine houses, gas and electric light works and for playgrounds, public parks or other municipal purposes (other than laying out, opening, altering or maintaining roads, highways, streets or alleys), and within or without the city limits upon which to erect hospitals, water works and power houses, and for the purpose of a poor farm or farms or penal institutions; providing and regulating the procedure in purchase and condemnations; the right on the part of the city to rescind such condemnations and governing the time and manner of taking possession.

Which was committed to the Committee on Judiciary General.

Mr. PRINCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 1088, entitled:

An Act making an appropriation to the Department of Public Instruction for the purpose of reimbursing certain school districts for high school tuition.

Which was committed to the Committee on Appropriations.

Mr. HARRIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 1089, entitled:

An Act to amend section fourteen of the act approved the fifth day of March one thousand nine hundred and six, (P. L. 78), entitled "An act to regulate nomination and election expenses, and to require accounts of nomination and election expenses to be filed, and providing penalties for the violation of this act."

Which was committed to the Committtee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 1090, entitled:

An Act making an appropriation to the Department of Highways out of the Motor License Fund to assist boroughs heretofore incurring heavy debt burdens in widening and improving main State highways.

Which was committed to the Committee on Appropriations.

MOTION TO READ BILLS THE FIRST TIME

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at today's session be read the first tme

Mr. SALUS. Mr. President, I second the motion

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 286, entitled:

An Act to amend sections three and six, clauses (b) and (c) of section seven, section eight, clause (a) of section nine, and clauses (a) and (d) of section ten, of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," by providing for and limiting the costs and expenses of administering and enforcing said act; authorizing the Department of Public Instruction to publish certain information; defining the qualifications of applicants for licensure and providing for their examination; providing for the annual renewal of licenses and the fees to be charged therefor; requiring real estate brokers to display certain signs; enumerating the reasons for which licenses may be revoked or suspended; limiting the evidence which courts may entertain upon appeals from actions of the Department of Public Instruction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 382 (House Bill No. 371), entitled:

An Act to further amend sections three and four of the act approved the twenty-eighth day of May, one thousand nine hundred fifteen (Pamphlet Laws five hundred ninety-six), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" by permitting retirement of employes on pension at less than sixty years of age in certain cases

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 389 (House Bill No. 670), entitled:

An Act regulating the appointment or election of deputy controllers in cities of the second class, and prescribing their powers and duties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 489 (House Bill No. 824), entitled:

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred and seven, (P. L. 262), entitled "An act relating to borough officers, employes and contracts; and providing for the punishment of any violation of its provisions," by excepting certain sales, purchases, and contracts from provisions thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 517 (House Bill No. 857), entitled:

An Act defining the kind of title cities of the second class shall require pursuant to the exercise of the power of eminent domain.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 573 (House Bill No. 92), entitled:

An Act authorizing cities of the third class to provide by ordinance, for the payment for public work or improvements heretofore made for or furnished to the city, and accepted and used by the city, where no legal or valid contract was entered into as required by law.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 622 (House Bill No. 821), entitled:

An Act validating proceedings by boroughs for the grading, draining, paving, curbing and guttering of streets, alleys and public highways, and validating municipal liens now filed or hereafter to be filed therefor.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 625 (House Bill No. 912), entitled:

An Act validating proceedings by boroughs for the grading draining paving curbing and guttering of streets alleys and public highways and validating and continuing municipal liens therefor

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 690, entitled:

An Act to amend section thirteen of the act approved the thirteenth day of April, one thousand nine hundred and twenty-seven (P. L. 196), entitled "An act authorizing cities of the third class to establish a pension fund for employes of said cities who are not now protected by pension authorized by the laws of this State and in force at the time of the passage of this act," by extending the provisions of said act to all elected and appointed officers and employes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 711 (House Bill No. 897), entitled:

An Act to amend section three of article nineteen of the act approved the seventh day of March one thousand nine hundred one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" authorizing the creation of sign districts or zones in which special regulations may be in force for the regulating of signs

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 734 (House Bill No. 12), entitled:

An Act to amend section sixteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highways Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highway to be done by contract except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for pencentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act." as amended by imposing on the Commonwealth one-half the damages due to the change of width or relocation of State highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 745 (House Bill No. 1131), entitled:

An Act to repeal the act approved the second day of July one thousand nine hundred and one (Pamphlet Laws six hundred one) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" in so far as it relates to cities of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 780, entitled:

An Act for the relief of persons in charge of parades, funeral processions and corteges from liability for injuries, death and loss suffered by guests or persons participating in such parades, funeral processions and corteges, except in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 791 (House Bill No. 5), entitled:

An Act to amend sections one and five of the act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authoritzing county commissioners to purchase such lands under certain circumstances" by extending time for making returns and holding sales and eliminating penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 795 (House Bill No. 331), entitled:

An Act to promote the public health and safety of providing for the examination and licensure of those who desire to engage in the occupation of barbering providing for the appointment by the Governor of an examining board defining the powers and duties of such board regulating barber shops barber schools and barber colleges and apprentices and students therein and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 779, entitled:

An Act to amend Route number seven hundred and eight of the act approved the fifth day of May, one thousand nine hundred and twenty-seven, (P. L. 787) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 839 (House Bill No. 976), entitled:

An Act amending sections nineteen and section twenty as amended of the act approved the seventh day of June one thousand nine hundred and fifteen (P. L. 900) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing for the furnishing of notice of the death of persons of foreign birth to the consuls of the Nations of which they are nationals

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 852 (House Bill No. 1364), entitled:

An Act to amend section two of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy) entitled "An act defining cold storage and regulating time of storage of certain articles of food and providing penalties for the violation of the provisions of this act" by exempting State-owned institutions operating cold-storage warehouses from the payment of license fees .

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 895 (House Bill No. 1016), entitled:

An Act to amend section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," providing for the payment to the holder of a chattel mortgage or conditional sale contract of the money due under such mortgage or contract from the proceeds of the sale of any vehicle or conveyance seized under said act, and giving to such mortgagee or conditional seller the same rights as are given by said act to the holder of a bailment lease.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 910, entitled:

An Act to amend paragraph (b) of section two, and sections three four and six of the act approved the first day of May, one thousand nine hundred and twenty-nine, (Pamphlet Laws, one thousand forty-six), entitled "An act apporpriating the moneys in the Motor License Fund."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 913, entitled:

An Act to amend clause eight of section three hundred eighty-one, and clause four of section three hundred eighty-six, as amended, of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by authorizing townships to lend or lease road machinery to, and to contract to build and maintain driveways on lands of, school districts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 916, entitled:

An Act to amend section two of the act, approved the thirtieth day of January, one thousand eight hundred and seventy-four, (P. L. 31), entitled "A further supplement to the act regulating elections in this Commonwealth," as amended, increasing the number of days the registry assessors in counties of the second class have for making their assessments.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 925 (House Bill No. 827), entitled:

An Act to amend sections one and two of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1528), entitled "An act authorizing the Secretary of Highways, with the approval of the Governor, to establish, construct and maintain roads parallel to existing State highways, in order to relieve traffic congestion; providing certain conditions and restrictions for the assessment and payment of damages for property taken thereby; and providing that such highways when constructed shall become a part of the system of State highways of the Commonwealth," by including borough streets within the provisions thereof, and providing for the reimbursement of boroughs for cost of constructing streets taken over under the provisions thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 949 (House Bill No. 799), entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by fixing a minimum monthly compensation for certain retired teachers

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 963, entitled:

An Act to amend section five hundred twelve of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined, by providing that the Auditor General shall not be required or be forced to follow the legal advice of the Department of Justice.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1007 (House Bill No. 711), entitled:

An Act to amend clause three section thirty-seven of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (P. L. seventy-three), entitled "An act to provide for the incorporation and regulation of certain corporations" by requiring officers and directors of building and loan associations to be the owners of at least ten shares of the capital stock of such corporation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1008 (House Bill No. 1244), entitled:

An act to amend clause C of section seven of the act approved the twelfth day of July, one thousand nine hundred nineteen, (P. L. 933), entitled "An act to regulate the practice of architecture in the Commonwealth of Pennsylvania by providing for the examination and registration of architects by a State Board of Examiners; defining the power and duties of said board of examiners; and providing penalties for the violation of this act;" extending the time within which persons practicing as architects or employes of architects prior to the passage of the act may apply for certificate and registration without examination.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1012 (House Bill No. 1518), entitled:

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania to acquire all real property comprising the Cornwall Charcoal Furnace at Cornwall in Lebanon County from the owner thereof and a trust fund for the maintenance of the same providing for the control management supervision restoration and improvement thereof authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1037, entitled:

An Act authorizing the Department of Highways to protect and maintain road side trees and providing a penalty for the unauthorized cutting, trimming, removing, or damaging thereof; and providing for the opening of scenic views and acquiring necessary width of highway for the preservation and development of springs and places of historic interest within and along state highways; and repealing an act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 1039, entitled:

An Act to amend section one of the act approved the twentieth day of April one thousand nine hundred and twenty-seven (P. L. three hundred and twenty-one), entitled "An act authorizing the Secretary of Highways to designate by letter, or to name, number, or combine State highways, or any part or parts thereof, in such manners as in his discretion will best accommodate and inform the traveling public using the highways of the Commonwealth, and facilitate the keeping of maps and records of the Department of Highways and to include, in any route designated for the convenience of the traveling public, any township road or roads," by providing that designations assigned by the Secretary of Highways shall be the official designations for all purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 1046 (House Bill No. 813) entitled:

An Act regulating the appointment of persons to public positions in counties and cities of the first class

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 1055, entitled:

An Act authorizing State Teachers' Colleges to reimburse students for tuition paid.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 1057, entitled:

A Further Supplement to an act, approved the twenty-eighth day of April, one thousand nine hundred and three, entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same" and the supplements and amendments thereto, providing that the council of the city to which said territory is annexed may validate as legal indebtedness of the enlarged city certain indebtedness theretofore authorized by the councils or commissioners of the territory annexed which exceeds two per centum of the assessed value of the taxable property therein and which might have been ratified by the electors of such territory so annexed.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 1062 entitled:

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital, of Philipsburg, Pennsylvania, for the payment of notes issued by said Board of Trustees to pay for the construction and equipment of hospital buildings and validating the action of the board in issuing such notes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL NO. 43

Mr. SNYDER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER offered the following resolution, which was twice read, considered and agreed to:

In the Senate May 4, 1931.

Resolved (If the House of Representatives concur), That Senate Bill No. 43, entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

ADJOURNMENT

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until ten o'clock (Eastern Standard Time) tomorrow morning.

Mr. BELL. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4,23 p. m. until Wednesday morning, May 6, 1931, at 10 o'clock.

HOUSE OF REPRESENTATIVES

TUESDAY, May 5, 1931.

The House met at 11.00 o'clock A. M. (Eastern Standard Time.)

The SPEAKER (C. J. Goodnough) in the chair.

PRAYER

The Chaplain, Rev. O. B. Poulson, offered the following prayer:

We thank Thee, blessed Lord, that the doors of golden opportunities still swing wide open before us this glad morning. We have made solemn vows to our homes, our country, and to Thee. Amid all the forces of evil that would fight against us and hinder the performance of our vows, may we hear Thee saying—"Lo, I am with you always; even unto the end of life."

Give to us plentiously of Thy wisdom this day that our labors here may both bless the peoples of this Commonwealth and glorify Thy dear name. May we be strong and clear in our convictions and determined in our endeavors to do the right.

Bless the Speaker and each member of this House. Bless too, we pray Thee, these employees who toil long into the night. Remember in mercy all in authority over us, and give unto us all Thy peace. For Christ's sake. Amen.

JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. McElwee, seconded by Mr. Graham, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. SPANN. HOUSE BILL No. 2010.

An Act to amend section one of the act, approved the seventh day of June, one thousand nine hundred and eleven, (P. L. 667), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class," approved the seventh day of March, one thousand nine hundred and one; regulating the certification, recording, advertising, and proof passage of legislative acts of councils; and prescribing the effect of the production thereof when required as evidence," by changing the regulations relative to advertising.

Referred to the Committee on Cities.

By Mr. SPANN. HOUSE BILL No. 2011.

An Act supplementary to an Act approved March seventh, one thousand nine hundred and one, for the government of cities of the second class, as amened by the Act of June twentieth, one thousand nine hundred and one, authorizing the appointment of a deputy mayor, and limiting and prescribing his powers and duties.

Referred to the Committee on Cities.

By Mr. STERLING. (By request). HOUSE BILL No. 2012.

An Act making an appropriation out of the Liquid Fuels Tax Fund to the Board of Finance and Revenue for the purpose of refunds.

Referred to the Committee on Appropriations.

By Mr. STERLING. (By request). HOUSE BILL No. 2013.

An Act to amend the title and to amend Section one, as amended, of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, fivve hundred twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by including notice in the title that said act taxes transfers made in contemplation of death and by imposing upon banks, other institutions, or depositories, the duty of making certain reports; and fixing penalties on such banks, other institutions, or depositories for failure to make such report.

Referred to the Committee on Ways and Means.

REPORTS FROM COMMITTEES

Mr. SOWERS, from the Committee on Law and Order, reported as amended, House Bill No. 330, entitled:

An Act to amend section eight of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and posession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by setting forth the contents required in an affidavit for a search warrant to search a private dwelling; and regulating the searching of private dwellings.

Mr. METZINGER, from the Committee on Judiciary Special, reported as committed, House Bill No. 630, entitled:

An Act to amend section three of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," as amended; by reducing the hours of labor of said employes.

Mr. McALEE, from the Committee on Judiciary General, reported as amended, House Bill No. 1101, entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand nine hundred and twenty-five (P. L. 613), entitled "An act regulating the recording of certain deeds, conveyances, and other instruments of writing, and fixing the effect thereof as to subsequent purchasers, mortgagees, and judgment creditors;" by fixing the effect of recording as to judgment creditors.

Mr. WALL, from the Committee on Printing, reported as committed, House Bill No. 1271, entitled:

An Act to amend sections two hundred and one, two hundred and six, two hundred and seven, and two hundred and nine to add article twenty-four A to, and to repeal sections two thousand four hundred and six and two thousand four hundred and ten of, the act, approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees, of State Normal Schools, or Teachers' Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by establishing a Department of Printing and defining its powers and duties.

Mr. THOMAS C. EVANS, from the Committee on Judiciary General, reported as committed, House Bill No. 1380, entitled:

An Act providing for the adoption, from time to time, and enforcement of general rules prescribing the forms of action and procedure therein, to be used in civil proceedings at law or in equity in the courts of this Commonwealth.

Mr. THOMAS C. EVANS, from the Committee on Judiciary General, reported as committed, House Bill No. 1381, entitled:

An Act conferring on the Supreme Court certain supervisory jurisdiction over inferior courts of record, except the Superior Court, and authorizing the Supreme Court to assign judges to assist in the work of courts outside their own districts.

Mr. LOUCKS, from the Committee on Counties, reported as committed, House Bill No. 1435, entitled:

An Act relating to delinquent taxes on seated lands; providing for the return of such taxes; and providing for the sale of such lands by the county treasurer.

Mr. HIMES, from the Committee on Counties, reported as committed, House Bill No. 1470, entitled:

An Act authorizing the recorder of deeds of any county to record or re-record by a photographic or photostatic process all papers required or authorized to be recorded or re-recorded by him, and fixing the fees therefor; providing that any such record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original papers would be competent; imposing the cost of the installation of such process upon the county; authorizing the employment of the necessary employes to administer such process; providing for their compensation, and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Mr. SHELLENBERGER, from the Committee on Game, reported as amended, House Bill No. 1497, entitled:

An act to amend section one thousand and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating and changing the law relating thereto," as amended, further regulating the payment of bounties for noxious birds and animals.

Mr. JOHN J. WILLIAMS, from the Committee on Public Utilities, reported as amended, House Bill No. 1656, entitled:

An Act to provide for the inspection of gas meters, electric meters, and water meters by city and county inspectors, the Department of Internal Affairs and the Fair Rate Board; empowering the Fair Rate Board to establish rules, regulations and standards for such inspection, and imposing certain charges upon public service companies, municipalities and consumers of gas, electricity and water for inspections.

Mr. CHARLES R. GRIFFITH, from the Committee on Highways, reported as amended, House Bill No. 1676, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five), entitled "For the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles, and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by further regulating the registration and titling of motor vehicles, trailers and semi-trailers, their operation on the highway, and the licensing of operators; making certain changes in fees; modifying penalties and procedure for enforcement, and affecting the powers, duties and rights of political sub-divisions of the Commonwealth and their officers, the Department of Highways, the Department of Revenue and the courts.

Mr. BECHTEL, from the Committee on Judiciary Special, reported as committed, House Bill No. 1732, entitled:

An Act requiring recorders of deeds to note releases of mortgages on the margin of the record of such mortgages.

Mr. WADE, from the Committee on Printing, reported as amended, House Bill No. 1748, entitled:

An Act relating to the printing of bills pending before the General Asssembly; providing for the appointment and compensation of expert proof-readers and prescribing their powers and duties.

Mr. CHESTER H. RHODES, from the Committee on Game, reported as amended, House Bill No. 1768, entitled:

An Act to amend the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, authorizing alien nonresident licenses and reciprocal license fee; changing the hunting license year; increasing the license fee, requirements and privileges of taxidermists; permitting and regulating the hunting of certain female deer; further defining game birds, game animals and legal and illegal methods and devices for trapping and hunting; restricting the holding of field meets or trials for dogs; authorizing the acquisition of waters for game purposes and hunting rights on private lands, the establishment of State game farms and the sale or leasing away of mineral, oil, gas rights and buildings on State game lands; imposing duties on State departments, commissions and officers; repealing section five hundred and eleven of said act, and extending and clarifying the appropriation of the Game Fund.

Mr. SOWERS, from the Committee on Judiciary Special, reported as committed, House Bill No. 1783, entitled:

An Act for the appointment by the various courts of the Commonwealth of Pennsylvania of psychiatrists or alienists to make a mental and physical examination of persons who plead guilty to or are convicted of crime in the Commonwealth prior to the sentencing of such person; providing for the filing of reports of such examination, and for their preservation in the public records of such court; and providing for the compensation of such psychiatrists payable by counties in which they may be appointed.

Mr. LOCKHART, from the Committee on Game, reported as committed, House Bill No. 1786, entitled:

An Act to repeal the act approved the fifteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1762), entitled "An act for the refund of moneys turned into the game fund for special deer licenses, issued in counties where the killing of doe deer was prohibited all of the time fixed as the open season for doe deer."

Mr. SOWERS, from the Committee on Judiciary Special, reported as committed, House Bill No. 1798, entitled:

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-five (P. L. 557), entitled "An act to provide for the sale of property against which a common law lien may exist for repairs and material; and the method of procedure thereon,' extending the provisions of the act to statutory liens and further setting forth the status of the liens in replevin proceedings under the act.

Mr. CHESTER H. RHODES, from the Committee on Judiciary General, reported as committed, House Bill No. 1832, entitled:

An Act to enable city, county, poor, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety or sureties if the surety or sureties have paid the taxes, to collect taxes for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective bonds, or by the expiration of the authority of their respective warrants, or by the expiration of their terms of office, and to extend the time for the collection of the same for a period of two years from the passage of this act.

Mr. STADTLANDER, from the Committee on Judiciary General, reported as committed, House Bill No. 1865, entitled:

An Act making it unlawful to fumigate any apartment house with poisonous gases without first giving notice thereof to tenants and occupants, and providing penalties.

Mr. METZINGER, from the Committee on Judiciary Special, reported as committed, House Bill No. 1867, entitled:

An Act authorizing the Department of Highways to sell or lease certain real estate.

Mr. BECHTEL, from the Committee on Judiciary Special, reported as committed, House Bill No. 1868, entitled:

An Act to amend paragraph (e) of section three hundred six of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, providing that the limitation on the cost of surgical and medical treatment which the employer is required to furnish injured employes, shall not include the cost of specialists or radiographic services furnished at the request of the employer or insurance carrier.

Mr. HOLCOMBE, from the Committee on Highways, reported as committed, House Bill No. 1924, entitled:

An Act to establish as a State highway a certain section of public road in the County of Bradford and providing for its construction and maintenance at the expense of the Commonwealth.

Mr. HOLCOMBE, from the Committee on Highways, reported as committed, House Bill No. 1925, entitled:

An Act to establish as a State highway a certain section of public road in the County of Bradford and providing for its construction and maintenance at the expense of the Commonwealth.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 1928, entitled:

An Act to amend subsection (g) of section two of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 429), entitled "An act relating to the descent and distribution of the real and personal property of persons dying intestate; and to provide for the recording and registering of the decrees of the orphans' court in connection therewith, and the fees therefor," conferring jurisdiction on the orphans' court of the county wherein real property of any intestate domiciled without the Commonwealth at the time of his or her death is situate, in securing the rights of the surviving spouse under said section, and validating proceedings heretofore instituted.

Mr. TURNER, from the Committee on Judiciary General, reported as committed, House Bill No. 1950, entitled:

An Act requiring members of the bar appointed as auditors and masters in divorce to be residents of the county of the court.

Mr. READER, from the Committee on Counties, reported as committed, House Bill No. 1281, (Senate Bill No. 233), entitled:

An Act to amend section three of the act, approved the twenty-third day of April, one thousand nine hundred and three (P. L. 274), entitled, "An act defining the powers of the several Courts of quarter sessions of the peace, within this Commonwealth, with reference to the care, treatment and control of dependent, neglected, incorrigible and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised, as amended, providing that in counties having a population of less than one million inhabitants the compensation of the probation officers shall be fixed by the judges of such courts and the county commissioners.

Mr. GEORGE L. REED, from the Committee on Judiciary General, reported as committed, House Bill No. 1551, (Senate Bill No. 656), entitled:

An Act requiring certain legal proceedings against State officers to be instituted in the Court of Common Pleas of Dauphin County.

Mr. SIMON, from the Committee on Judiciary General, reported as committed, House Bill No. 1841 (Senate Bill No. 657), entitled:

An Act providing a penalty for the unauthorized printing, publishing, sale, distribution or circulation of Copyrighted Musical Compositions.

Mr. MATHAY, from the Committee on Aeronautics, reported as committed, House Bill No. 1979 (Senate Bill No. 643), entitled:

An Act to amend the title and section one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws twelve hundred and seventy-eight), entitled "An act authorizing county commissioners to appropriate moneys to cities boroughs towns and townshps to assist in the acquisition operation and maintenance of airdromes and aviation landing fields" by authorizing and empowering county commissioners to appropriate moneys to cities boroughs towns townships corporations or individuals to assist in the acquisition operation and maintenance of airports airdromes and aviation landing fields within such county or within any adjacent county.

Mr. WIKE, from the Committee on Aeronautics, reported as committed, House Bill No. 1980 (Senate Bill No. 645), entitled:

An Act authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to establish maintain and operate airports airdromes landing fields intermediate landing fields and air navigation facilities authorizing and empowering incorporated towns townships and other political subdivisions of this Commonwealth to acquire by lease or purchase any land within or without the limits of said incorporated towns townships and other political subdivisions for aviation purposes authorizing the lease by the said parts thereof to individuals or corporations and the lease thereof to the Government of the United States upon nominal rent and empowering said incorporated towns townships the same for aviation purposes jointly with any county city incorporated town borough township or political subdivision authorizing and empowering said incorporated towns townships and other political subdivisions to incur indebtedness and issue bonds for acquisition construction completion operation or maintenance of airports landing fields air navigation facilities or lands for any of the purposes mentioned in this act and repealing inconsistent legislation

BILLS ON FIRST READING

The SPEAKER. If there is no objection the Chair will take up out of order the first reading calendar. The Chair hears none and the House will proceed to the consideration of bills on first reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 546, entitled:

An Act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, the registration of electors, primary and election expenses and election contests, imposing duties upon courts, county commissioners, registrars of vital statistics, public service companies and municipal officers, imposing penalties for violation of the act, and revising, amending and consolidating the laws relating thereto.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1073, entitled:

An Act providing for the settlement of capital stock tax in the cases of corporations, joint-stock associations, limited partnerships and companies which own assets which are exempted or relieved from capital stock tax.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1480, entitled:

An Act to amend sections one, two and three of the act, approved the twentieth day of April, one thousand nine hundred and twenty-seven (P. L. 311), entitled "An act providing for a more equitable method of assessing capital stock tax against corporations, limited partnerships, joint-stock associations, and companies, in certain cases," by providing for certain exemptions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1714, entitled:

An Act to amend section two of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred and one), entitled "An act authorizing the State Highway Department, the Public Service Commission, counties, cities, boroughs, and townships to purchase, or condemn by the right of eminent domain, free and unobstructed view over and across lands at certain highway, railroad, and railway intersections and curves, so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways; and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1728, entitled:

An Act providing a method for preventing any elector from depositing in the ballot box at primary, municipal, general or other elections any ballot other than that received from the election officers, and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1769, entitled:

An Act to provide for the permanent personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners and appointees of registration commissions, election officers, city officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, public service companies, and boards of school directors, and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1879, entitled:

An Act to amend sections one, three, four, five, six, seven, nine, ten, eleven, twelve, thirteen, fourteen, sixteen, seventeen nineteen, twenty-two, twenty-three and twenty-seven of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirments, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 962, entitled:

An Act providing for the grading, curbing, draining, paving and/or macadamizing of highways, the center line of which constitutes the dividing line between a city and a borough, or a city and a township of the first class, or a borough and a township of the first class, and for the collection of the whole or part of the cost of such improvements by assessments against property abutting on the line of the improvement.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1825, entitled:

An Act permitting savings banks savings institutions and provident institutions to invest monies deposited with them in obligations of certain public utility companies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL ON SECOND READING

The **SPEAKER.** If there is no objection the Chair will take up out of order the second reading calendar. The Chair hears none and the House will proceed to the consideration of bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 1464, as follows:

A Joint Resolution petitioning Congress of the United States to call a National Constitutional Convention to repeal Article eighteen of the Constitution of the United States

The first section was read as follows:

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the Legislature of the State of Pennsylvania applies to Congress of the United States of America to call a National Constitutional Convention to repeal article eighteen of the Constitution of the United States of America and no other article of the Constitution

On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. SOWERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of further study.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 441, as follows:

An Act relating to the return of search warrants imposing duties on officers serving the same providing for filing of inventory of property seized and for hearings in relation thereto by aldermen justices of the peace and magistrates for the return of property wrongfully seized

Whereas It is the purpose of the General Assembly to create uniformity in the practice followed in the returns made to search warrants by making such practice conform to that followed by the Federal authorities and

Whereas This can be done by the enactment of laws substantially the same as sections six hundred twenty-three six hundred twenty-four six hundred twenty-five six hundred twenty-six and six hundred twenty-seven of chapter eighteen title eighteen of the Code of Laws of the United States therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any officer charged with the service of a search warrant must immediately after serving the same return the warrant to the alderman justice of the peace or magistrate issuing the same and deliver to him a written inventory of the property taken made publicly or in the presence of the person from whose possession it was taken and of the applicant for the warrant if they are present verified by the affidavit of the officer at the foot of the inventory and taken before the alderman justice of the peace or magistrate at the time to the following effect "I R S the officer by whom this warrant was executed do swear that the above inventory contains a true and detailed account of all the property taken by me on the warrant"

Section 2 The alderman justice of the peace or magistrate must thereupon if required deliver a copy of the inventory to the person from whose possession the property was taken and to the applicant for the warrant

Section 3 If the grounds on which the warrant was issued be controverted the alderman justice of the peace or magistrate must proceed to take testimony in relation thereto and the testimony of each witness must be reduced to writing and subscribed by each witness

Section 4 If it apepars that the property or paper taken is not the same as that described in the warrant or that there is no probable cause for believing the existence of the grounds on which the warrant was issued the alderman justice of the peace or magistrate must cause it to be restored to the person from whom it was taken but if it appears that the property or paper taken is the same as that described in the warrant and that there is probable cause for believing the existence of the grounds on which the warrant was issued then the alderman justice of the peace or magistrate shall order the same retained in the custody of the person seizing it or to be otherwise disposed of according to law

Section 5 The alderman justice of the peace or magistrate must annex the affidavits search warrant return inventory and evidence and if he has not power to inquire into the offense in respect to which the warrant was issued he must at once file the same together with a copy of the record of his proceedings with the clerk of the court having power to so inquire

Section 6 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 637, as follows:

An Act providing an exemption of one hundred dollars which cannot be waived or lost to the defendant in all cases of attachment or levy and sale

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases of attachment levy and sale upon execution or by distress for rent the defendant shall have an exemption of property to the value of one hundred dollars which cannot be waived or lost to such defendant in any manner or under any circumstances whatsoever

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 748, as follows:

An Act authorizing the courts of this Commonwealth to order on motion that certain actions pending in such courts shall be marked abandoned and ended

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all civil actions now or hereafter pending and untried in any of the courts of this Commonwealth for a period of four years from the date such actions were at issue shall on motion in writing of the defendant made in open court be ordered by the court to be marked abandoned and ended unless the plaintiff shall after the third year following the date any such action was at issue and before motion of the defendant as above provided file a statement with the prothonotary that he intends to prosecute the action to final judgment When any civil action has been marked abandoned and ended as provided in this act the same shall not thereafter be proceeded with in such court except by special allowance of such court upon proper cause shown

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SOWERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of further study.

Mr. SAUTTER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1441, as follows:

An Act to amend section sixty-two of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred fifty-five) entitled "An act relating to executions" by providing for the service upon defendant of notice of sale of real estate under writ of venditioni exponas

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixty-two of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred fifty-five) entitled "An act relating to executions" is hereby amended to read as follows

Section 62 But before any sale of real estate shall be made as aforesaid the officer shall cause so many written or printed handbills to be made upon parchment or good paper as the debtor or defendant shall reasonably request or so many without such request as may be sufficient to give notice of such sale and of the day and hour when and the place where the same will be and what lands or tenements are to be sold and the place where they lie which notice shall be given to the defendant and one of the said papers or parchments shall be fixed by the sheriff or other officer upon the premises and the others of them in the most public places of the county or city at least ten days before such sale

The plaintiff shall file with the officer an affidavit setting forth to the best of his knowledge information and belief the name and address of the defendant upon whom service of notice aforesaid can be made Said notice shall be served in the manner provided by law for the service of summons in this Commonwealth and when service cannot be made as aforesaid then service shall be made by mailing same by registered letter to the designated address If the affidavit shall aver that after careful inquiry the address of the defendant is unknown no notice shall be required other than the advertisement and posting herein provided and the sale shall be proceeded with according to law The aforementioned affidavit shall be made a part of the return to the writ

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1788, as follows:

An Act to amend section one of the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-seven) entitled "A supplement to an act entitled 'An act to establish a Board of Commissioners of Navigation for the River Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor' approved the eighth day of June Anno Domini one thousand nine hundred and seven authorizing and directing the commissioners to provide and maintain a nautical school for the education and training of pupils from the various counties of the Commonwealth of Pennsylvania in the science and practice of navigation and making an appropriation for two years from the first day of June Anno Domini one thousand nine hundred and nineteen towards its maintenance" providing for instruction in seamanship steam and electrical engineering and the payment of fees by non-resident pupils and the disposition thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred thirty-seven) entitled "A supplement to an act entitled 'An act to establish a Board of Commissioners of Navigation for the River Delaware and its navigable tributaries regulating their jurisdiction over ships vessels and boats and wharves piers bulkheads docks slips and basins and exempting cities of the first class from certain of its provisions and making an appropriation therefor' approved the eighth day of June Anno Domini one thousand nine hundred and seven authorizing and directing the commissioners to provide and maintain a nautical school for the education and training of pupils from the various counties of the Commonwealth of Pennsylvania in the science and practice of navigation and making an appropriation for two years from the first day of June Anno Domini one thousand nine hundred and nineteen towards its maintenance" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries established under the provisions of the act to which this is a supplement and hereinafter referred to as the commissioners are hereby authorized and directed to provide and maintain a nautical school for the education and training of pupils in the science and practice of navigation seamanship steam and electrical engineering to furnish accommodations on board a proper vessel for said school and make all needful rules and regulations therefor and for the number and compensation of instructors and others employed therein to prescribe the government and discipline thereof and the terms and conditions upon which pupils shall be received and instructed therein and discharged therefrom and provide in all things for the good management of said nautical school And said commissioners shall have power to purchase the books apparatus stationery and other things necessary or expedient to enable said school to be properly and successfully conducted and may cause the said school or the pupils or part of the pupils thereof to go on board a vessel or vessels in the harbor of Philadelphia and take cruises in or from said harbor for the purpose of obtaining a practical knowledge in navigation and the duties of [marines] mariners and engineers If not residents of the Commonwealth of Pennsylvania pupils may be admitted only upon the payment of such fees as shall be prescribed by the commissioners based on the full annual per capita cost of educating such pupils The moneys received from such fees shall be credited to the biennial appropriation to the Board for the maintenance of a nautical school located at the port of Philadelphia and the moneys so credited are hereby appropriated for the use of said board And from the United States Government such vessel or vessels as the Secretary of the Navy may detail for the use of said school

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 53, entitled:

An Act to amend section four hundred thirty-four of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" as amended by imposing on the Commonwealth one-half of the cost of township reward improvements

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four hundred thirty-four of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" which was amended by section two of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand fifty-seven) entitled "An act to amend sections four hundred and thirty-two and four hundred and thirty-four of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled 'An act concerning townships and revising amending and consolidating the law relating thereto' as amended" and also amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred eighty-four) entitled "An act to amend section four hundred and thirty-four of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled 'An act concerning townships and revising amending and consolidating the law relating thereto' as amended" is hereby further amended to read as follows

Section 434 Rewards shall be granted by the Commonwealth for improvements only of the character herein set forth namely (a) For grading and draining a section of road not less than one-fourth mile in length (b) for graveling or cindering or using other approved materials on a graded and drained road not less than one-fourth mile in length (c) for constructing a road with broken stone base and broken stone slag gravel cinders or other approved material top not less than one-fourth mile in length (d) for macadamizing a road or for constructing a Telford macadam road of not less than one-fourth mile in length (e) for a bituminous surface-treated macadam road (f) for constructing a concrete brick or bituminous surface road of not less than one-fourth mile in length (g) for the erection and construction of bridges of three feet or more span constructed of concrete or stone or a combination of concrete and stone or a steel bridge with a floor constructed of a material approved by the State Highway Department (h) for the purchase and installation of culvert and drain pipes

Whenever any improvements of the character mentioned in this section have been completed by any township of the second class the State will pay as a reward the following sums namely [One For roads of the character set forth in subdivision (a) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed one thousand five hundred dollars ($1,500) per mile and in the case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed one thousand dollars ($1,000) per mile Two For roads of the character set forth in subdivision (b) in the case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed two thousand two hundred and fifty dollars ($2,250) per mile and in the case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed one thousand five hundred dollars ($1,500) per mile Three For roads of the character set forth in subdivision (c) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed four thousand five hundred dollars ($4,500) per mile and in the case of townships having an assessed valuation per mile of road between ten thousand dollars ($10,000) and thirty thousand dollars ($30,000) of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed three thousand dollars ($3,000) per mile Four For roads of the character set forth in subdivision (d) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed six thousand dollars ($6,000) per mile and in the case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed four thousand dollars ($4,000) per mile Five For roads of the character set forth in subdivision (e) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed six thousand seven hundred and fifty dollars ($6,750) per mile and in the case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed four thousand five hundred dollars ($4,500) per mile Six For roads of the character set forth in subdivision (f) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the cost of making such improvement not to exceed nine thousand dollars ($9,000) per mile and in the case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the cost of making such improvement not to exceed six thousand dollars ($6,000) per mile Seven For bridges constructed under subdivision (g) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the contract price and not in any case to exceed seventy-five (75) per centum of the actual cost of said bridge when constructed by the supervisors and in case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the contract price and not in any case to exceed fifty (50) per centum of the actual cost of said bridge when constructed by the supervisors Eight For the purchase and installation of culvert and drain pipes under subdivision (h) in case of townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five (75) per centum of the total cost of said culvert or drain pipes when such pipes have been placed and in case of townships having an assessed valuation per mile of road of more than twenty thousand dollars ($20,000) fifty (50) per centum of the total cost of said culvert or drain pipes when said pipes have been placed]

[The aforesaid rewards shall be based upon roads the improvement of which shall be of a width of not less than sixteen feet and corresponding addition in the amount of reward shall be made as the width of the improved road is increased but]

In townships having an assessed valuation of twenty thousand dollars ($20,000) or less per mile of road seventy-five per centum of the actual cost of improvement or culvert or drain pipe and in townships having an assessed valuation of more than twenty thousand dollars ($20,000) per mile of road fifty per centum of the actual cost of the improvement or culvert or drain pipe

No reward shall be paid for the improvement of any road of less width than sixteen feet except for a ten or fourteen-foot road [and in such cases a corresponding reduction in the amount of the reward shall be made]

On the question,

Will the House agree to the section?

Mr. **WOOD**. Mr. Speaker, I desire to offer the following amendments.

The **SPEAKER**. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Section 1, page 2, line 7 by inserting before the word "and" the following: "and amended by the act, approved the sixth day of May, one thousand nine hundred and twenty-nine (P. L. 1543), entitled "An act to amend section four hundred and thirty-four of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred forty), entitled 'An act concerning townships; and revising, amending, and consolidating the law relating thereto, as amended"

Amend Section 1, page 2, line 24 by inserting after the word "base" the following: "or traffic bound macadam road"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section four hundred and thirty-four of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended, by imposing on the Commonwealth one-half of the cost of township reward improvements.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Commmittee of the Whole in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 124, as follows:

An Act to amend section thirty-two of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" so as to subject the lien of corporation taxes to discharge by a judicial sale of real estate under any mortgage ground rent or other lien where the title to such real estate was subject to such mortgage ground rent or other lien when the corporation acquired title thereto even though the fund produced by such sale be insufficient to pay the taxes due the Commonwealth by such corporation wholly or in part

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-two of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" is hereby amended to read as follows

Section 32 That no corporation company joint-stock assocation association or limited partnership made taxable by this act shall hereafter be dissolved by the decree of any court of common pleas nor shall any judicial sale be valid or a distribution of the proceeds thereof be made until all taxes due the Commonwealth have been fully paid into the state treasury and the certificate of the auditor general state treasurer and the attorney general to this effect filed in the proper court with the proceedings for dissolution or sale

Provided however That where a corporation has acquired title to real estate which is then subject to a ground rent mortgage or other lien created by or entered against a prior record owner of such real estate a judicial sale of the same under proceedings upon such ground rent mortgage or other lien shall operate to discharge the real estate so sold from the lien of all taxes due the Commonwealth by such corporation notwithstanding that the fund produced by such sale after payment therefrom of any liens having by law priority over such corporate taxes shall not be sufficient to pay the whole or any part of any such taxes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bill to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1397, entitled:

An Act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every person copartnership association or corporation engaged in the retail sale of liquid fuels as defined by law for purposes of taxation shall include the rate of the liquid fuels tax per gallon in the price of such liquid fuels on all liquid fuel price display signs

Section 2 Any person partnership association or corporation violating any of the provisions of section one of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars and costs of prosecution and in default of payment thereof such person or the partners of such partnership or the officers of such assocation or corporation shall undergo imprisonment for not more than ten days

Section 3 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

The title was read as follows:

An Act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty.

On the question,

Will the House agree to the title?

Mr. BIDELSPACHER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend line 1 of the title by striking out after the word "to" and before the word "the" the word: "(state)" and inserting in lieu thereof the word: "Include"

Amend line 2 of the title by striking out after the word "tax" and before the word "the" the words: "(Separately from)" and inserting in lieu thereof the word: "in"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1354, as follows:

An Act making an appropriation to the Department of Military Affairs for the purchase of distinctive uniforms and equipment for the Governor's Troop of the Pennsylvania National Guard

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred ($5,500) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for the purpose of purchasing special and distinctive uniforms and equipment for the officers and enlisted men of the Governor's Troop of the Pennsylvania National Guard commensurate with dignity of the Commonwealth and of such style and pattern as a majority of its officers may select and the Governor as Commander-in-Chief approve

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. FREDERICK. Mr. Speaker, I move that this bill be recommitteed to the Committee on Appropriations for the purpose of further consideration.

Mr. RICE. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1463, entitled:

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen and to make uniform the law with reference thereto

The first, second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That DEFINITION OF TERMS "Principal" as used in this act means any realty or personalty which has been so set aside or limited by the owner thereof or a person thereto legally empowered that it and any substitutions for it are eventually to be conveyed delivered or paid to a person while the return therefrom or use thereof or any part of such return or use is in the meantime to be taken or received by or held for accumulation for the same or another person

"Income" as used in this act means the return derived from a principal

"Tenant" as used in this act means the person to whom the income is first payable or for whom it is accumulated or who is beneficially entitled to the possession of the principal presently and for a time prior to its distribution

"Remaindermen" as used in this act means the person ultimately entitled to the principal whether named or designated by the creator of the principal or determined by operation of law It also includes the person entitled to the income after the rights of the tenant shall cease

"Trustee" as used in this act includes the original trustee of any trust to which the principal may be subject and also any succeeding or added trustee

Section 2 APPLICATION OF THE ACT POWERS OF SETTLOR This act shall govern the ascertainment of income and principal and the apportionment of receipts and expenses between tenants and remaindermen in all cases where a principal has been established with or without the interposition of a trust Provided however That the creator of the principal or any person thereto legally empowered may make any provisions he desires touching matters covered by this act and may himself direct the manner of ascertainment of income principal and expenses or grant discretion to the trustee or other person to do so and such provision and discretion where not otherwise contrary to law shall control notwithstanding this act

Section 3 INCOME AND PRINCIPAL DISPOSITION (a) All receipts of money or other property paid or delivered in return for the use of principal shall be deemed income unless otherwise expressly provided in this act Such receipts shall include those paid as rent of realty or hire of personalty or dividends on corporate shares payable other than in shares of the corporation itself or interest on money loaned or interest on or the rental or use value of property wrongfully withheld

(b) All receipts of money or other property paid or delivered as a refund or replacement or change in form of principal shall be deemed principal unless otherwise expressly provided in this act Such receipts shall include those paid as the consideration for the sale or other transfer not a leasing or letting of property forming a part of the principal or as a repayment of loans or in liquidation of the assets of a corporation or as the proceeds of property taken on eminent domain proceedings where separate awards to tenant and remainderman are not made or as proceeds of insurance issued for the benefit of both tenant and remainderman upon property forming a part of the principal shall be deemed principal Any profit or loss resulting upon any change in form of principal shall inure to or fall upon the principal

(c) All income after payment of expenses properly chargeable to it shall be paid and delivered to the tenant at regular intervals or retained by him if already in his possession while the principal shall be held for ultimate distribution as determined by the instrument by which it is created or by law

The fourth section was read as follows:

Section 4 APPORTIONMENT OF INCOME Whenever a tenant shall have the right to income from periodic payments which shall include rent interest on loans and annuities but shall not include dividends on corporate shares and such right shall cease and determine by death or in any other manner at a time other than the date when such periodic payments should be paid he or his personal representative shall be entitled to that portion of any such income next payable as the time elapsed from the last due date of such periodic payments to and including the day of the determination of his right bears to the total period during which such income would normally accrue The remaining income shall be paid to the person or persons next entitled thereto by the terms of the transaction under which the principal was established But no action shall be brought to recover such apportioned income of any portion thereof until after the day on which it would have become due but for the determination of the right of the tenant entitled thereon The provisions of this section shall apply whether an ultimate remainderman is specifically named or not Likewise when the tenant first become entitled to take such periodic payments as income at a time other than their payment dates he shall only receive that portion of such income as the period during which he has been so entitled bears to the total period during which such income would normally accrue

On the question,

Will the House agree to the section?

Mr. MATHAY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 4, page 4, lines 21 and 22, by striking out the word "become" and inserting in lieu thereof the following: "becomes."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth and sixth sections and title were separately read and agreed to as follows:

Section 5 CORPORATE DIVIDENDS AND SHARE RIGHTS (a) All dividends on shares of a corporation which form a part of the principal and are payable in the shares of the corporation shall be deemed principal Subject to the provisions of this section all dividends payable otherwise than in the shares of the corporation itself including ordinary and extraordinary dividends and dividends payable in shares or other securities or obligations of corporations other than the declaring corporation shall be deemed income Where the trustee shall have the option of receiving a dividend either in cash or in the shares of the declaring corporation it shall be considered as a cash dividend and deemed income irrespective of the choice made by the trustee

(b) All rights to subscribe to the shares or other securities or obligations of a corporation accruing on account of the ownership of shares or other securities in such corporation and the proceeds of any sale of such rights shall be deemed principal All rights to subscribe to the shares or other securities or obligations of a corporation accruing on account of the ownership of shares in another corporation and the proceeds of any sale of such rights shall be deemed income

(c) Where the assets of a corporation are liquidated amounts paid upon corporate shares as cash dividends declared before such liquidation occurred or as arrears of preferred or guaranteed dividends shall be deemed income all other amounts paid upon corporate shares or disbursement of the corporate assets to the stockholders shall be deemed principal All disbursments of corporate assets to the stockholders whenever made which are designated by the corporation as a return of capital or division of corporate property shall be deemed principal

(d) Where a corporation succeeds another by merger consolidation or reorganization or otherwise acquires its assets and the corporate shares of the succeeding corporation are issued in substitution for those of the original corporation the two corporations shall be considered a single corporation in applying the provisions of this section But two corporations shall not be considered a single corporation under this section merely because one owns corporate shares of or otherwise controls or directs the other

(e) For the purposes of applying this section the date when a dividend accrues to the person who is entitled to it shall be the date specified by the corporation as the one on which the stockholders entitled thereto are determined or in default thereof the date of declaration of the dividend

Section 6 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

An Act concerning the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen, to make uniform the law with reference thereto.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1615, as follows:

An Act authoizing the Department of Property and Supplies to acquire lands in Harris Township Centre County for the use of the Department of Military Affairs and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies subject to the approval of the Department of Military Affairs is hereby authorized to acquire in the name of the Commonwealth and in the manner provided by the Administrative Code of one thousand nine hundred and twenty-nine a tract or contiguous tracts of lands located in Harris township Centre County not exceeding seventy acres including all buildings and improvements for the Department of Military Affairs The said Department shall have power to acquire said property subject to the existing lease of the Twenty-eighth Division Officers' Club and to turn said property over to the Department of Military Affairs for management

Section 2 The Department of Military Affairs shall set aside approximately twenty-eight acres of the tract so acquired for use as a military cemetery as contemplated by section one thousand four hundred and six of the Administrative Code of one thousand nine hundred and twenty-nine and approximately thirty acres as a military reservation The portion set aside for a military cemetery shall include the tract upon which is located the shrine erected by the officers of the Twenty-eighth Division

Section 3 The sum of twenty-six thousand five hundred dollars ($26,500) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the payment of the land acquired and the cost of title searches in connection therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. **WHEELER**. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

Mr. **KLECKNER**. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1678, as follows:

An Act requiring public service companies as defined in The Public Service Company Law and holding companies and associations of or on behalf of such public service companies to file annually with the Secretary of the Commonwealth an itemized report of all moneys privileges and other valuable considerations paid afforded extended or given to any public officer or any teacher or member of the staff of any State-owned or State-aided institution of learning in the employ of such companies and associations and the purpose and type of such employment and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purposes of this act the term "public service company" shall include every individual association or corporation included within the meaning of said term in The Public Service Company Law and also every association of public service companies whether incorporated or unincorporated and every holding company owning the stock of any public service company and every organization formed for the purpose of promoting the interests of public service companies

Section 2 It shall be the duty of every public service company to file with the Secretary of the Commonwealth on or before the first day of January of each year an itemized report of all moneys privileges and other valuable considerations paid afforded extended or given to any public officer or any teacher or member of the staff of any State-owned or State-aided institution of learning directly or indirectly for any services whatsoever rendered by such officer teacher or member to such public service company during the preceding year Such report shall be on a form prescribed by the Secretary of the Commonwealth shall be under oath or affirmation by the president and treasurer of a corporation the partners of a copartnership or an individual as the case may be and shall set forth the name of every such public officer teacher or member an itemized statement of the moneys privileges or other valuable considerations paid afforded extended or given to each such public officer teacher or member and a corresponding itemized statement of the purpose and type of such services for which such moneys privileges or other valuable considerations were paid afforded extended or given

Section 3 Any public service company which shall fail at any time to file the report required by this act or which shall fail to set forth fully all the information required by this act in said report shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one thousand dollars nor more than five thousand dollars in the discretion of the court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1785, as follows:

An Act to amend section twelve of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred fifty-eight) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" making the violation of this act a felony

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred fifty-eight) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" is hereby amended to read as follows

Section 12 Any person who shall violate or fail to comply with any of the provisions of this act except as provided in the last paragraph of section eight shall be guilty of a [misdemeanor] felony and upon conviction shall be sentenced to pay a fine not exceeding two thousand dollars or to undergo an imprisonment not exceeding five years or both at the discretion of the court If the violation is by a corporation copartnership or association the officers and directors of such corporation or the members of such copartnership or association their agents and employes with guilty knowledge of the fact shall be deemed guilty of a violation of the provisions of this act to the same extent as though said violation were committed by them personally

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1807, as follows:

An Act to amend Routes three hundred and twenty-six three hundred and sixty-two and three hundred and seventy-three of section one of the act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred forty-eight) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That routes three hundred and twenty-six three hundred and sixty-two and three hundred and seventy-three of section one of the act approved the twenty-second day of July one thousand nine hundred and thirteen (Pamphlet Laws nine hundred forty-eight) entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth" are hereby amended to read as follows

Route Three Hundred and Twenty-six A certain public road beginning at a point on Route two hundred and eighty-one at the Roosevelt Boulevard thence to Welsh Road thence by way of Welsh Road to Bustleton Avenue thence to the Bustleton Pike at the county line road dividing the counties of Philadelphia and Bucks near Somerton thence by way of Feasterville and Rockville to Newton Bucks county thence over State Highway route two hundred and fifty-two to Yardley thence by the river road by way of Taylorsville Brownsburg New Hope Center Bridge Lumberville Point Pleasant Erwinna Bridgeton Upper Blacks Eddy Narrowville and Kintnersville to Durham Furnace on State Highway route one hundred and fifty-six thence over route one hundred and fifty-six to Easton Northampton County

Route Three Hundred and Sixty-two A certain public road beginning on Route two hundred eighty-one at the Roosevelt Boulevard thence over Roosevelt Boulevard to Oxford Avenue thence by way of Rockwell Avenue Hartel Street Hasbrook Avenue Oxford Avenue Huntington Pike to a point [at] on the line between the counties of Philadelphia and Montgomery in Rockledge Montgomery County thence by way of Bethayres and Sorrel Horse to a point on the line dividing the counties of Montgomery and Bucks thence by way of Southampton Richboro and Penns Park to State Highway route one hundred and fifty-two thence over route one hundred and fifty-two to Doylestown Bucks County

Route Three Hundred and Seventy-three A certain public road [at a point on a boundary line through the city of Philadelphia and] beginning at City Hall in the City of Philadelphia thence running over route one hundred fifty-one by way of Broad Street to Stenton Avenue thence by way of Stenton Avenue and Ogontz Avenue to a point on the boundary line of the City of Philadelphia thence by way of Ogontz Avenue extended into the county of Montgomery where the same is intersected by Limekiln Turnpike Road thence along and over said road by way of Edgehill Fitzwatertown Dreshertown Jarrettown Mapleglen and Prospectville to Eureka a point on the line dividing the counties of Montgomery and Bucks thence to Chalfont a point on State Highway road one hundred and seventy-eight in Bucks County Pennsylvania

Section 2 Nothing herein shall be construed to obligate the Commonwealth to any expense for the construction and maintenance of any portions of said roads or streets which are within the boundaries of counties of the frist class in excess of direct appropriations to said counties of the frist class Nor shall anything herein be construed to deprive counties of the frist class of any of their obligations rights or powers over said roads or streets

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1808, as follows:

An Act to amend Route number seven hundred and thirty of section one of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred eighty-seven) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That route number seven hundred and thirty of section one of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred eighty-seven) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" as amended by the act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred ninety-eight) entitled "An act to amend route numbers five hundred and forty-six five hundred and forty-nine five hundred and fifty-six five hundred and sixty-four five hundred and sixty-seven five hundred and seventy-one five hundred and seventy-two five hundred and seventy-three five hundred and seventy-five five hundred and seventy-eight five hundred and eighty five hundred and eighty-one five hundred and eighty-two five hundred and eighty-three five hundred and eighty-four five hundred and eighty-six five hundred and eighty-nine five hundred and ninety-one five hundred and ninety-four five hundred and ninety-five five hundred and ninety-eight five hundred and ninety-nine six hundred and two six hundred and three six hundred and eight six hundred and nine six hundred and ten six hundred and eleven six hundred and fourteen six hundred and sixteen six hundred and twenty six hundred and twenty-one six hundred and twenty-two six hundred and twenty-three six hundred and twenty-four six hundred and twenty-seven six hundred and twenty-eight six hundred and twenty-nine six hundred and thirty-one six hundred and thirty-two six hundred and thirty-three six hundred and thirty-four six hundred and thirty-five six hundred and thirty-nine six hundred and forty six hundred and forty-one six hundred and forty-four six hundred and fifty six hundred and fifty-one six hundred and fifty-three six hundred and fifty-six six hundred and fifty-eight six hundred and sixty six hundred and sixty-one six hundred and sixty-two six hundred and sixty-three six hundred and sixty-four six hundred and sixty-six six hundred and sixty-nine six hundred and seventy-one six hundred and seventy-three six hundred and seventy-four six hundred and seventy-five six hundred and eighty-one six hundred and ninety-three six hundred and ninety-four six hundred and ninety-seven six hundred and ninety-eight seven hundred seven hundred and one seven hundred and three seven hundred and five seven hundred and ten seven hundred and thirteen seven hundred and fifteen seven hundred and seventeen seven hundred and nineteen seven hundred and twenty-one seven hundred and twenty-two seven hundred and twenty-six seven hundred and twenty-eight seven hundred and twenty-nine seven hundred and thirty seven hundred and thirty-one seven hundred and thirty-two seven hundred and thirty-four seven hundred and thirty-five seven hundred and thirty-six seven hundred and thirty-seven seven hundred and thirty-eight seven hundred and thirty-nine seven hundred and forty-nine seven hundred and fifty-two seven hundred and fifty-four and seven hundred and sixty of the act approved the fifth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred eighty-seven) entitled 'An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth' " is hereby further amended to read as follows

Route number seven hundred and thirty Commencing at City Hall in the City of Philadelphia thence by way of South Broad Street in part over Route four hundred twenty to Eighty-fourth Street thence by way of Eighty-fourth Street to Penrose Avenue and Essington Avenue to the [on] boundary line between the County of Delaware and the City of Philadelphia at a point commonly called Bow Creek being a point in a public road known as Island Road and thence continuing along said Island Road as now laid out in a westerly direction to Fourth Avenue in the town of Lester in the Township of Tinicum and thence along the newly constructed portion of the said Island Road from the said Fourth Avenue to Wanamaker Avenue in said Township of Tinicum and thence by the said Wanamaker Avenue in a northerly direction to a point west of Essington Station in Delaware County

Section 2 Nothing herein shall be construed to obligate the Commonwealth to any expense for the construction and maintenance of any portions of said roads or streets which are within the boundaries of counties of the first class in excess of direct appropriations to said counties of the first class Nor shall anything herein be construed to deprive counties of the first class of any of their obligations rights or powers over said roads or streets

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1809, as follows:

An Act to amend Route four hundred twenty of section one of the act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred ninety-one) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That route four hundred twenty of section one of the act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred ninety-one) entitled "An act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth" is hereby amended to read as follows

Route Four Hundred and Twenty Beginning at Primos or Oak Avenue at the boundary line of the Borough of Clifton Heights in State Highway Route Number One Hundred and Thirty-five in Delaware County and running thence in a southerly direction to the Township of Upper Darby by way of Aldan Borough Collingdale Borough Glen Olden Borough Folcroft Borough and Darby Township and continuing thence along the Hook Road to an intersection with Eighty-fourth Street in the City of Philadelphia thence by way of Eighty-fourth Street Penrose Avenue Moyamensing Avenue Oregon Avenue Delaware Avenue Aramingo Avenue and Frankford Avenue to Robbins Avenue connecting with Route one hundred and fifty

Section 2 Nothing herein shall be construed to obligate the Commonwealth to any expense for the construction and maintenance of any portions of said roads or streets which are within the boundaries of counties of the first class in excess of direct appropriations to said counties of the first class Nor shall anything herein be construed to deprive counties of the first class of any of their obligations rights or powers over said roads or streets

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1810, as follows:

An Act to amend routes one hundred thirty one hundred thirty-three one hundred forty-two one hundred forty-five one hundred fifty as amended one hundred fifty-one one hundred fifty-three one hundred eighty one hundred ninety-seven one hundred ninety-eight two hundred one and two hundred eighty-one as amended of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of impovement of State Highways to be done by contract except where the State Highway Commissioner decides the work to be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That routes one hundred thirty one hundred thirty-three one hundred forty-two one hundred forty-five one hundred fifty as amended one hundred fifty-one one hundred fifty-three one hundred eighty one hundred ninety-seven one hundred ninety-eight two hundred one and two hundred eighty-one as amended of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the Sate Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" are hereby amended to read as follows

Route One Hundred and Thirty from Philadelphia to Media Commencing at City Hall in Philadelphia thence by way of Parkway Spring Garden Street Thirty-first Street Haverford Avenue Forty-second Street Powelton Avenue Forty-fourth Street and Baltimore Avenue to a point on the boundary line of the city of Philadelphia and running through Fernwood Lansdowne and Clifton into Media Delaware County

Route One Hundred and Thirty-three From Philadelphia to West Chester Commencing at Broad and Chestnut Streets in the City of Philadelphia thence running by way of Chestnut and Walnut Streets to Sixty-third Street thence by way of Sixty-third Street to Market Street at a point on the boundary line of the City of Philadelphia and running by way of Llanerch Newton Square and Edgemont to a point on the dividing line between Delaware and Chester counties thence by way of Willistown into West Chester Chester County

Route One Hundred and Forty-two From Lancaster to Philadelphia Commencing at a point on the boundary line of the city of Lancaster and running by way of Intercourse Pequea and Gap to a point on the dividing line between Lancaster and Chester counties thence by way of Black Horse Sadsburyville Coatesville Downingtown and Paoli to a point on the dividing line between Chester and Delaware counties thence to a point on the dividing line between Delaware and Montgomery counties thence to a point on the boundary line of the city of Philadelphia thence by way of Lancaster Avenue to Spring Garden Street connecting with Route one hundred and thirty and following Route one hundred and thirty to Race Street thence by way of Race Street to the Delaware River Bridge returning by way of Vine Street to the Parkway

Route One Hundred and Forty-five From Philadelphia to Norristown Commencing at a point on the Roosevelt Boulevard at a junction with Route two hundred and eighty-one thence running by way of Olney Avenue Chew Street Mt Pleasant Avenue Germantown Avenue to the boundary line of the city of Philadelphia near Chestnut Hill thence running by way of Plymouth Meeting and Hickorytown into Norristown Montgomery County

Route One Hundred Fifty From Philadelphia to the New Jersey State Line Commencing at a point on the Roosevelt Boulevard and Robbins Avenue on Route two hundred and eighty-one and running thence by way of Robbins Avenue and Frankford Avenue to a point on the boundary line of the city of Philadelphia at Red Lion Bucks County and running in a northeasterly direction by way of Eddington Hulmeville by spur from Eddington near Episcopal Church in a northerly direction passing near the westerly end of the bridge over the Neshaminy Creek at Newportville to a point in the Hulmeville Road at the southerly end of the bridge crossing the Neshaminy Creek at Hulmeville Bristol and Tullytown into Morrisville Bucks County opposite Trenton New Jersey

Route One Hundred and Fifty-one From Philadelphia to Doylestown Commencing at City Hall in the city of Philadelphia and running by way of North Broad Street and Old York Road to a point on the boundary line of the city of Philadelphia and running through Elkins Park Jenkintown Willow Grove and Horsham to a point on the dividing line between Montgomery and Bucks counties thence by way of Neshaminy and Edison into Doylestown Bucks County by sour beginning at a point on Route one hundred fifty-three at the Lincoln Drive thence by way of Mt Pleasant Avenue connecting with Route one hundred forty-five and by way of Route one hundred forty-five to Germantown Avenue thence by way of Germantown Avenue to Mt Airy Avenue thence by way of Mt Airy Avenue to a point on the line between the City of Philadelphia and the County of Montgomery

Route One Hundred and Fifty-three From Philadelphia to Allentown Commencing at a point on Route two hundred eighty-one at Ridge Avenue thence by way of Walnut Lane Park Line Clivenden Street Lincoln Drive and Bethlehem Pike to a point on the boundary line of the city of Philadelphia near Chestnut Hill thence running by way of Fort Washington Spring House Montgomeryville and Colmar to a point on the dividing line between Montgomery and Bucks counties thence to Line Lexington Sellersville Rockhill and Quakertown to a point on the dividing line between Bucks and Lehigh counties thence by way of Coopersburg to a point on the boundary line of the city of Allentown Lehigh County

Route One Hundred and Eighty From Philadelphia to Delaware State Line Commencing on Route one hundred thirty at Baltimore Avenue thence by way of Baltimore Avenue Springfield Avenue Fifty-second Street Kingsessing Avenue Sixty-fifth Street Chester Avenue Sixty-fifth Street [at] to a point on or near the boundary line of the city of Philadelphia and running by way of Ridley Park Chester Villate Green Chelsea and Booths Corners to a point on the Delaware state line

Route One Hundred and Ninety-seven From Philadelphia to Reading Commencing at the Tacony-Palmyra Bridge thence by way of Levick Street to Route one hundred fifty thence by way of route one hundred fifty to Frankford Avenue thence by way of Frankford Avenue to Cottman Street thence by way of Cottman Street to Township Line Road at a point on the boundary line of the city of Philadelphia at Cheltenham and running by way of Ogontz Broadax Skippack Schwenksville and Zieglersville to a point on the dividing line between Montgomery and Berks counties thence by way of

Boyertown Shanesville Friedensburg and Stony Creek Mills to a point on the boundary line of the city of Reading Berks County

Route One Hundred and Ninety-eight From Allentown to Philadelphia Commencing at a point on the boundary line of the city of Allentown and running over route one hundred and fifty-eight to a point near Green Lane thence by way of Sumneytown Lansdale Springhouse Willow Grove and Bethayres to a point on the boundary line of the city of Philadelphia thence by way of Byberry Road to Bustleton Avenue connecting with Route three hundred and twenty-six

Route Two Hundred and One From Philadelphia to Reading Commencing at a point on Route one hundred forty-two at Lancaster Avenue and thence by way of Belmont Avenue and Conshohocken Avenue to the Conshohocken State road at a point on the boundary line of the city of Philadelphia and near Academy thence running by way of Gulf Mills King of Prussia and Port Kennedy to a point on the dividing line between Montgomery and Chester counties thence by way of Valley Forge Phoenixville and Spring City to a point on route one hundred and forty-seven thence over route one hundred and forty-seven to a point on the boundary line of the city of Reading Berks County

Route Two Hundred and Eighty-one From Philadelphia to the New Jersey State Line Commencing at a point on the boundary line of the City of Philadelphia at Colbs Creek and City Line Avenue extension of Route seven hundred nineteen thence by way of City Line Avenue Park Drive Ridge Avenue Allegheny Avenue Hunting Park Avenue Roosevelt Boulevard to a point on the boundary line of the city of Philadelphia near Byberry Philadelphia thence by way of Oakford South Langhorne Oxford Valley and Fallsington into Morrisville Bucks County opposite Trenton New Jersey and by spur from Oakford by way of Langhorne connecting with the main road to Morrisville at a point near Oxford Valley

Section 2 Nothing herein shall be construed to obligate the Commonwealth to any expense for the construction and maintenance of any portions of said roads or streets which are within the boundaries of counties of the first class in excess of direct appropriations to said counties of the first class Nor shall anything herein be construed to deprive counties of the first class of any of their obligations right or powers over said roads or streets

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1858, as follows:

An Act to further amend sections one and seventeen of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes of loans on which a State tax is not legally collectible and of shares of stock of banks corporations and limited partnerships which do not employ a substantial amount of capital in this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by the act approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seventy-one) entitled "An act to amend section one of an act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hudred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes'" and the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred nine) entitled "An act to amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes' by exempting from taxation for county purposes and in cities coextensive with counties for city and county purposes loans shares of stock or other securities held by bankers or brokers solely for trading purposes and accounts or debit balances owing by customers of bankers and brokers in the usual course of business" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except [such] loans [as are made taxable] on which a tax for State purposes [by] is paid under section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation or limited partnership [that may be] employing a substantial portion of its property in this Commonwealth and which is liable to a tax on its shares or its capital stock for State purposes under the laws of this Commonwealth or is relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said securities bonds or other evidences of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company non-resident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

The words "substantial portion of its property" as used in this section shall be construed to mean any property other than office furniture and fixtures which is actually necessary and used for the exercise of a corporate franchise in this Commonwealth and shall not be construed to include property which has been acquired or is being held for the purpose of paying a nominal State tax on capital stock in order to avoid payment of tax under this act

Section 2 That section seventeen of said act as amended by the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand eighty-five) entitled "An act to amend section seventeen of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes' as amended" is hereby further amended to read as follows

Section 17 That all scrip bonds certificates and evidences of indebtedness issued and all script bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other State or of the United States and doing business in this Commonwealth and all script bonds certificates and evidences of indebtedness issued and all script bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any county city borough township school district or incorporated district of this Commonwealth are hereby made taxable in the year one thousand nine hundred and nineteen and annually thereafter for State purposes at the rate of four mills on each dollar of the nominal value thereof Provided That whenever under the provisions of this section any private corporation shall become liable for such taxes upon evidences of indebtedness by it assumed or on which it shall pay interest it shall be the duty of such corporation not later than ten days thereafter to give notice in writing to any person who may at such time be liable for the payment of any taxes upon such evidences of indebtedness under the provisions of the first section of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) to which this is a further amendment that the corporation has assumed such indebtedness or the payment of the interest thereon and will deduct and pay the taxes imposed thereon by this section Such notice shall also be given before the first day of October of each and every subsequent year during which such corporation is liable for the payment of such interest Where any private corporation shall assume such evidences of indebtedness or the payment of interest thereon prior to the first day of October in any year and shall give notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the taxes imposed by this section for the balance of such year but shall deduct and pay said taxes for the ensuing year and the person to whom such notice shall be given shall for such ensuing year be relieved from the payment of tax under the provision of section one of said act of June seventeen one thousand nine hundred and thirteen upon such evidences of indebtedness so assumed or on which the corporation shall pay interest Where any private corporation shall assume such evidences of indebtedness or the payment of interest thereon on or subsequent to the first day of October in any year and shall give the notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the tax upon such evidences of indebtedness by it assumed or on which it shall pay interest for the balance of such year and for the ensuing year and the person to whom notice is so given shall pay the tax for the period for which the corporation is relieved upon such evidences of indebtedness so assumed or on which the corporation shall pay interest as provided for in section one of the act of June seventeen one thousand nine hundred and thirteen Neglect or failure on the part of any corporation upon assuming any evidences of indebtedness or becoming liable fo the payment of interest thereon to give the notice as herei provided and within the time prescribed shall make suc corporation liable for the payment of taxes from the tim when such evidences of indebtedness are assumed or for th entire period for which interest shall be paid Neglect failure to give such notice before the first day of October each and every subsequent year during which such corpor tion is liable for the payment of such interest shall make corporation liable for such taxes for the year following without any deduction from interest due as hereinbefore provided Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall be liable for the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property [made taxable by] on which a tax is actually collected under this section for State purposes shall be taxed or taxable for county school or other purposes

It is the intent of this act that all script bonds certificates and evidences of indebtedness [made] which are legally taxable under this section are not taxable under section one (1) of the act to which this is an amendment and that only such script bonds certificates and evidences of indebtedness which cannot be [made taxable] taxed under this section are to be taxed under section one (1) of said act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1884, as follows:

An Act conferring upon the boards of trustees of State-owned medical and surgical hospitals with the approval of the Department of Welfare the power of fixing and establishing charges for services rendered by State-owned medical and surgical hospitals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the boards of trustees of State-owned medical and surgical hospitals subject to the approval of the Department of Welfare shall have the power and their duty shall be to fix and establish charges for all services rendered by State-owned medical and surgical hospitals

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1901, entitled:

An Act authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of Finance and Revenue is hereby authorized on petition filed with it as hereinafter provided by any person association corporation body politic or public officer to refund out of any appropriation or appropriations made for such purpose or to credit the account of such person association corporation body politic or public officer with any penalty paid by such person association corporation body politic or public officer for failure to file any tax or bonus report within the time specified by law for the filing of the same whether such failure to file and payment of such penalty be prior to or subsequent to the passage of this act in any case where it is not shown that the failure to file such report was willful and where such report was filed within three months after the filing thereof was due and the tax or bonus exclusive of penalty paid within the time required by law for payment and the penalty subsequently paid provided that such petition must be filed with the Board of Finance and Revenue within two years after the payment of such penalty except as to any such penalty incurred and paid prior to the passage of this act in which case such petition shall be filed within one year after the passage hereof

On the question,

Will the House agree to the section?

Mr. **STERLING**. Mr. Speaker, I desire to offer the following amendments.

The **SPEAKER**. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, lines 13 and 14, by striking out the words "it is not shown" and insert in lieu thereof the following: "the board may be satisfied."

Amend section 1, page 1, line 14, by inserting after the word "was" the following: "not"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act Authorizing the Board of Finance and Revenue in certain cases to refund or credit penalties imposed

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1911, as follows:

An Act making an appropriation out of the Motor License Fund for road construction and maintenance on roads running on or through Valley Forge Park Washington Crossing Park and the Pennsylvania State Park at Erie

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and five thousand dollars

($105,000) or so much thereof as may be necessary is hereby specifically appropriated out of moneys in the Motor License Fund for the two fiscal years ending the thirty-first day of May one thousand nine hundred and thirty-three for the following purposes For building re-building and constructing roads running through or over Valley Forge Park the sum of thirty-five thousand dollars ($35,000) for building re-building and constructing roads running through or over Washington Crossing Park the sum of thirty-five thousand dollars ($35,000) for building re-building and constructing roads running through or over Pennsylvania State Park at Erie the sum of thirty-five thousand dollars ($35,000) subject to the limitations prescribed by and for the purpose of carrying into effect the provisions of the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred forty-three) entitled "An act authorizing the Department of Highways with the approval of the Governor to build rebuild construct and maintain roads wholly upon the lands of State institutions and State Parks and providing for the payment of the cost thereof"

Section 2 No part of said appropriation shall include overhead advertising engineering inspection or equipment rental ordinarily chargeable to such work by the Department of Highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1916, as follows:

An Act declaring and adopting the hemlock (Tsuga Canadensis Linnaeus) as the State tree of Pennsylvania

Whereas The hemlock (Tsuga Canadensis Linnaeus) is still today as it was of old the tree most typical of the forests of Pennsylvania and

Whereas The hemlock yielded to our pioneers the wood from which they wrought their cabin homes and

Whereas The hemlock gave its bark to found a mighty industry and

Whereas The hemlock everywhere lends kindly shelter and sure haven to the wild things of forests and

Whereas The lighted hemlock at Christmas time dazzles the bright eyes of the child with an unguessed hope and bears to the aged in its leaves of evergreen a sign and symbol of faith in immortality now therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the hemlock tree (Tsuga Canadensis Linnaeus) be adopted as the State tree of Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1917, as follows:

An Act to further amend the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this monwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by imposing additional taxes equal to Federal credits where no tax is collected under the transfer inheritance tax laws and providing for interest charges on such estate taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" as amended by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-two) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order that the Commonwealth may receive the benefit of section three hundred and one (b) of the Federal Revenue Act of one thousand nine hundred and twenty-six or any other legislation of a similar kind or enacted for a like purpose which grants a credit on the Federal estate tax for inheritance taxes and transfer inheritance taxes paid to the State governments additional transfer taxes for State purposes are hereby imposed upon the transfer in trust or otherwise of any property taxable under the provisions of the transfer inheritance tax law of this Commonwealth approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" Such taxes shall be imposed as estate taxes and shall be collected in accordance with the provisions of the transfer inheritance tax laws of the Commonwealth in the following cases viz Whenever in any estate the total tax paid or payable to the Commonwealth and any other State or territory at the rates fixed under the inheritance tax law shall be less than the total credit allowed by the Federal law for taxes paid to the States and in every case where no tax is payable under the transfer inheritance tax laws of this Commonwealth then in either event the tax imposed by this act upon the transfer of such property shall be an amount equal to the difference between the total credit allowable by the Federal law for taxes payable to the State governments and the total taxes actually paid or payable to the Commonwealth and any other State or territory under the inheritance tax laws or in cases where no tax is collected under the inheritance tax laws of the Commonwealth then an amount equal to the total credit allowed by the Federal law for taxes payable to the State governments less any taxes paid to any other State or territory

Every executor administrator or person in actual or constructive possession of the property of an estate subject to the tax imposed by this act shall within thirty days after the filing of his return with the Federal Government file a copy of such Federal return with the register of wills of the proper county The Commonwealth shall have authority in any estate taxable under this act to act to make a provisional estimate count and to make an appraisement of the taxes due by any estate under this act when the amount of the Federal tax has been finally determined

Section 2 That section two is hereby added to said act as follows

Section 2 If the tax is not paid at the end of one year from the death of the decedent interest shall be charged at the rate of twelve per centum per annum on such tax Where because of claims made upon the estate litigation or other unavoidable cause of delay the estate of any decedent or any part thereof cannot be settled up at the end of the year interest at the rate of six per centum per annum shall be charged upon the tax arising from the unsettled part thereof from the end of such year until there be default Where real or personal estate withheld by reason of litigation or other cause of delay in the manner aforesaid from the parties entitled thereto subject to such tax has not been productive to the extent of six per centum per annum the proper parties shall not pay a greater amount as interest to the Commonwealth than they have realized or shall realize from such estate during the time the same has been or shall be withheld as aforesaid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1960, entitled:

An Act to amend section twenty-six twenty-nine thirty thirty-two and thirty-seven of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" as amended

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-six of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of moneys collected into the tSate Treasury and making an appropriation thereof and providing penalites" as last amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred thirteen) is hereby further amended to read as follows

Section 26 Whenever any person sustains any loss or damage to any live stock or poultry by dogs or any live stock or poultry of any person is necessarily destroyed because of having been bitten by a dog except when such loss destruction or damage shall have been caused by a dog harbored by the owner of such live stock or poultry such person or his agent or attorney may immediately after the damage was done complain to any township auditor or to any justice of the peace alderman or magistrate of the township town borough or city or of the adjoining township town or borough Such complaint shall be in writing shall be signed by the person making such complaint and shall state when where and how such damage was done and by whose dog or dogs if known Claims covering damage due to rabies shall be made immediately following the death of the animal and shall be supported by a certificate from a licensed and duly qualified veterinarian or a report from the laboratory of the Department of Agriculture to the effect that such animal was affected with rabies Such township auditor justice of the peace alderman or magistrate shall at once notify an auditor of the distirct if there be any and where there is no auditor then the controller of the distirct and together they shall at once examine the place where the alleged loss or damage was sustained and the live stock or poultry injured or killed They shall then jointly fix a time for taking testimony relative to such claim and shall give notice of such time to the claimant and to the dog owner if known Such appraisers shall examine under oath or affirmation and witness called before them After making diligent inquiry in relation to such claim such appraisers shall determine whether any damage has been sustained and the amount thereof and if possible who was the owner of the dog or dogs by which such damage was done If the two appraisers can not agree as to the amount of damage sustained the Secretary of Agriculture through his officers or agents may appoint a disinterested citizen to assist in determining the amount of damage sustained

Any owner or keeper of such dog or dogs shall be liable to the owner of such live stock or poultry in a civil action for all damages and costs or to the Commonwealth to the extent of the amount of damages and costs paid by the the Commonwealth as hereinafter provided

When the inhabitants of any city borough or township or of any part thereof have suffered an excessive amount of damage by dogs to live stock or poultry a petition may be presented to the Secretary of Agriculture signed by twenty or more of such residents who are owners of live stock or poultry alleging such excessive damage and requesting that a quarantine be placed on all dogs within the limits of such city borough or township or such part thereof Upon receipt of such petiton the Secretary of Agriculture may through his authorized agents have an investigation made of the facts alleged therein and if convinced that conditions in such city borough or township or such designated area demands such stringent measures he may establish a dog control quarantine therein

When such quarantine is established at least ten notices thereof shall be posted throughout the area affected thereby and notice shall also be published in at least one issue of a newspaper of general circulation throughout such city borough or township

It shall be unlawful for any person residing in the area affected by such quarantine to permit a dog owned or harbored by him to run at large in such quarantined area or to leave the premises where it is kept unless accompanied by and under the control of himself or a handler

Any police officer may kill any dog running at large in a quarantined area in violation of such quarantine without any liability for damages for such killing

On the question,

Will the House agree to the section?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 3, line 4 by striking out the word "our" and inserting in lieu thereof the following: "or".

Amend section 1, page 3, line 12 by underscoring the word "or", the last word of the line.

Amend section 1, page 3, line 24 by inserting after the word "district" the following: "in which he or the claimant is resident".

Amend section 1, page 3, line 26 by placing light-faced brackets before and after the word "the".

Amend section 1, page 3, line 26 by inserting before the word "district" the following: "any such".

Amend section 1, page 4, line 3 by striking out the word "and" and inserting in lieu thereof the following: "any".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 That section twenty-nine of said act as last amended by the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred thirty-three) is hereby further amended to read as follows

Section 29 Upon the Secretary of Agriculture receiving and approving such report if it appears thereby that a certain amount of damage has been sustained by the claimant he shall immediately draw [his check] a requisition in favor of the claimant for the amount of loss or damage such claimant has sustained according to such report together with necessary and proper costs incurred Such amount shall be paid from [the advance requisition on the "Dog Fund"] any appropriation to the Department of Agriculture available for this purpose If such report is not approved and it is deemed advisable a further investigation may be made by the Secretary of Agriculture through his officers or agents to ascertain the amount of damage sustained No person shall receive payment for any claim until the township auditor justice of the peace alderman or magistrate before whom the claim was made has certified that due diligence was made to ascertain whose dog or dogs did the damage and the claimant has certified that the carcasses of the live stock or poultry killed and for which damages have been assessed were buried within twenty-four hours after the assessment of damages The owners of any live stock or poultry killed by dogs or live stock necessarily destroyed because of having been bitten by a dog other than a dog harbored by such person shall be paid a burial fee as follows For each horse stallion colt gelding mare bull bullock steer heifer cow mule jack jennet or burro two dollars and fifty cents each for sheep ram lamb calf goat kid or swine two dollars each for the first three animals and one dollar for each additional animal for each head of poultry domestic hare or rabbit ten cents each to be included in said report and paid as other damages under this section Where said carcasses are turned over to a scavenger or reduction plant no burial fee shall be allowed

Upon payment by the State of damages of live stock or poultry by dogs the rights of the owner of such live stock or poultry against the owner of a dog to the extent of the amount of damages so paid by the State shall insure to the benefit of the State

On the question,

Will the House agree to the section?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 6, line 21, by placing light-faced brackets before and after the word "each"

Amend section 2, page 7, line 3, by striking out the word "insure" and inserting in lieu thereof the following: "inure"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 That section thirty of said act is hereby amended to read as follows

Section 30 No payment shall be made for any item which has already been paid by the owner of the dog or dogs doing the injury The fact that no such payment has been made shall be certified by the township auditor justice of the peace alderman or magistrate

When any payment is made by the State for any live stock including poultry such payment shall not exceed one hundred dollars for each horse or mule sixty dollars for each head of unregistered cattle one hundred dollars for each head of registered cattle twenty dollars for each head of unregistered swine sheep or goats thirty-five dollars for each head of registered swine sheep or goats three dollars for each full-grown goose four dollars for each full-grown turkey and two dollars for each head of other poultry or domesticated hare or rabbit All appraisals under this act shall be at the actual value of the livestock including poultry killed or injured

On the question,

Will the House agree to the section?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 7, line 12, by underscoring the words "including poultry"

Amend section 3, page 7, line 12, by inserting before the word "such" the following: "[bitten] injured by a dog"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section was read as follows:

Section 4 That section thirty-two of said act as amended by the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred thirty-three) is hereby amended to read as follows

Section 32 If in the report of the township auditor justice of the peace alderman or magistrate the name of the owner of any dog or dogs having caused loss or damage to any live stock or poultry is definitely and conclusively shown or if a written complaint is filed with the Secretary of Agriculture by any owner of live stock or poultry against any dog or dogs stating that such dog or dogs has or have been seen pursuing or worrying live stock or poultry and if such charge is proven by investigation on the part of the Secretary of Agriculture he may notify the owner or keeper of such dog or dogs to immediately kill the same whereupon it shall be unlawful and a violation of this act for such owner or keeper to permit or cause such dog or dogs while alive to leave or be removed from such premises The killing of such dogs does not remove the liability of the owner of such damage done by his dog or dogs

Upon failure however of such owner to comply with such order within a period of ten days any police officer of the township town borough or city in which said dog or dogs are kept upon notice from the Secretary of Agriculture shall kill such dog or dogs wherever found For such service he shall be entitled to a fee of two dollars for each dog so killed to be paid by the State upon a certified statement to the Secretary of Agriculture that such dog or dogs have been killed by him The Secretary of Agriculture shall issue his requisition on the State Treasurer for such amount unless payment has been made by the owner or keeper of the dog or dogs

After the Secretary of Agriculture has notified any owner or keeper to kill a dog as herein provided it shall be unlawful for such owner or keeper to permit such dog to leave the premises wherein kept unless in leash

On the question,

Will the House agree to the section?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 4, page 8, line 28, by placing a light-faced bracket before the word "After"—thus "["

Amend section 4, page 9, line 4, by placing a light-faced bracket after the word "leash"—thus "]"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth and sixth sections were separately read and agreed to as follows:

Section 5 That section thirty-seven of said act is hereby amended to read as follows

Section 37 Nothing in this act shall be construed to prevent the owner of a licensed dog from recovering by action at law the value of any dog which dog has been illegally killed by any police officer or any other person within this Commonwealth from said police officer or other person [In case] If after suit such police officer or other person fails to pay the value of such dog so killed the same shall be paid by the State The value of said dog shall be ascertained in the same manner as provided in section twenty-six of this act for assessing the damage done to live stock by dogs and shall in no case exceed one hundred dollars for any one dog

Section 6 This act shall become effective on the first day of June one thousand nine hundred and thirty-one

The title was read as follows:

An Act to amend sections twenty-six, twenty-nine, thirty, thirty-two and thirty-seven of the act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damages by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended.

On the question,

Will the House agree to the title?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, lines 1 and 2 of title by striking out all of said lines, and inserting in lieu thereof the following: "to amend sections twenty-six and twenty-nine as amended, section thirty, section thirty-two as amended, and section thirty-seven of the act approved the eleventh"

Amend title, page 2, line 5, of title on page 2, by striking out the words "as amended"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 968 (Senate Bill No. 44), entitled:

An Act providing for the taking over by the Commonwealth of certain State-aid highways as State Highways.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 426, entitled:

An Act for the establishment management and operation of a State cancer institute and clinic for the care treatment and maintenance of a minimum number of indigent patients and to enable the Department of Health to study the diagnosis and methods of control and prevention of cancer defining the powers and duties of the Department of Health and Department of Property and Supplies in connection therewith and making an appropriation

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Health is hereby empowered to cause to be established through the Department of Property and Supplies and to operate in this Commonwealth a State cancer institute and clinic to study diagnose and standardize the treatment of the disease of cancer and in connection therewith to prepare and disseminate information through pamphlets or otherwise for assistance to the medical profession and for the education of the people of the Commonwealth as to the best ways and means to prevent diagnose and treat this disease

Section 2 Said institute and clinic shall be provided with at least one hundred beds for the care maintenance and treatment of a minimum number of selected indigent patients for the purpose of enabling the Department of Health and its agents to study the diagnosis of cancer and the standardization of its control and prevention to serve as models of the best methods and practices of preventative medicine for cancer for all hospitals and physicians in this Commonwealth

The third section was read as follows:

Section 3 The Department of Property and Supplies with the approval of the Department of Health shall select and acquire in the name of the Commonwealth a site with or without buildings suitable for an institute and clinic of the kind contemplated by this act in accordance with the provisions of the Administrative Code of one thousand nine hundred and twenty-nine for such matters It shall have power with the approval of the Department of Health to repair improve and equip building or buildings on such site or cause to be prepared and adopted plans and specifications for and to cause to be erected and equipped such new building or buildings as may be necessary in accordance with the provisions of the Administrative Code of one thousand nine hundred and twenty-nine for such matters Upon the completion of the accommodations for the reception of patients and the operation of a State clynic the Department of Property and Supplies shall turn over said institute and clinic and the grounds connected therewith to the Department of Health for future management control and operation

On the question,

Will the House agree to the section?

Mr. MEMOLO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 3, line 8, by inserting after the word "equip" the following: "the".

Amend section 3, page 3, line 16, by striking out the word "clynic" and insert in lieu thereof the following: "clinic".

On the question,

Will the House agree to the amendment?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section, title and preamble were separately read and agreed to as follows:

Section 4 The sum of one hundred fifty thousand ($150,000) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Department of Health for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the following purposes the Department of Property and Supplies is hereby authorized to use and expend such portion of said appropriation as may be necessary for the acquisition of the site for such institute and clinic and for repair erection equipment and improvement of the building or buildings necessary for said institute and clinic and the grounds connected therewith Any unexpended moneys remaining in said appropriation shall be available during said fiscal period for use and expenditure by the Department of Health for the management maintenance and operation of said institute and clinic for the care treatment and maintenance of indigent persons therein for the preparation and dissemination of information to the medical profession hospitals and the people of this Commonwealth for the diagnosis control and prevention of cancer and generally for carrying into effect the provisions of this act

An Act for the establishment, management and operation of a State cancer institute and clinic for the care, treatment and maintenance of a minimum number of indigent patients and to enable the Department of Health to study the diagnosis and methods of control and prevention of cancer, defining the powers and duties of the Department of Health and Department of Property and Supplies in connection therewith; and making an appropriation.

Whereas Health statistics show conclusively that the disease of cancer in its various forms is becoming more prevalent not only in this Commonwealth but throughout the Nation causing untold suffering distress and economic loss resulting in increased mortality amongst our people and

Whereas Medical science in many institutions hospitals and charitable foundations is engaged in intense research endeavoring to find a cure for this disease but pending the discovery of a cure the control of this disease presents a major health problem and

Whereas Medical science has demonstrated that by means of public education and early treatment the ravages of this disease can be materially lessened therefore

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1224, as follows.

An Act making an appropriation to the Pennsylvania Historical Commission for the maintenance and improvement of the Drake Well Memorial Park

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand five hundred dollars ($8,500) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for the use of the Pennsylvania Historical Commission for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the maintenance and improvement of the Drake Well Memorial Park Payments from said appropriation shall be made in the manner provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1255, as follows:

An Act making an appropriation to the Department of Property and Supplies for repairs maintenance and upkeep in connection with the Cumberland Valley State Institution for Mental Defectives

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the repair and upkeep of the existing buildings and structures on the site of the Cumberland Valley State Institution for Mental Defectives and for the care maintenance and upkeep of the grounds of said institution

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1604, as follows:

An Act making an appropriation to the Buena Vista Park Association for the purpose of securing restoring and preserving the Buena Vista Charcoal Furnace in Brush Valley Township Indiana County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand five hundred dollars ($7,500) is hereby specifically appropriated to the Buena Vista Park Association for the purpose of assisting said association in securing restoring and preserving as a public memorial the Buena Vista Charcoal Furnace one of the early charcoal furnaces in western Pennsylvania located in Brush Valley Township Indiana County and the lands necessary for such purposes Payments from said appropriation shall be made upon warrant of the Auditor General upon the filing of itemized vouchers as may be provided by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1617, as follows:

An Act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard imposing duties upon the Department of Military Affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Military Affairs of the Commonwealth shall select procure furnish and award to officers and enlisted men of the Pennsylvania National Guard the following medals for excellence in drill attendance and for length of service

(1) The General Thomas J. Stewart Medal for excellence in drill attendance including summer training camp which shall be of bronze silver and gold suspended from a navy blue ribbon as follows:

(a) A bronze medal for one hundred per cent (100%) drill attendence during any calendar year in the future or since the first day of January one thousand nine hundred and twenty-six or

(b) A silver medal for one hundred per cent ((100%) drill attendance for any three calendar years (not necessarily consecutive) in the future or since the first day of January one thousand nine hundred and twenty-six or

(c) A gold medal for one hundred per cent (100%) drill attendance for any five calendar years (not necessarily consecutive) in the future or since the first day of January one thousand nine hundred and twenty-six

The ribbon bar of the medal shall be prescribed as part of the uniform of the National Guard of Pennsylvania in the case of all those possessing or entitled to the medal The ribbon bar of the silver medal shall bear one silver star The ribbon bar of the gold medal shall bear one gold star with an additional gold star for each additional five years of one hundred per cent (100%) drill attendance

(2) A Service Medal for twenty (20) years service (not necessarily consecutive) in the National Guard of Pennsylvania The medal shall be of silver suspended from a dark green ribbon The ribbon bar of the medal shall be prescribed as part of the uniform of the Pennsylvania National Guard in the case of all those possessing or entitled to the medal The ribbon bar of the Service Medal shall bear one silver star with an additional silver star for each additional five years

Section 2 The detailed specifications and design for the above medals and ribbon bars shall be selected by the Department of Military Affairs and the medals and bars shall be awarded and distributed in accordance with rules and regulations to be adopted by the said department

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1619, as follows:

An Act to amend section two of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty-five) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" as amended by exempting State owned armories used by the Pennsylvania National Guard from the provisions of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty-five) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" which was amended by section two of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred twenty-three) entitled "An act to amend sections one two three four five six thirteen and fifteen of an act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred sixty-five) entitled 'An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts' and providing for the enforcement of certain provisions of this act by duly appointed chiefs of fire departments" is hereby further amended to read as follows.

Section 2 Classes of Building The following are the classes of buildings and structures which it is intended that this act shall cover ·

Class I Buildings Factories of more than one story power plants mercantile buildings hotels office buildings hospitals asylums public and private institutions schools colleges dormitories warehouses and garages

Class II Buildings Theatres and motion picture theatres

Class III Buildings Public halls dance halls banquet halls lodge halls churches skating rinks [armory halls] or any other auditorium in which the public assembles not used for any of the other purposes mentioned in this act except State owned armories used by the Pennsylvania National Guard

Class IV Buildings Tenement houses apartment houses apartment hotels club houses lodging houses and rooming houses

Class V Buildings Grandstands stadiums and amphitheatres summer theatres observation towers tanks exhibition and fair buildings amusement park equipment roof gardens and roof structures

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1639, as follows:

An Act making an appropriation to the Department of Forests and Waters for State park lands

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the

same That the sum of one hundred and fifty thousand dollars ($150,000) is hereby specifically appropriated to the Deparment of Forests and Waters for the two fiscal years beginning June first one thousand nine hundred and thirty-one for the supervision maintenance improvement regulation and preservation of State parks and for the acquisition survey of boundary lines and title examinations of lands to be set aside and held as State parks Provided howevere That the amount expended as the purchase price for such lands shall not in any case exceed fifty dollars ($50) per acre

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1689, as follows:

An Act reappropriating to the Department of Propery and Supplies a part of the unexpended balance of an appropriation made to such department for construction and alteration work at the State Hospital for Crippled Children at Elizabethtown by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts Page one hundred seventy-four) entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth including fixtures and heating or sewerage systems and service lines for the accommodation of buildings"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand eight hundred seventy-six dollars and nineteen cents ($4,876.19) or as much thereof as may be necessary out of the unexpended balance of the appropriation made to the Department of Property and Supplies by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts page one hundred seventy-four) entitled "An act making an appropriation to the Department of Property and Supplies for the acquisition of land for the Commonwealth and the erection and construction of new buildings and additions and alterations to and replacements of existing buildings of the Commonwealth including fixtures and heating or sewerage systems and service lines for the accommodation of buildings" for the erection and construction of new buildings and for additions and alterations to and replacements of existing buildings for the State Hospital for Crippled Children at Elizabethtown is hereby reappropriated to the Department of Property and Supplies for the payment of a bill owing to Everts and Overdeer Lancaster Pennsylvania for plumbing and heating work at the State Hospital for Crippled Children at Elizabethtown which was authorized by the Department of Property and Supplies prior to the first day of June one thousand nine hundred and twenty-nine

Section 2 This act shall become effective upon the date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1717, as follows:

An Act making an appropriation to the Department of Property and Supplies to be expended by it in the payment of the Harrisburg Railways Company of the City of Harrisburg of a part of the damages occasioned by the erection by the Commonwealth of the Soldiers and Sailors Memorial Bridge

Whereas the erection by the Commonwealth of the Soldiers and Sailors Memorial Bridge destroyed certain property of the Harrisburg Railways Company including the double track line of street railway on State Street in the City of Harrisburg from Filbert Street to Thirteenth Street and

Whereas the said Railways Company presented to the Department of Property and Supplies during the administration of the Honorable John S. Fisher as Governor its estimate of the damages due to said construction in the amount of Eighty-seven Thousand Six Hundred and Ninety-six Dollars and Eighty-five Cents ($87,696.85) and

Whereas the Secretary of Property and Supplies advised the Governor that in his opinion the said estimate was just and reasonable and

Whereas the Honorable John S Fisher in his message to the Legislature on January sixth one thousand nine hundred thirty-one recommended the making of an appropriation to said Railways Company to pay it for the damages occasioned by the Commonwealth and

Whereas the Commonwealth requested the said Railways Company not to construct a double track street railway line on Filbert Street and on the Soldiers and Sailors Memorial Bridge to which request the Railways Company agreed to accede if the Commonwealth would pay to it as settlement for the above mentioned damages the sum of Seventy-five Thousand Dollars ($75,000) and

Whereas it became necessary for the Railways Company to construct as a substitute for the State Street line a double track street railway line on Herr Street from Seventh Street to Cameron Street in order to get access to its car barns and

Whereas the actual cost of constructing said line on Herr Street was Fifty-four Thousand Six Hundred and Twenty-three Dollars and Fourteen Cents ($54,623.14)

Therefore Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by authority of the same That Fifty-four Thousand Six Hundred and Twenty-three Dollars and Fourteen Cents ($54,623.14) or as much thereof as may be necessary be and it hereby specifically is appropriated to the Department of Property and Supplies to be paid by it to the Harrisburg Railways Company in the City of Harrisburg to reimburse said Railways Company for the actual cost of building the double track street railway line on Herr Street from Seventh Street to Cameron Street made necessary by the destruction of said Company's line of street railway on State Street being part of the damages occasioned by the building of the Soldiers and Sailors Memorial Bridge

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1818, as follows:

An Act to amend section five of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred fifty-seven) entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location construction and use of buildings the size of courts and open spaces the density of population and the use of land" by providing for appeals from decisions of councils or commissioners

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred fifty-seven) entitled "An act authorizing boroughs and townships of the first class to adopt and enforce zoning ordinances regulating the location construction and use of buildings the size of courts and open spaces the density of population and the use of land" is hereby amended to read as follows

Section 5 Changes Such regulations restrictions and boundaries may from time to time be amended supplemented changed modified or repealed In case however of a protest against such change signed by the owners of twenty per cent or more either of the area of the lots included in such proposed change or of those immediately adjacent in the rear thereof extending one hundred feet therefrom or of those directly opposite thereto extending one hundred feet from the street frontage of such opposite lots such amendment shall not become effective except by the favorable vote of three-fourths of all the members of the council of such borough or the board of township commissioners of such township of the first class as the case may be The provisions of the previous section relative to public hearings and official notice shall apply equally to all changes or amendments

Any person or persons jointly or severally aggrieved by any decision of all the members of the Council of such Borough or the Board of Township Commissioners of such township of the first class as the case may be or any tax payer or any officer department board or bureau of the municipality may present to a court of record a petition duly verified setting forth that such decision is illegal in whole or in party specifying the grounds of the illegality Such petitions shall be presented to the court within thirty days after the filing of the decision by the council of such borough or by the board of Township Commissioners of such township of the first class as the case may be

Upon presentation of such petition the Court may allow an appeal directed to the council of such borough or to Board of Township Commissioners of such township of the first class as the case may be to review such decision of the council of such borough or of the Board of Township Commissioners of such township of the first class as the case may be and shall prescribe therein a time within which a return thereto must be made and served upon the relators attorney which shall not be less than ten days and may be extended by the Court The allowance of the writ shall not stay proceedings upon the decision appealed from but the Court may on application on notice to the council of such Borough or to the Board of Township Commisisoners of such township of the first class as the case may be and on due cause shown grant a restraining order

If upon the hearing it shall appear to the Court that testimony is necessary for the proper disposition of the matter it may take evidence or appoint a Referee to take such evidence as it may direct and report the same to the Court with its findings of fact and conclusions of law which shall constitute a part of the proceedings upon which the determination of the Court shall be made The Court may reserve or affirm wholly or partly or may modify the decision brought up for review

Costs shall not be allowed against the council of such Borough or against the Board of Township Commisisoners of such township of the first class as the case may be unless it shall appear to the Court that the council of such Borough or the Board of Township Commissioners acted with gross negligence or in bad faith or with malice in making the decision appealed from

All issues in any proceedings under this section shall have preference over all other civil actions and proceedings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1857, as follows:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital for the payment of a deficiency in the construction of the Nurses Home at such hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand four hundred fifty-nine dollars and sixty cents ($15,459.60) is hereby specifically appropriated to the Board of Trustees of the Ashland State Hospital for the payment of a deficiency incurred by said board prior to June first one thousand nine hundred and twenty-nine in the erection and construction of the Nurses Home at the Ashland State Hospital

Section 2 This act shall become effective upon date of its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1890, as follows:

An Act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners including the enforcement of certain existing laws and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following words and terms when used in this act shall have the meanings ascribed to them in this section

"Board" The Board of Fish Commissioners of the Commonwealth or its duly authorized representative

"Inland Waters" Any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth

"Motor Boat" Any boat propelled by any type of internal combustion motor of one or more cylinders including any type of water craft propelled by an outboard motor

"Person" An individual copartnership association or corporation

The masculine shall include the feminine or neuter and the singular shall include the plural

Section 2 It shall be unlawful for any person to operate or navigate or cause to be operated or navigated any motor boat upon over or through inland waters unless the owner of the boat possess a license and a proper metallic license plate is displayed on each side of the bow of the boat as hereinafter required and unless the boat is operated or navigated in conformity with the rules and regulations prescribed by the board by authority of this act

Section 3 Any person owning a motor boat and desiring to operate or navigate the boat or cause it to be operated or navigated on any inland water shall make a written application to the Board for a license for such boat Such application shall be made on a form prescribed prepared and furnished by the Board and together with such other information as the Board may require shall state

(a) The name and address of the applicant and if the applicant is a partnership the names and addresses of all the partners and if the applicant is a corporation the names and addresses of the officers

(b) The size seating or other capacity gross weight and type of the boat

(c) The type number of cylinders the horse power and maximum speed of the motor and the type of muffler or under-water exhaust used in connection with such motor

Upon receipt of an application and upon the payment of a license fee of one dollar for each cylinder of the motor built in or attached to the boat the board shall issue to the applicant owner a license for his boat together with duplicate metallic license plates which plates shall contain a serial number at least five inches in height corresponding with the number on the license issued to the owner and shall be displayed conspicuously at all times one on each side of the bow of the boat Such license and license plates shall be valid until the thirty-first day of December next following the date of their issuance and may be renewed from year to year upon application and payment of a fee as in the case of the procurement of an original license

Section 4 The board is hereby authorized and empowered to prescribe promulgate and enforce

(a) General rules and regulations to be observed in the operation or navigation of motor boats upon over or through inland waters which it shall deem necessary for the public health or the safety of persons or property on or in such waters or for the preservation of all forms of useful aquatic life particularly as to speed running lights signals courses channels rights-of-way and the disposal of oil gas gasoline or other wastes from such boats

(b) Special rules and regulations for such particular artificial or natural areas of waters for further limiting or restricting or prohibiting the operation or navigation of motor boats thereon to protect the public health or to protect and preserve useful aquatic life

Section 5 The board is hereby empowered and its duty shall be to enforce the provisions of this act the rules and regulations prescribed and promulgated hereunder and any existing laws regulating the operation of motor boats whenever such boats are operated or navigated on any inland waters Any person employed or elected by this Commonwealth or by any municipality county or township and whose duty it is to preserve peace or to make arrests or to enforce the law including the State Police and game fish and forest wardens is hereby authorized and empowered to make arrests without warrant for all violations of this act or of the rules and regulations prescribed hereunder which they may witness

Section 6 Any power duty or jurisdiction conferred or imposed upon the board by this act shall be deemed to be supplemental to any existing power duty or jurisdiction conferred or imposed by law on any other administrative department board or commission of the Commonwealth over upon or in any inland waters and it shall be the duty of every such department board or commission to cooperate with the board in carrying out the purpose of this act

Section 7 All license fees fines and penalties collected or received under the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to the Fish Fund

Section 8 Any person violating any provision of this act or any rule or regulation prescribed by the board under this act shall upon conviction thereof in a summary proceeding before a justice of the peace alderman or magistrate be sentenced to pay a fine of not less than twenty-five dollars and costs nor more than one hundred dollars and costs or in default of payment thereof thirty days in jail and in addition the board may revoke the license issued for the motor boat used by such person

Section 9 This act shall become effective on the first day of July one thousand nine hundred thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1992, as follows:

An Act to appropriate the sum of five thousand dollars to the Valley Forge Park Commission to pay the expenses which will be incurred on account of the visit and speech of the President of the United States at Valley Forge on Saturday May thirtieth one thousand nine hundred and thirty-one

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars or so much thereof as may be necessary be and the same is hereby appropriated to the Valley Forge Park Commission to pay the expenses which will be incurred by the Valley Forge Park Commission on account of the visit and speech of the President of the United States at the Valley Fork Park on Saturday the thirtieth of May one thousand nine hundred and thirty-one

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RESOLUTION

RECALLING HOUSE BILL No. 1298 FROM THE GOVERNOR

Mr. STADTLANDER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1298, entitled "An act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district" be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL RECOMMITTED

Mr. BIDELSPACHER. Mr. Speaker, I move that House Bill No. 1397, Printer's No. 775, entitled:

An Act requiring retail dealers in liquid fuels to state the rate of the liquid fuels tax separately from the price of such liquid fuels on liquid fuel price display signs and imposing a penalty

on page 20 of today's calendar, bills on second reading, be recommitted to the Committee on Ways and Means for the purpose of further consideration.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. WHEELER. Mr. Speaker, I desire to call up at this time House Bill No. 1430, Printer's No. 516, on page 15 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Wheeler,

The House resumed the consideration on third reading of House Bill No. 1430, entitled:

An Act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in boroughs and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns.
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson.
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson.
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer.

Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. RICE. Mr. Speaker, I desire to call up at this time House Bill No. 1178 (Senate Bill No. 177), on page 17 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Rice,

The House resumed the consideration on third reading of House Bill No. 1178 (Senate Bill No. 177), entitled:

An Act authorizing building and loan associations to permit borrowers to have the dues on the stock credited on account of the principal of the loan and providing for the reduction of the stock in certain cases and defining the duties of the secretary of the association in respect thereto and providing also for the increase of the subsequent dues on the stock in certain cases and providing further that the stock shall not be subject to losses except for the profits in certain cases

On the question recurring,

Will the House agree to the bill on third reading?

Mr. RICE. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 10, by inserting after the bracketed word "[by]" the following: "in accordance with".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON THIRD READING

Mr. SOWERS. Mr. Speaker, I desire to call up at this time House Bill No. 1456, Printer's No. 561, on page 16 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Sowers,

The House resumed the consideration on third reading of House Bill No. 1456, entitled:

An Act to amend section three of the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and councel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith"; by increasing the salary of registration commissioners.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. SOWERS. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 2, line 2, by striking out the word "arrect" and insert in lieu thereof: "arrest".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

RESOLUTION

Mr. JOHN A. RHODES asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, May 5, 1931.

The Hon. James F. Woodward is now a memory.

On Thursday last death called to him and he has gone.

His life of three score years and three was one of work, and the fruits thereof were those that come from the love and esteem and regard of those who knew him well.

For twelve years he served as a Member of this House, for four terms he labored as the Chairman of the Committee on Appropriations, and for twelve years he directed the activities of the Department of Internal Affairs of this Commonwealth.

He radiated warm friendship, kindliness and a keen desire to help.

He exemplified loyalty, faithfulness, fealty and allegiance to friends.

A strict performance of duty was his creed.

His fitness and ability are best measured by his rare success.

His sincerity and loyalty are best proven by his host of friends.

To know him was to want to know him better, and those who knew him best now miss him most, therefore be it

Resolved, That the Commonwealth of Pennsylvania has lost one of its outstanding sons;

That the community in which he lived has been deprived of its leader and has lost a friend;

That we who knew him and with whom he served will sorely miss his companionship, his friendship and his help;

That we extend to his wife and family, whose loss we cannot measure, our deepest sympathy.

That this resolution be spread upon the Journal of this House and a copy thereof be forwarded to the family of the said Hon. James F. Woodward.

BILL ON FINAL PASSAGE

Mr. SOWERS. Mr. Speaker, I desire to call up at this time House Bill No. 1086, Printer's No. 713, on page 19 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Sowers,

The House resumed the consideration on final passage of House Bill No. 1086, entitled:

An Act requiring the departments and agencies of the Commonwealth and institutions maintained in whole thereby to purchase from the Department of Welfare certain articles manufactured or produced by the penal and correctional institutions of the Commonwealth and the surplus to be held and not sold in competition with free labor

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. SOWERS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. SOWERS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 3, page 2, line 26, by striking out the word "such".

Amend section 3, page 2, line 27, by inserting before the word "institution" the following: "such".

Amend section 5, page 3, line 13, by placing a bracket after the word "county".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON FINAL PASSAGE

Mr. RIDDLE. Mr. Speaker, I desire to call up at this time House Bill No. 741, Printer's No. 590, on page 19 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Riddle,

The House resumed the consideration on final passage of House Bill No. 741, entitled:

An Act relating to abandoned bituminous coal mines providing for the fighting of fire in and the sealing up of such mines under the supervision of the Department of Mines giving such department certain powers and duties relative thereto imposing certain duties upon owners operators and lessees of such mines and making an appropriation

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher.
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.
Brown, T. J.,
Burns,
Carmany,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,

Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough.
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. **HEFFRAN**. Mr. Speaker, I desire to call up at this time House Bill No. 1718, Printer's No. 712, on page 17 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Heffran,

The House resumed the consideration on third reading of House Bill No. 1718, entitled:

An act authorizing the county commissioners with the approval of the court of common pleas in counties of the fourth class, to establish a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; fixing their salaries payable by the county; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned, and providing for the acceptance of this act by cities.

On the question recurring,

Shall the bill pass finally?

Mr. **SARIG**. Mr. Speaker, ladies and gentlemen of the House, this bill claims to abolish the local assessors in fourth class counties. As a representative of a fourth class county, I ask you to vote against this bill. The Granges in my county are all opposed to this measure, the rural people as a whole are opposed to it, and a great many from the industrial sections are likewise opposed to this bill.

Now, at this time especially, I want to call your attention to this fact: Time and time again we have gone to work and we have wiped out all the little fellows, we have taken away local government until there is very little of it left, and especially at a time like this, the office of assessor is usually an office for those men past middle age. It provides a job, I might say, for the small fellow, men who only earn in many of the townships a few hundred dollars, and sometimes less than that, but it at least helps them along in their struggle for existence, and I do not believe that anything can be gained by this bill, or justified in wiping out all the little fellows and handing the jobs to a few big ones, with high salaries. We now have under this system the county commissioners, who sit as a board of revision, and any inequalities that may happen in the assessments can be corrected before the county commissioners sitting as a board of revision. Anybody who is dissatisfied with the decision of the county commissioners can appeal to the court and have their case heard there. I feel that we should stop and consider before we go further. We have been centralizing and centralizing. No system of assessment is perfect. Whether you have a system or not of the kind that is proposed under this bill, there will be complaints just as there are complaints under any other system. Our people, especially from the rural districts, are strongly opposed to it. We feel that probably an assessor will be sent out from the metropolitan neighborhood, who does not really understand the value of rural property. A man coming out from the city or from an industrial section, seeing a ninety foot barn or a one hundred foot barn and a big stone house, naturally would put a much higher value on that farm than it really would bring at public sale——

BILL ON THIRD READING (SPECIAL ORDER)

The **SPEAKER**. The Chair lays before the House the special order of business fixed for this hour, consideration of House Bill No. 1035, Printer's No. 771, on page 1 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1035, as follows:

An Act providing for and creating a Pennsylvania Protective Service force prescribing the powers and duties of such service and of the members thereof authorizing the assignment of the members thereof to certain applicants upon filing of a bond providing for the billing of such applicants by the Department of Revenue at certain rates per man for service rendered imposing duties upon the Governor conferring jurisdiction and imposing duties upon courts of common pleas declaring ineligibilities to certain public offices and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a Pennsylvania Protective Service is hereby established

Section 2 The Governor shall appoint the members of the Pennsylvania Protective Service which shall from time to time consist of an active list of privates sufficient in number for assignment to persons copartnerships associations corporations unions and subordinate bodies thereof applying for such service as hereinafter provided but which shall not exceed two hundred fifty men a reserve list of privates sufficient in number to replace members of the active list on leave of absence due to vacation sickness disability or otherwise and to replace members who resign or are dismissed from service or who are transferred to the reserve list which reserve list shall not exceed in number ten per centum (10%) of the number of privates constituting the active list

No person shall be appointed a member of the Pennsylvania Protective Service unless he shall be a citizen of the United States a resident of this Commonwealth for at least one year immediately preceding his application at least twenty-one years of age at the time of his application honest sober peaceful orderly and of good repute in his community and until he has satisfactorily passed a physical and mental examination based upon the standards provided by the rules and regulations of the police force of cities of the first class

The Governor as between applicants for appointment possessing substantially equal qualifications shall prefer those candidates who served as soldiers sailors or marines in the army or navy of the United States when a state or condition of war existed between the United States and any foreign state country or territory and who have honorable discharges from said service No person shall be appointed to be a member of the Pennsylvania Protective Service until he shall have executed and delivered to the Governor an agreement with the Commonwealth providing that he will not for a period of one year after the termination of his service therein accept hold or follow any office appointment or employment with or under any individual copartnership association corporation union or subordinate body thereof to or with which he may be assigned for duty while a member of the Pennsylvania Protective Service In case any member of the Pennsylvania Protective Serviec shall after the termination of his service therein accept hold or follow any such office appointment or employment in violation of the provisions of said agreement any court of common pleas of any county in which said office appointment or emloyment is accepted held or followed contrary to the provisions of said agreement upon a bill in equity filed by any adult resident of such county is hereby given jurisdiction to and shall enjoin the further violation of the provisions of said agreement until the period of one year shall have elapsed from the date of the termination of such service in the Pennsylvania Protective Service and shall punish any violation of the provisions of any such injunction as contempt of court

Section 3 It shall be the duty of the Pennsylvania Protective Service

(a) To guard and protect and prevent damage to and offenses against the property facilities and rights of individuals copartnerships associations corporations unions and subordinate bodies thereof entitled under this act to such service and the safety security rights and property of their officers members and employes whether then employed or recently resigned or discharged

(b) To protect such individuals copartnerships associations and corporations in their right to employ labor and to protect all persons in their right to accept follow and at any time surrender such employment

(c) Whenever possible to cooperate with counties municipalities and the State Police force in the detection of crime the apprehension of criminals and the preservation of law and order within the Commonwealth involving the safety security rights and property of such individuals copartnerships associations corporations union subordinate bodies and their officers members and employes

Section 4 Any individual copartnership association or corporation owning leasing or being in possession of any colliery furnace or rolling mill and any water company water supply company water power company electric light company electric power company electric transmission company mineral mining or quarrying company or express company within this Commonwealth and any union a substantial part of the membership of which is employed by one or more such individuals copartnerships associations or corporations and any subordinate body of any such union shall within the limits hereinabove fixed be entitled to the benefits of the Pennsylvania Protective Service and the services of one or more members thereof upon making application to and filing a bond with the Governor as hereinafter provided

Section 5 Such application shall be made under oath or affirmation on a form prepared prescribed and furnished by the Governor and shall set forth the business in which the applicant is engaged the nature extent and location of its property and facilities the circumstances deemed to require the such service the nature of the duties which the applicant desires the members thereof to perform the post or posts of duty at which the applicant desires such members to be stationed the financial responsibility of the applicant and such other information as the Governor may require

Upon receipt of any application it shall be the duty of the Governor to cause to be made a careful investigation of the truthfulness of the statements contained in the application the character and responsibility of the applicant and the necessity for the assignment of members or additional members of the Pennsylvania Protective Service as the case may be for the protection of the applicant's property facilities and rights After proper investigation the Governor shall either grant in whole or in part or refuse the requst of the applicant and the Governor's action thereon shall be binding on the applicant Every applicant shall be notified promptly of any action taken on his application by the Governor

Section 6 Before the Governor shall assign to an applicant any members of the Pennsylvania Protective Service the applicant shall file with the Governor a corporate surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the Governor except that such amount shall never be less than one thousand dollars ($1,000.00) Such bond shall be approved by the Department of Justice and conditioned that the applicant will faithfully comply with the provisions of this act and will pay when due the charges for service rendered and ascertained in the manner prescribed in this act The Governor may require any applicant to furnish such additional acceptable corporate surety bond as shall be necessary to secure at all times any charges for the services of additional members of the Pennsylvania Protective Service assigned to said applicant Upon the filing of such bond or bonds the Governor shall designate and assign to the applicant the requisite number of members of the Pennsylvania Protective Service at such post or posts of duty as may be approved by the Governor

Section 7 No individual copartnership association corporation union or subordinate body thereof entitled to the assignment to it of a member of the Pennsylvania Protective service shall be entitled to the services of any particular member of such service The Governor may transfer any assigned member of such service to another individual copartnership association corporation union or subordinate body to another station or post of duty or to the reserve list The Governor may at any time assign members on the reserve list to the active list to replace assigned members absent from duty because of vacation sickness disability resignation discharge from service or otherwise The Governor may establish by general order a system of periodic rotation of post of duty for members of the Pennsylvania Protective Service

The Governor may revoke for cause in whole or in part the approval of any application for Pennsylvania Protective Service and may withdraw any member of such service assigned to duty pursuant to such application

Any individual copartnership association corporation union or subordinate body thereof to which a member of the Pennsylvania Protective Service has been assigned for duty may at any time after three months' notice in writing to the Governor in the form which he shall prescribe surrender such service and upon reimbursing the Commonwealth for all such service rendered up to the expiration of said three months' period relieve itself of the obligation to pay for such service thereafter

Section 8 Each individual copartnership association corporation union or subordinate body thereof to which a member of the Pennsylvania Protective Service has been assigned for duty under this act shall reimburse the Commonwealth for the rendition of said service at a uniform rate per man which shall be fixed by the Governor from time to time and as often as he may deem necessary subject to the following limitations

(a) The rate per man shall not be less than the average rate of compensation paid by the Commonwealth to the privates comprising the Pennsylvania Protective Service

(b) The rate per man shall not in any case exceed one hundred twenty-five per centum (125%) of the average rate of compensation received by privates

(c) The rate per man shall be fixed at an amount which multiplied by the number of men on the active and reserve lists shall approximately equal the cost of administering maintaining and enforcing the Pennsylvania Protective Service

Section 9 The Department of Revenue on or before the tenth day of each month shall render to each individual copartnership association corporation union or subordinate body thereof to which one or more members of the Pennsylvania Protective Service have been assigned for duty a bill for such service supplied to such individual copartnership association corporation union or subordinate body during the preceding month based upon the number of members of such service so assigned and the time during which they respectively rendered service Said monthly bills shall be due when rendered and shall bear interest at the rate of six per centum (6%) unless paid within thirty (30) days after their date If any such bill shall not be paid within thirty (30) days after its date the Department of Revenue shall notify the Governor who may forthwith terminate and discontinue the service theretofore furnished to the delinquent individual copartnership association corporation union or subordinate body thereof or proceedings may be instituted on the bond of such individual copartnership association corporation union or subordinate body thereof or both

Section 10 The Governor shall have the power and it shall be his duty

(a) To make provisions for the training and instruction of the members of the Pennsylvania Protective Service

(b) To provide quarters and subsistence for members of said service while undergoing instruction or training or while assigned to the reserve list

(c) To prescribe and provide suitable uniforms arms equipment and accoutrements for members of the Pennsylvania Protective Service which uniforms shall be readily distinguishable from those approved for the State police force and the State highway patrol and shall be worn whenever on duty

(d) To make such rules and regulations as he may deem necessary for the control discipline and regulation of the members of the Pennsylvania Protective Service and the operation of the Pennsylvania Protective Service

Section 11 The members of the Pennsylvania Protective Service shall have and exercise all the powers and perrogatives conferred by law upon members of the police force of cities of the first class and upon constables of the Commonwealth

Section 12 Any member of the Pennsylvania Protective Service assigned to duty with any individual copartnership association corporation union or subordinate body shall not be subject to the orders commands directions or supervision of such individual copartnership association corporation union or subordinate body or of any officer or employe of such individual copartnership association corporation union or subordinate body but shall notwithstanding such assignment be subject only to the laws of the Commonwealth and to the orders commands and supervision of his superior officers of the Pennsylvania Protective Service and of the Governor

No member of the Pennsylvania Protective Service whether in uniform or not shall attend any meeting of all or some of the directors officers employes or members of the individual copartnership association corporation union or subordinate body thereof to or with which he shall be assigned for duty nor any meeting of any other union or subordinate body thereof nor any meeting of the employes of one or more industrial establishments engaged in the same business as the individual copartnership association or corporation to or with which he shall be assigned for duty nor shall any member of the Pennsylvania Protective Service be within such distance of any such meeting that he can hear the speeches debates or proceedings of such meeting or recognize or identify the participants No member of the Pennsylvania Protective Service shall during his term of service therein nor for a period of one year after the termination of such service be eligible for election or appointment regular or special as a sheriff deputy sheriff constable deputy constable or municipal police officer

Section 13 It is hereby declared to be the legislative intent that this act shall not be deemed to impose upon the Commonwealth any liability for loss of or damage or injury to the property of any individual copartnership association corporation union or subordinate body thereof to which one or more members of the Pennsylvania Protective Service have been assigned for duty under this act or for injury to their officers members employes or any other person whatsoever whether such loss damages or injury was or was not caused by the act or omission of any member of the Pennsylvania Protective Service

It is hereby declared to be the legislative intent that this act shall not be deemed to limit the right of any individual copartnership association corporation union or subordinate body to protect and guard his or its property facilities and rights but every such individual copartnership association corporation union and subordinate body whether a member or members of the Pennsylvania Protective Service have or have not been assigned to him or it may guard and protect his or its property facilities and rights and the safety security property and rights of his or its employes and members by the appointment and maintenance of guards and watchmen and in all other ways authorized by the Constitution and laws of the Commonwealth

Section 14 All service charges fees fines penalties and other moneys authorized to be collected or paid under this act shall be paid into the General Fund of the State Treasury through the Department of Revenue

Section 15 (a) Any member of or employe engaged in the work of the Pennsylvania Protective Service who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any individual copartnership association corporation union or subordinate body to or with which he may be assigned for duty any money reward thing of value or enjoyment or of personal advantage or promise thereof shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding two thousand dollars ($2,000.00) or by imprisonment not exceeding two (2) years or both

(b) Any member of the Pennsylvania Protective Service who shall solicit demand or receive or consent to receive directly or indirectly for himself or for another from any individual copartnership association corporation union or subordinate body whatever any money reward thing of value or enjoyment or of personal advantage or promise thereof upon any understanding express or implied that his official conduct or the discharge of his duties shall be in any way influenced thereby or who shall allow his official conduct or the discharge of his duties to be influenced by any such payment delivery or promise of money reward matter or thing shall be guilty of corrupt solicitation and upon conviction thereof shall be punished by a fine not exceeding two thousand dollars ($2,000.00) or by imprisonment not exceeding two (2) years or both and shall be forever incapable of holding any office or position of honor trust or profit in this Commonwealth

(c) Any member of the Pennsylvania Protective Service who shall upon his discharge or dismissal from service fail or refuse to surrender to the Governor or his duly authorized representative any State equipment or property in his possession within twenty-four (24) hours after receiving notice from the Governor of his discharge or dismissal shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding one hundred dollars ($100.00) or by imprisonment not exceeding sixty (60) days or both

Section 16 The Act of Assembly approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An Act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties" be and the same is hereby repealed Provided however That commissions granted under the authority of said act shall remain in full force and effect until revoked by the Governor And Provided further That it is not the legislative intent by the repeal of said act to revive any law thereby repealed

Section 17 This act shall become effective on the date of its approval by the Governor

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WILSON. Mr. Speaker and members of the House, the bill which is now before the House, has been quite extensively advertised in the press, and it is probable that the ladies and gentlemen of the House are more or less familiar with it.

I do not intend unduly to burden you with any long-winded remarks, but I wish to call the attention of the House to what this bill seeks to do, and what the object of the bill is.

First, the bill repeals the act of 1929, which provided for industrial police—the act which is now in force in Pennsylvania.

Second, the bill provides for a Pennsylvania Protective Service for the purpose of looking after the welfare of the lives, the liberties and the properties of citizens of this Commonwealth in emergency, where extra police authority is needed.

Now, I want to call the House's attention to this particular thing in this bill: originally this authority was in the hand of the sheriffs of the different counties, and when an emer gency arose the sheriff appointed deputies, who were not trained, who were picked up as he could get them, and the system was unsatisfactory, both to capital and to labor; more unsatisfactory to labor than to capital. Then we came on with our coal and iron police who were also unsatisfactory to both capital and labor. Then, in 1929, the Legislature passed an industrial police bill, which is now in effect, and against which great agitation has taken place in the western part of the state.

This particular bill seeks to correct this particular service and to place in the hands of the Governor of the Commonwealth the sole responsibility to command this system. For this purpose the bill authorizes the Governor of the Commonwealth to organize a force of not more than two hundred and fifty men, who will be appointed by the Governor, trained by the order and under the authority and regulation of the Governor, subject to his order's, and no one else's orders. These men will be tranied and made into officers, as nearly as possible like the state policemen of Pennsylvania, subject to the order and authority of the Governor and no one else's authority, and if an emergency arises, application can be made to the Governor to assign these men to industrial plants or to other parties needing the protection of the law from members of this service.

I want to emphasize to the House, that authority is solely in the hands of the Commonwealth of Pennsylvania, where I believe it should be, because the other systems of having them appointed by the manufacturer, by the employer, by the sheriff, have worked out very poorly, and have been unsatisfactory to both capital and to labor.

When an application is made to the Governor to assign members of this service to the protection of life or property of any plant—and it also includes labor unions and other organizations that desire them—the bill requires the Governor to make an inevstigation as to whether there is a necessity for the service of the men in this particular line of service. If he finds that such necessity exists, he then assigns to that particular place such number of privates and officers of this organization as in his judgment are necessary for that particular service. They will stay there as long as the Governor thinks they should stay there. He reduces or adds to the force as he sees fit, and no other person but the Governor has any authority over that service, or the officers or the privates of that particular line of service.

The bill is intended in every way to protect the Commonwealth of Pennsylvania, and labor and capital, so that these members of this service will not be influenced either by the employer or by labor, it providing that these men shall take orders from no one but the Governor, it providing that they shall not attend any meeting of the corporation where they are protecting the property, and that they shall not enter the employ of the company for a year after their service is terminated. It provides, also, a very severe penalty for any member of this service to let his official conduct be influenced by any other consideration except his duty to the Commonwealth.

I want to say to you, ladies and gentlemen, that it is not the purpose of this bill to provide a force which will be available for strike breaking. The purpose of this bill is to have this small force, and to send them in where an emergency arises, to send these officers in ,who have police power and the power of constables, so that there will be two or three of these men in a plant under the orders of the Governor entirely, free of any supervision or control or advice by the owners of that plant, and do what arresting is to be done; to have there a force that is responsible to the Commonwealth, to do their duty as the Commonwealth directs under the direction of the Governor of Pennsylvania, and not to owe duty to any one else under any circumstances.

I have given this matter a great deal of attention. I have examined the bill, and I have also examined the bill of my distinguished colleague from Allegheny, Mr. Musmanno, for whom I have a great deal of regard, and for whose efforts, in this connection, I am sure the House has a great deal of consideration.

I have no way of knowing what the Senate will do with the bills which this House has passed over to them, but I, myself, feel that if this legislation is not passed, the State of Pennsylvania will return to its original situation where there was no legislation of this character and where capital and labor were dependent upon the services of the sheriff and his deputies.

I appreciate, Mr. Speaker, and ladies and gentlemen of the House, that the newspapers of the State—the gentlemen who appeared before the Law and Order Committee, for whom I have a very high regard, and I bow neither to the gentleman from Allegheny, nor to any other member of the House, in my regard for labor and its rights to protect itself, but the papers have been saying that labor is opposed to this bill. I want to say that I have examined this bill very carefully and I am unable to see a single provision in this bill that would in any way affect adversely the labor interests of Pennsylvania. I do not know what the Senate or the Committee on Judiciary General of the Senate or the Governor will do with that legislation that is over there. I have no more knowledge than any other member of the House, but I do feel that unless this legislation is passed, we will go back to where we were before we passed legislation of this character, and that capital and labor will return to the situation where, in a time of emergency, the sheriffs of the different counties will swear in deputies, and I am making this prediction to the House, that when that time comes, if it does come, that labor will very much wish that they had legislation of this character; some trained force with trained officers, who know no authority but their duty to the Commonwealth of Pennsylvania and have no boss but the Chief Excutive of the Commonwealth of Pennsylvania, who is the only one, under this bill, who has any authority to order in, or out, or to make rules, or to issue instructions.

I think it is a step along the right line. I think this force will be an efficient force, and that if it is put into effect, it will prove a satisfactory body both to capital and to labor, and I very respectfully submit the bill for the consideration of my colleagues of the House.

Mr. MUSMANNO. Mr. Speaker, I desire to interrogate the gentleman from McKean, Mr. Wilson.

The SPEAKER. Will the gentleman from McKean, Mr. Wilson, permit himself to be interrogated?

Mr. WILSON. Mr. Speaker, I will.

Mr. MUSMANNO. Mr. Speaker, does the gentleman from McKean know how many industries would draw from this protective service, throughout the state?

Mr. WILSON. Mr. Speaker, I do not.

Mr. MUSMANNO. Mr. Speaker, does the gentleman know how many coal and iron policemen there are at the present in the State of Pennsylvania?

Mr. WILSON, Mr. Speaker, I do not.

Mr. MUSMANNO. Mr. Speaker, does the gentleman from McKean know if there are coal and iron police in the county which he so ably represents?

Mr. WILSON. Mr. Speaker, I do not know; I think you are referring to McKean County? There are no coal mines in McKean County.

Mr. MUSMANNO. Mr. Speaker, thank you.

Mr. MUSMANNO. Mr. Speaker, and members of the House, my friend from McKean County has indicated that the maximum number in the force created by this bill would be two hundred and fifty. He has not evidently scrutinized this bill carefully, because the bill specifically states that from time to time a force of two hundred and fifty may be appointed, which means that two hundred and fifty may be appointed this week, two hundred and fifty next week, and so on until an army is created; or two hundred and fifty today, two hundred and fifty tomorrow, and even under the best interpretation, of two hundred and fifty from hour to hour.

There is another section in this bill, which states that the superintendent of the Pennsylvania State Police, shall also appoint such deputies, chiefs, statisticians, clerks, experts and other assistants as he shall, with the approval of the Governor, deem necessary for the Pennsylvania Protective Service, and there is no limit in that section as to the number. Who are the experts? Who are the assistants? Who are the officers? He may appoint two hundred and fifty today, two hundred and fifty tomorrow and he may appoint one thousand in one day, according to the reading of this section.

Now, I have listened attentively to my friend from McKean County, and the burden of his argument is this: He referred to my bill, which was passed by this House, and which is now in the Senate, and he would have you pass this bill so that it may be considered over in the Senate. If the approval of the Senate is more important than the approval of the House, why wasn't this bill introduced in the Senate in the first place?

Members of the House, on March 24th, you approved House Bill No. 1, which is my property guard measure. You approved that bill by a vote of 153 to 25. I know that you did not approve that bill out of any deference to myself personally, nor out of any regard for me. Nevertheless, I want to express my sincere gratitude for your supporting that measure, which means so much to the State, and particularly to those whom I represent. If you approve this measure, if you approve this bill today, it means that you are abandoning the other bill. What has happened since March 24th which should cause you to rescind the approbation which you gave on that day? You can't have two loves, my friends, on this issue. You are either for Property Guards or for Trade Police with unrestricted police powers; you either are for House Bill No. 1, or you are for House Bill No. 1035. You certainly cannot be for both because they are absolutely incompatible. Two years ago this House was confronted with a somewhat similar situation. Two police bills were presented at that session and both were approved and when the weaker one was signed by the Governor he was subjected to a fury of the most violent denunciation that any Governor has ever received, and the members of both the House and the Senate were severely criticized for having approved two bills when only one could have been enacted into law.

This General Assembly convened in session on January 6th. When was this bill in this present form presented? April 22nd. If it was so necessary that this bill be considered with my bill in the Senate, why wasn't it presented a long time ago? My bill, attested to by the fact that it is number one, was introduced on the first day of the session, and was the initial bill of the session, and there was plenty of time for my friend from McKean, or any one else interested in that bill, to have studied it and compared it with any other proposed measure before it left the House. That bill, House Bill No. 1, was in committee two months before it was reported out. It was in the Judiciary General Committee, and my friend from McKean is a member of that committee, and during all that time, against my protests of delay, that bill was held there and there was plenty of time for the gentleman from McKean to have studied that bill and compared it with any other bill.

I do not want to be over-critical of my friend from McKean—perhaps he was not interested in it when it was there—nevertheless, that bill was there, and after two months it was reported out to this House and it was approved.

Now, with adjournment day looming over the horizon, he asks you to jam this bill through the House, send it to the Senate, and confuse the issue in the Senate with my bill now held there.

There will be one of two results if you pass this bill. It will either go to the Senate, be approved there, and then approved by the Governor and enacted into law; and you then will have earned the censure and condemnation of the people for having put on the statute books such bad legislation. Or, it will go to the Senate, there meet with a deadlock and both bills will be jettisoned, and then you will have earned the condemnation of the State for, in effect, killing a bill that you at one time approved.

The only logical thing to do is to disapprove this measure today.

I am reluctant to bring into this discussion the name of the Chief Executive, and I say this with the greatest respect, but in order that no one may have the notion that he should approve this bill merely on the assumptoin that the Chief Executive insists on its passage, let me say that the bitterest enemy that the Governor could have could do him no greater harm than having this bill enacted into law. If this bill becomes a law and is approved by the Governor, the Governor's name will become a byword and a hissing in every region in which the bill operates, and I say that with the greatest respect towards the Chief Executive, and I say it with the sincerest spirit of amity and friendliness. Those who supported him in his election are opposed to this bill; his best friends are opposed to this bill; the Pennsylvania Federation of Labor is opposed to it, the United Mine Workers of Pennsylvania, most intimately concerned with the operation of this bill, are opposed to its enactment; religious organizations, civic workers, the Allegheny County Bar Association, which made a particular study of this bill, all are opposed to it. I do not know of any civic, religious, fraternal or political organization that has gone on record in favor of this bill. Why should we pass it? Through a mere perversity, through a mere whim? The best thing that the friends of the Governor can do in this House is to vote down this bill.

I discussed this matter with the Chief Executive before either bill was presented, and he said that he would be satisfied with whatever the Legislature does on this issue.

Let us, therefore, decide this issue on its merits and on its merits alone. Now, what does the bill provide? My friend from McKean County says that he has examined this bill carefully and does not know of any provision in it that would in any way affect labor. Let us examine it. Now, what does it do? It creates a system that is wrong in principle, vicious in practice, and utterly irresponsible in operation. I say that it is wrong in principle. The most sacred attribute of government is its sovereign police power, but under this bill the State debases itself by selling that sovereign power; it stands at the counter and barters away this sacred right of government as if it were mere merchandise. He wants to know how it will affect labor; he wants to know how it will affect the people of the State. It ill affect them in this way: State policemen should be absolutely impartial, but under this bill, with the industry owners paying the trade police how can they be considered neutral? In times of strife their allegiance will naturally be to their paymasters. They will be given state-wide power, and with their strapped guns, horses, carbines and maces, they will roam and rove throughout the Commonwealth and be provocative of strife instead of peace.

How will it affect labor? My friends, under this bill, the people who are injured, the families of people who are killed, the owners of property that may be destroyed by these police will have no redress. The bill specifically states that the State of Pennsylvania shall not be responsible for any damage caused by these police and our Supreme Court has repeatedly held that corporations are not responsible for the acts of State officers even though hired by these corporations. Think of a bill, my friends, so designed that a person may have his home burned down and his body mangled by individuals in the pay of private interests and yet not be permitted to sue in the courts of the Commonwealth for damages sustained. A woman's husband and bread-winner of the family may be murdered and yet the doors of civil justice are slammed in her face.

He tells you that this Protective Service will be under the exclusive control of the Governor and he insists upon and emphasizes that particular feature, and that, my friends, is one of the particular reasons why it is such vicious legislation. These police will have all the power of State troopers, and under an administration unfriendly to labor—I do not say that this one is unfriendly—you do not know what may come in the future. With a Governor unfriendly to labor, and inconsiderate of the public welfare, these police may be used as Cossacks to strike terror into the hearts of people in the coal fields and other strike-affected areas.

Is anything wrong with this bill? Mr. Speaker, as one who has conscientiously studied this problem, as one who is sincerely anxious to be of service to this House, I am forced to the conclusion that the system created by this bill is malicious and vicious and malignant; it is sinister and diabolical. It is a throw-back to the private police and the gold-bought bravos of the great feudal lords of the past. I do not think that the sponsor of this bill is fully aware of the dragon's teeth that this system will sow.

Mr. Speaker, the gentleman from McKean has only an academic interest, and I say this with no disrespect, but he has only an academic interest in this problem. In answer to a question, when I interrogated him, he said that there was no coal and iron police in his county. In answer to my question, he did not know how many coal and iron police there were in the State. There are over twelve hundred at the present time. The Governor has stated that the object of this bill is to replace the coal and iron policemen, and how can you replace twelve hundred with two hundred and fifty, and that is the most conclusive reply to his statements that it limits the force to two hundred and fifty. It does nothing of the kind. There is no limit to the number that may be appointed by this bill. In Alegheny county we have had plenty of coal and iron police. I will not unduly lengthen my discussion, but I want merely to call your attention to this fact: The western part of Pennsylvania has suffered severely from the coal and iron police. I have personally witnessed with my own eyes some of the outrages perpetrated by them. John Barcoski, whose wanton murder at the hands of the coal and iron police was but the culmination of years of revolting incidents of brutality, was done to death in my legislative district but a short distance from my home. I was attorney for the prosecution in the criminal action brought against those responsible for this heinous crime, and I personally investigated the scene of the murder. Let me tell you, John Barcoski was attacked in a private home and this bill permits police to enter private homes. On the walls of that home I saw blood stains three or four feet above the door, and it was proven at the trial of the case that Coal and Iron Policeman H. P. Watts, while John Barcoski was lying on the floor, struck him on the head with the butt end of his revolver with such force that the blood spurted the height of those grewsome splotches. While John Barcoski was lying in the coal and iron police barracks at Imperial, Pennsylvania, Lieutenant Lyster, of the coal and iron police, ran and leaped upon his chest, breaking the sternum bone. And while he was lying there, his head a mass of coagulated blood, Lieutenant Lyster picked up a poker and beat this poor fellow over the head and body until the poker was bent. Then he straightened out the poker, as a blacksmith might straighten out a piece of metal he was hammering and then on the anvil of this poor miner's head he renewed the mad torture. For four hours John Barcoski was whipped and kicked and struck and manhandled by these two human tigers, until his face was beaten and distorted beyond recognition, until his ribs protruded his flesh, until there was scarcely a bone in his body that remained unbroken. Of course, John Barcoski was a humble and obscure figure, but the horror of his death made him the symbol of the victimization by coal and iron police and throughout the State he was considered a martyr to the fight for coal and iron police reform, and now, after two years of fighting for a worth-while reform we are confronted with a bill that seeks to perpetuate the system that murdered John Barcoski. We are confronted with a bill that puts into the hands of irresponsible individuals the sovereign power of the State.

Members of the House, I respectfully ask you to vote down this measure, and show by your negative vote you will send a message to the widow and the orphans of John Barcoski, that the husband and father did not die in vain and show by your negative vote that this Legislature is not deaf to the cries of oppressed humanity.

On March 24th you showed your courage in honestly accepting a bill, which you honestly believed settled this problem. Today show by your vote that you have the courage to stand by your original vote and not pass this bill which would undo what you did on that day.

In the name of not only John Barcoski, but in the name of many people still living who might be subjected to a similar fate if this bill were to pass, I ask you to vote "no". In the name of the sovereign power of this Commonwealth, which should not be cheapened; in the name of the dignity of the

House which should not be lowered, in the name of the honest decision of this honorable body, which should not be ignored, in the name of consistency, in the name of that fairness which you hold dear to your hearts, I respectfully ask you on the roll call of this bill to register "no".

Mr. WILSON. Mr. Speaker, and ladies and gentlemen of the House, no one in the House has more respect than I do for the feeling of enthusiasm of my friend from Allegheny, with whom I have worked so long, and for whom I have so high a regard, and I do not intend to unduly prolong this discussion, but I just want to call the House's attention to two or three things. I want to do it for this reason, ladies and gentlemen: At the time the gentleman's bill was before the House, I personally do not recall that this particular thing was called to the attention of the House. Mr. Musmanno's bill provides for the appointment of guards for properties, and specifically puts no limit on the number of guards that may be appointed. They are appointed by the manufacturers, the owners of the mine, who hire the guards, their compensation is fixed by them at such figure as they see fit, and they hire any number they want to hire. And now, in the bill before you, the number is specifically limited to two hundred and fifty.

Mr. Musmanno has very eloquently described for you something which has touched his heart deeply and which he feels very strongly, but I do not think that even he, if he did not feel so strongly—and I respect his feelings in the matter—that even he would think that it was fair to condemn the police force of Pennsylvania, to condemn the officers appointed by the Commonwealth, and commissioned and uniformed by the Commonwealth, and under the control of the Governor, bceause some time a very terrible incident took place with these coal and iron police. We have endeavored because of those things, to put a stop to that situation.

This particular bill is going along that line, in an endeavor to appoint a responsible force, trained by the Commonwealth of Pennsylanvia under authority of the Governor and acting under his orders and nobody else's.

I just want to say one other thing to the House. These people who under this bill are trained and put out by the Commonwealth of Pennsylvania, are paid by the Commonwealth, are under the orders of the Commonwealth, and owe no duty but to the owner or the man who calls them in, the owner of the mine, or factory, or other enterprise which calls them in.

It is true that the Commonwealth of Pennsylvania requires of the party making the request for this service that they shall furnish a bond to the Commonwealth, and after the service is over they will pay to the Commonwealth, the actual cost of these men being at their place, but they owe no duty to the owner or the employer.

There is one other thing that I want to say, and then, ladies and gentlemen, I am going to sit down, and that is this: The bill of the gentleman from Allegheny county limits the authority of his guards to the property, and I wonder if the ladies and gentlemen of this House realize that in doing so, they are limiting them to that property. If you stand on the edge of this property, and a man out in the street shoots a gun at you or throws a bomb at you, or does anything else he wants to do, you cannot remove off. that property to do a single thing. If that company has property that extends out into the street and along the highway, the guards, provided in the bill of my friend, cannot leave that property or cannot move from it.

I want to say to this House that the laws of Pennsylvania are going to be enforced, and if the Legislature passes the bill of my friend from Allegheny county, and if they limit the guards of the property to the property itself, someone is going to enforce the law on the borders of that property, and out on the street, because the Commonwealth of Pennsylvania, whether the Musmanno blil is passed or not, is going to enforce the law around that property and see that that property is protected and that life is safe there, and if it is not done by officers of the law provided by the Commonwealth, I say again that it will be done by deputy sheriffs, sworn in to do it, and I make the prediction to the House that when that is done and when labor has to contend with these deputy sheriffs, those irresponsible people, picked up wherever they can get them, and untrained, and subject to the influences in that community, labor will be very much more dissatisfied with it than they would be with the bill which is now before you.

Mr. JOHN W. GRIFFITH. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from McKean, Mr. Wilson, permit himself to be interrogated?

Mr. WILSON. Very gladly, Mr. Speaker.

Mr. JOHN W. GRIFFITH. Mr. Speaker, I desire to ask the gentleman, if this bill should become a law and the officers are appointed and are trained and equipped, and there should be no calls for their service by any of the institutions that might call for them, how would that be handled and what would become of them?

Mr. WILSON. The bill provides that the Governor of Pennsylvania has the authority to transfer to the reserve list at any time he sees fit any member or all the members of this service, and he could then transfer to the reserves such ones as are not in use. And I take it that you are looking at the idea that the Commonwealth would be liable for the ones that are not actually in use. The authority is in the Governor to transfer to the reserve list at pleasure whatever members of this service he sees fit.

Mr. JOHN W. GRIFFITH. Do you think that the various corporations named in this bill will call for an officer of this character during the time that there is no industrial disturbance of any kind?

Mr. WILSON. I hope not.

Mr. JOHN W. GRIFFITH. Will this force then be in existence?

Mr. WILSON. I think a skeleton force would probably be in existence. They would be trained and whatever the Governor thought would be necessary would be done with them. If he thought it was necessary to maintain part of the force, that force would be in existence.

Mr. JOHN W. GRIFFITH. And during the time of a strike a corporation has a right to get or call for and receive a number of these officers?

Mr. WILSON. If the Governor upon making an investigation, when they make an application, which he is required to do under the act, finds there is a necessity for such services on their application he would, if he sees fit, assign them to the person making the application.

Mr. JOHN W. GRIFFITH. What would be their particular duty at that time?

Mr. WILSON. Their duty is prescribed by the act, to protect property, to protect life, and to enforce the laws of Pennsylvania as set up in the bill.

Mr. JOHN W. GRIFFITH. Would it protect those workers in their rights who wish to continue at work?

Mr. WILSON. The bill so provides that they shall protect those workers who wish to continue at work.

Mr. JOHN W. GRIFFITH. Would the union or labor have a right to call on and to receive these guards?

Mr. WILSON. They would have a right to call for them and receive them in the protection of their lives and property the same as anyone else.

Mr. JOHN W. GRIFFITH. Would they really need them, Mr. Wilson, if enough were provided by the employer?

Mr. WILSON. That is something other members of the House could answer better than I. If they wanted the protection of this particular class of service, labor then is just as much entitled to it as the employer. They have the same right to apply for and to receive the same service.

Mr. JOHN W. GRIFFITH. Their duties would be the same?

Mr. WILSON. Absolutely, their duties would be to protect property and life, and to enforce the laws of Pennsylvania.

Mr. JOHN W. GRIFFITH. Mr. Speaker and members of the House, I would feel as though I would be a moral coward if I didn't attempt to say just a few words. I was an officer and have had four years experience with deputy sheriffs and with coal and iron policemen and with State policemen, and from about eighteen to twenty months of that time—the dates were from the first Monday of January, 1920, to 1923, inclusive —and during that time eighteen to twenty months was covered by one of the biggest bituminous coal strikes that was ever called in the State of Pennsylvania, and I certainly am familiar with every condition that might arise under a situation of that kind. I want to say right now that my friend, Mr. Musmanno, from Allegheny, has made one of the strongest pleas in my mind for a real police system, for a real policeman and for a Governor to be able to give real service at the time we have in mind.

It appears to me, members of the House, that we are really evading something. We should not want to legislate merely for corporations or industry; we should not have in mind that we want to protect industry particularly or want to help them break a strike or break the union to maintain open shop; that is not the idea. Nor should we be legislating for labor alone to help them win a strike, and in a time like we have in mind, when a strike is called is the very time that we need the very best officer we can get.

I am going to say at this time as between this bill and the so-called "Musmanno Property Guard Bill," this bill is far, far preferable to the Musmanno Property Guard Bill and I am opposed to this bill for various reasons. In the first place, the officers under it are stained with public ownership or control. They are entitled to a certain respect that all officers should be given by the public in general, but if we pass any of these bills we are not helping the public in general and we are not helping the Commonwealth. That is of course my simple way of looking at the matter.

I have gone through this and as I have said, I have met about every condition and I have studied on this subject for eight or nine years, and I feel that the only way to be prepared to meet an occasion that may arise in times of labor trouble is to be prepared properly, and my advice would be to have trained policemen similar to the State police, and extend the service and detail them to a point convenient to industry. These are officers who are prepared and know how to handle most any situation that may arise, and while they are serving the public in general, they are serving both labor and capital.

I am aginst this bill, then, for just a few specific reasons. One of them is that I think it is unfair to any organization that they should pay for any police services that are to be granted by the Commonwealth. I think it is a poor bill, I think there are several parts of one section, section fourteen, that are perhaps unconstitutional; that is where an officer appointed under this act would agree with the Governor, or rather, execute an agreement that he would not accept any employment as a policeman or any labor for a year after his leaving the service. So these are the main reasons why I shall vote "no".

Mr. BALDRIGE. Mr. Speaker, I desire to interrogate the gentleman from McKean County, Mr. Wilson.

The SPEAKER. Will the gentleman from McKean, Mr. Wilson, permit himself to be interrogated?

Mr. WILSON. With pleasure, Mr. Speaker.

Mr. BALDRIGE. Mr. Speaker, I desire to ask the gentleman, who pays these so-called officers under this bill when they are not hired out to other concerns?

Mr. WILSON. The State of Pennsylvania pays them.

Mr. BALDRIGE. Is this bill introduced at the instance of the Governor?

Mr. WILSON. Yes. May I answer your question, Mr. Baldrige, if the House will permit me to do it, that the bill represents a very careful effort and investigation by the administration as to what the law should be after a great deal of thought and care and attention during the session, and it was introduced as an administration measure and represents the Governor's idea as to how this law should be changed.

Mr. BALDRIGE. Mr. Speaker, and members of the House, I was one of the few members of the House from my county that supported Governor Pinchot in both the primary and general election. He went all over this State, at least my end of it, saying he would wipe out the coal and iron police from the statute books by the first of July. I am beginning to doubt the Governor's sincerity on this coal and iron police situation and I am going to tell you why.

Two years ago we had a similar situation. Governor Fisher was supposed to be opposed to the coal and iron police situation as it existed at that time. We happened to pass two bills and he saw fit to sign the weaker one. Now this Barkaski case has been talked about before this House and in these sessions and I think you are sick and tired of hearing about that, but that is not the first one of those cases. There is a case in Cambria County that stands in front of Governor Pinchot that he ought to be ashamed of. This same Lyster who killed Barkaski killed a person in Cambria County under similar circumstances and was tried and convicted before the judge and jury in that county, and the case was carried to the Superior Court and that conviction was sustained, and the day after he was sentenced to two years in the penitentiary, Governor Pinchot pardoned that man. That is a record he ought to be ashamed of. That record is on the court records of Cambria County and anybody that doubts it can easily find that I can produce it. That Lyster goes right out to our county and beats poor Barkaski to death as described to you by Mr. Musmanno. The same thing can happen under this bill. Let us come out in the open in this situation; let us come out in the open; if we are going to correct this evil, don't make more of them and have that responsibility put in the hands of any one man, no matter who is Governor. We don't need a dictator in Pennsylvania, especially over our police power. That is one thing the Supreme Court says can avoid the Constitution, that they can act whether you have a statute for it or not.

Ladies and gentlemen of the House, I ask you to vote this bill down, as it is better to have what we have got rather than to have this bill.

Mr. STAUDENMEIER. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Musmanno.

The SPEAKER. Will the gentleman from Allegheny, Mr. Musmanno, permit himself to be interrogated?

Mr. MUSMANNO. With pleasure, Mr. Speaker.

Mr. STAUDENMEIER. Mr. Musmanno, is there any provision in your bill fixing responsibility for loss or any damage or injury to property for an illegal act of a police officer?

Mr. MUSMANNO. Mr. Speaker and members of the House, I say to my friend Mr. Staudenmeier, that my bill specifically provides that before a property guard may be appointed a bond of two thousand dollars must be filed and that bond specifically states that the surety company will be responsible for financial damages for any acts of illegality committed by that property guard. I might say, if the gentleman will permit me, that regarding the bond provided for in the Wilson bill, it is entirely meaningless and valueless so far as it covers the redress sought by the victims of any illegality committed by these trade police, because this bond of one thousand dollars, referred to by my friend from McKean County, is only for the purpose of guaranteeing that the salaries of these officers sent to the industry shall be paid.

Mr. STAUDENMEIER. Mr. Speaker, I desire to interrogate the gentleman from McKean, Wr. Wilson.

The SPEAKER. Will the gentleman from McKean, Mr. Wilson, permit himself to be interrogated?

Mr. WILSON. I will, Mr. Speaker.

Mr. STAUDENMEIER. In your bill, No. 1035, is there any provision in this bill which fixes the responsibility for loss or damage or injury to propery for illegal acts perpetrated by these officers?

Mr. WILSON. Mr. Speaker, answering the gentleman from Schuylkill, I will say there is no protection for citizens on property other than the ordinary protection that citizens and properties have from the ordinary officers of the law. They are made constables and they have the authority of police officers of cities of the first class, and the citizens and property have the same protection from these officers that they have from other officers of the law. There is no specific provision which requires, like the Musmanno bill, that they shall give bond, and if they do anything wrong the people have the same rights they now have. This does not change any of their rights.

Mr. STAUDENMEIER. Is it not a fact that section thirteen of your bill absolves the Commonwealth of any liability of that nature?

Mr. WILSON. That is true. The Commonwealth would not be responsible without that provision in the bill. It does not change the law. That is the law of the State of Pennsylvania. The Commonwealth has no more responsibility for these than it has for other officers, and that provision has no effect on the situation. It is a re-enactment of what is now the law of the State of Pennsylvania.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, if there were no other reasons than the answer of my friend, Mr. Wilson, as to the fixing of the responsibility, I would be compelled to vote against this bill. It doesn't seem fair that the Commonwealth should be in a position of, you might say, renting its police power to corporations and the people who seek their services and then the party who is wronged by the carelessness, or the negligent or wanton act of the officers have no remedy due to the fact that these officers are the sole property, you might say, of the Commonwealth of Pennsylvania. I don't think that there is any need for an officer of that type. We have enough officers of that type today in Pennsylvania, and for that reason particularly I will be compelled to vote against this bill. It doesn't mean anything to me as to who is in back of the bill. That should not influence anybody in this House, or who desires the bill, but from a legal standpoint and from an equitable standpoint and from a human standpoint, this bill is fundamentally wrong, and I believe it should be defeated by this House.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Baldrige.

The SPEAKER. Will the gentleman from Allegheny, Mr. Baldrige, permit himself to be interrogated?

Mr. BALDRIGE. With pleasure, Mr. Speaker.

Mr. SOWERS. Mr. Baldrige, did I hear you right when you stated you did not believe the Governor was sincere?

Mr. BALDRIGE. Mr. Speaker, I said I was beginning to doubt his sincerity; that is what I said.

Mr. SOWERS. Will you be kind enough to explain to the House what is causing you to believe that?

Mr. BALDRIGE. Mr. Speaker, my reason for doubting his sincerity on this proposition is because this bill does not put the coal and iron police off of the statute books but merely changes the name.

Mr. MUSMANNO. Mr. Speaker, may I have a moment? The gentleman from McKean has seen fit rather belatedly to criticise House Bill No. 1, although it was approved here in this House on March 24th by a vote of 153 to 25. And althought on that day he did not, nor did anyone else rise to oppose it, he now conjures up an imaginary circumstance where someone may stand over the property line and shoot or throw a bomb, and he would have the members of the House think that under those conditions the property guard could not go away from the property to apprehend a criminal of that kind. I say to you that the property guard under my bill would be permitted to pursue and capture such a criminal or felon because any citizen of the United States is permitted to arrest a perpetrator of a felony on sight.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—43

Baker,
Barton,
Bicker,
Braham,
Brown, T. J.,
Carmany,
Cauffiel,
DeFrehn,
Evans, T. C.,
Flynn,
Garard,
Gillette,
Griffin,
Griffith, C. R.,
Haines,
Hartsock,
Heffran,
Holcombe,
Holmes,
Kahle,
King,
Labar.
Lockhart,
McCallister,
McGregor,
Meredith,
Moore, D. G.,
Patterson,
Peelor,
Shellenberger,
Snyder,
Spangler,
Terry,
Wade,
Wall,
Way,
White,
Williams, G. W.,
Wilson, T. B.,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—142

Adams.
Argentieri.
Baldi, C.C.A.Jr.,
Green,
Greenstein,
Griffith, J. W.
Metzler,
Metzinger,
Millar,
Schwartz,
Scott,
Sheely,

Baldi, J.F.M.,
Baldrige,
Batchelor,
Bechtel,
Bell,
Beyer,
Black,
Blumberg,
Brown, E. P.,
Burns,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Goehring,
Greeby,
Hagmaier,
Harkins,
Hart
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen
Himes,
Hoffman,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kirkbride,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Miller,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Shettel,
Shortz,
Shutt,
Sinwell,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Tucker,
Turner,
Watson,
Weaver,
Weidemann,
Wettach,
Wike,
Williams, J. J.
Wilson, L. M.,
Wise,
Witkin,
Wright,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill fails.

BILL ON THIRD READING

The SPEAKER. The Chair again lays before the House, House Bill No. 1718, the consideration of which was interrupted upon the taking up of the Special Order of business for the day.

The Chair recognizes the gentleman from Berks, Mr. Sarig.

Mr. SARIG. Ladies and gentlemen of the House, I do not wish to prolong this discussion. It is lunch time and I do not wish to prolong this discussion. It is lunch time and I do not wish to keep you waiting any longer. I merely wish to say in conclusion that the members of Berks County are unanimously opposed to this bill, our people are opposed to this bill, and I hope that in view of the fact that no form of assessment has ever been found that has been considered perfect and satisfactory, I ask you to give a no vote on this bill.

Mr. TURNER. Mr. Speaker, while I realize you are anxious to adjourn, yet it seems to me that I ought not to allow this matter to pass without pointing out to you some of the errors in what the gentleman from Berks has stated. I think this measure is a step forward in Pennsylvania. It complies with the law for the first class and the second class and some of the third class counties that had central boards of assessors. In this session of the Legislature you have already passed a bill giving third class counties and giving other counties of the third class who have not had a separate board the right to erect a county board of assessors. This bill is patterned on the same pattern as the third class county bill that you have already passed.

There are a number of reasons why this bill should be passed. In the first place it is not fair, in our county, for instance, to have parts of the county assessed by men who are not under direct control of the county commissioners. It is true the county commissioners can as a board of review change this assessment, but they have no direct control, and therefore in some communities you find assessments as low as fifteen or twenty per cent of the fair value while in other places, in cities and other congested communities, you will find valuations at about seventy-five or eighty per cent. There is no opportunity to get a uniform assessment except by a central board of assessors under control of the county commissioners.

Now as to the argument that the central board would not know anything about country property. This bill provides that assessors can be assigned to that locality and the assessment made by people in that locality who will be under the control of the central board. However, I do not believe that is the most important factor in this question. The most important factor in securing a central board of assessors is to place county assessments on a uniform basis for school purposes. Under the Edmonds act it is required that the amount to be set apart to the school district shall be based upon the true valuation of the property in that district and that true valuation is found by taking the assessed valuation, and then the secretary of the school board says to the Department of Public Instruction, "Our assessment is fifty per cent, or sixty per cent, or seventy per cent, of the real value of the property in this district," and then from that the Department of Public Instruction finds what the real value is in that district. Now if you were to look at a map of Pennsylvania you would see that there are in it about 2600 school districts and so marked on the map. If you looked at what the secretaries of the school boards say to the Department of Public Instruction is their percentage of the assessed valuation, I think you would find that in a great many instances these districts are raising their percentages so that it cuts down the real value of the property in that district, and in that way I am satisfied that the State of Pennsylvania is being cheated, under the Edmonds act, by a great number of the districts in Pennsylvania. There are approximately twenty-six hundred districts in Pennsylvania and it is impossible to go into twenty-six hundred districts and find out what the relation of the assessed value is to the real value in that district. The power is imposed now under the law for the Department of Revenue to go in and examine and find out. Examinations have been made, and they found that there were these great variations in our counties, but if you have a central board of assessors you will be reasonably certain that that board is going to have the assessment in the county uniform, and it means a much less problem for the state government to determine what the real value of the property is in that district.

I consider this from the standpoint of the schools in the fourth class districts; you need more money. I think the fundamental place to begin the reorganization and reform of this question of subsidies to the schools is upon this question of assessment. Unless you get that right, every time you make any change in the Edmonds act or any other act or subsidy, you are basing it upon false promises. I am not from a fourth class county. We just put a similar bill through on the third class counties and I hope for the sake of our schools in which we are all interested that you will vote aye on this bill.

Mr. HEFFRAN. Mr. Speaker and members of the House, after the eloquent talk on this subject by Mr. Turner, I do not feel that I have much to say. I merely want to make two or three statements of fact. First, I introduced sometime ago House Bill No. 1102 which attempted to deal with this assessment question in the State, excepting therefrom the first class counties. It was considered unwise because we had taken in too big a scope of territory. This bill was introduced by me after conferences with members from fourth class counties together with representatives from the other side of the House, and those interested in a more equitable assessment of property, and now we have a bill affecting only the third class counties.

The other statement of fact that I want to make is this: That if the people of Berks County don't want the provisions of his bill, they don't have to have it. It is not in any way mandatory. It provides that the county commissioners in any county may set up this basis of assessment by resolution after approval by the courts and that the question of salaries to employees is left to the salary board so that they may be guided by local sentiment. I ask you to pass this bill as you did that for the third class counties.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, coming from a fourth class county as I do, I wish to state this as emphatically as I possibly can, that we are a unit in being opposed to this bill. We feel that if the people are competent to choose us and send us here and decide whether we are going to be representatives of the people, that the people back home are competent to vote for and decide who is to assess their property in their respective wards. Don't forget the fact that this bill only pertains to towns, boroughs, townships and school districts. There is nothing pertaining to cities except that the cities in the fourth class counties may be entitled to come under the provisions of this bill by the passage of ordinances. The cities, if they don't accept this bill, will have the present system which they have had and the boroughs and townships will have the system provided by this bill. There is nothing compulsory on the part of the cities to adopt the provisions of this bill.

Section three of this bill provides that the county commissioners shall appoint subordinate assessors for said district. There is no limit as to the number of subordinate assessors, and for the sum fixed for salaries. There is nothing clear about it, and the whole thing is permitted to rest in the hands of three men appointed by the county commissioners. Why if these bills are passed, there are a lot of fellows who will never want to run for the Legislature again, never. To my mind it is one of the most vicious pieces of legislation that has ever been introduced into this House.

Section 15 provides that the office of Borough, ward, town and township assessor shall be abolished. Several years ago in the coal counties, what did you have? We had this picture: We had special assessors that were appointed to go out and make a special assessment in their enthusiasm in the coal counties especially, they raised the assessments so high that your communities and your school boards in your townships thought they were going to get a great deal of money, millions as a matter of fact, from the coal companies. But what happened? The big coal companies had some able lawyers and they went into court and finally went into the Supreme Court and the unfortunate part about the whole thing was that the Supreme Court said the whole thing was absolutely wrong; that these assessors had overstepped themselves in their enthusiasm. And who suffered? Your school districts and your boroughs that went ahead and erected what? Big school buildings, and so on.

Now in counties like Schuylkill, we have what you might say are bankrupt towns, or next door to it. Why they are still trying to pay back to the coal companies the money which the Supreme Court stated they improperly obtained. If this bill is not a next door neighbor to what happened in the coal counties about eight years ago I don't know what I am talking about. It is absolutely too much power to rest in three men We have not lost our confidence in men and their ability to assess property; the way to decide that is to leave it in the hands of our local assessors and not in the hands of three or four men. Don't place too much dominion in the hands of three men. It is not fair to them and it is not fair to the people of the fourth class counties. I hope that every member will see the injustice in this bill and the intolerant situation and vote this bill down.

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Schuylkill, Mr. Staudenmeier.

The SPEAKER. Will the gentleman from Schuylkill, Mr. Staudenmeier, permit himself to be interrogated?

Mr. STAUDENMEIER. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, the gentleman, I believe is in favor of House Bill No. 1631, which gave the Governor of the Commonwealth of Pennsylvania the power to hire and to fire the Public Service Commission.

Mr. STAUDENMEIER. Mr. Speaker, that is absolutely correct.

Mr. TURNER. You are therefore willing to place in the hands of the Governor all of the powers over the public utilities.

Mr. STAUDENMEIER. Mr. Speaker, not all the power over the utilities, but all the powers over the Commission.

Mr. TURNER. Mr. Speaker, are not the public utilities under the power of the Public Service Commission?

Mr. STAUDENMEIER. Mr. Speaker, that is correct.

Mr. TURNER. Mr. Speaker, as I understand the gentleman's argument he is not willing to trust three men who are elected by the people to handle the matter of your assessments?

Mr. STAUDENMEIER. Mr. Speaker, no, I am willing to trust three hundred and forty thousand people to decide for themselves who shall assess their property, and the way to decide that is for those people to cast their ballot for the men they want.

Mr. TURNER. Mr. Speaker, who would elect the county commissioners?

Mr. STAUDENMEIER. Mr. Speaker, the people.

Mr. TURNER. Mr. Speaker, who would appoint this board of assessors?

Mr. STAUDENMEIER. The county commissioners.

Mr. TURNER. Yes. Then would not the people in Schuylkill county control the situation?

Mr. STAUDENMEIER. But let me say this: the board of county commissioners, that gets in under this provisions of this bill, have no control or limit whatsoever as to the number of clerks, the subordinates, and the salaries they can pay, and if they are given this right that will become one of the most powerful political machines you have ever seen in Pennsylvania, especially in the counties where the difficulty has always been to decide, what the underlying minerals are actually worth.

Mr. TURNER. Mr. Speaker, have not the county commissioners at the present time the power to appeal on assessments on real estate?

Mr. STAUDENMEIER. Mr. Speaker, certainly.

Mr. TURNER. Is there any difference, therefore, in their power under this bill?

Mr. STAUDENMEIER. The trouble here is——

Mr. TURNER. Is that not the only power that exists over assessments, the power of the appeal board?

Mr. STAUDENMEIER. The right of appeal?

Mr. TURNER. No, the power over assessments?

Mr. STAUDENMEIER. Yes, absolutely?

Mr. TURNER. They have the power also to call on the board of assessors who made such assessment?

Mr. STAUDENMEIER. Yes sir.

Mr. TURNER. And they have the right to pay them so much a day?

Mr. STAUDENMEIER. Yes sir.

Mr. TURNER. And to determine how many days they shall work?

Mr. STAUDENMEIER. Yes sir.

Mr. TURNER. Therefore, what is the difference as far as that is concerned?

Mr. STAUDENMEIER. Who can stand the expense of an appeal such as this to the Supreme Court except the powerful and wealthy coal companies? I have not made an appeal. I have property which I own, but I have not made an appeal. The coal company that holds the adjoining lot to mine did appeal. And now the coal company has the right, as the result of the decision of the Supreme Court, to get their money back, but the individual that did not come in and appeal on the day that they were supposed to come in to appeal, were left out in the cold.

Mr. TURNER. You can't make laws to make people avail themselves of their opportunities?

Mr. STAUDENMEIER. You know as well as I do that many people don't even know they have the right to appeal.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—55

Adams,
Baker,
Batchelor,
Bell,
Black,
Cauffiel,
Cordier,
Denman,
Dunn,
Emhardt,
Fox,
Frederick,
Gangloff,
Goehring,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Heffran,
Hines,
Hoffman,
Kleckner,
Lockhart,
Lose,
Maloney,
Mason,
McCallister,
Meredith,
Millar,
Miller,
Moore, D. G.,
Neely,
Nothnagle,
Patterson,
Peelor,
Peters,
Raub,
Reed, G. L.,
Rice,
Riddle,
Simon,
Spangler,
Steedle,
Storer,
Stott,
Surface,
Tucker,
Turner,
Weaver,
Weidemann,
Wettach,
Wheeler,
Yeakel,
Goodnough, Speaker,

NAYS—110

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Bechtel,
Beyer,
Bicker,
Blumberg,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
DeFrehn,
Denning,
Dietrich,
Duffy,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Fuller,
Gaghan,
Garard,
Greeby,
Green,
Greenstein,
Griffith, J. W.,
Haws,
Heffernan,
Hefferon,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
McAlee,
McArran,
McElwee,
Metzler,
Metzinger,
Moore, W. H.
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
O'Neill,
Pennock,
Perry,
Post,
Powell,
Price,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Stevenson,
Stewart,
Stone,
Storb,
Strickler,
Tahl,
Terry,
Wall,
Watson,
Way,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

QUESTION OF PERSONAL PRIVILEGE

Mr. HOOPES. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HOOPES. Mr. Speaker and members of the House, I would like to present a petition to the Legislature and ask the Clerk to read the heading very briefly.

PETITION

REQUESTING PASSAGE OF UNEMPLOYMENT INDEMNITY LEGISLATION

Mr. HOOPES presented a petition of citizens of Pennsylvania requesting the passage of Unemployment Indemnity Legislation.

The petition was read by the Clerk.

The SPEAKER. The petition will be noted in the Journal and printed in the Appendix to the Legislative Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. HOOPES. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HOOPES. Mr. Speaker and members of the House, I realize you are all hungry and want to go to lunch, but there are hundreds of thousands of people in Pennsylvania today that are hungry and do not have any lunch to go to, and perhaps it is important enough for us to discuss for a few moments this problem of unemployment.

I consider this problem of unemployment the most important problem before this Legislature. I know that there are some members of this House who do not believe that there are any people involuntarily unemployed. Only last week in a committee meeting there was a man who told me that any man that wanted a job today could get one. I really do not think the majority of the members of this House believe that. I think that you know that there are thousands and thousands of men involuntarily unemployed who are trying to secure work and secure jobs, and if any of you have any idea that that is not true, I wish would could have been in Reading yesterday morning at the time announced to start the construction of a new courthouse. The contractors already had plenty of men employed to tear down the old building, but when I went to my office yesterday morning, not less than one hundred men were standing around there, many of them with their lunches and with their overalls on, hoping that they could get a job.

If there are any of the members of this House that doubt there is a problem of unemployment at this time, I would suggest that you enter an advertisment in the newspaper asking for ten men to do any kind of work, and see how many men you get. But I say seriously to you, don't put any advertisement in the paper unless you want the men, because it would be too cruel a hoax to play upon the unemployed to offer them work and then turn them away without a job. You should have the work for them if you advertise for them. I would also warn you further, that if you put an advertisment in the paper for men, you had better arrange for the police to take care of the crowd that will respond, because instead of ten men you will get ten hundred, especially if you are living in the populace sections of the State.

This problem of unemployment is a permanent problem with us. There are some who tell us we should not enact legislation on this subject because this is an emergency problem and will be taken care of before the legislation goes into effect. Those who have studied the problem admit that the present depression in business has aggravated the situation and made it very much worse than it was before. This by no means created the situation. We have over a million to a million and a half of unemployed in the United States at all times, even in prosperous years like 1929, and now at the present time even the most conservative figures place the number at over six millions.

What are the causes of unemployment? One of the greatest causes of unemployment today is the displacement of workers by machinery. Now I don't want anyone to get the idea that I am favoring going back to hand labor and the abolishing of machinery; not at all. Let us consider the problem, and let us consider what it has done; let us take a few examples and we will see that this problem is not a problem that effects only a few industries, but it is a problem that is generally applying to all industries.

The new combines on the wheat farms of the west operated by one man now do the work of fifty men formerly so that in the harvest season instead of there being hundreds of thousands of hands going out from the cities in the middle west to the wheat fields you now have only a few thousand and they are more than able to do the work and to harvest more wheat than the hundred thousand did before.

In 1919 one man could make seventy-five electric light bulbs in one day. Now they have invented a machine that makes seventy-three thousand in twenty-four hours. Every one of these machines that is installed displaces 994 men. Take the work of making glass tubing which at one time was one of the highest of the skilled trades. Back in the '90's when a dollar to a dollar and a half was considered a good wage per day, tube glass blowers were getting a hundred dollars a week and were considered aristocrats of labor, and today one machine displaces 600 of these men, and one man can turn out thirty-two thousand in the same time that one man formerly made five hundred in 1913. Between 1919 and 1929 the average producing power of the worker increased fifty-three per cent including all classes. That means that they were able to produce more goods with less labor. The railroads have laid off, I am told, about 258,000 men, more than a quarter million, during the last ten years, and yet they are now hauling more freight than they ever did.

What are we going to do about this problem? Are we going to ignore it, are we going to ignore legislation to take care of it? Who is to bear this burden of unemployment? Are we going to leave it to the workers to bear it; the ones who are less able to bear it; or are we going to adopt some method of taking care of it for them? As it is now, the only kind of unemployment relief that they have is charity, cold, cheerless charity. In every city the authorities have been raising funds to take care of this situation. Why just a week or two ago here in the city of Harrisburg they had cards posted on all the poles telling us how necessary it was to contribute to the Welfare Fund, that the need was greater than ever before, and therefore appealing to you to give more than you had ever given before. In all of our cities, this past winter, they raised funds as large as they could to take care of the situation, but, members of the House, I want to call your attention to one thing, and that is, that the total funds that were raised for unemployment relief under all the drives that we had during the winter, did not amount to more than one per cent of the wages that were lost by the unemployment. That is how you have been taking care of the situation. To the man who is accustomed to get twenty-five dollars a week you gave him twenty-five cents. Is that relieving unemployment, is that taking care of the situation? You are not taking care of it. The workers have been compelled to spend what little savings they had if any, and they have had to sell their homes in order to get every cent that they could to live on, and they have had to live on their more fortunate friends and families who happened to have jobs. They have been compelled to bear this burden. Are we going to let it go on this way, or are we going to do something about it? The Governor has told us that it is not necessary for us to enact unemployment insurance legislation, that the private employers' fund will take care of the situation. I have shown you that the funds do not take care of more than one per cent of the need, and I have been told that the private scheme of unemployment insurance in the United States only covers about 150,000 workers of these six million unemployed. Are not the workers entitled to some protection when they are out of work involuntarily, through no fault of their own? When the mines close down at the time they used mules in the mines, what did they do? Did they turn the mules out to starve? No, they put them in the stable and fed them and turned them out to pasture. Horses, and mules, and animals of burden are taken care of in times of depression, and are not human workers entitled to as fair a consideration as horses and mules receive; are they not entitled to receive shelter and food in the hour of depression, when they are unable to get work, when they are willing to work and when the industries close down and they are not able to provide jobs for them? Let me show you. In 1930, when the depression hit us so hard, when so many millions of men were out of work in the United States, the corporations paid out more in dividends and in interest than they did in the boom year of 1929. That is a fact, that they paid out more dividends and interest in 1930 than they did in the year before. Some of the corporations paid these dividends and interest during that year and of course many of them did not. Many of these dividends were paid out of reserves; in other words, the owners of stocks and bonds, those who make a living by clipping coupons, were taken care of during this depression. These dividends and interest were paid from income, from reserves that were built up during times when the people were employed and the factories were running. If those who make their living out of clipping coupons and who own the mills and mines and factories are entitled to receive their incomes in times of depression, why are not the workers who produce the reserve fund, that fund that is laid aside, why are they not entitled to be taken care of in times of depression? Are not the poor entitled to as fair and just treatment as the rich? Are not the workers entitled to as much as the owners?

The loss in wages during this period of 1930 alone was nine and one-half billions of dollars, and yet the corporations paid out five hundred million dollars more in interest than they did in the year 1929. Why should not the workers receive their wages out of these reserves, or at least a part of them? Why are they not entitled to as fair a treatment at least as the owners?

Members of the House, many of you will say that unemployment insurance is a dole and that it will destroy the incentive of those who receive it. My friends, you have many doles in this country today, and I have not heard you worry about them ruining the incentive of those that receive them. How about the protective tariff that protects the infant industries like the aluminum trust and the sugar trust, and make it possible for the Mellons and the Havemyers to reap millions of profit from the people of this country? What is that but a dole, collected from the consumers and from the people who are least able to pay it? If these owners of industry and of the stocks and bonds are entitled to their income, why should not the workers receive something to buy food and clothing in times of depression?

Members of the House, I have introduced here two bills, House Bill No. 30 and House Bill No. 34. I have on my desk at this time copies of House Bill No. 34, and if the members desire to have a copy of the bill I will be glad to have the page boys distribute it to you. I introduced these bills the first day of this session at the same time that Mr. Musmanno introduced House Bill No. 1.

The SPEAKER. The gentleman from Berks is informed that a member it not permitted to discuss pending legislation under the rules of the House on a question of personal privilege.

Mr. HOOPES. Mr. Speaker, I therefore wish to offer the following motion and ask for the floor to speak upon it.

MOTION TO DISCHARGE COMMITTEE

Mr. HOOPES. Mr. Speaker, I move that the Committee on Pensions and Gratuities be discharged from further consideration of House Bills Nos. 30 and 34.

The SPEAKER. The gentleman from Berks is advised that a motion to discharge a committee from further consideration of two separate bills is not in order. The motion must be to discharge a committee from further consideration of one certain bill.

Mr. HOOPES. Mr. Speaker, I will therefore remove from the motion House Bill No. 30, and make it apply only to House Bill No. 34.

Mrs. WILSON. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. HOOPES. Mr. Speaker and members of the House, this bill as I say was introduced into the House on the first opportunity we had to introduce bills in January. At that time it was referred to the Committee on Pensions and Gratuities. For quite some time there was no meeting of that committee, and I finally saw the Chairman, I saw the Chairman on various occasions, and finally a meeting of the committee was held on March third and the Chairman very courteously invited me to appear before the committee and I did so. At that time I told the committee the reasons I wanted this bill considered, and it seemed to meet with their approval. This bill provides for the accumulation of an unemployment reserve for——

POINT OF ORDER

Mr. STADTLANDER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. STADTLANDER. Mr. Speaker, the gentleman is speaking on the bill and not on the motion.

The SPEAKER. The point of order is well taken. The gentleman must confine himself to the motion and not discuss the merits of the bill.

Mr. HOOPES. Mr. Speaker, do I understand, on a motion to discharge a committee you tell the House what you are discharging the committee from?

The SPEAKER. The Chair rules that the merits of a bill are not under discussion when a motion is made to discharge a committee. It is, of course, in order to tell the House what bill is under consideration.

Mr. HOOPES. Mr. Speaker and members of the House, I am not permitted to say what the bill is, but I would ask those members who want a copy of it to ask for it and I will be glad to have the page boys distribute it to you.

I appeared before the committee on March third, and at that time one member of the committee said that this unemployment situation is so acute that we should not agitate it further by giving a public hearing on this measure. A few weeks later the committee on Pensions and Gratuities had a change of heart and granted a public hearing. That public hearing was had, and at that public hearing there were present and spoke on behalf of the bill, which was held on April 7th, Dr. Harry W. Leitler, president of the National Bureau of Economic Research; Miss Helen Hall, head of University settlement in Philadelphia, and co-author of "Some Folks Won't Work," which is recognized as an authority on the subject of unemployment; J. Henry Stump; Socialist Mayor of Reading; A. Estelle Lauder, Executive Secretary of the Consumers' League of Eastern Pennsylvania, a member of Governor Pinchot's Unemployment Committee; T. J. McGrath, Vice-President of the Pennsylvania Federation of Labor, Chairman of the Pittsburgh Unemployed Conference, made up of representatives of seventy-five labor, civic and fraternal organizations of Allegheny County; James H. Maurer, former president of the Pennsylvania Federation of Labor and now Socialist councilman in the city of Reading. All of these people appeared before the committee and spoke in behalf of the bill. Nobody appeared in opposition. But they kept the bill in the Committee on Pensions and Gratuities. Several of the men on the committee told me afterwards that the hearing had made a very favorable impression, but that favorable impression apparently was not deep enough to get their affirmative vote to report the bill to the House, and I was told two weeks later that the committee refused to report the bill out and that they had postponed their action upon it indefinitely, with the result that it is killed in committee unless this motion carries.

Mr. Speaker and members of the House, I want at this time to speak for a moment on the question of discharge of committees. I understand that there has been no committee discharged in this House since 1921. I understand that there is an unwritten rule that no committee ever will be discharged, I understand that they have increased the number of votes that are required to discharge a committee from sixty to one hundred and five, or a majority of the House which makes it almost impossible to discharge the committee unless you have a majority of the House in favor of a particular measure. We saw the other day when the question of Sunday baseball was before the House, that one member said in speaking on it that it was the first time in a hundred and thirty-seven years that it had been possible to get the Blue Laws before the House for a vote here. The explanation was made at that time that the reason for that was that every time the question was introduced into the House it was killed in the committee and the members of the House were not given a chance to vote on it. I do not think it is fair to the people of Pennsylvania to suppress legislation in that manner. We are elected here to represent the people, and the people are entitled to know whether we are for or against legislative measures such as unemployment insurance, and these are matters which are being discussed everywhere today. I realize that it is a very convenient dodge for those members who are opposed to a bill not to get a chance to vote on it. If the measure is killed in committee, they can go back home and say to those who were for the bill, they were in favor of it but they didn't get a chance to vote on it, it was killed in committee, and then they can turn around to the other people who are opposed to it and tell them that they were opposed to it but that it was killed in committee and they didn't get a chance to vote on it. Such actions as this enable the member to go back home and to blow hot and cold with their constituents, which is not a fair proposition.

The hundreds and thousands of the unemployed in this State are entitled to know where you stand on the question of unemployment insurance; they are entitled to know whether you are for granting relief to them or whether you are against it; they are entitled to know whether you are in favor of continuing the system whereby the owners of the industry get an income during the times of depression, but the workers are turned out to starve, and whether you are in favor of giving the workers something constructive, giving them a standing in society such as they are entitled to. With this bill apparently killed in committee, the only thing that we can do is to make a motion to discharge the committee, and bring the matter before the House.

This is not a matter of courtesy. I am not complaining for a moment of courtesy that I received from that committee. I am not for a moment criticizing any committee for its actions on my bills in this House.

But I do say we are entitled to a vote. It is not a matter of courtesy. It is a matter of justice and decency to our constituency back home to let them know whether we are for or against this unemployment measure. Regardless of how you vote, you are going to be placed on record as being for or against it. No matter how much you may try to explain the matter, no matter how much you may say that the motion was on the question of discharging the committee, the real issue is, are you in favor of relieving the conditions of the millions of the unemployed. If you are in favor of giving these people relief, vote aye, and if you are opposed to it, vote no, and then the people of the Commonwealth will know where you stand. If you are opposed to permitting committees to decide what we shall and shall not vote on, if you believe that your constituents have a right to know where you stand, vote aye; and if you believe that they should not know where you stand, then vote no. Members of the House, I ask that you vote aye on this motion.

Mr. BARTON. Mr. Speaker and ladies and gentlemen of the House, I happen to be a member of this committee before which this bill came and which the members have been asked to vote as to whether we are to be discharged or not. Personally, you can ignore my membership of the committee, but with all due respect to my friend, Mr. Hoopes, I think it very discourteous to the chairman of this committee, Mr. Wright, who offered everything possible to give this bill fair consideration. The members of this committee were sincere and conscientious in deciding upon this particular issue. It was not a question of the sponsor of the bill. It was not a question of what the unemployment situation was, and what it was demanding, but it was a question of determining whether the State of Pennsylvania was in a position to consider this measure at this time. I am thoroughly in sympathy with unemployment in the State of Pennsylvania and I think it is affecting every district in Pennsylvania, but I think when you undertake to discharge the committee which was fair under the leadership of Mr. Wright, my neighbor, the chairman of this particular committee, it is most discourteous. They were granted a public hearing on this particular bill and every concession was made to them, but I think it is grossly unfair in consideration of the chairman in the light of his leadership of this committee, to vote in favor of this motion.

Mr. STADTLANDER. Mr. Speaker, I move the previous question.

Mr. SOWERS. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. The motion for the previous question not receiving the necessary number of seconds, the gentleman from Philadelphia will proceed.

Will the gentleman from Berks, Mr. Hoopes, permit himself to be interrogated?

Mr. HOOPES. I will Mr. Speaker.

Mr. SOWERS. Mr. Speaker, I would like to ask the gentleman from Berks, have you laid your plans for the relief of unemployment before Governor Pinchot?

Mr. HOOPES. I have not.

Mr. SOWERS. Would it not be a good plan to try it and get his aid and assistance in this House?

Mr. HOOPES. It might be a good plan, but I thought that this Legislature was able to stand on its own feet and decide its own questions without asking the Governor.

Mr. SOWERS. Will you agree to the delaying of a vote on this motion until after your laying your plans before him and ask for his aid?

Mr. HOOPES. The Governor having spoken, said that unemployment insurance is entirely unnecessary and that the situation is entirely taken care of, and the chairman of his Unemployment Committee having come out the other day and in the public press and saying that there is no starvation or hunger in Pennsylvania, and in face of the fact that there were newspaper stories on the question, I do not think it is necessary.

The SPEAKER. The Chair feels that the gentleman is not answering the interrogation propounded to him.

On the question recurring,

Will the House agree to the motion?

A constitutional majority being required on a motion to discharge a committee the Clerk will call the roll.

The roll was called and was as follows:

YEAS—35

Argentieri,
Baldrige,
Bechtel,
Burns,
Denning,
Dietrich,
Dunn,
Fish,
Fitzgerald,
Fuller,
Gaghan,
Greeby,
Green,
Greenstein,
Harkins,
Hermansen,
Hoopes,
Jones, E. F.,
Male,
McArran,
Miller,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Pitts,
Powell,
Ruth,
Sarig,
Sautter,
Scott,
Sowers,
Staudenmeier,
Surface,
Watson,
Wilson, L. M.,

NAYS—107

Adams,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bell,
Bicker,
Black,
Blumberg
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Haws,
Heffner,
Heffran,
Himes,
McKay,
Meredith,
Metzler,
Metzinger,
Moore, D. G.,
Moore, W. H.,
Musser,
Patterson,
Peelor,
Pennock,
Soffel,
Spangler,
Stadtlander,
Stevenson,
Storb,
Storer,
Stott,
Strickler,
Talbot,
Terry,

Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Duffy,
Emhardt,
Evans, T. C.,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gangloff,
Gillette,
Goehring,
Hoffman,
Holcombe,
Holmes,
Hutton,
Kahle,
King,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Maloney,
Marcks,
McAlee,
McCallister,
McClure,
Peters,
Post,
Price,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Riddle,
Rieder,
Root,
Royle,
Schrock,
Sheely,
Shellenberger,
Shutt,
Simon,
Snyder,
Wade,
Wall,
Way,
Weaver,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

So the question was determined in the negative and the motion was not agreed to.

RECONSIDERATION OF VOTE ON HOUSE BILL NO. 1035

Mr. MUSMANNO. Mr. Speaker, I move that the vote by which House Bill No. 1035, Printer's No. 771, entitled:

An Act providing for a State Industrial Police system; creating a State Industrial Police force; prescribing the powers and duties of such police; authorizing the assignment of such police to certain applicants upon filing of a bond; providing for the billing of such applicants by the Department of Revenue at certain rates per policeman for police service rendered; imposing duties upon the Governor and the Superintendent of the Pennsylvania State Police and imposing penalties.

was defeated in third reading and final passage, on page 1, of today's calendar, Special Order on Third Reading, be reconsidered.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny, Mr. Musmanno, vote on this bill?

Mr. MUSMANNO. I voted in the negative, Mr. Speaker.

The SPEAKER. How did the gentleman from Allegheny, Mr. Baldrige, vote on this bill?

Mr. BALDRIGE. I voted in the negative, Mr. Speaker.

On the question,

Will the House agree to the motion?

It was not agreed to.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 5, 1931.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, May 11, 1931 at 8.00 o'clock (Standard Time) and that when the House of Representatives adjourns this week it reconvene on Monday evening, May 11, 1931 at 8.00 o'clock (Standard Time).

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

POINT OF ORDER

Mr. TALBOT. Mr. Speaker, under our rules, we cannot meet until nine o'clock standard time Monday night.

The SPEAKER. The point of order is well taken. A motion to non-concur is in order, unless the House desires to suspend the rules.

MOTION TO NON-CONCUR

Mr. TALBOT. Mr. Speaker, I move that the House nonconcur in the resolution of the Senate.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The Speaker declared the ayes appear to have it.

Whereupon, a division being called for, fifty-four members voting in the affirmative and sixty-eight members voting in the negative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House concur in the resolution of the Senate?

The SPEAKER. The Chair desires to state that if you concur in the resolution to adjourn until next Monday at 8.00 o'clock, P. M. you are violating the rules of the House. However, a motion to suspend the rule is in order.

RULE 13 SUSPENDED

Mr. TAHL. Mr. Speaker, I move that Rule 13 be suspended for the specific purpose of concurring in the resolution of the Senate fixing 8.00 o'clock next Monday evening, as the time to which we shall adjourn this week.

Mr. WILSON. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The yeas and nays were taken and were as follows:

YEAS—192

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnouzh,
Speaker.

NAYS—0

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 399, Printer's No. 283, entitled:

An Act providing for and regulating the assessment and collection of a county poll tax in counties of the second and third class in lieu of the tax on trades occupations and professions and defining the powers and duties of assessors assistant and registry assessors county tax collectors county treasurer and delinquent tax collector in connection therewith

be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 96, Printer's No. 253, entitled:

An Act to amend sections two hundred sixteen two hundred seventeen and two hundred eighteen of an act approved the fourth day of May one thousand nine hundred twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" regulating the consolidation of boroughs

be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 4, 1931

Resolved (if the House of Representatives concur), That Senate Bill No. 109, Printer's No. 146, entitled:

An Act to amend the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws" by adding thereto section five hundred and eighteen A defining the rights and responsibilities of fire insurance companies in the payment of dividends to stockholders

be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 433, Printer's No. 166, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto section four hundred and forty-eight, authorizing counties to assist boroughs and townships and incorporated towns in the construction and maintenance of sewers and sewage treatment works.

be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 4, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 555, Printer's No. 168, entitled:

An Act to amend section four hundred and four and section one thousand six hundred and seven as amended of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by authorizing the organization of school safety patrols and making safety education a part of the course of study

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. HOLMES, from the Committee on Fisheries, reported as committed, House Bill No. 1153, entitled:

An Act to amend sections one hundred fifty-one, one hundred fifty-three and one hundred fifty-four, and section two hundred twenty, as amended, of the act approved the second day of May, one thousand nine hundred and twenty-five, (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth."

Mr. MEMOLO, from the Committee on Appropriations, reported as committed, House Bill No. 1646, entitled:

An Act authorizing the Commonwealth to purchase at judicial sale and thereafter to hold or sell any property upon which it has a mortgage or lien; providing for the payment of the cost of such acquisitions; and making an appropriation.

Mr. THOMAS J. BROWN, from the Committee on Legislative Apportionment, reported as amended, House Bill No. 1719, entitled:

An act to fix the number of Representatives in the General Assembly of the Commonwealth, and to apportion the State into representative districts as provided by the Constitution.

Mr. PATTERSON, from the Committee on Appropriations, reported as committed, House Bill No. 1812, entitled:

An Act making an appropriation to the Wakefield National Memorial Association, Inc.

Mr. HEFFRAN, from the Committee on Appropriations, reported as committed, House Bill No. 1942, entitled:

An Act making an appropriation to the Department of Military Affairs for payment of property damages occasioned by a horse, the property of the Federal Government issued to, and in possession of, the National Guard of Pennsylvania.

Mr. STERLING, from the Committee on Judiciary General, reported as committed, House Bill No. 1412, (Senate Bill No. 123), entitled:

An Act authorizing Children's Aid Societies to assume responsibility for necessary surgical operations upon children who are wards of any such society.

Mr. ZIESENHEIM, from the Committee on Aeronautics, reported as committed, House Bill No. 1972, (Senate Bill No. 641), entitled:

An Act to amend sections two hundred and one three hundred and one three hundred and two four hundred and two four hundred and three four hundred and four four hundred and seven four hundred and ten four hundred and eleven four hundred and twelve five hundred and three five hundred and four five hundred and eight six hundred and one seven hundred and one seven hundred and four eight hundred and two eight hundred and three eight hundred and four eight hundred and five eight hundred and six eight hundred and seven eight hundred and eight eight hundred and thirteen eight hundred and eighteen ten hundred and four ten hundred and five of the Aeronautics Act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred and twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" by providing for the licensing and registration of airmen and aircraft when the said airmen and aircraft have secured Federal aircraft and airmen's licenses providing a form of application for registration of aircraft providing for the placing of identified marks and registration plates on aircraft classifying pilots and providing for issuance of student pilots' permits providing for the renewal of pilots' and mechanics' licenses and providing for the denial suspension or revocation of aircraft and airmens' licenses.

Mr. BELL, from the Committee on Constitutional Amendments, reported as committed, House Bill No. 1974 (Senate Bill No. 343), entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

Mr. BELL, from the Committe on Constitutional Amendments, reported as committed, House Bill No. 1976 (Senate Bill No. 456), entitled:

A Joint Resolution proposing an amendment to article fifteen, section four of the Constitution of the Commonwealth of Pennsylvania.

Mr. LABAR, from the Committee on Counties, reported as committed, House Bill No. 1998 (Senate Bill No. 558), entitled:

An Act fixing the fees of the recorder of deeds in the counties of the eighth class.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 234.

An Act to amend section one of the act approved the twenty-sixth day of June, one thousand nine hundred and one (P. L. 601), entitled "An act authorizing appeals from the decision of the various courts of common pleas, in assessment of taxes cases, to the Supreme or Superior Court of the Commonwealth," by extending the right of appeal to any county, city, borough, town, township, school district, or other public corporation having power to levy taxes on the assessment in question.

SENATE BILL No. 334.

An Act to further amend section twenty-four of an act approved the first day of June Anno Domini one thousand eight hundred and eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy nine" as amended by excepting domestic life insurance companies from the operation of said section twenty-four

SENATE BILL No. 413.

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

SENATE BILL No. 476

An Act providing for the acquisition of land, and the erection, construction and maintenance of jails and/or workhouses by cities of the first class, providing for their management and control of same by the inspectors of existing jails or prisons and the transfer of prisoners by such inspectors.

SENATE BILL No. 87.

An Act to amend section six hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, one hundred and seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the chairmen of the respective appropriation committees of the House of Representatives and Senate shall collaborate with and assist the Budget Secretary in the preparation of budget information to be submitted to the Governor.

SENATE BILL No. 159.

An Act to amend section three hundred thirty-two of and add section three hundred thirty-seven to the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds association reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by providing for merger of domestic and foreign fire and marine insurance companies and/or casualty and/or surety companies

SENATE BILL No. 557.

A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the signing of the common schools law

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 4.30 o'clock P. M. The Chair hears none, and the House will take a recess until 4.30 o'clock P. M.

AFTER RECESS

The House reconvened at 4.30 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 334.

An Act to further amend section twenty-four of an act, approved the first day of June, Anno Domini one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy nine," as amended, by excepting domestic life insurance companies from the operation of said section twenty-four

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 413.

An Act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur) That House Bill No. 427 Printer's No. 141, entitled "An act authorizing cities of the first class to negotiate emergency loans during the present calendar year," which was recalled from the Governor for the purpose of amendment, be returned to the Governor without amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 997, entitled "An act amending paragraph fourth of section one of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred seventy-five) entitled 'An act providing for the registration of bottles boxes siphons siphon-heads tins kegs cans soda-fountains cylinders of carbonic acid gas or other containers and forbidding and refilling of or dealing or trafficking in such registered bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers by persons other than the owners thereof without the written consent of the owner and imposing a penalty therefor providing for the issuing of process in the nature of search warrant providing what shall be prima facie proof thereof and providing that the delivery of said bottles boxes siphons siphon-heads tins cans kegs soda-fountains cylinders of carbonic acid gas or other containers shall not constitute a sale thereof' by providing additional penalties," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 648, entitled "An act to amend sections three hundred and three and three hundred and four as amended and three hundred five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled 'An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto' by providing for the issuance of nonresident alien hunters' licenses and courtesy hunters' licenses enumerating the regulations subject to which hunters' licenses are issued and changing the hunters' license year," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1373, entitled "An act to amend section thirteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' as amended providing that electors in boroughs towns and townships may at primaries declare their party preference and vote on age" be recalled from the Governor for further consideration

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 835, entitled "An act to amend article twenty-one of an act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' by adding sections two thousand one hundred and seventy-four and two thousand one hundred and seventy-five thereto authorizing boroughs to construct and lay sewers upon streets alleys or highways forming any portion of the boundary between such borough and any city borough or township and providing for the assessment of the cost of such sewer on property outside the limits of the borough abutting on such street alley or highway using such sewer," be recalled from the Governor for further consideration.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 663, entitled "An act to amend the first paragraph section four of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled 'An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violations of its provisions' as amended limiting the time allowed electors to petition the county commissioners to have their names placed on the registers," be recalled from the Governor for further consideration.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1243, entitled "An act to supplement section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty) entitled 'An act to fix the salaries and compensation of the judges of the Supreme Court and judges of the Superior Court the judges of the courts of common pleas the judges of the Orphans' Courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by providing for construing the word 'population' as mentioned in section four of said act," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1025, entitled "An act to amend section one thousand one hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled 'An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the

Commonwealth' permitting resettlements and reviews thereof in cases of tax settlements made before April ninth one thousand nine hundred and twenty-nine" be recalled from the Governor for further consideration.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 936.

An Act authorizing cities of the second class to define by ordinance districts within which electric light electric power telephone and telepgraph wires shall be placed under-ground in conduits

HOUSE BILL No. 562.

An Act to prevent fraud and deception in sales by auction or otherwise, advertised, represented or held out to be an insurance, bankrupt, mortgage, insolvent, assignee's, executor's, administrator's, receiver's, trustee's, removal or closing out or quitting business sale, or sale of goods, wares and merchandise damaged, by fire, smoke, water or otherwise; conferring powers on officers of cities, boroughs, towns and townships or their representatives to investigate sales and to order unlawful sales discontinued; and providing penalties.

HOUSE BILL No. 801.

An Act to amend the act approved the twenty-fifth day of May, one thousand eight hundred and ninety-seven, (P. L. 83), entitled "An act to provide for the maintenance, care and treatment of the indigent insane in county and local institutions," as amended; increasing the weekly payments, and extending the provisions of said act to poor districts.

HOUSE BILL No. 212.

An Act to further amend section twelve of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred nine) entitled "An act relating to the organization maintenance and operation of the Department of Banking and the scope of its supervision and control over corporations partnerships unincorporated associations and individuals and the assets and liabilities thereof providing penalties for the enforcement of its provisions and repealing The Banking Department Act of nineteen hundred and nineteen with table of contents" by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations

HOUSE BILL No. 1162.

An Act to amend the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 141), entitled "An act regulating the satisfaction of mortgages, when payment of the same has been made in full, and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record," by including the equitable holder or holders of mortgages, providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction.

HOUSE BILL No. 1168.

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1184) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators.

HOUSE BILL No. 1169.

An Act to amend an act approved the first day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three), entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatary at Huntington and regulating the procedure when such persons violate the terms of paroles, and the effect of such violations," by authorizing field parole agents to arrest parole violators.

HOUSE BILL No. 1170.

An Act to amend section one of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such parole and fixing the penalty for such violation" by authorizing field parole agents to arrest parole violators

HOUSE BILL No. 1197.

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and Sate-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injury or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act" as amended permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction reconstruction and improvement of State highways and State-aid highways.

HOUSE BILL No. 1151.

An Act to amend section twelve (f) of the act, approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws, four hundred and seventy-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including lgacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement, or the court may appoint two appraisers.

HOUSE BILL No. 1167.

An Act authorizing school districts, with the assent of the electors duly obtained at an election, to use moneys, borrowed for purposes which have proved impracticable or impossible, for any other lawful municipal purpose

HOUSE BILL No. 1235.

An Act to amend section two, section four as amended, sections five, six and seventeen, and to repeal section fifteen of the act, approved the twentieth day of July, one thousand nine hundred and seventeen (P. L. 1143), entitled "An act relating to free, public nonsectarian libraries and branch libraries within this Commonwealth; providing for their establishment, maintenance, and regulation, and for the maintenance and regulation of such free, public, nonsectarian libraries as may have been already established by the several counties, cities, boroughs, towns and townships; and providing that all library property, and all gifts, devises, grants, or endowments for library purposes, shall be exempt from taxation; and providing that the several counties, cities, boroughs, towns, and townships may levy taxes, condemn private property and borrow money for library purposes; and imposing penalties for injuring library property and for violations of library regulations; and repealing existing laws in relation to the above subjects," excepting cities, boroughs, towns and townships where libraries are maintained from county library districts, unless such libraries are merged with the county library, and providing for taxation in such cases.

HOUSE BILL No. 1263.

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and seventeen (P. L. 802), entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases," by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court, and providing for the repayment of moneys collected in such cases

HOUSE BILL No. 941.

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences and providing for the payment of the expenses of such persons

HOUSE BILL No. 1502.

An Act to amend section five hundred and one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; limiting the open season on blackbirds.

HOUSE BILL No. 979.

An Act to amend the title and section one of the act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on" by permitting joinder of persons alone liable and defining rights of original defendant as to service of process

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 79.

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for raccoon.

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 2, page 5, line 25, by striking out after the word "Fayette" the word "Somerset."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J W
Hagmaier,
Haines,
Harkins,
Hart,
McElwee,
McGregor,
McKay,
Memolo,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Sheely,
Sheffer,
Shellenberger,
Shetter,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,

Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wheeler,
White,
Wike,
Williams, G. W.
Williams, J. J.,
Williams, I. B.,
Wilson, L. M.,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, that the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 431.

An Act to amend section one as amended of the act approved the tenth day of April one thousand eight hundred and sixty-two (Pamphlet Laws three hundred sixty-four) entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny" by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be posted for the benefit of lien-holders

With the information that the Senate has passed the same with amendment in which the concurrence of the House of Representaives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 3, line 26, by inserting after the word "sales" the following: "Provided that in counties of the first second and third class for the convenience of lien holders other persons interested and attorneys for such persons the court may by rule require the publication of such notice posted in the office of the prothonotary or the clerk of court as aforesaid in the legal newspaper if any designated by the rule of court the expenses of such publication to be taxed as costs and shall not exceed fifty cents for each writ."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Williams, I. B.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 951.

An Act to amend sections one and four of the act appproved the first day of May, one thousand nine hundred twenty-nine (P. L. 1054), entitled "An act providing for assistance by the Commonwealth in the improvement, construction, reconstruction and/or maintenance of certain streets and highways in cities of the second class, second class A, and third class; and for the assessment of benefits against owners of real estate abutting on the line of the improvement; and making and appropriation," by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets.

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend bill by adding thereto Section 3, as follows: "This act shall be come effective on the date of its approval by the Governor."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1039.

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Amend section 1, page 2, line 5, by striking out, after the word "inheritance," the word "income."

On the question,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1108.

An Act to amend section one as amended sections six seven and thirteen of the act approved the eleventh day of May one thousand nine hundred and twenty-five (P. L. five hundred sixty-one) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organizations of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" regulating the personnel of the board in certain contingencies.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 4, page 7, line 19, by striking out the entire section, as follows:

"Section 4 That section six of said act is hereby amended to read as follows

"Section 6 On or prior to the first day of November one thousand nine hundred and twenty-five the commission shall procure from the county commissioners of the respective county or such other county officer or officers having the information the names of all persons assessed for the purpose of taxation arranged alphabetically by municipal districts except in the case of cities of the second class where such list shall be arranged alphabetically by wards and each year thereafter on or before September first a similar list of such taxables as have been added to or removed from the last preceding list shall be obtained and for the purpose of obtaining such list the commission or its properly authorized employes may inspect any assessment list or book or list of taxables in any of the offices of the respective counties and may demand and receive an alphabetically arranged list of the names appearing in any such assessment list or book or list of taxables in any of the offices of the respective counties and in addition to said names the list shall contain the occupation and residence address of each of such."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHN A. RHODES. Mr. Speaker, I move that the House do non-concur in the amendments made by the Senate.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 787. (HOUSE BILL No. 2014).

An Act to further amend section two of article sixteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing for the election of city councilmen in such cities from Senatorial Districts and at large.

Referred to the Committee on Cities.

SENATE BILL No. 562. (HOUSE BILL No. 2015).

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges, providing penalties; and repealing existing laws," by adding thereto section six hundred and eight, further regulating the licensing of insurance agents.

Referred to the Committee on Insurance.

SENATE BILL No. 704. (HOUSE BILL No. 2016).

An Act to amend sections one and three of the act, approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud; to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn;" extending the provisions of said act to the withdrawal, with fraudulent intent, of funds necessary to honor an unpaid check, draft or order; declaring a certificate of protest evidence for certain purposes; and eliminating the period of grace for the payment of such dishonored check, draft or order.

Referred to the Committee on Banking.

SENATE BILL No. 728. (HOUSE BILL No. 2017).

An Act authorizing the Pennsylvania Historical Commission on behalf of the Commonwealth of Pennsylvania, to acquire property whereon was the John Brown farm and tannery, in Richmond Township, Crawford County, from the John Brown Memorial Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the Commission to make and enforce rules and regulations for the preservation and visitation thereof.

Referred to the Committee on State Government.

SENATE BILL No. 812. (HOUSE BILL No. 2018).

An Act to amend section seven hundred one of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising, amending, consolidating and changing the law relating thereto," providing for the requirement by poor districts of additional bonds by contractors for the protection of labor and materialmen, and providing for suits and recovery on such bonds.

Referred to the Committe on Municipal Corporations.

SENATE BILL No. 832. (HOUSE BILL No. 2019).

An Act providing for the relocation and change of width, grades and lines of State highways in boroughs by the Secretary of Highways, with the approval of the Governor and commissioners of the proper county; and for the payment of damages occasioned thereby by the county; and repealing certain acts.

Referred to the Committee on Highways.

SENATE BILL No. 865. (HOUSE BILL No. 2020).

An Act to amend section thirty of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six, (P. L. 761), entitled "An act relating to executions;" providing that no writ of capias ad satisfaciendum shall issue on any judgment of less than one hundred dollars.

Referred to the Committee on Judiciary General.

SENATE BILL No. 888. (HOUSE BILL No. 2021).

An Act to further amend paragraph (a) of section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, eight hundred nine), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals, and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing the Banking Department act of nineteen hundred and nineteen, with table of contents."

Referred to the Committee on Banking.

SENATE BILL No. 891. (HOUSE BILL No. 2022).

An Act to amend an act approved the twenty-third day of April, one thousand nine hundred and nine (Pamphlet Laws, one hundred seventy-one), entitled "An act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of the act to national banks and building and loan associations.

Referred to the Committee on Banking.

SENATE BILL No. 903. (HOUSE BILL No. 2023).

An Act to amend sections two hundred and two hundred and two, as amended, of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five, (P. L. 762), entitled "An act concerning poor relief, and the creation and government of poor districts, and the administration of the same in all counties of the Commonwealth except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto;" removing the exemption of the county of Lycoming, which retained the existing poor districts, and the existing number of directors, overseers and authorities in charge of said districts, the manner of their election or appointment, and the administrative system of giving poor relief thereby; creating a county unit poor district administered by county commissioners; abolishing local poor districts in said county; and repealing general, local and special laws inconsistent therewith.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 915. (HOUSE BILL No. 2024).

An Act to amend section one of the act, approved the fourth day of June, one thousand nine hundred and nineteen (P. L. 384), entitled "An act to authorize courts of common pleas to issue writs of subpoena requiring witnesses to attend and testify under oath, and produce books or papers, before committees appointed for the purpose of investigating charges against the professional conduct of members of the bar of said courts," by extending its provisions to the Supreme Court of Pennsylvania.

Referred to the Committee on Judiciary General.

SENATE BILL No. 921. (HOUSE BILL No. 2025).

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto"; by adding thereto section one hundred and fifty-four, providing for a stenographer to the county solicitor in counties of the fourth class.

Referred to the Committee on Counties.

SENATE BILL No. 960. (HOUSE BILL No. 2026).

An Act to amend section one hundred three as amended, and section five hundred and one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and interinsurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies association or exchanges; providing penalties, and repealing existing laws," extending certain powers of the Insurance Commissioner to include fraternal benefit societies or beneficial societies.

Referred to the Committee on Insurance.

SENATE BILL No. 961. (HOUSE BILL No. 2027).

An Act to select and adopt the ruffed grouse as the State game bird of Pennsylvania.

Referred to the Committee on Game.

SENATE BILL No. 974. (HOUSE BILL No. 1028).

An Act relieving canal corporations owning any canals or other artificial waterways, constructed by the Commonwealth as parts of its public works, from the obligation to maintain the same for transportation purposes under certain conditions; and authorizing such corporations to use, sell, or lease the waters of such canals and waterways for domestic, manufacturing, commercial and other lawful purposes, and to use, sell, lease, or otherwise dispose of the whole or any part of the lands occupied by such canals or waterways and the property appurtenant thereto; and authorizing the Department of Highways to acquire by gift all or any part of such lands and to sell or otherwise dispose of all or any part of such lands as shall not be needed for highway purposes.

Referred to the Committee on Appropriations.

SENATE BILL No. 978. (HOUSE BILL No. 2029).

An Act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof, such lien shall take effect from the date of issuance of the writ.

Referred to the Committee on Judiciary General.

SENATE BILL No. 982. (HOUSE BILL No. 2030).

An Act to amend route number one hundred and twenty-three, of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways;

providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Highways.

SENATE BILL No. 991. (HOUSE BILL No. 2031).

An Act to amend section twenty-three of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three), as amended by an act, entitled "An act to amend section twenty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, as amended by the fifth section of an act, entitled 'A supplement to an act, approved April twenty-ninth, one thousand eight hundred and seventy-four, entitled 'An act to provide for the incorporation and regulation of certain corporations,' providing for the further regulation of such corporations and for the incorporation and regulation of certain additional corporations,' approved April seventeenth, one thousand eight hundred and seventy-six; requiring the filing of all the reports required by the Auditor General of the Commonwealth, and the payment of all taxes due the Commonwealth of Pennsylvania, by certain corporations, up to and including the date of the proposed sale, assignment, disposition, and conveyance of the franchises and property of such corporation before the returns authorizing such sale, assignment, disposition, and conveyance shall be filed in the office of the Secretary of the Commonwealth," approved June second, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and twenty-four); providing that in the case of the sale, assignment, disposition or conveyance by certain building and loan associations of their franchises and property, to certain other building and loan associations in lieu of the advertisement required by section nineteen of the act first mentioned, notice of the time, place and object of the meeting of stockholders therein mentioned shall be published once a week for two weeks prior to such meeting, in at least one newspaper published in the county, city or borough wherein the place of business of the building and loan association so selling, assigning, disposing or conveying is situate.

Referred to the Committee on Building and Loan Associations.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, May 4, 1931.

Resolved (if the Senate concur), That House Bill No. 1298, entitled "An act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district" be recalled from the Governor for further consideration.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 5, 1931.

Resolved (if the House of Representatives concur), That Senate Bill No. 43, Printer's No. 106, entitled:

An Act to establish a separate orphans' court in and for the county of Lehigh

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 1098

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate recalling from the Governor House Bill No. 1098, Printer's No. 410, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. TALBOT. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 1097

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 1097, Printer's No. 335, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. TALBOT. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a comunication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 1165

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate, recalling from the Governor House Bill No. 1165, Printer's No. 282, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GIFFORD PINCHOT.

MESSAGE AND BILL LAID ON TABLE

Mr. WHEELER. Mr. Speaker, I move that the message together with the bill be laid upon the table.

Mr. BELL. Mr. Speaker, I second the motion

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1072.

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 4, line 20, by inserting after the word "his" the words "her or its;" also in line 21, by inserting after the word "Government" the words "for Federal Estate Tax purposes;" also in line 22, by inserting after the word "county" the following: "and shall within thirty days after the receipt by him her or it of any communication from the Federal Government making an final change in the said return or confirming increasing or diminishing the tax thereby shown to be due file a copy of such communication with the register of wills of the proper county;" also by striking out in line 22 after the word "county" the following: "such executor administrator or person shall also within thirty days after their receipt file with the register of wills of the proper county copies of all documents received, from the Federal Government making any changes in valuation of estates or in the amount of the estate tax."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL NO. 192

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 192, Printer's No. 571, entitled, "An act providing for the compilation and printing and binding of the laws of the Commonwealth of Pennsylvania relative to soldiers sailors marines the Pennsylvania National Guard and veteran organizations and providing for the distribution of the same."

This bill would render mandatory publication and distribution by the Legislative Reference Bureau of a compilation of the laws of this State relating to soldiers, sailors, marines, the

Pennsylvania National Guard and veteran organizations. It would require a bound volume of these laws to be furnished without charge to every post camp or local branch of a number of designated veteran organizations.

I do not object to the compilation by the Legislative Reference Bureau of any laws which it is possible for the Bureau to compile, publish and distribute with the resources at its command; but any act rendering mandatory the publication of any particular compilation should also make provision for the funds necessary to meet the cost of printing, binding and distribution. The present bill neglects this important feature.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. MUSMANNO. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The motion was agreed to.

RESOLUTION

RECALLING HOUSE BILL NO. 1247 FROM THE GOVERNOR

Mr. WHEELER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 5, 1931.

Resolved (if the Senate concur), That House Bill No. 1247, entitled "An act making an appropriation to the Board of Fish Commissioners for the purchase of a boat," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL NO. 1013 FROM THE GOVERNOR

Mr. STADTLANDER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 5, 1931.

Resolved (if the Senate concur), That House Bill No. 1013, entitled "An act to validate the remarriage of residents of this Commonwealth against whom a decree of divorce has been entered in another State and to declare the issue of such remarriage legitimate," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORTS FROM COMMITTEES

Mr. GREEN, from the Committee on Insurance, reported as committed, House Bill No. 333, entitled:

An Act for the protection of the public safety by providing, as a prerequisite to the registration of motor vehicles, for the establishment (including the continuance during the period of registration) of financial responsibility by owners thereof for injury, including death resulting therefrom, to persons, or damage to property caused by, or as the result of, the negligent use, maintenance or operation of such motor vehicles; conferring powers and imposing duties upon the Secretary of the Department of Revenue and his agents in connection therewith, and for the enforcement thereof; imposing certain duties upon owners of motor vehicles and upon insurance companies, associations, exchanges and corporations issuing policies and contracts to motor vehicle owners: and providing penalties.

Mr. GREEN, from the Committee on Insurance, reported as committed, House Bill No. 881, entitled:

An Act for the protection of the public safety; by providing as a pre-requisite to the registration of motor vehicles for the establishment (including continuance during the period of registration) of financial responsibility by owners thereof for injury, including death resulting therefrom to persons or damage to property caused by or as the result of negligent use, maintenance or operation of such motor vehicles; conferring powers and imposing duties upon the Secretary of Revenue and his agents in connection therewith and for the enforcement thereof; imposing certain duties upon owners of motor vehicles and upon insurance companies, associations, exchanges and corporations issuing policies and contracts to motor vehicle owners and providing penalties.

Mr. SCHWARTZ, from the Committee on State Government, reported as committed, House Bill No. 1398, entitled:

An Act to amend section six, clause (b) and (c) of section seven, section eight, section nine, and clauses (a) and (d) of section ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," defining the qualifications of applicants for licensure; repealing the expiration date of licenses; providing for the annual renewal of licenses and the fees to be charged therefor; providing penalties for failure to renew; eliminating reduced fees after July 1st; requiring real estate brokers to display certain signs, and providing penalty for violation thereof; enumerating the reasons for which licenses may be revoked or suspended; limiting the evidence which courts may entertain upon appeals from actions of the Department of Public Instruction.

Mr. FREDERICK H. MYERS, Jr., from the Committee on State Government, reported as committed, House Bill No. 1535, entitled:

An Act regulating inspections of property by State governmental agencies, and voiding inspections not made in accordance with this act.

Mr. WHEELER, from the Committee on Appropriations, reported as committed, House Bill No. 1555, entitled:

An Act providing partial support for the children of soldiers, sailors and marines who were killed in action or died during the World War while attending institutions of higher education in consideration of the military services of the fathers of such children; conferring certain duties upon the State Veterans Commission, and making an appropriation.

Mr. SCHWARTZ, from the Committee on State Government, reported as committed, House Bill No. 1568, entitled:

An Act to regulate the rates of wages to be paid to laborers and mechanics employed by the Commonwealth, or any political subdivision thereof, and by contractors and subcontractors on public works and improvements of the Commonwealth, or any political subdivision thereof, and providing penalties.

Mr. WIKE, from the Committee on Ways and Means, reported as amended, House Bill No. 1697, entitled:

An Act providing for the acquisition, construction, improvement, operation and maintenance of bridges over rivers and navigable waters within the Commonwealth or forming a boundary of the Commonwealth; authorizing the issuance of bridge revenue bonds of the Commonwealth payable solely from bridge earnings to pay the cost of such bridges and improvements thereof; providing for the collection of bridge tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the bridges; prescribing conditions upon which such bridges shall become free bridges; conferring powers and imposing duties on the Pennsylvania Bridge Commission; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; and providing for condemnation.

Mrs. PENNOCK, from the Committee on Insurance, reported as committed, House Bill No. 1817, entitled:

An act to amend section one of the act, approved the twenty-fifth day of June, one thousand eight hundred and eighty-five (P. L. 181), entitled "An act to authorize certain corporations to become sole surety for the faithful performance of any trust or duty, and to authorize certain officers to approve the same," as amended, by making the approval of bonds optional.

Mr. BRAHAM, from the Committee on State Government, reported as committed, House Bill No. 1855, entitled:

An Act directing the Auditor General to issue a statement annually giving the names of all employes of the State, and the annual salaries and traveling expenses of each paid by the State, and briefly describing the duties performed by each.

Mr. RICE, from the Committee on Insurance, reported as committed, House Bill No. 1860, entitled:

An Act to regulate insurance companies chartered under general or special laws of this Commonwealth by providing that no director need be a resident of any particular city or county, that the president and secretaries shall be elected by the directors, that the residence of the president and secretaries need not be in the county wherein the principal office of the company is located, and that the annual meeting shall be held and reports shall be published as provided in the by-laws.

Mr. STERLING, from the Committee on Insurance, reported as amended, House Bill No. 1896, entitled:

An Act to amend section four hundred twenty-seven of the act, approved the second day of June, one thousand nine hundred and fifteen, (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended; providing that in certain cases an appeal may be allowed from the judgment of the court of common pleas any time within a year.

Mr. JOSEPH F. M. BALDI, from the Committee on Cities, reported as committed, House Bill No. 2010, entitled:

An Act to amend section one of the act, approved the seventh day of June, one thousand nine hundred and eleven, (P. L. 667), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class,' approved the seventh day of March, one thousand nine hundred and one; regulating the certification, recording, advertising, and proof of passage of legislative acts of councils; and prescribing the effect of the production thereof when required as evidence." by changing the regulations relative to advertising.

Mr. FREDERICK H. MYERS, Jr., from the Committtee on State Government, reported as committed, House Bill No. 1926, entitled:

An Act requiring the Auditor General to make reports to the General Assembly with respect to his audits and the financial affairs of the State Government.

Mr. MUSSER, from the Committee on Mines and Mining, reported as committed, House Bill No. 1936, entitled:

An Act to provide for the location, drilling, casing, protection, operation, plugging and filling, and abandonment of natural gas and petroleum wells; having for their objectives the protection of life and property by prevention of intrusions of oil and gas into workable coal beds, and the conservation of oil and gas resources in territory not underlain with workable coal beds.

Mr. E. P. BROWN, from the Committee on Ways and Means, reported as committed, House Bill No. 1945, entitled:

An Act to amend section one, as amended, and section two of the act approved the first day of June, one thousand nine hundred and seven, (P. L. 383), entitled "An act regulating the collection of taxes and other claims and demands due the Commonwealth, and providing for six per centum interest thereon, and an attorney's commission," providing for an Attorney General's Commission, and payment of attorneys employed by the Department of Justice, and repealing part of an inconsistent act.

Mr. JOSEPH F. M. BALDI, from the Committee on Cities, reported as committed, House Bill No. 2011, entitled:

An Act supplementary to an Act approved March seventh, one thousand nine hundred and one, for the government of cities of the second class, as amended by the Act of June twentieth, one thousand nine hundred and one, authorizing the appointment of a deputy mayor, and limiting and prescribing his powers and duties.

Mr. WIKE, from the Committee on Ways and Means, reported as committed, House Bill No. 2013, entitled:

An Act to amend the title and to amend section one, as amended, of the act, approved the twentieth day of June, one thousand nine hundred and nineteeen (Pamphlet Laws, five hundred twenty-one), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of this Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by including notice in the title that said ac taxes transfers made in contemplation of death and by imposing upon banks, other institutions, or depositories, the duty of making certain preports; and fixing penalties on such banks, other institutions, or depositories for failure to make such reports.

Mr. HUTTON, from the Committee on State Government, reported as amended, House Bill No. 1790, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and adminstrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commission; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" repealing certain sections; adding certain new sections; creating new administrative agencies; transferring functions from certain administrative agencies to other administrative agencies; modifying the provisions regulating contracts for public work and purchases; and generally further reorganizing the conduct of the administrative work of the Commonwealth.

Mrs. DENMAN, from the Committee on State Government, reported as committed, House Bill No. 1844, (Senate Bill No. 720), entitled:

An Act to amend section five of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for the violations thereof; by defining the procedure in prosecutions, and by repealing all acts and parts of acts inconsistent with the provisions thereof;" permitting females over eighteen years of age to be employed in places of amusement until eleven o'clock P. M.

Mr. SIMON, from the Committee on Ways and Means, reported as committed, House Bill No. 1977 (Senate Bill No 507), entitled:

An Act requiring the Department of Revenue to prepare and distribute lists of stocks and securities exempt from the city and county taxes on intangible personal property.

Mrs. PITTS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1983 (Senate Bill No. 766), entitled:

An Act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare and providing penalties.

Mr. NOTHNAGLE, from the Committee on Ways and Means, reported as committed, House Bill No. 2007 (Senate Bill No. 784), entitled:

An Act to amend section five of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities co-extensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for the more efficient assessment of property and collection of taxes, interest, and penalties in cases of the refusal or failure of taxables to make return, and/or where a taxable makes a false or incomplete return; and authorizing and directing the county commissioners or Board of Revision of Taxes to assess or reassess personal property for any current or former year or years, not exceeding five years where no return is made or a false or incomplete return is made, and to charge interest thereon at the rate of six per cent per annum; requiring executors and administrators at the time of filing an inventory and appraisement with the register of wills to file an affidavit in duplicate setting forth the items included in such inventory, which may be liable to a tax during the last completed taxing period for county purposes; and providing for notice of the time for appeals.

Mr. WATSON, from the Committee on State Government, reported as committed, House Bill No. 1973, (Senate Bill No. 186), entitled:

An Act creating a commission to make a study of local government and report thereon; and making an appropriation.

Mrs. PENNOCK, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1991 (Senate Bill No. 611), entitled:

An Act to amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies and medicines.

RECONSIDERATION OF VOTE ON HOUSE BILL NO. 1418

Mr. CHESTER H. RHODES. Mr. Speaker, I move that the vote by which House Bill No. 1418, Senate Bill No. 475, Printer's No. 143, entitled:

An Act permitting the sale of prison made goods in counties of the first class to such counties, and to cities and school districts and to political subdivisions of such counties, and to certain institutions therein, permitting contracts for such sales and purchases wthout advertising or competitive bidding, permitting payment of compensation to inmates and repealing inconsistent laws.

was defeated on final passage on April 29, 1931, be reconsidered.

Mr. LEIDICH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Monroe, Mr. Rhodes, vote on this bill?

Mr. CHESTER H. RHODES. I voted in the negative, Mr. Speaker.

The SPEAKER. How did the gentleman from Schuylkill, Mr. Leidich, vote on this bill?

Mr. LEIDICH. I voted in the negative, Mr. Speaker.

On the question,

Will the House agree to the motion?

It was agreed to.

RECONSIDERATION OF VOTE

Mr. BLUMBERG. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WITKIN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. BLUMBERG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 1, page 1, line 9, by striking out the words "or quasi-public."

Amend section 1, page 1, line 10, by striking out the words "or receiving aid."

Amend section 1, page 1, line 11, by striking out the word "from."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON THIRD READING

Mr. JOHN A. RHODES asked and obtained unanimous consent to call up out of order House Bill No. 1279 (Senate Bill No. 103) on page 15 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by John A. Rhodes.

The House resumed the consideration on third reading of House Bill No. 1279 (Senate Bill No. 103), entitled:

An Act regulating the bringing of suits between citizens of this Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Adams,
Argentieri,
Baker,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fleisher,
Flinchbaugh,
Flynn,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

BILL ON THIRD READING

Mr. ZIESENHEIM. Mr. Speaker, I desire to call up at this time House Bill No. 1671, (Senate Bill No. 285), Printer's No. 55, on page 17 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Ziesenheim.

The House resumed the consideration on third reading of House Bill No. 1671 (Senate Bill No. 285), entitled:

An Act empowering cities, towns and townships of the first class, to regulate and license by ordinance, any transient, retail business for the sale of goods, wares and merchandise; and to prohibit the doing of business without a license

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETERS. Mr. Speaker, I would just like to ask if somebody in the House can explain this bill to us. I do not quite understand it.

The SPEAKER. This is a Senate bill. Perhaps the gentleman from Erie, Mr. Ziesenheim, can explain the bill.

Mr. ZIESENHEIM. Mr. Speaker, Mr. Fertig has explained this bill. It does not, in substance, change the existing law, but merely changes the method of approaching the question. This bill empowered a municipality to provide for regulatory licensing of such business. The bill shifts from the law to the ordinance the power to license the business.

On the question recurring,

Shall the bill pass finally?

The Clerk called the roll.

The SPEAKER. The Chair is of opinion that inasmuch as little attention was given to the roll call and that a number of members desire to be recorded as voting "no," if there are no objections the Chair will withdraw the former roll call, and will direct the Clerk to call the roll again. Are there objections? There seem to be no objections, and the Clerk will call the roll.

Mr. ZIESENHEIM. Mr. Speaker, I would like to withdraw my request to call up the bill.

The SPEAKER. The gentleman cannot withdraw his request after the roll has been called.

Mr. SPANGLER. Mr. Speaker, I do not want to raise a point of order, but in view of the fact that the roll call has already been ordered, is there anything in order now but the roll call?

The SPEAKER. There is nothing in order except the calling of the roll.

Mr. SPANGLER. Mr. Speaker, I make that a point of order.

The SPEAKER. The point of order is well taken.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—84

Baldi,C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bell,
Beyer,
Brown, T. J.,
Burns,
Conner,
Cooke,
Cordier,
Duffy,
Emhardt,
Fish,
Fitzgerald,
Flynn,
Fox,
Frederick,
Fuller,
Gicking,
Goehring,
Greeby,
Green,
Harkins,
Hart,
Heffernan,
Heffran,
Hoffman,
Jaffe,
Jones, E. F.,
King,
Lewis,
Lockhart,
Lucas,
Male,
Marcks,
Mason,
Mathay,
McCallister,
McElwee,
Memolo,
Meredith,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Myers, F. H. Jr.,
Myers, P. M.,
Pennock,
Perry,
Peters,
Pitts,
Price,
Raub,
Reed, G. L.,
Rhodes, C. H.,
Rice,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Scott,
Shettel,
Simon,
Sinwell,
Sowers,
Spangler,
Stadtlander,
Sterling,
Storb,
Strickler,
Tahl,
Tucker,
Wade,
Weaver,
Wheeler,
Williams, J. J.,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—68

Adams,
Argentieri,
Baker,
Baldrige,
Barton,
Bechtel,
Bicker,
Griffith, J. W.,
Hartsock,
Hefferon,
Hermansen,
Holcombe,
Holmes,
Hoopes,
McKay,
Metzler,
Moore, W. H.
Neely,
Nothnagle,
O'Neill,
Patterson,
Shutt,
Snyder,
Staudenmeier,
Stevenson,
Stone,
Storer,
Stott,

Bidelspacher,
Black,
Braham,
Brown, E. P.,
Denning,
Dietrich,
Dunn,
Dwyer,
Evans, T. C.,
Gangloff,
Hutton,
Kahle,
Labar,
Leidich,
Lose,
Loucks,
McAlee,
McArran,
McClure,
McGregor,
Peelor,
Post,
Rhodes, J. A.,
Rhys,
Riddle,
Ronemus,
Rooney,
Schrock,
Sheely,
Shellenberger,
Surface,
Talbot,
Wall,
Way,
Weidemann,
White,
Williams, G. W.,
Wilson, L. M.,
Wise,
Wright,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON FINAL PASSAGE

Mr. GEORGE L. REED asked and obtained unanimous consent to call up out of order House Bill No. 146, Printer's No. 701, on page 19 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. George L. Reed.

The House resumed the consideration on final passage of House Bill No. 146, entitled:

An Act providing for the exemption from levy and sale on execution or distress for rent, of personal property used in any store, factory, or other business or commercial enterprise, and leased, hired or conditionally sold under a reservation of title.

On the question recurring,

Shall the bill pass finally?

Mr. HOLMES. Mr. Speaker and ladies and gentlemen, I desire to call your attention to the provisions of this bill. It refers only to business or commercial property. This bill will take away from the owner of any real estate a right which they have long enjoyed in the control of all the goods or fixtures he had put in or placed in the property.

Just recently I was asked by one of the large corporations of the State to sign a waiver. They wished to place some fixtures in a public garage on a partial payment plan. I very gladly did so. If this bill passes, all that is necessary is for them to file a notice within thirty days that they have placed this in your property and they can take it away and you cannot attach it for rent. I think that this House is not willing to give installment houses that right which has been long enjoyed by the property owners of this State.

Mr. GEORGE L. REED. Mr. Speaker and members of the House, I will ask the indulgence of the House for a few moments to explain this bill and my reasons for urging its passage.

As the gentleman from Centre has said, it was the common law rule and is still the law of Pennsylvania that the goods of a stranger found on the demised premises are liable for rent. However, there have been many exceptions to that rule enacted by this Legislature. From time to time, certain specific goods have been exempted from that rule. This bill, under its provisions, will exempt from liability for rent goods on which there is a reservation of title placed in any professional office, shop, store, factory or other business or commercial enterprise. I believe that this bill is entirely fair to the landlord, because the provision of this bill should it be enacted into law, cannot apply unless the landlord has specific notice of that property, unless he receives notice either by registered mail or by service upon him, and the notice must specify the particular property or this cannot apply.

I know that there is opposition to this bill, and it comes from real estate men who have long sought to preserve in its entirety the rule that they can have all property as a lien for their rent. To my mind, it has never been a fair rule, that the landlord when he makes a distress for rent, shall have the right to take property of people, but this bill is not general in character, and to my mind, at this time, and under existing conditions, it serves a wise legislative purpose. In the city of Harrisburg, in every city and borough throughout Pennsylvania, you can go along the streets today and find business properties that are vacant, you will find properties which were occupied a year or two years ago, and the only evidence you have today that they were once used for business is the remains of a sheriff's or a constable's sale bill hanging on the door.

I hope the time will come, Mr. Speaker, and believe that every member of this House hopes that the time will come when this business depression will cease, and I am sure that if we are to return to a condition of normalcy it will be by these business properties once used by the small merchant, the small manufacturer, again being occupied. Until that time comes, we will not have normal conditions in business. To my mind there is no measure that will bring about that result better than the enactment of this law, to encourage the man and the woman of small means to engage in business, the man or the woman who cannot purchase outright the equipment or fixtures necessary for the conduct of business, but must secure them under the time payment plan, under the condition of bailment or a contract of conditional sale. The passage of this act, I contend, will be to the distinct advantage of the man or the woman who desires to go into business, because it will enable them to secure the necessary fixtures, the things that are necessary to conduct their business. For that reason, Mr. Speaker, to my mind, this bill is sound in principle, it is sound legislation, and it will not, as I conceive it, work to the disadvantage of the landlord, but rather to encourage men and women again to engage in business. I urge that this bill pass this House.

Mr. BALDRIGE. Mr. Speaker, I desire to interrogate the gentleman from Dauphin, Mr. Reed.

The SPEAKER. Will the gentleman from Dauphin, Mr. Reed, permit himself to be interrogated?

Mr. REED. Mr. Speaker, I will.

Mr. BALDRIGE. Mr. Speaker, I desire to ask you who suffers the most, the landlord, with a constable's sale bill on the door or the tenant who quits business?

Mr. GEORGE L. REED. Mr. Speaker, my experience is that the landlord very seldom suffers. The landlord is in the position—the only way the landlord would suffer would be if he would allow the rent to stand for a long period of time.

Mr. BALDRIGE. Mr. Speaker, isn't that the usual custom?

Mr. GEORGE L. REED. Mr. Speaker, I wouldn't say it was the usual custom. I would say that to my knowledge it has frequently occurred.

Mr. BALDRIGE. Mr. Speaker, and the landlord is taxed with an empty building until he re-rents the building. I ask you to vote no.

Mr. SOWERS. Mr. Speaker, and members of the House, if you were to enact this bill into law, any lawyer that uses any kind of wit whatever could so arrange the affairs of the tenant that they would never have to pay any rent. The bill provides that all you have to do is to say that the tenant's property is leased to the tenant's wife, and then serve notice on the landlord as provided in the bill, and the tenant will never pay the rent and the wife will keep the property. It takes no very bright lawyer to see that.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—46

Adams,
Beyer,
Brown, E. P.,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gangloff,
Goehring,
Griffith, J. W.,
Haines,
Hart,
Holcombe,
Hoopes,
Kahle,
King,
Labar,
Marcks,
Mason,
Meredith,
Miller,
Moore, D. G.,
Moore, W. H.,
Myers, P. M.,
Peters,
Reed, G. L.,
Rice,
Rieder,
Rooney,
Royle,
Schreck,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Spangler,
Stadtlander,
Stewart,
Stone,
Strickler,
Talbot,
Wilson, L. M.,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—98

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Bicker,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, T. C.,
Fish,
Fuller,
Gicking,
Greeby,
Green,
Greenstein,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Hutton,
Jones, B.,
Jones, E. F.,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Metzier,
Metzinger,
Mumford,
Munley,
Musmanno,
Musser,
Nothnagle,
O'Neill,
Patterson,
Perry,
Post,
Raub,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Sautter,
Schrock,
Schwartz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Staudenmeier,
Sterling,
Storer,
Stott,
Tahl,
Tucker,
Wall,
Weaver,
Weidemann,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wise,
Witkin,
Wright,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

RECONSIDERATION OF VOTE

Mr. BARTON. Mr. Speaker, I move that the vote by which House Bill No. 787, Printer's number 205, entitled:

An Act to amend section seven of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven, (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," by providing for fees for licensing of projectionists.

was defeated on final passage on April 28th, be reconsidered.

Mr. SIMON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Fulton, Mr. Barton, vote on the passage of the bill.

Mr. BARTON. Mr. Speaker, I voted no.

The SPEAKER. How did the gentleman from Clinton, Mr Simon, vote on the passage of the bill.

Mr. SIMON. I voted no, Mr. Speaker.

On the question,

Will the House agree to the motion?

Mr. WAY. Mr. Speaker and ladies and gentlemen of the House, you have heard so much about this bill, that I do not care to take up much of your time in discussing it. I think you have heard a lot about this moving picture affair, perhaps more than you ever heard before. This bill is designed, as has been said before, to cause twenty-five hundred or three thousand men, through taxation, to pay into the Department of Revenue, approximately twenty thousand dollars. As I understand this bill its sole purpose is to provide six or eight political jobs in the Department of Labor and Industry. If the Department of Labor and Industry believes that the theatres of this state should have further inspection—

POINT OF ORDER

Mr. LYNCH. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. LYNCH. Mr. Speaker, the gentleman is speaking on the bill and not on the motion.

The SPEAKER. The gentleman will confine himself to the motion.

Mr. WAY. Mr. Speaker, you have heard a lot about this bill and knowing it as I do, and knowing the conditions of it, I am sorry that I have to vote against the bill of my Allegheny County friend, and I ask that this motion be voted down.

On the question recurring,

Will the House agree to the motion?

The SPEAKER declared the ayes appear to have it,

Whereupon, a division was called for, sixty-eight members voting in the affirmative, and sixty-seven in the negative, the question was determined in the affirmative, and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. JOHN A. RHODES. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. BALDRIGE. Mr. Speaker, I second the motion.

The motion was agreed to.

RECESS

The SPEAKER. If there is no objection the Chair will declare a recess until 9.00 o'clock P. M. (Standard Time). The Chair hears none, and the House will take a recess until 9.00 o'clock P. M. (Standard Time).

AFTER RECESS

The House reconvened at 9.00 o'clock P. M.

The SPEAKER (C. J. Goodnough) in the Chair.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 665. (HOUSE BILL No. 2032).

An Act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money.

Referred to the Committee on Banking.

SENATE BILL No. 981. (HOUSE BILL No. 2033).

An Act to further amend section twelve of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," by providing that corporations organized either for the supply, storage or transportation of water and water power, or for the supply of light, heat and power by means of electricity, and corporations formed by the merger or consolidation of such corporations, may subscribe for, take, purchase, hold and dispose of the bonds and stock of any company of the same character, or may guarantee the payment of principal and interest of such bonds, or either principal or interest, or may lease and operate corporate property.

Referred to the Committee on Judiciary Local.

SENATE BILL No. 287. (HOUSE BILL No. 2034).

An Act to amend route four hundred and fifty of section one of the act, approved the eighth day of April, one thousand nine hundred and twenty-five (P. L. 191), entitled "An act establishing certain public roads as State highways; and providing for their construction and maintenance at the expenses of the Commonwealth."

Referred to the Committee on Highways.

SENATE BILL No. 548. (HOUSE BILL No. 2035).

An Act providing for the joint construction by any two or more counties of industrial farms and workhouses, providing for the acquisition of sites and the erection and equipment of buildings, providing for their government and control, and for the commitment, admission, employment and discharge of inmates; the appointment of an advisory board, and defining its duties, authorizing counties to incur indebtedness and issue bonds for the purpose of paying their share of the cost of erection imposing the cost of maintenance of inmates on the counties, and repealing inconsistent legislation.

Referred to the Committee on Counties.

SENATE BILL No. 813. (HOUSE BILL No. 2036).

An Act prescribing rights and remedies and the procedure in connection with suits and recovery on bonds conditioned for the payment of material and labor furnished, supplied or performed in connection with any public work or improvement.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 872. (HOUSE BILL No. 2037).

An Act to apportion the State into congressional districts.

Referred to the Committee on Congressional Apportionment.

SENATE BILL No. 883. (HOUSE BILL No. 2038).

An Act validating proceedings by boroughs for the grading, draining, paving, curbing, and guttering of streets, alleys and public highways, and validating municipal liens therefor.

Referred to the Committee on Boroughs.

SENATE BILL No. 909. (HOUSE BILL No. 2039).

An Act permitting cities of the first, second and second A class to charge an annual rental for the use of any sewer, sewer system or sewage disposal plant constructed or acquired by such city, limiting the amount thereof and providing for its assessment and collection.

Referred to the Committee on Cities.

SENATE BILL No. 919. (HOUSE BILL No. 2040).

A Supplement to an act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," by providing for the appointment of a solicitor as attorney and legal advisor for the Department of City Controller.

Referred to the Committee on Cities.

SENATE BILL No. 968. (HOUSE BILL No. 2041).

An Act regulating the construction and location of fireworks plants and the manufacture and storage of fireworks; requiring persons and entities engaged therein to be licensed and to file a bond: conferring powers and imposing duties on the Department of Labor and Industry; and providing penalties.

Referred to the Committee on Manufacturers.

SENATE BILL No. 973. (HOUSE BILL No. 2042).

An Act to repeal certain special acts pertaining to taxation in Bucks County.

Referred to the Committee on Repeal Bills.

SENATE BILL No. 985. (HOUSE BILL No. 2043).

An Act to ratify, confirm, and validate, as debts of the municipality, bonds, and obligations issued by municipal corporations for the payment of the cost of a public improvement which were to rest alone for their secruity and payment upon assessments for benefits.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 989. (HOUSE BILL No. 2044).

An Act relating to the establishment of, or change of grade in, streets, lanes, avenues and alleys of cities of the first class, and the determination of damages to property owners resulting therefrom; prescribing certain duties on the authorities of such city with relation thereto, and setting forth the effect of the non-performance of such duties.

Referred to the Committee on Cities.

SENATE BILL No. 1013. (HOUSE BILL No. 2045).

An Act prohibiting the killing, wounding capturing or hunting of foxes by certain methods in the Counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny, making the possession of a fox or fox hide, prima facie evidence of a violation, and fixing penalties.

Referred to the Committee on Agriculture.

SENATE BILL No. 1014. (HOUSE BILL No. 2046).

An Act providing for the licensing by the State of persons engaging in the sport of fox hunting in the counties of Delaware, Chester, Montgomery, Berks, Lancaster, Westmoreland and Allegheny; providing for the appointment of inspectors and of all other acts for the protection of foxes; appropriating moneys received; and prescribing penalties.

Referred to the Committee on Agriculture.

SENATE BILL No. 1018. (HOUSE BILL No. 2047).

An Act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration, operation and maintenance of bridges over the Delaware River, and for the construction of additional bridge facilities across said river; authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission, and specifying the powers and duties thereof, including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges; transferring to said Commission all powers now exercised by existing Commission created to acquire toll bridges over the Delaware River, and making an appropriation.

Referred to the Comimttee on State Government.

COMMUNICATION

FAVORING PASSAGE OF HOUSE BILL NO. 1418

The SPEAKER laid before the House a communication which was read by the Clerk as follows:

(POSTAL TELEGRAPH)
Philadelphia, Penna.

May 5, 1931.

Hon. C. J. Goodnough, Speaker of the House of Representatives, Harrisburg, Penna.

Inasmuch as House Bill Number 1418 permits the City of Philadelphia to purchase merchandise made in the Philadelphia County prisons which is practically permitting the City to buy its own goods made in its own institutions and which are now purchased in part from the State Department of Welfare the Philadelphia Chamber of Commerce is in favor of the passage of this bill when it comes up for reconsideration stop object of the bill is not only to give employment to the 2500 inmates of our prisons but also to teach them trades which will make them useful citizens on their release stop the enactment into law of this legislation will not in any way interfere with organized business stop for all of these reasons we favor the passage of this bill which has already passed in the State Senate.

GEORGE W. ELLIOTT,
General Secretary,
Philadelphia Chamber of Commerce.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1378, as follows:

An Act authorizing townships of the second class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding promissory note or notes now existing created by townships of the second class and now due or to become due may be funded at any time by the issue and sale at not less than par of bonds obligations or certificates bearing interest at a rate not exceeding six per cent per annum Provided that no such bonds obligations or certificates shall be issued for a longer period than twenty years from the date thereof and it shall be the duty of the proper corporate authorities of such townships to provide for the payment of principal and interest of all such bonds obligations or certificates in the manner now provided by law for increasing the indebtedness of such townships

Section 2 All proceedings to issue bonds obligations or certificates for the purpose of funding such indebtedness shall be in accordance with the manner now provided by law for the issuance and sale of bonds obligations or certificates by townships of the second class for increasing the indebtedness

Section 3 All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Brown, E. P.
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein.
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1496, entitled:

An act providing for referendums to ascertain the opinion of the electors of counties with respect to the playing of professional baseball on Sunday; and declaring said game lawful where the electors vote in favor of the same.

On the question,

Will the House agree to the bill on third reading?

Mr. SOWERS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 2, by striking out the word "counties" and inserting in lieu thereof the following: "cities, boroughs, towns and townships."

Amend title, page 1, line 3, by striking out the word "professional."

Amend title, page 1, lines 3 and 4 by striking out the words "and" to the words "same" both inclusive, and inserting in lieu thereof the following: "authorizing and requiring corporate authorities of cities, boroughs, towns and townships to enact, amend and repeal penal ordinances to carry into effect the will of the electors as expressed through referendums and restricting their ordinance power in certain cases, conferring jurisdiction on courts of common pleas to compel corporate authorities to perform their duties and repealing inconsistent laws."

Amend section 1, page 1, line 5 by striking out the word "county" and inserting in lieu thereof the following "municipality."

Amend section 1, page 1, lines 5 and 6 by striking out the word "professional."

Amend section 1, page 1, line 6 by inserting after the word "Sunday" the following: "and to instruct the corporate authorities thereof in the adoption of ordinances in accordance with the will of the electors."

Amend section 1, page 1, line 9 by striking out the word "county" and inserting in lieu thereof the following: "each municipality within such county."

Amend section 1, page 1, line 11 by striking out the word "professional."

Amend section 1, page 1, line 12 by inserting after the word "Sunday" the following: "with or without admission charges, between the hours of two and six post meridian."

Amend section 3, page 2, line 16 by striking out the word "counties" and inserting in lieu thereof the following "municipalities."

Amend section 3, page 2, line 17 by inserting after the word "certified" the following: "by municipalities."

Amend section 3, page 2, line 18 by inserting after the word "prothonotary" the following: "A copy of the proper certificate shall be sent to the corporate officers of each municipality."

Amend section 4, page 2, line 20 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 4, page 2, line 21 by striking out the word "professional."

Amend section 4, page 2, line 23 by inserting after the word "Sunday" the following: "between the hours of two and six post meridian."

Amend section 4, page 2, line 22, by striking out the word "professional."

Amend section 4, page 2, line 23 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 4, page 2, line 25 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 4, page 2, line 25 by striking out the word "professional."

Amend section 4, page 2, line 26 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 4, page 2, line 27 by striking out the word "professional."

Amend section 4, page 2, line 27 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 4, page 2, line 27 by inserting after the word "Sunday" the following: "and the will of the electors as expressed by the votes on the question submitted shall be enforced in each municipality by an ordinance enacted by the corporate authorities thereof, and for such purposes power is hereby conferred on township supervisors of townships of the second class to adopt appropriate ordinances. All such ordinances shall contain a fine or penalty of two hundred dollars for the violation of their provisions. Such ordinances shall be enacted by such corporate authorities within thirty days after the certification of the votes on the question by the return board. In the event the corporate authorities fail, neglect or refuse to enact such required ordinances or to enact the same within the required time, the court of common pleas of the county shall, upon petition of any taxpayer, issue a mandamus in the manner provided by law to compel said corporate authorities to perform their duties as required by this act. The preceedings in mandamus shall thereupon be as in other cases."

Amend section 5, page 2, line 28 by striking out the words "At any time."

Amend section 5, page 2, line 28 by inserting after the word "Thereafter" the following: "but not oftener than once in two years."

Amend section 5, page 3, line 1 by striking out the word "five" and inserting in lieu thereof the following: "twenty."

Amend section 5, page 3, line 3, by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 5, page 3, line 4, by striking out the words "county commissioners" and inserting in lieu thereof the following: "corporate authorities of such municipality."

Amend section 5, page 3, line 5, by striking out the words "set forth in this act" and inserting in lieu thereof the following: "of adopting, or amending or repealing an ordinance relating to baseball on Sunday."

Amend section 5, page 3, line 6 by striking out the words "county commissioners" and inserting in lieu thereof the following: "corporate authorities."

Amend section 5, page 3, lines 6 and 7 by striking out the words "do so" and inserting in lieu thereof the following: "cause such question to be submitted."

Amend section 5, page 3, line 8 by inserting after the word "petition" the following: "Any such petition shall specify particularly the question which shall be submitted to the electors, and shall be presented to the corporate authorities at least ninety days before said election in order to be considered. The sufficiency of the number of signatures on any petition shall be determined by the said corporate authorities, and if any petition is insufficiently signed, it shall be rejected by them. From the action of the corporate authorities in rejecting any petition for insufficient signatures, any person may appeal to the court of common pleas which shall determine whether or not such petition was sufficiently signed. and make an order accordingly. Where a petition is sufficiently signed, and filed in time, the questions therein contained must be submitted by the corporate authorities to the electors."

Amend section 5, page 3, line 11 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 5, page 3, line 11 by striking out the word "professional."

Amend section 5, page 3, line 13 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 5, page 3, line 14 by striking out the word "professional."

Amend section 5, page 3, line 15, by striking out the word "professional."

Amend section 5, page 3, line 14 by striking out the word "county" and inserting in lieu thereof the following: "municipality."

Amend section 5, page 3, line 12 by inserting after the word "Sunday" the following: "between the hours of two and six post meridian."

Amend section 5, page 3, line 14 by inserting after the word "county" the following: "And an ordinance shall accordingly be adopted prohibiting the playing of baseball on Sunday as hereinafter provided. Failure to adopt such ordinance shall be enforced by the court of common pleas by mandamus as hereinafter provided."

Amend page 3 of House Bill No. 1496 by inserting after line 17 the following as a new section: "Section 6. It shall be unlawful for the corporate authorities of any municipality to adopt, amend or repeal any ordinance relating to Sunday baseball except in accordance with the will of the electors as expressed at an election held in accordance with the provisions of this act. Any ordinance contrary thereto, except one prohibiting baseball before the hour of two o'clock, post meridian, on Sunday, as hereinafter provided for, shall be void.

Amend House Bill No. 1496 on page 3, by inserting as a new section the following: "Section 7. The word 'municipality' as used in this act shall be construed to mean to include each city, borough, town and township of this Commonwealth."

Amend section 6, page 3, line 16 by striking out the numeral "6" and inserting in lieu thereof the following: "8."

Amend section 6, page 3, line 16 by inserting before the word "all" the following: "Section one of the act approved the twenty-second day of April, one thousand seven hundred and ninety-four (Smith Laws one hundred seventy-seven) entitled "An act for the prevention of vice and immorality and of unlawful gaming, and to restrain disorderly sports and dissipation," be and the same is hereby repealed insofar as it prohibits the playing of baseball on Sunday, but this repeal shall not become effective until the first day of January, one thousand nine hundred and thirty-two."

Amend section 6, page 3, line 16 by inserting after the word "all" the following: "other."

Amend page 3 of House Bill No. 1496 by inserting as a new section the following: "Section 9. This act shall take effect immediately upon its passage and approval by the Governor."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

HOUSE BILL NO. 1496 MADE A SPECIAL ORDER

Mr. SOWERS. Mr. Speaker, I move that this bill be made a Special Order of business for next Tuesday, May 12, 1931, at 11.30 o'clock A. M.

Mr. DENNING. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. MUSMANNO. Mr. Speaker, I desire to call up at this time House Bill No. 1134, Printer's No. 654, from page 17 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Musmanno,

The House resumed the consideration on third reading of House Bill No. 1134, entitled:

An Act providing for liens in favor of the Commonwealth and every charitable association, corporation or other institution maintaining a hospital in this Commonwealth supported in whole or in part by public or private charity and furnishing therein care, treatment, and maintenance to persons injured in accidents upon the rights of action, claims or demands of such injured persons against other persons, corporations, partnerships, and other unincorporated associations whatsoever, for damages on account of negligence causing the injuries and upon the proceeds of the settlements of any such claims or demands.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. MUSMANNO. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 2, page 2, line 15, by inserting after the word "to" the following: "but shall not exceed fifty per centum of."

Amend section 2, page 2, line 23, by striking out the words: "or compensation."

Amend section 2, page 2, line 25, by inserting after the word "to" the following: "not more than fifty per centum of."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON THIRD READING

Mr. SPANGLER asked and obtained unanimous consent to call up out of order House Bill No. 1922, Printer's No. 759, on page 13, of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1922, entitled:

An Act to apportion the State into congressional districts.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SPANGLER. Mr. Speaker and members of the House, this is a congressional apportionment bill in tentative form that has been adopted by the Committee on Congressional Apportionment. It is far from a finality, but it is a starting point, and it is the sense of the committee that this bill should be passed on the part of the House. The Senate has passed a congressional apportionment bill on its part. That bill will be here this week. The idea of passing this bill is to have both bills for consideration and for the further purpose of getting more enlightenment and the suggestions generally of the members of the House and of the Senate in respect to both bills. If this bill passes the House, the bill will be messaged to the Senate as the Senate bill has been messaged to the House, and it will then be necessary for the Senate committee and the House committee to agree on a procedure that will expedite these bills to a more satisfactory conclusion. For that reason I will ask the members of the House to vote for this bill, not because the bill is a finality in perfection, because it is not, but it is a starting point that we have in order to secure a satisfactory and successful congressional apportionment. Therefore I ask the members of the House to support the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—128

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, T. C.,
Fish,
Fleisher,
Griffith, J. W.,
Hagmaier,
Haines,
Haws,
Heffernan,
Heffner,
Heffran,
Hermansen,
Himes,
Holcombe,
Holmes,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Labar,
Leidich,
Lucas,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McKay,
Nothnagle,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rice,
Richards,
Riddle,
Rieder,
Ronemus,
Rooney,
Royle,
Sarig,
Schreck,
Schrock,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,

Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Gicking,
Goehring,
Graham,
Griffith, C. R.,
Memolo,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Williams, G. W.,
Williams, J. J.,
Wise,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—8

Braham,
Brown, T. J.,
Evans, J. T.,
Fitzgerald,
Hoopes,
Strickler,
Wilson, L. M.,
Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1203 FROM THE GOVERNOR

Mr. CONNER asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, May 5, 1931.

Resolved (if the Senate concur), That House Bill No. 1203 Printer's No. 401, entitled "An act to amend section seventeen of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled 'A supplement to an act entitled "An act to provide for the better government of cities of the first class in this Commonwealth" approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes' by authorizing such cities to provide by ordinance for the leasing of wharves docks piers bulkheads slips basins ferries harbors and harbor structures in such cities for such period in excess of ten years and on such terms and conditions as may be deemed desirable" be recalled from the Governor for further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL NO. 141 FROM THE GOVERNOR

Mr. GOEHRING asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted.

In the House of Representatives, May 5, 1931.

Resolved (if the Senate concur), That House Bill No. 141, entitled "An act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts or the employes thereof to make contracts of life health and accident policies for the benefit of employes thereof and contracts for pensions for such employes and providing for the payment of the cost thereof," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

THANKING SPEAKER

Mr. MATHAY asked and obtained unanimous consent to offer a resolution which was twice read, considered and unanimously adopted:

In the House of Representatives, May 5, 1931.

Whereas The Members of the House of Representatives were given a most pleasant, appetizing and enjoyable dinner this evening as the guest of our Speaker

And Whereas A good time was had by all, therefore be it

Resolved That the Members of the House express our sincere thanks and appreciation for the dinner tendered us at the Penn-Harris this evening.

BILL ON THIRD READING

Mr. PETERS asked and obtained unanimous consent to call up out of order House Bill No. 1905, Printer's No. 811, on page 13 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1905, as follows:

An Act establishing in counties of the third class accepting the provisions hereof an elected board for the assessment and revision of taxes for State and county purposes and abolishing existing boards prescribing their powers and duties abolishing the office of ward borough and township assessors in so far as respects the assessments of State and county taxes providing for the appointment of solicitor collector clerks and subordinate assessors and authorizing the Governor to appoint the first members of said board to serve until their successors are elected and providing for the acceptance by cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the third class in this Commonwealth accepting the provisions of this act there is hereby created a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members The members of said board shall be elected by the qualified voters of such counties to serve for terms of four years

The terms of office of persons now acting as members of such Board for the Assessment and Revision of taxes in any such County shall cease and terminate and the duties of the Borough Ward and Township Assessors and Assistant Assessors so far as assessments for taxation are concerned shall cease and terminate upon the passage and approval of this Act by the Governor and the Governor shall thereupon appoint three persons to serve as members of such Board until the First Monday of January one thousand nine hundred and thirty-two

At the municipal election to be held next after the passage and approval of this act by the Governor and every four years thereafter the electors of each county of the third class shall elect three persons to serve as members of said board for the assessment and revision of taxes for terms of four years commencing on the first Monday of January next following their election In the election of the members of said board each qualified elector shall vote for no more than two persons and the three persons having the highest number of votes shall be elected All vacancies occuring from time to time in said board shall be filled by appointment by the court or courts of common pleas of the proper county for the balance of the unexpired term The said board shall designate one of its members as President of the Board and each member of said Board shall receive a salary of five thousand dollars per annum to be paid by the county

Section 2 The said Board may appoint one person learned in the law as solicitor of said Board at a salary not to exceed three thousand five hundred dollars per annum to advise it upon legal matters pertaining to its duties

Section 3 It shall be the duty of said Board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes

Section 4 The said Board shall divide the county into convenient districts which it may change as occasion may require and shall apoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the Salary Board shall fix not exceeding two thousand dollars per annum which salaries shall be paid out of the county treasury The said Board shall also have the right to appoint such clerks at such salaries as the Salary Board of the county may allow for the proper discharge of the duties of said Board which salaries shall be paid out of the county treasury

Section 5 The said Board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said Board both in triennial and intermediate years

Section 6 The field assessors shall make the triennial assessment of all property and persons taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct insofar as it is possible to make them They shall also have and possess except as modified by this act the same powers and perfom the same duties and be subject to the same liabilities as are now or hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo imprisonment not exceeding ninety days

Section 7 The said Board shall examine and revise the said triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the Board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for the aforesaid purposes until the next triennial assessment

Section 8 It shall be the duty of said Board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said Board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of the time and place of such appeal

Section 9 After action on such assessments by said Board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the said county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

Section 10 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting errors and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessment

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value thereof has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been sub-divided or laid out into a plan of lots or other sub-divisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of property or subject of taxation assessed does not conform to the generality or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said Board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Supreme or Superior Court as provided in that section

Section 11 All notices required by this act may be served in the manner following anything herein contained to the contrary notwithstanding upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said Board relative to said assessment with the same right of appeal from its decision as provided in section eight of this act

Section 12 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 13 No appeal taken from any such assessment made under the provisions of this act shall affect the validity of any taxes assessed but if such assesement shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 14 Upon request of any taxpayer he shall at any time receive from the Board a statement of his taxable property and its valuation

Section 15 When the said valuations and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 16 The office of ward borough town and township assessors as now existing in counties coming under the provisions of this act is hereby abolished insofar as respects the assessment and valuation of persons and property for taxable purposes

Section 17 The county commissioners of any such county shall have authority to prepare at the cost of the county such proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

Section 18 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of comomn pleas or the Superior or Supreme Court in the same manner subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

Section 19 This act shall not apply to any county unless the county commissioners shall be resolution accept the provisions hereof and such resolution shall have been approved by the Court of Common Pleas of the county Any such resolution so approved by the court shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the county commissioners and in the office for the recording of deeds in the proper county

Section 20 Any city in any county wherein such a Board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed A copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provisions of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

Section 21 This act shall be in effect immediately upon its passage and approval by the Governor

Section 22 The act approved the twenty-fourth day of March one thousand nine hundred and five (Pamphlet Laws forty-seven) entitled "An act establishing in counties containing a population of from three hundred thousand to one million a Board for the Assessment and Revision of Taxes for State and county purposes prescribing their powers and duties and abolishing the office of ward borough and township assessors in so far as respects the assessment of State and county taxes" is hereby repealed absolutely

Section 23 All acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

Mr. PETERS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, by striking out entire title, and inserting in lieu thereof the following: "An Act creating in counties of the third class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners, providing for their salaries payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers, and clerks; providing for their compensation, payable by such counties; abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities."

Amend section 1, page 2, line 1, by striking out the words "accepting the provisions of this act."

Amend section 1, page 2, line 4, by striking out the words "elected by the qualified voters" and insert in lieu thereof the following: "appointed by the county commissioners."

Amend section 1, page 2, line 5, by inserting after the word "years" the following: "each. Vacancies happening in said office shall be filled by appointment by the county commissioners for the unexpired term. The salary of the members of said board shall be fixed by the salary board of the county."

Amend section 1, page 2, line 6, by inserting before the word "persons" the following: "any."

Amend section 1, page 2, line 7, by inserting before the word "such" the following: "any".

Amend section 1, page 2, line 8, by inserting after the word "County" the following: "of the third class"

Amend section 1, page 2, line 9, by inserting after the word "duties" the following: "and terms".

Amend section 1, page 2, line 9, by inserting after the word "Assessors" the following: "in such counties".

Amend section 1, page 2, line 10, by striking out the words "and assistant Assessors".

Amend section 1, page 2, line 12, by striking out the words "and the Gov-."

Amend section 1, page 2, lines 13, 14 and 15, by striking out all of said lines.

Amend section 1, page 2, lines 16 to 29, both inclusive, by striking out all of said lines.

Amend section 1, page 3, lines 1 to 4, both inclusive, by striking out all of said lines.

Amend section 2, page 3, line 6, by striking out the words "at a sal-."

Amend section 2, page 3, line 7, by striking out all of said lines.

Amend section 2, page 3, line 8, by striking out the word "annum".

Amend section 2, page 3, line 9, by inserting after the word "duties" the following: "The salary of said solicitor shall be fixed by the salary board of the county and shall be paid by the county".

Amend section 4, page 3, line 23, by inserting after the word "appoint" the following: "an engineer or engineers and".

Amend section 19, page 9, lines 17 to 28, both inclusive, by striking out all of said lines".

Amend section 20, page 10, line 1, by striking out the numeral "20" and insert in lieu thereof the following: "19".

Amend bill, page 10, by inserting between lines 23 and 24 the following: "Section 20. The provisions of this act are severable, and if any of its provisions are held unconstitutional the decision so holding shall not be construed to impair any other provision of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1513, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition of lands for State forests.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PATTERSON. Mr. Speaker and members of the House, I desire to call your attention to this bill because it calls for an appropriation of one million dollars for something that we don't need now. In the committees, both the Ways and Means Committee and the Appropriations Committee, we are annoyed by the want of funds. It seems to me at a time like this when we are really hard up, that we ought not to expend money for something that is only wanted. This property can be purchased at any time. It is waste land and we are not in any hurry to add more forests to our now large acreage, so I feel that I should just call your attention to the fact that now is the time to start a retrenchment, and that if we don't start it now, we will be over the precipice; we are on top of it now, and I ask you gentlemen to think this over very carefully before you vote, and if you think I am right, vote no on it.

Mr. LOOSE. Mr. Speaker and members of the House, this bill comes from the Department of Forests and Waters, and is the appropriation for that Department. We always do pass an appropriation bill for this Department. Two years ago the appropriation was several times as large as the appropriation asked for in this bill. I think this bill ought to pass and that it ought not to be necessarily delayed because if the appropriation is larger than the State can afford, there is no danger but what the Governor will pare it down when the time comes, and I think this bill ought to pass and not be delayed.

Mr. PATTERSON. Mr. Speaker and members of the House, it seems to me we are prone to give the different departments all they ask for. This is a case of that kind. Here is the Department of Forests and Waters asking for this money. I think it is time for this Legislature to assert itself and decide whether the superintendents of these departments are going to get what they want or are going to get what we want to give to them. I think this is the place where we can start. I have refrained before from saying much about this kind of bill. I generally vote no on them because I think they should not pass, and when I realize that the committees are now in trouble, principally the Committee on Ways and Means, and when you know that we are now trying to put taxes on corporations and on income and on manufacturers and on railroads and on such institutions as that, if you realize the situation you would come to your senses. You have not yet done so, all of you. Pardon me for being plain, but that is true. We have been spending too much money for things that are only wanted and not for things that we need, and if we continue to buy the things that we only want, the time will come when we cannot buy the things we need. That is the trouble today.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bell,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrenn,
Denman,
Denning,
Dietrich,
Duffy,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Miller,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Terry,
Tucker,
Turner,
Wade,

Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fitzgerald,
Fleisher,
Flinchbaugh
Fox,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—5.

Moore, D. G.,
Patterson,
Rhodes, C. H.,
Stadtlander,
Talbot,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1515, entitled:

A Joint Resolution amending article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Metzinger,
Millar
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,

Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister.
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Ronemus,
Root.
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Williams, G. W.,
Williams, I. B.,
Williams, J J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1.

Fox,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for Concurrence.

SPEAKER EXPRESSES THANKS

The SPEAKER. At this time the Chair desires to express an earnest appreciation, not only for the resolution which you have adopted regarding the dinner, but as well for the many courtesies we have received from you in the House. Also for the further courtesy of coming to the dinner. I thank you.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1570, entitled:

An Act to amend section one, two, four and five of the act approved the tenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws, nine hundred), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession withintent to sell, eggs, for and as fresh, that are not fresh eggs, or of branding or labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof;" providing for the establishment of a standard of fresh eggs, and conferring other powers and duties on the Department of Agriculture.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Burns.
Carmany,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley.
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fitzgerald,
Bicker,
Brown, T. J.,
Byrne,
Eveland,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for Concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1576, entitled:

An Act prohibiting the introduction of liquids other than tomato juice into cans containing or intended to contain tomatoes or tomatoes with puree and providing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman.
Denning.
Duffy,
Dunn,
Dwyer,
Ederer,
Embhardt,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,

Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for Concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1578, entitled:

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—18.

Baldrige,
Bell,
Dunn,
Fitzgerald,
Fleisher,
Haws,
Hoopes,
Male,
McArran,
Myers, F. H. Jr.,
Patterson,
Ruth,
Sarig,
Schwartz,
Sinwell,
Stone,
Wade,
Wilson, L. M.,

NAYS—111.

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Batchelor,
Bechtel,
Bidelspacher,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Conner,
Cooke,
Cordier,
Denning,
Duffy,
Evans, J. T.,
Evans, T. C.,
Flynn,
Fox,
Gangloff,
Gicking,
Gillette,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Haines,
Hart,
Hartsock,
Hefferon,
Heffner,
Heffran,
Himes,
Holmes,
Hutton,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Lewis,
Lockhart,
Lose,
Loucks,
Mason,
Mathay,
McAlee,
McCallister.
McGregor,
McKay,
Memolo,
Meredith,
Moore, D. G.,
Moore, W. H.,
Mumford,
Musser,
Neely,
Nothnagle,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Riddle,
Rieder,
Rooney,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shutt,
Snyder,
Soffel,
Spangler,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Surface,
Talbot,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
White,
Williams, G. W.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1609, entitled:

A Joint Resolution proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—18.

Duffy,
Dunn,
Fitzgerald,
Hermansen,
Hoopes,
Lewis,
Musmanno,
Myers, F. H. Jr.,
Raub,
Reed, G. L.,
Rice,
Ruth,
Sarig,
Simon,
Sinwell,
Turner,
Williams, I. B.,
Wilson, L. M.,

NAYS—97.

Baker,
Baldi, C.C.A.Jr.,
Batchelor,
Bell,
Bicker,
Bidelspacher,
Blumberg.
Brown, T. J.,
Burns,
Conner,
Cordier,
Dietrich.
Evans, J. T.,
Evans, T. C.,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gangloff,
Gicking,
Greeby,
Griffin,
Hagmaier,
Haines,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Holcombe,
Hutton,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Leidich.
Lockhart,
Lucas,
Lynch,
Mathay,
McAlee,
McCallister,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Moore, D. G.,
Moore, W. H.,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Rhodes, C. H.,
Rhodes J. A.,
Riddle,
Rieder,
Sheely,
Shellenberger,
Shortz,
Shutt,
Soffel,
Spangler,
Stadtlander,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Williams, G. W.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1647, entitled:

An Act to amend section one of the act approved the seventeenth day of April, one thousand nine hundred and twenty-nine (P. L. 530), entitled "An act authorizing the retention of the route of any vacated public road, or portion thereof, as a private road," reserving such roads also for the use of the Department of Forests and Waters, or the Board of Game Commissioners, and reserving roads vacated by road commissioners for the same purposes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Sterling,
Stevenson,

Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Stewart,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1649, entitled:

An Act to further amend section four of the act, approved the tenth day of April, one thousand eight hundred and sixty seven (P. L. 991), entitled "A further supplement to an act to authorize the erection of a poor house by the township of Jenkins, borough of Pittston, and township of Pittston, in the county of Luzerne, approved May eighth, Anno Domini one thousand eight hundred and fifty-seven," by increasing the amount which may be expended for out-door relief.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—187

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Moore, D G.,
Moore, W. H.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1653, as follows:

An Act to further amend the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of Canada Thistles" by changing penalties provided therein

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of March one thousand eight hundred and sixty-two (Pamphlet Laws one hundred sixty-four) entitled "An act to provide for the destruction and to prevent the spread of "Canada Thistles" as last amended by section one of the act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) entitled "An act to amend section one two as amended and three of an act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled 'An act to amend an act entitled "An act to provide for the destruction and to prevent the spread of Canada thistles" approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two' extending the provisions of said act to Cichorium intybus the weed commonly known as chickory or succory or blue daisy" is hereby further amended to read as follows

Section 1 That from and after the passage of this act it shall be the duty of every person or persons and of every corporation holding land or lands in any county or counties of this Commonwealth either by lease or otherwise on which any Canada thistles or weeds commonly known as Canada thistles or Cichorium intybus the weed commonly known as chickory or succory or blue daisy may be growing to cut the same so as to prevent such weeds from going to seed and the seed of the same from ripening and every person or persons or corporation as aforesaid who shall or may have land as aforesaid and who shall neglect or refuse to comply with the provisions of this act shall [forfeit and pay a fine of fifteen dollars to the treasurer of the school district in which such land may be situated to be recovered the same as debts of like amount are now recoverable] be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred ($100) dollars and/or undergo imprisonment for a term of not more than thirty days

Section 2 That section two of said act as last amended by section two of the said act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) is hereby further amended to read as follows

Section 2 That if any person or persons or corporation so holding lands as aforesaid on which any Canada thistles or the weeds commonly known as such or Cichorium intybus the weed commonly known as chickory or succory or blue daisy shall be growing and likely to ripen seed thereon shall neglect or refuse to cut and destroy the same so as to prevent the seed from ripening it shall and may be lawful for any person or persons who may consider themselves aggrieved or about to be injured by such neglect or refusal to inform by written notice any constable or supervisor of the township or district in which the said weeds may be growing whose duty it shall then be to give five days' notice in writing to such person or persons or corporation to cut and destroy such weeds and on their neglect or refusal to cut and destroy the same at the end of five days it shall be the duty of the officer giving such notice to enter upon such premises with such other person or persons as he may employ and cut down and destroy such weeds and the said officer or other persons so employed shall be entitled to recover from such person or persons or corporation owning or holding land as aforesaid compensation for necessary man labor horse labor and machinery at the same rate as paid by the township or district for similar work on the roads and the officer serving such notice shall likewise be entitled to a fee of fifty cents together with six cents mileage for each mile circular necessarily traveled to be recovered as debts of like amount before any justice or court in said counties And it shall be the further duty of such officer to cause an information to be made against any such person or the proper officers of any such corporation upon whose lands such weeds are cut down and destroyed by such officer charging such person or officers of any such corporation with a violation of the provisions of the preceding section

Section 3 That section three of said act as added by section three of the act approved the twenty-fourth day of April one thousand eight hundred and eighty-five (Pamphlet Laws nine) entitled "An act to amend an act entitled 'An act to provide for the destruction and to prevent the spread of Canada thistles' approved the twenty-second day of March Anno Domini one thousand eight hundred and sixty-two" and as last amended by section three of the said act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-three) is hereby further amended to read as follows

Section 3 It shall be the duty of the supervisor or supervisors of the public roads or highways in every township or district as aforesaid to cut and destroy in the same manner all such weeds on or along such roads and in case of unseated or mountain lands whenever it shall come to the knowledge of either the supervisor or constable of the existence of any such weeds thereon it shall be his duty to notify the owner or owners or agents of said lands in writing giving ten days' notice to cut and destroy the same as aforesaid and upon failure to comply at the end of ten days such officer or any person or persons employed by him shall proceed in the manner hereinbefore provided with like fees and compensation and if any such constable or supervisor shall neglect or refuse to perform his duties as prescribed by this act he shall [be liable to a fine of ten dollars the same to be sued for and recovered as aforesaid by the party or parties aggrieved or about to be injured by such neglect or refusal] upon summary conviction before a magistrate alderman or justice of the peace be sentenced to pay a fine of ten ($10) dollars and the costs of prosecution and in default of the payment of said fine and costs to undergo imprisonment for not more than ten (10) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—189

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Barton,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Memclo,
Meredith,
Metzler,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Haines,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1699, entitled:

An act to amend clause (III) of sub-section (d) of section eleven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by further providing for the disposition of seized articles.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bell,
Beyer,
Bicker,
Bidelspacher
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Memolo,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,

Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1782, entitled:

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—188

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Moore, D. G.,
Moore, W. H.
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,

Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Goehring,
Graham,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Mumford
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1813, entitled:

An Act to amend sections one and three of the act, approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 1052), entitled "An act adopting a program for the completion of the improvement of the State highways of the Commonwealth; authorizing counties, boroughs, towns and townships to expend moneys, and to incur indebtedness; and requiring certain moneys of the Motor License Fund to be expended as herein provided," by providing a different method of allocating moneys appropriated for State highway purposes, and eliminating the date before which county commissioners shall indicate their choice of State highways.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—186

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,

Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Scott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1545 (Senate Bill No. 542), entitled:

A Supplement to the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643) entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A counties, school districts and poor districts, and the officers thereof; and imposing penalties," further regulating the collection of such taxes; providing for the annual audit of such tax collector's account by the city controller; requiring the city solicitor to act as his legal advisor; making it unlawful for such tax collector or his family to receive gifts from certain people; and providing for his removal by court of common pleas for violations of this act; and prohibiting any person from more than one successive re-election to such office.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—188

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler
Spann,
Stadtlander,
Staudenmeier,
Steedle,

Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1548 (Senate Bill No. 556), entitled:

An Act to amend section one of the act approved the twelfth day of May, one thousand eight hundred and eighty-seven (P. L. 96), entitled "A supplement to an act, entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the courts to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions and interests of such cities, boroughs, or towns," as amended; extending the provisions of said act to burial grounds belonging to or in charge of municipalities.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Meredith,
Metzler,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H
Mumford,
Munley,
Musmanno,
Myers, F. H.Jr.,
Myers, P. M.,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,

Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Greeby,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mathay,
McAlee,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 178, entitled:

An Act providing for the pensioning of certain persons residents of this Commonwealth of Pennsylvania who have been or shall be soldiers, sailors, marines or members of the enlisted nurse corps designated as "blind veteran;" defining the term "blind veteran;" imposing certain duties on the Adjutant General; imposing penalties for violation theref; and making an appropriation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Beyer,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns.
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill.
Patterson,
Peelor,
Pennock.
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,

Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Stone,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 933, entitled:

An Act making an appropriation from the general fund to the Department of Highways for the purpose of rebuilding a county bridge in Armstrong County, destroyed by flood.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham.
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,

Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Scott,
Sheely,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1593, entitled:

An Act to amend section fifty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for election of officers when officers elected fail to qualify or when no officer is elected.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188.

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh
Flynn,
Fox,
Frederick,
Fuller.
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall.
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
McClure,
McElwee,
McGregor,
McKay,
Schreck,
Schrock,
Schwartz,
Sheely,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1451 (Senate Bill No. 534), entitled:

An Act authorizing justices of the peace to take affidavits and acknowledgments without the district and county within which they reside and maintain offices.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E., P.
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Rooney,
Royle,
Ruth,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the tihrd reading and consideration of House Bill No. 1839 (Senate Bill No. 550), as follows:

An Act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the judicial districts of the Commonwealth shall be numbered composed designated and shall each have the number of judges respectively as follows

The first district shall be composed of the city and county of Philadelphia and shall have fifteen judges learned in the law in the common pleas and six judges learned in the law in the orphans' court and such judges of the municipal court as now or may hereafter be provided by law

The second district of the county of Lancaster and shall have two judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The third district of the county of Northampton and shall have three judges learned in the law

The fourth district of the county of Tioga and shall have one judge learned in the law

The fifth district of the county of Allegheny and shall have fourteen judges learned in the law in the common pleas and three judges learned in the law in the orphans' court and such judges of the county court as now or may hereafter be provided by law

The sixth district of the county of Erie and shall have two judges learned in the law in the common please and one judge learned in the law in the orphans' court

The seventh district of the county of Bucks and shall have two judges learned in the law

The eighth district of the county of Northumberland and shall have two judges learned in the law

The ninth district of the county of Cumberland and shall have one judge learned in the law

The tenth district of the county of Westmoreland and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The eleventh district of the county of Luzerne and shall have five judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twelfth district of the county of Dauphin and shall have three judges learned in the law

The thirteenth district of the county of Greene and shall have one judge learned in the law

The fourteenth district of the county of Fayette and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The fifteenth district of the county of Chester and shall have two judges learned in the law

The sixteenth district of the county of Somerset and shall have one judge learned in the law

The seventeenth district of the counties of Union and Snyder and shall have one judge learned in the law

The eighteenth district of the county of Clarion and shall have one judge learned in the law

The nineteenth district of the county of York and shall have two judges learned in the law

The twentieth district of the county of Huntingdon and shall have one judge learned in the law

The twenty-first district of the county of Schuylkill and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty second district of the county of Wayne and shall have one judge learned in the law

The twenty-third district of the county of Berks and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-fourth district of the county of Blair and shall have one judge learned in the law

The twenty-fifth district of the counties of Cameron Clinton and Elk and shall have one judge learned in the law

The twenty-sixth district of the county of Columbia and shall have one judge learned in the law The county of Montour shall be attached to this district

The twenty-seventh district of the county of Washington and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The twenty-eighth district of the county of Venango and shall have one judge learned in the law

The twenty-ninth district of the county of Lycoming and shall have one judge learned in the law

The thirtieth district of the county of Crawford and shall have one judge learned in the law

The thirty-first district of the county of Lehigh and shall have two judges learned in the law

The thirty-second district of the county of Delaware and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-third district of the county of Armstrong and shall have one judge learned in the law

The thirty-fourth district of the county of Susquehanna and shall have one judge learned in the law

The thirty-fifth district of the county of Mercer and shall have one judge learned in the law

The thirty-sixth district of the county of Beaver and shall have two judges learned in the law

The thirty-seventh district of the county of Wayne and shall have one judge learned in the law The county of Forest shall be attached to this district

The thirty-eighth district of the county of Montgomery and shall have thre judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The thirty-ninth district of the county of Franklin and shall have one judge learned in the law

The fortieth district of the county of Indiana and shall have one judge learned in the law

The forty-first district of the counties of Juniata and Perry and shall have one judge learned in the law

The forty-second district of the county of Bradford and shall have one judge learned in the law

The forty-third district of the counties of Monroe and Pike and shall have one judge learned in the law

The forty-fourth district of the counties of Wyoming and Sullivan and shall have one judge learned in the law

The forty-fifth district of the county of Lackawanna and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphan's court

The forty-sixth district of the county of Clearfield and shall have one judge learned in the law

The forty-seventh district of the county of Cambria and shall have three judges learned in the law in the common pleas and one judge learned in the law in the orphans' court

The forty-eighth district of the county of McKean and shall have one judge learned in the law

The forty-ninth district of the county of Centre and shall have one judge learned in the law

The fiftieth district of the county of Butler and shall have one judge learned in the law

The fifty-first district of the counties of Adams and Fulton and shall have one judge learned in the law

The fifty-second district of the county of Lebanon and shall have one judge learned in the law

The fifty-third district of the county of Lawrence and shall have two judges learned in the law

The fifty-fourth district of the county of Jefferson and shall have one judge learned in the law

The fifty-fifth district of the county of Potter and shall have one judge learned in the law

The fifty-sixth district of the county of Carbon and shall have one judge learned in the law

The fifty-seventh district of the county Bedford and shall have one judge learned in the law

The fifty-eighth district of the county of Mifflin and shall have one judge learned in the law

And in all cases where a county is or shall be attached to a contiguous district the qualified voters of said county shall be entitled to vote for the judge or judges

Section 2 The nomination of judges which the qualified electors of any county are entitled to elect of themselves, unconnected with any other county or district shall be made held and conducted and the returns of votes cast at primary elections for the nomination of such judges shall be made computed canvassed and certified as now or may be hereafter provided by law

Section 3 Returns of votes cast in all such counties at the municipal elections for all judges shall be made out by the prothonotary of the court of common pleas of such county under directions of said court or of the judge or persons authorized by law to receive and compute returns in such counties at its his or their meeting to receive and compute the returns of the preceding municipal election Such returns shall be properly attested by the seal of said court One of such returns shall be filed and entered in the office of the prothonotary of such court Another of such returns such prothonotary shall enclose in a sealed envelope and direct and immediately mail it to the Secretary of the Commonwealth It shall also be the duty of the prothonotary to deliver a copy of such return to each person elected judge at such municipal election

Section 4 In case of the election of a judge or judges in any judicial district composed of two or more counties or of a single county to which one or more counties is or are attached as provided by this act on the day of the sitting of the court or of the judge person or persons authorized by law to receive and compute returns in each of such counties the prothonotary of the court of common pleas shall open and in its his or their presence shall make out a return of all votes cast at the preceding municipal election within each county for every person voted for as judge such return shall be properly attested by the seal of said court The court or judge or person or persons receiving and computing returns shall thereupon appoint one of the judges of election in said county to take charge of such return and produce the same at a meeting of the judges so appointed in each of the counties comprising said district

Section 5 In all judicial districts composed of two or more counties the county commissioners of each county shall appoint one of the judges of elections of such county to take charge of the returns of all votes cast at any primary election in said county for any candidate or candidates for the nomination of judge of the courts of said district

Section 6 In all judicial districts composed of two or more counties the persons appointed as return judges to compute the vote cast at any municipal or primary election for any judges of the courts of such districts shall meet and cast up the several returns of the counties composing the district on the Tuesday next following the day on which the official computation of the county returns in all of such counties shall have been completed Such meetings shall he held at the courthouse of one of the counties taking said counties alternately in alphabetical order

Section 7 The return judges having met and cast up the votes of their respective districts shall execute under their hands and seals a general and true return of the whole district which in case such return is of a municipal election shall be deposited with the prothonotary of the county wherein the return is executed or in case the return is of a primary election with the county commissioners of such county Immediately upon the receipt of such return the prothonotary or county commissioners as the case may be shall make copies of such return and shall transmit one copy thereof properly certified to the Secretary of the Commonwealth and the other copy or copies also certified to the person or persons receiving the highest number of votes cast at the preceding municipal or primary election for the office or offices for which the election was held or the nominations were made in the district

Section 8 Every return judge shall receive out of the treasury of his proper county the sum of ten dollars for each day actually employed in computing such vote and in addition thereto shall receive ten cents for every mile necessarily traveled in going to and from the place of meeting

Section 9 In all judicial districts at the municipal election next preceding the expiration of the term of any judge now or hereafter commissioned the qualified electors of any county or counties composing such district shall elect a successor to such judge to serve as provided by law

Section 10 In all districts in which by the provisions of this act two or more judges are provided one of said judges shall be the president judge of said district and the other or others shall be the additional law judge or judges thereof The judge of said districts whose commission shall first expire shall be the president judge thereof except when the president judge has been or shall be reelected in which case he shall continue to be president judge The said additional law judge or judges shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and shall hold his or their office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties as the president judge of said district

Section 11 In all cases where by the provisions of this act a district heretofore consisting of more than one county is divided into two or more districts and in all cases in which counties are transferred from one district to another the judge now in office shall continue to serve until the expiration of his term of office as judge of the district which by this act is given the same number as that of the district in which the said judge has heretofore served At the municipal election next preceding the expiration of the term of office of any such judge the electors of the county or counties composing such district shall elect a judge to serve as provided by law

Section 12 In all districts in which the office of president judge additional law judge or the office of orphans' court judge is created by the provisions of this act the Governor shall appoint a person learned in the law and otherwise legally qualified and commission him as president judge additional law judge or orphans' court judge of such district as the case may be to serve until the first Monday of January one thousand nine hundred and thirty-two At the municipal election to be held in the year one thousand nine hundred and thirty-one successors to the judges so appointed shall be elected by the proper counties for terms of ten years and shall take office on the first Monday of January one thousand nine hundred and thirty-two Where any office of judge has been created at the Session of the General Assembly of one thousand nine hundred and thirty-one otherwise than by this act such office shall be in addition to those provided for by this act

Section 13 The following acts are hereby repealed

The act approved the twenty-sixth day of February one thousand nine hundred and nineteen (Pamphlet Laws three) entitled "An act to provide for two additional law judges of the Court of Common Pleas of the Fifth Judicial District"

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-four) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-first Judicial District"

The act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred forty-three) entitled "An act to provide for a second additional law judge of the several courts of the twelfth judicial district"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-one) entitled "An act to provide for a second additional law judge of the court of common pleas of the Tenth Judicial District"

The act approved the ninth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred twenty-two) entitled "An act to provide for an additional law judge of the court of common pleas of the Thirty-sixth Judicial District"

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred sixty-three) entitled "An act to designate the several judicial districts of the Commonwealth as required by the Constitution and to provide for the election and commissioning of judges learned in the law for the said districts"

The act approved the eighth day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred fifteen) entitled "An act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District"

The act approved the twenty-fourth day of February one thousand nine hundred and twenty-seven (Pamphlet Laws three) entitled "An act providing for an additional associate judge of the separate Orphans' court of the County of Philadelphia"

The act approved the ninth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws twenty) entitled "An act to provide for an additional law judge of the court of common pleas of the Fifty-third judicial district"

The act approved the seventeenth day of March one thousand nine hundred and twenty-seven (Pamphlet Laws thirty-eight) entitled "An act to provide for a second additional law judge of the court of common pleas of the Twenty-third Judicial District"

The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred sixty) entitled “An act to provide for one additional law judge of the court of common pleas of the Thirty-second Judiciary District”

The act approved the twentieth day of February one thousand nine hundred and twenty-nine (Pamphlet Laws three) entitled “An act to provide for an additional law judge of the court of common pleas of the Seventh judicial district”

The act approved the sixth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws ten) entitled “An act to provide for an additional law judge of the court of common pleas of the Thirty-eight judicial district”

The act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred one) entitled “An act to provide for a second additional law judge of the court of common pleas of the Twenty-seventh judicial district”

The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred sixty-nine) entitled “An act to provide for an additional law judge of the court of common pleas in the Forty-seventh judicial district”

Section 14 This act shall be in force immediately upon its passage and approved by the Governor

Nothing in this act shall be construed to repeal or alter the provisions of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled “An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expense thereof” or the amendments thereto nor to repeal or alter any of the provisions of an act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled “An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof” or the amendments thereto

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dwyer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor.
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon.
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1566, as follows:

An Act authorizing the Department of Agriculture to establish facilities for and to conduct official egg-laying contests providing facilities for the same on land now under the control of the Board of Trustees of Harrisburg State Hospital and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Agriculture hereinafter termed “department’ ’is hereby authorized to establish facilities for and thereafter to conduct and maintain during each year a Pennsylvania Official Egg-laying Contest in order to determine and demonstrate improved and better methods for increasing the egg production of poultry and to afford farmers and poultry raisers official accreditation for the egg-laying capacity of their poultry

Section 2 The buildings and facilities for such contests shall be erected or established and the contests shall be conducted upon such land of the Commonwealth now under the control of the Board of Trustees of Harrisburg State Hospital as the Governor shall specify in and by an appropriate document which shall be filed in the Department of Internal Affairs After such land has been specified the department shall have full jurisdiction and control over it for carrying out the purposes of this act

Section 3 Any person desiring to enter poultry in an official contest shall make application to the department and pay such entry fee as the department shall from time to time prescribe by rule and regulation The Commonwealth hereby disclaims any and all liability for the loss or destruction of or injury or damage to any poultry so entered whether by fire or other casualty or any other happening whatsoever

Section 4 The department is hereby authorized to prescribe and adopt rules and regulations for the proper conduct of such contests including the canditions upon which such poultry may be entered the types of poultry which may be entered the entry fees to be paid by the contestants and the accreditation of the contestants The department may sell in the open market at the prevailing wholesale or retail prices such eggs as may accumulate during any contest but shall sell to the Board of Trustees of Harrisburg State Hospital at wholesale prices as many eggs as may be required for said hospital

Section 5 All entry fees moneys received from the sale of eggs or any other income accruing under the provisions of this act shall be paid into the State Treasury through the Department of Revenue

Section 6 The sum of eighty-five thousand dollars ($85,000) or as much of such sum as may be necessary out of the unexpended balance of the appropriation of two million four hundred fifty thousand dollars ($2,450,000) made to the Department of Agriculture by the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (Appropriation Acts Page one hundred eighty-one) entitled “An act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the suport of the public schools for two years beginning June first one thousand nine hundred and twenty-nine and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-nine" is hereby specifically reappropriated to the Department of Agriculture for the remainder of the current fiscal year and the two fiscal years beginning June first one thousand nine hundred and thirty-one for the erection by the Department of Property and supplies of necessary buildings and approaches thereto for the purchase through the Department of Property and Supplies as purchasing agent of equipment supplies and feed for the payment of wages salaries or other compensation of employes of the department engaged in the work of preparing for and conducting contests hereunder and for any other incidental expenses necessary for the proper conduct of the work of the department authorized by this act

Section 7 This act shall become effective on the date of its approval by the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr ,
Baldi,J.F.M.,
Baldrige.
Batchelor,
Barton,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Peelor,
Pennock,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Stott,
Sheely,
Shellenberger,
Shortz,
Shettel,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1436, entitled:

An Act making an appropriation to the Valley Forge Park Commission to celebrate on the eighteenth of June, one thousand nine hundred and thirty-two, the anniversary of General Washington's evacuation of Valley Forge on the eighteenth of June, one thousand seven hundred and seventy-eight.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. BECHTEL. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 435, entitled:

An Act relating to the service of search warrants, defining the rights of officers therein, and the time thereof.

And said bill having been read at length the third time, considered and agreed.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constiution, the yeas and nays were taken and were as follows, viz:

YEAS—109

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Brown, E. P.,
Burns,
Conner,
Cooke,
Cordier,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Fish,
Fleisher,
Flynn,
Fuller,
Gaghan,
Goehring,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, J. W.,
Haines,
Harkins,
Haws,
Heffernan,
Hefferon,
Hermansen,
Hoopes,
Jaffe,
King,
Kleckner,
Leidich,
Lewis,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
Memolo,
Meredith,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sautter,
Schreck,
Schwartz,
Sheely,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Storb,
Stott,
Strickler,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Watson,
Weidemann,
Wettach,
Wike,
Williams, J. J.,
Wise,
Witkin,
Yeakel,
Ziesenheim,

NAYS—38

Barton,
Batchelor,
Bauer,
Bowers,
Braham,
Carmany,
Cauffiel,
DeFrehn,
Evans, J. T.,
Evans, T. C.,
Frederick,
Garard,
Gillette,
Griffith, C. R.,
Hagmaier,
Hartsock,
Heffner,
Himes,
Kahle,
Lockhart,
McKay,
Patterson,
Raub,
Reader,
Rhodes, C. H.,
Schrock,
Sheffer,
Shellenberger,
Shettel,
Stevenson,
Stone,
Surface,
Weaver,
Williams, G. W.,
Wilson, L. M.,
Wilson, T. B.,
Wood,
Goodnough,
Speaker.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1519, entitled:

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended, exempting from the provisions of said act certain boxing, sparring and wrestling exhibitions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige.
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh.
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Graham,
Greeby,
Green.
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKav.
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers F. H. Jr.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger.
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier.
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White.
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood.
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Orderd, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill 1080 (Senate Bill No. 269) as follows:

An Act To amend section twenty-two of the act approved he fourteenth day of June one thousand nine hundred and twenty-three (Pamhplet Laws seven hundred ten) entitled "An act allowing an dregulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by providing for the return of the price of admissions when a principal match end in a foul

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-two of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" is hereby amended to read as follows

Section 22 Tickets to Indicate Purchase Price Admissions Not to Exceed Seating Capacity Purse to be Held Up in Case of Foul All tickets of admission to any such boxing sparring or wrestling match or exhibition shall bear clearly upon the face thereof the purchase price of same and no such tickets shall be sold for more than such price as printed thereon It shall be unlawful for any such corporation or person to admit to such contest a number of people greater than the seating capacity of the place where such contest is held

When a principal boxing sparring or wrestling match or exhibition ends or terminates in a foul or is declared by the referee to be an unsatisfactory bout or no contest of if either participant is disqualified for any reason the referee shall order the remuneration or purse belonging to the contestants or either of them to be held pending the outcome of another bout or match between the same contestants to be put on as an extra bout or match at the next exhibition to be held under the direction of or by the same club or promoters In the event that another bout or match shall not be so held between the same contestants within two months after the said purse or remuneration has been held up such remuneration or purse shall be paid into the State Treasury for the use of the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—128

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Baldrige,
Bauer,
Bell,
Beyer,
Black,
Blumberg,
Bowers,
Burns,
Conner,
Cordier,
DeFrehn,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fleisher,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Greeby,
Grenet,
Hagmaier,
Harkins,
Hart,
Hartsock,
Heffernan,
Hefferon,
Heffran.
Hoffman,
Holmes,
Hoopes,
Jaffe,
Jones, B.,
King,
Kirkbride,
Kleckner,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Maloney,
Marcks,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Memolo.
Metzier,
Metzinger,
Millar
Miller,
Moore, W. H.
Mumford,
Musmanno,
Myers, F. H.Jr.,
Neely,
Nothnagle.
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rice,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock.
Schwartz,
Sheely,
Sheffer,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stone,
Storer,
Stott,
Strickler,
Surface,
Talbot,
Tucker,
Turner,
Watson,
Weidemann,
White,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—17

Bechtel,
Carmany,
Fitzgerald,
Griffith, C. R.,
Henderson,
Hermansen,
Hutton,
Kahle,
Labar,
Leidich,
McAlee,
McKay,
Munley,
Patterson,
Rhodes, C. H.,
Rhys,
Shortz,
Snyder,
Stevenson,
Stewart,
Way,
Wettach,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 35, as follows:

An Act to amend section one of the act approved the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-two) entitled "An act fixing the salaries of court criers and tipstaves in counties of the third class" by increasing the salaries of said court criers and tipstaves

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-two) entitled "An act fixing the salaries of court criers and tipstaves in counties of the third class" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of the court criers of the several courts in counties of the third class is hereby fixed at not in excess of twenty-four hundred dollars per annum each and the salaries of the tipstaves in said counties is fixed at not in excess of two thousand dollars per annum each Such salaries shall be fixed by the court and shall be paid out of the county treasury in the usual manner

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shettel,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Watson,
Way,
Weaver,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Labar,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Ronemus,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 320, entitled:

An Act to amend sections one and four of the act approved the eighth day of July, one thousand eight hundred and eighty-five (P. L. 268), entitled, "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time within which a county commissioner's sale must be held.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Adams,
Baker,
Baldi, J.F.M.,
Batchelor,
Bechtel,
Beyer,
Bidelspacher,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
Kahle,
King,
Kleckner,
Labar,
Leidich,
Lewis,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shellenberger,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,

Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Meredith,
Metzier,
Metzinger,
Millar,
Shettel,
Shortz,
Shutt,
Simon,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 391, entitled:

An Act to amend sections thirteen and fourteen of the act approved the ninth day of May, one thousand nine hundred and twenty-nine (P. L. 1684), entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county, borough, town, township, school district, and poor district are delinquent and remain unpaid, and fixing penalties for such delinquency; authorizing county commissioners to purchase such lands under certain circumstances," by providing circumstances under which a county shall be deemed to have abandoned title to lands purchased at a county treasurer's sale; and fixing the time when a county commissioner's sale must be held.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Hefferon,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. WITKIN asked and obtained unanimous consent to call up out of order House Bill No. 1366, Printer's No. 815, from page 18, of today's calendar, bill on final passage.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1366, as follows:

An Act regulating and licensing the sale transfer and possession of certain firearms prescribing penalties procedure and rules of evidence conferring powers and imposing duties on courts of quarter sessions sheriffs and heads of police departments and to make uniform the law with reference thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That "firearm" as used in this act means any pistol or revolver with a barrel less than twelve inches any shotgun with a barrel less than twenty-four inches or any rifle with a barrel less than fifteen inches

"Crime of violence" as used in this act means any of the following crimes or an attempt to commit any of the same namely murder manslaughter rape mayhem aggravated assault and battery assault with intent to kill robbery burglary breaking and entering with intent to commit a felony kidnapping and larceny

"Person" as used in this act includes firm partnership association or corporation and the masculine shall include the feminine and neuter

Section 2 If any person shall commit or attempt to commit a crime of violence when armed with a firearm contrary to the provisions of this act he may in addition to the punishment provided for the crime be punished also as provided by this act

Section 3 In the trial of a person for committing or attempting to commit a crime of violence the fact that he was armed with a firearm and had no license to carry the same shall be prima facie evidence of his intention to commit said crime of violence

Section 4 No person who has been convicted in this Commonwealth or elsewhere of a crime of violence shall own a firearm or have one in his possession or under his control

Section 5 No person shall carry a firearm in any vehicle or concealed on or about his person except in his place of abode or fixed place of business without a license therefor as hereinafter provided

Section 6 The provisions of the preceding section shall not apply to constables sheriffs prison or jail wardens or their deputies policemen of the Commonwealth or its political subdivisions or other law-enforcement officers or to members of the army navy or marine corps of the United States or of the national guard or organized reserves when on duty or to the regularly enrolled members of any organization duly authorized to purchase or receive such weapons from the United States or from this Commonwealth provided such members are at or are going to or from their places of assembly or target practice or to officers or employes of the United States duly authorized to carry a concealed firearm or to agents messengers and other employes of common carriers banks or business firms whose duties require them to protect moneys valuables and other property in the discharge of such duties from carrying any such firearm while actually engaged in such duties or to any person engaged in the business of manufacturing repairing or dealing in firearms or the agent or representative of any such person having in his possession using or carrying a firearm in the usual or ordinary course of such business or to any person while carrying a firearm unloaded and in a secure wrapper from the place of purchase to his home or place of business or to a place of repair or back to his home or place of business or in moving from one place of abode or business to another

Section 7 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county may upon the application of any person issue a license to such person to carry a firearm in a vehicle or concealed on or about his person within this Commonwealth for not more than one year from date of issue if it appears that the applicant has good reason to fear an injury to his person or property or has any other proper reason for carrying a firearm and that he is a suitable person to be so licensed The license shall be in triplicate in form to be prescribed by the Secretary of the Commonwealth and shall bear the name address description and signature of the license and the reason given for desiring a license The original thereof shall be delivered to the licensee the duplicate shall within seven days be sent by registered mail to the Secretary of the Commonwealth and the triplicate shall be preserved for six years by the authority issuing said license The fee for issuing such license shall be fifty cents ($0.50) which fee shall be paid into the county treasury except that if the applicant exhibits a resident hunter's license issued to him for the current license year the fee shall not be charged.

Any such license to carry firearms may be revoked by the person issuing the same at any time upon written notice to the holder thereof

Section 8 No person shall deliver a firearm to any person under the age of eighteen or to one who he has reasonable cause to believe has been convicted of a crime of violence or is a drug addict an habitual drunkard or of unsound mind

Section 9 No seller shall deliver a firearm to the purchaser thereof until forty-eight hours shall have elapsed from the time of the application for the purchase thereof and when delivered said firearm shall be securely wrapped and shall be unloaded At the time of applying for the purchase of a firearm the purchaser shall sign in triplicate and deliver to the seller a statement containing his full name address occupation color place of birth the date and hour of application the caliber length of barrel make model and manufacturer's number of the firearm to be purchased and a statement that he has never been convicted in this Commonwealth or elsewhere of a crime of violence The seller shall within six hours after such application sign and attach his address and forward by registered mail one copy of such statement to the chief or head of the police department of the city or the sheriff of the county of which the seller is a resident the duplicate duly signed by the seller shall within seven days be sent by him with his address to the Secretary of the Commonwealth the triplicate he shall retain for six years This section shall not apply to sales at wholesale

Section 10 No retail dealer shall sell or otherwise transfer or expose for sale or transfer or have in his possession with intent to sell or transfer any firearm without being licensed as hereinafter provided

Section 11 The chief or head of any police force or police department of a city and elsewhere in this Commonwealth the sheriff of a county shall grant to reputable applicants licenses in form prescribed by the Secretary of the Commonwealth effective for not more than one year from date of issue permitting the licensee to sell firearms direct to the consumer within this Commonwealth subject to the following conditions in addition to those specified in section nine hereof for breach of any of which the license shall be forfeited and the license subject to punishment as provided in this act

1. The business shall be carried on only in the building designated in the license

2 The license or a copy thereof certified by the issuing authority shall be displayed on the premises where it can easily be read

3 No firearm shall be sold (a) in violation of any provision of this act nor (b) shall a firearm be sold under and circumstances unless the purchaser is personally known to the seller or shall present clear evidence of his identity

4 A true record in triplicate shall be made of every firearm sold in a book kept for the purpose the form of which may be prescribed by the Secretary of the Commonwealth and shall be personally signed by the purchaser and by the person effecting the sale each in the presence of the other and shall contain the date of sale the caliber make model and manufacturer's number of the firearm the name address occupation color and place of birth of the purchaser and a statement signed by the purchaser that he has never been convicted in this Commonwealth or elsewhere of a crime of violence One copy shall within six hours be sent by registered mail to the chief or head of the police force or police department of the city or the sheriff of the county of which the dealer is a resident the duplicate the dealer shall within seven days send to the Secretary of the Commonwealth the triplicate the dealer shall retain for six years

5 No firearms or imitation thereof or placard advertising the sale thereof shall be displayed in any part of any premises where it can readily be seen from the outside

The fees for issuing said license shall be ten dollars ($10.00) which fee shall be paid into the county treasury

6 Any license granted under this section may be revoked by the person issuing the same upon written notice to the holder thereof Section 12 Any applicant aggrieved by the refusal of his application for a license to carry a firearm or for a dealers license may file within thirty days thereafter in the court of quarter sessions of his county a petition against the official who refused his application as defendant alleging therein in brief detail the refusal complained of and praying for a reversal thereof Upon service of a copy of the petition upon the defendant returnable within ten days from its date the defendant shall on or before the return day file an answer in which he may allege by way of defense the reason for his refusal and such other reasons as may in the meantime have been discovered Thereupon upon application of either party the cause shall be heard without delay The court may either sustain or reverse the action of the defendant If the defendant's action is reversed he shall fortwith issue the license upon payment of the fee A judgment sustaining a refusal to grant a license shall not bar after one year a new application nor shall a judgment in favor of the petitioner prevent the defendant from thereafter revoking or refusing to renew such license for any proper cause which may thereafter occur The court shall have full power to dispose of all costs

Section 13 No person shall make any loan secured by mortgage deposit or pledge of a firearm nor shall any person lend or give a firearm to another or otherwise deliver a firearm contrary to the provisions of this act

Section 14 No person shall in purchasing or otherwise securing delivery of a firearm or in applying for a license to carry the same give false information or offer false evidence of his identity

Section 15 No person shall change alter remove or obliterate the name of the maker model manufacturer's number or other mark of identification on any firearm Possession of any firearm upon which any such mark shall have been changed altered removed or obliterated shall be prima facie evidence that the possessor has changed altered removed or obliterated the same

Section 16 All licenses heretofore issued within this Commonwealth permitting the carrying of firearms concealed upon the person shall expire at midnight of the thirty-first day of August one thousand nine hundred and thirty-one

Section 17 This act shall not apply to antique firearms unsuitable for use and possessed as curiosities or ornaments

Section 18 Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than three thousand dollars ($3,000.00) or imprisonment for not more than three years or both

Section 19 If any part of this act is for any reason declared void such invalidity shall not affect the validity of the remaining portions of this act

Section 20 This act may be cited as the "Uniform Firearms Act"

Section 21 This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 22 All acts or parts of acts inconsistent herewith are hereby repealed provided however that this act shall not repeal or in any manner effect any provisions of an act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred seventy-seven) entitled "An act prohibiting the sale giving away transfer purchasing owning possession and use of machine guns providing penalties and providing for certain exemptions and the granting of permits by sheriffs to own and possess machine guns as relics"

RECONSIDERATION OF VOTE

On the question recurring,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. GREEN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. WITKIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 5, by striking out the word "masculin" and inserting in lieu thereof the word "masculine".

Amend section 1, page 2, line 6, by striking out the word "frminine" and inserting in lieu thereof the word "feminine".

Amend section 6, page 3, line 5, by inserting after the word "Commonwealth" the following: "or any organization incorporated under the laws of this Commonwealth engaged in target shooting with rifle pistol or revolver".

Amend section 11, page 9, line 14, by striking out after the word "thereof"; "Section 12 Any applicant aggrieved by the"

Amend section 11, page 9, line 15, by inserting in front of the word "refusal" the following: "Section 12 Any applicant aggrieved by the".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

HOUSE BILL NO. 983 TAKEN FROM TABLE

Mr. RICE. Mr. Speaker, I move that House Bill No. 983, Printer's No. 439, entitled:

An Act establishing a Legislative Finance Bureau; defining its powers and duties and providing for the election and removal of a Director by the General Assembly; authorizing the employment of assistants; imposing certain duties and responsibilities upon the departments, boards and commissions of the State government and upon agencies receiving State appropriations.

be taken from the table.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. RICE. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. RICE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. GEORGE L. REED. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. RICE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend bill, page 4, line 15, by inserting at the end thereof the following section: "Section 9. The records and information in the possession of the Legislative Finance Bureau shall, at all times, be confidential and no officer or employe of said Bureau shall permit any of its records to be inspected by or divulge any information to any person except (a) members or committees of the General Assembly during a Session of the General Assembly, or (b) persons or groups of persons who will be Members of the General Assembly during any time between a Session of the General Assembly and the date of the general election immediately preceding such session of the General Assembly.

"Nothing contained in this section shall prohibit the inspection of the records of said Bureau by the Auditor General or his agents for the purpose of any audit as provided by law"

Amend section 9, page 4, line 16, by striking out the figure "9" and insert in lieu thereof the figure "10".

Amend section 10, page 4, line 22, by striking out the figure "10" and insert in lieu thereof the figure "11".

Amend bill, page 4, line 24, by inserting after the word "shall" the following: "on request of the Director".

Amend bill, page 4, line 25, by striking out the word "such" and insert in lieu thereof "pertinent".

Amend bill, page 4, line 26, by striking out the words "powers, duties".

Amend bill, page 4, line 26, by striking out the word "organization".

Amend bill, page 4, line 27, by striking out the words "in such form as the".

Amend bill, page 4, line 28, by striking out all of said line.

Amend bill, page 4, line 29. by srtiking out the words "and he" and insert in lieu thereof "The Director of the Legislative Finance Bureau".

Amend section 11, page 5, line 4, by striking out the figures "11" and insert in lieu thereof the figures "12".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 535, as follows:

An Act relating to delinquent taxes on seated lands and fixing penalties for the non-payment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act it shall be the duty of each receiver or collector of any county city borough town township school district or poor district taxes to make a return to the county commissioners of such taxes which are assessed and levied on seated lands and which are unpaid and for which no liens have been filed not later than the first Monday of May in the year succeeding the year in which the respective taxes were assessed and levied filing therewith a description of said real estate by adjoiners or otherwise sufficient to identify said land with name of the owner or reputed owner against whom such taxes were assessed and levied and the amounts of taxes unpaid and the year during which the said taxes were assessed or levied to which a penalty of one-half of one per centum of any such tax shall be added on the first day of January of the year following the levy and assessment of such tax and on the first day of every month thereafter until such taxes are paid or the seated lands responsible therefor are sold as hereinafter provided

Section 2 Upon receipt of such returns the county commissioners shall enter upon a docket to be styled Tax Return Docket on Seated Lands the returns so made with a description of the said lands which return and entry shall constitute a lien on such lands Such returns shall be alphabetically indexed with name of owner and locality year during which the return was filed and page of the docket wherein the lien is recorded in a book or books to be provided by the county commissioners to be known as The Tax Lien Index

Section 3 After the receipt of such returns and recording thereof upon the said docket the county commissioners shall certify said returns together with all previous returns for delinquent taxes filed in the office of the said commissioners which may have been filed under law heretofore authorizing the same to the county treasurer who is authorized and empowered to receive and collect the same and to sell the seated lands upon which such taxes were assessed and levied to secure the payments of such taxes as are unpaid and the accruing costs and penalties as hereinafter provided The treasurer shall keep a record of all taxes received or collected by him and pay over and distribute the same less the costs and charges to which he may be entitled to the proper parties entitled to receive the same for the uses and purposes for which such taxes were assessed or levied and shall certify to the county commissioners a list of the taxes thus by him collected for entry and satisfaction upon the said Tax Return Docket on Seated Lands to be kept by the county commissioners

Section 4 All taxes unpaid and so returned and docketed as aforesaid shall be a first lien on said real estate liable for the payment thereof together with all charges penalties expenses and fees added thereto for failure to pay promptly and such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said property before any mortgage obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made

Section 5 Such tax so returned and filed and entered upon said docket shall remain a lien upon said property until fully paid and satisfied or until the property shall be sold in accordance with provisions thereof

Section 6 After such return of taxes shall have been made in accordance with the provisions hereof responsibility of the tax collector or receiver of taxes for the collection of the taxes so returned shall cease On making such return the tax collector or receiver of taxes shall be entitled to exoneration from the taxes so returned on the settlement of his accounts

Section 7 The county treasurer shall advertise the fact of holding such sale once a week for the three successive weeks prior to the holding of such sale in at least two newspapers of general circulation in the county in which such seated land is located if there be two newspapers so published if there be one then in such newspaper so published in the county

Such advertisement shall set forth

(a) The purpose of such sale
(b) The time of such sale
(c) The place of such sale
(d) The terms of such sale
(e) A list of the seated lands affected and their location and the owner or reputed owner of each

Section 8 In addition to such advertisement at least ten days before any such sale written notice thereof shall be served by the county treasurer by registered mail upon the owner of such land and if the whereabouts of the owner is unknown such notice shall be served by registered mail upon the terre tenant if any If such notice cannot be served in said manner on the owner or terre tenant then such notice shall be served by the county treasurer by posting the same in the courthouse and at a conspicuous place on the premises

The cost of such advertisements notices and the service thereof shall be taxed as part of the costs of such proceedings and shall be paid the same as the other costs The notice to be served and posted under the provisions of this act shall be prepared by the county treasurer and shall be in substantially the following form

To ....
(Owner or reputed owner of property)
You are hereby notified that your property situated ....has been returned for non-payment of taxes for the year ....and unless such taxes are paid before the .... day of .... the said property will be sold by the undersigned at his office at the courthouse in the county of ....of the Commonwealth of Pennsylvania on the .... day of ....

....
County Treasurer

Return of any such notice shall be made by the county treasurer by making a record thereof on his docket

Section 9 Such sales shall be made on or after the first Monday of August in the second year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned Provided That if any such sale be adjourned or readjourned by public announcement at such sale or adjournment no additional advertisement or notice shall be necessary for such adjourned or readjourned sale

For each tract of land so disposed of the county treasurer shall be entitled to the following fees which shall be taxed as part of the costs of such proceedings and shall be paid the same as other costs

Advertising each tract including printer's charge ...	$2.00
Selling each tract or part thereof	.50
Writing and signing each deed	1.50
Acknowledging every deed	.50
Writing and filing every bond to acknowledge the purchase money	.25

For receiving and paying over the purchase money or taxes collected by him two per cent thereof

Section 10 No sale shall be valid where the taxes and penalties have been paid prior to said advertisement or where the taxes penalties and costs have been paid after advertisement and before sale or when such taxes are not legally due and collectible and any real estate sold under this act may be redeemed by the owner or by anyone interested in said real estate at any time within two years after such sale by the payment to the county treasurer of the full amount which the purchaser paid to said treasurer for taxes penalties and costs and twenty-five per centum of the amount of tax in addition thereto In case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect No sale of seated lands for taxes under the provisions of this act shall be prejudiced or defeated by proof that there was personal property to be found on the premises sufficient to pay the taxes assessed thereon nor shall such sale be prejudiced by reason of the fact that such lands so assessed as seated lands were at the time unseated

Section 11 It shall be the duty of the purchaser or purchasers at said treasurer's sale as soon as the property is struck down to pay the amonut of the purchase money or such part thereof as may be necessary to pay all taxes penalties and costs as also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer and acknowledgment of the treasurer's deed as hereinafter mentioned and in case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property immediately put up again by the said treasurer

Any such property for which an amount sufficient to pay taxes penalties and the costs is not bid shall be purchased by the county commissioners in which event the requirements of the preceding paragraph of this section shall not apply

Section 12 The county treasurer shall keep in his office a book in which he shall enter all collections of taxes made by him and the sales made by him giving a description of each property sold the name of the owner thereof as the same appears upon the duplicates or has been returned to him the time of sale and the price at which sold together with the amount of the taxes penalties and costs

Section 13 It shall be the duty of the county treasurer at the first term of a court common pleas of the proper county succeeding any such sale to make a report and return wherein he shall set forth a brief description of the land or property sold the name of the person (where known) in which the same is assessed the amount of tax and the year for which the same is assessed the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement the time of sale the name of the purchaser and the price for which each respective property was sold

Upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the sale so made shall be confirmed nisi

The county treasurer shall at the expense of the county publish a notice once in a newspaper of general circulation throughout the county giving the date that such report may be filed within ten days thereafter otherwise the report will be confirmed absolutely

In case no objections or exceptions are filed to any such sale within ten days after being confirmed nisi a decree of absolute confirmation shall be entered as of course by the prothonotary Any objections or exceptions to such a sale may raise the legality of the taxes for non-payment of which the real estate was sold or the return thereof or the validity of the sale for the reson that the tax was actually paid or question the regularity or legality of the proceedings of the treasurer in any respect In case any objection or exceptions are filed they shall be disposed of according to the practice of the court and when the same are overruled or set aside a decree of absolute confirmation shall be entered by the court If such objection or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases If no objections or exceptions are filed as herein provided or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the assessment of the tax and its return for non-payment and the validity of the proceedings of the treasurer with respect to such sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person or persons in whose name such property was sold his her or their heirs or his her or their grantees or assigns subsequent to the date of the assessment of the taxes for which such sale was made and such sale after the period of redemption shall be terminated shall be deemed to pass a good and valid title to the purchaser as against the person or persons in whose name such property was sold provided the purchaser has filed the bond for surplus moneys as hereinafter provided

Section 14 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes penalties and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the prothonotary of the proper county at the number and term where said report and return is filed and the surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession soever it may come and the owners of said lands at the time of sale their heirs or assigns or other legal representatives may in not less than two or more than five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives in said bond with legal interest thereon be not paid within three months after demand in writing upon the purchaser or purchasers execution may issue for the recovery thereof

Section 15 When the purchaser has paid the amount of his bid or such portion thereof as he is required to pay under this act and has given the surplus bond as above required it shall be the duty of the county treasurer to make the said purchaser or purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to be duly acknowledged in the court of common pleas and such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book and for such service and the entry of the report of said treasurer said prothonotary shall receive the sum of one dollar and fifty cents

Section 16 If any owner or other person interested shall within two years after such sale redeem such real estate by an offer of the taxes and penalties for which the lands were sold and the costs with the additional sum of twenty-five per centum and any taxes which may have been levied against any such property since the treasurer's sale and which remain unpaid to the county treasurer he shall receive and receipt for the same and pay said taxes penalties costs and additional percentage over to the purchaser upon demand and the accrued taxes to the district entitled thereto and the county treasurer shall forthwith acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office as aforesaid and if said deed has been recorded in the office for recording of deeds cause an entry to be made on the margin of the record of the deed in the office of the recorder of deeds by marking thereon the word "redeemed" which shall be signed by the county treasurer and attested by the recorder of deeds and thereafter said deed shall be void and of no effect If such deed be not recorded then such owner or person interested as aforesaid shall be entitled to have the treasurer's deed delivered to such owner or persons interested for cancellation The county treasurer shall certify all such redemptions to the board of county commissioners who shall enter the same on the Tax Lien Docket and who shall certify such redemptions to the county assessors so that the property may thereafter be assessed in the name of the owner

Section 17 When the county commissioners shall purchase any real property at a county treasurer's sale they shall provide a book wherein shall be entered (a) the name of the person as whose land the same was sold (b) a brief description of the property together with any lot and lock number (c) the amount of taxes penalties and costs for which it was sold Such property shall not so long as it remains the property of the county be charged in the duplicate For the next two years following such sale if the land remains unredeemed the commissioners shall in separate columns in the same book charge every such tract of land with like county city borough town township school and poor taxes as would have been chargeable against the land had the same not been purchased by the county commissioners The right of redemption shall remain in the real owner of such lands or other persons interested for two years after sale to the county commissioners and such redemption may be accomplished by a payment within such period to the county treasurer of all taxes penalties and costs due thereon at the time of sale and interest thereon and also the taxes and penalties which have been levied and charged thereon after the sale and interest thereon from the time such taxes ought to have been paid All redemptions of property purchased by the county commissioners shall be noted upon their records and the county treasurer shall forthwith cause an entry of redemption to be made on the records in like manner as if such property were purchased by other than county commissioners

Section 18 If the owner of or other person interested in any real property so purchased by the county commissioners shall not redeem the same within such period the county commissioners shall at any time after such period sell any such lands at public sale and make deed therefor After any such sale or in the case of any redepmtion the property shall be charged by the subordinate assessor in the name of the last purchaser or redeemer and such lands shall again be liable for taxes as other lands

The county commissioners before making sale of real property purchased by them at tax sales shall give at least thirty days notice once a week for three consecutive weeks of such sales particularly designating the tracts that are to be sold This notice shall be inserted in two newspapers published in the county if so many are published in said county

After such sale the county commissioners shall make and execute a deed after being acknowledged before an officer authorized to acknowledge deeds shall pass such title as the county commissioners have a right to convey

Section 19 Nothing contained in this act shall be construed to repeal the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the method for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 20 The provisions of this act insofar as they are the same as those of any act repealed by this act or of any existing act shall be construed as a continuation of such laws and not as new enactments

The repeal by this act of any provisions of existing laws shall not affect the validity or lien of any taxes heretofore returned by any tax collector or receiver of taxes to the county commissioners or affect abate or prevent any suit or prosecution pending to enforce collection of the same or affect the sale of any lands pursuant to such existing laws and as to taxes heretofore returned to the county commissioners pursuant to existing laws this act shall be so construed only as to affect the remedy for enforcing collection of such taxes so returned on which proceedings for collection have not been heretofore instituted

Section 21 Constitutionality The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted by the General Assembly had such unconstitutional provision not been included therein

Section 22 The act approved the ninth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws sixteen hundred eighty-four) entitled "An act authorizing and empowering the county treasurers of the several counties of this Commonwealth to sell at public sale all seated lands upon which taxes assessed on such seated lands by authority of any county borough town township school district and poor district are delinquent and remain unpaid and fixing penalties for such delinquency authorizing county commissioners to purchase such lands under certain circumstances" is hereby repealed Except as herein provided all acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MASON. Mr. Speaker, I understand that there has been some question reaised in reference to House Bill No. 535, dealing with delinquent taxes, as to wether or not the five per cent penalty clause, which has been included in former bills, has been repealed under the terms of the act. I might say that that was the interpretation of the act when I was in the Attorney General's office. Senator Scott introduced a bill now before the Governor for consideration in practically the same form as my bill, with the exception of a few amendments which have been suggested, and the purpose in having this bill before the House at the present time is merely to perpetuate the prior raise so that if anything should happen to Senator Scott's bill, if it were vetoed, We might have a bill that would be in accordance with the Attorney General's wishes, and we would undoubtedly get rid of the 1929 act which has caused a great deal of confusion throughout the counties.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constiution, the yeas and nays were taken and were as follows, viz:

YEAS—126

Batchelor,
Bechtel,
Black,
Brown, E. P.,
Brown, T. J.,
Carmany,
Cauffiel,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Evans, J. T.,
Flynn,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Griffith, J. W.,
Hagmaier,
Haines,
Hartsock,
Haws,
Heffernan,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Metzier,
Metzinger,
Miller,
Moore, W. H.
Musmanno,
Musser,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Schreck,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Stott,
Strickler,
Surface,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
White,
Wike,
Williams, G. W.,
Williams, J. J.,
Wilson, L. M.,
Wood,
Goodnough,
Speaker.

NAYS—32

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Bell,
Blumberg,
Burns,
Conner,
Fish,
Fuller,
Greeby,
Green,
Greenstein,
Griffin,
Hart,
Jones, B.,
Jones, E. F.,
Meredith,
Millar,
Myers, F. H. Jr.,
Myers, P. M.,
Perry,
Reed, G. L.,
Royle,
Sheely,
Storer,
Tahl,
Weaver,
Weidemann,
Wheeler,
Williams, I. B.,
Wise,
Witkin,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1571, entitled:

An Act to amend section three of the act approved the eleventh day of March, one thousand nine hundred and nine, (Pamphlet Laws, thirteen), entitled "An act for the protection of the public health, by prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, of eggs unfit for food, as therein defined, and prohibiting the use of such eggs in the preparation of food products; providing penalties for the violation thereof, and providing for the enforcement thereof;" making unlawful the sale, possession and use of incubated and incubator reject eggs unless such eggs or their containers or foods in which used are properly stamped.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provision of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.
Barton,
Batchelor,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Munley,
Shellenberger
Shettel,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,

Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hutton,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McElwee,
McGregor,
McKay,
Memolo,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1583, entitled:

An act to further amend sections four hundred two and four hundred four, and to amend section four hundred ten of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto," by changing provisions relating to licensing of taxidermists.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

Baker,
Baldi,J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidlespacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fleisher,
Fitzgerald,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, G. L.,
Reed, F. M.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, I. B.,
Williams, G. W.,
Williams, J. J.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 896, entitled:

An Act to amend the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine, (P. L. 1780), entitled "An Act providing for the taking over as State highways by the State of certain State-aid highways and township reward roads; and requiring the maintenance and reconstruction thereof by the Department of Highways," by extending provisions of act to all township roads constructed of reinforced concrete.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Adams,
Argentieri,
Baker,
Baldi,C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H.Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice.
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Turner,
Wall,
Way,
Weaver,
Weidemann,

Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Stott,
Sheely,
Sheffer,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1291, entitled:

An Act to amend section one of the act approved the second day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred ninety-four), entitled "An act fixing the fee to be charged for the issuing of marriage licenses," by increasing the fee to be charged for marriage licenses and requiring clerks of orphans' courts to make certain reports.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. DEFREHN. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. HAGMAIER. Mr. Speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order ,

The House proceeded to the third reading and consideration of House Bill No. 1336, as follows:

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any borough has heretofore filed in the office of the prothonotary of the proper county any municipal claim or claims and the borough has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment then in any such case any such borough may within three months after the passage and approval of this act issue its praecipe for a writ of scire facias on any such municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon municipal claims and such judgment shall be a valid judgment and be a lien upon the real estate upon which it was a lien at the time it was filed and said judgment may be revived and collected as other judgments upon municipal claims are revived and collected Provided however That the lien of any such judgment shall not reattach against any real estate transferred to any purchased during the time when the lien of any such municipal claim was lost nor shall the lien of any such judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the borough to sue out the writ of scire facias within the five year period or was entered of record during the time the lien of such municipal claim was lost

This act shall be in effect immediately upon its passage and approval by the Governor

And said bill having been read at length the third time, considered and agreed to

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176.

Adams,
Baker,
Baldi,C.C.A.Jr.,
Baldi,J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Caufflel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fitzgerald,
Fleisher,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Gaghan,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F..
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle.
O'Neill,
Peelor,
Pennock,
Perry,
Peters,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards.
Riddle,
Rieder,
Roan,
Ronemus.
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Sterling,
Stevenson,
Stewart,
Stone,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1590, entitled:

An Act providing for the licensing and regulation of second hand dealers, imposing duties upon peace officers, district attorneys and sheriffs, and prescribing penalties.

And said bill having been read at length the third time, considered and agreed to

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175.

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Gaghan.
Greeby,
Green
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Stott,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1634, as follows:

An Act to further amend section one of the act approved the first day of June, one thousand nine hundred and seven (P. L. 364), entitled "An act to increase the pay of jurors and witnesses in this Commonwealth," by increasing the pay for jurors.

And said bill having been read at length the third time, considered and agreed to

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—54.

Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bauer,
Bechtel,
Bell,
Blumberg,
Braham,
Brown, T. J.,
Burns,
Dunn,
Fitzgerald,
Flynn,
Fuller,
Graham,
Gangloff,
Goehring,
Green,
Greenstein,
Lucas,
Lynch,
Maloney,
Mathay,
Munley,
Musmanno,
Neely,
Nothnagle,
O'Neill,
Reed, G. L.,
Scott,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Conner,
Cooke,
Denning,
Dietrich,
Duffy,
Heffernan,
Jaffe,
Kirkbride,
Lose,
Loucks,
Perry,
Peters,
Pitts,
Reed, F. M.,
Weidemann,
Wike,
Williams, J. J.,
Witkin,

NAYS—68.

Adams,
Baker,
Barton,
Batchelor,
Beyer,
Bicker,
Black,
Bowers,
Carmany,
Evans, J. T.,
Evans, T. C.,
Griffith, C. R.,
Griffith, J. W.,
Harkins,
Henderson,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Kahle,
King,
Lewis,
Mason,
McCallister,
McClure,
McGregor,
Memolo,
Meredith,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Patterson,
Peelor,
Rhodes, C. H.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Root,
Ruth,
Sarig,
Schrock,
Sheffer,
Shellenberger,
Simon,
Snyder,
Spann,
Stevenson,
Storb,
Storer,
Stott,
Strickler,
Surface,
Terry,
Wade,
Way,
Wheeler,
Wilson, T. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1645, as follows:

An Act to further amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" by providing that such property shall be exempted on the basis of its use for purposes for which organized

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by the act approved the seventeenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws thirty-nine) entitled "An act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto' as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes" and the act approved the thirtieth day of April one thousand nine hunded and twenty-five (Pamphlet Laws three hundred eighty-eight) entitled "An act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto' as amended" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all churches meeting-houses or other regular places of stated worship with the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial grounds not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity Provided That the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all school-houses belonging to any county borough or school district all courthouses jails poorhouses public parks when owned and held by trustees for the benefit of the public and used for amusements recreation sports and other public purposes without profit and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided [That all property real or personal other than that which is in actual use and occupation for the purpose aforesaid and from which any income or revenue is derived shall be subject to taxation] If the property or buildings of any such associations corporations institutions or charities as hereinbefore named shall not be used exclusively for carrying out the purposes for which they have been organized but leased or otherwise use their property or buildings for other purposes then such property or buildings shall not be exempt from such taxation If a portion only of any property or buildings of any of the aforesaid asociations corporations institutions or charities are used exclusively for carrying out the purposes for which they have been organized then such property or buildings shall be exempt only to the extent of the value of the portion so used and the remaining or other portion of said property or buildings shall be subject to taxation except where exempted by law for State purposes [and nothing herein contained shall exempt same therefrom] The presumption shall be that all property and buildings shall be subject to all taxes and the burden shall be upon such owners to prove the exemption and the extent of the exemption claimd by them and the particular property and buildings or parts thereof to which said exemption from which said taxes applies And provided That all property real and personal in actual use and occupation for the purpose aforesaid shall be subject to taxation unless the person or persons association or corporation so using and occupying the same shall be seized of the legal or equitable title in the realty and possessor of the personal property absolutely

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. STEEDLE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. GANGLOFF. Mr. speaker, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1772, as follows:

An Act to amend sections two hundred sixteen two hundred seventeen two hundred eighteen three hundred one three hundred two three hundred three to add section three hundred four to amend paragraph four of section one thousand six sections one thousand twenty-six one thousand thirty-five one thousand thirty-seven one thousand thirty-eight one thousand thirty-nine one thousand one hundred five clauses twenty-six and fifty-four of section one thoussand two hundred two sections one thousand three hundred one one thousand three hundred eight one thousand three hundred ten one thousand six hundred five one thousand six hundred ten one thousand six hundred eleven one thousand six hundred twelve one thousand six hundred thirteen one thousand six hundred fourteen one thousand six hundred fifteen one thousand seven hundred forty-five two thousand one hundred fifty-one to add sections two thousand one hundred seventy four and two thousand one hundred seventy five to amend sections two thousand two hundred one two thousand two hundred four two thousand five hundred one and two thousand nine hundred ten and to repeal section two thousand nine hundred eleven of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" by further regulating the consolidating of boroughs providing that in annulment proceedings territory formerly included in the borough may be created a new township providing for the change of corporate names of boroughs requiring the publication only of ordinances fixing the costs to be charged by burgesses regulating surcharges against borough officers and reports of auditors and appeals therefrom further regulating the manner in which payments shall be made out of the funds in the treasury authorizing the fixing of the time of opening and closing certain exhibitions reducing time for allowance of tax reductions and changing penalties authorizing tax collectors to retain certain moneys eliminating the necessity of appointing viewers in certain proceedings providing for vacation of highways in certain cases authorizing adjoining boroughs to construct and maintain passageways authorizing boroughs to construct sewers and assess the costs thereof to compel connection with sewers to erect retaining walls and to condemn property for such purposes providing for the appropriation of lands for airports and empowering boroughs to regulate and license transient retail business

Section1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixteen of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 216 JOINT AGREEMENT FOR CONSOLIDATION DECREE OF COURT Such consolidation shall be made under the following conditions

(a) The councils of the boroughs may of their own initiative or shall within sixty days after each is requested in writing by at least one hundred qualified electors of the respective borough enter into a joint agreement under the corporate seal of each borough for the consolidation thereof into one borough The joint agreement shall set forth the name of the new borough the number of wards if any into which the borough is to be divided the territorial boundaries thereof It may also set forth such terms as have been agreed upon for the disposition of the assets of each of the boroughs and for the liquidation of the indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

(b) If the councils are unable to effect such joint agreement within sixty days after each shall be requested so to do in writing as aforesaid or if for any reason the councils fail to effect such joint agreement within said sixty day period the court of quarter sessions of the county or counties in which said boroughs are situate shall if satisfied after petition or petitions presented by at least ten per centum of the qualified electors of each borough and hearing held thereon that the councils have failed after being duly requested in writing as aforesaid to enter into such joint agreement enter a decree for an election to be held in said boroughs on the question of consolidation of said boroughs into one borough the decree to fix the date for such election designate the name of the new borough (which name shall be as prayed for in the petition or petitions) the number of wards if any into which the borough is to be divided the territorial boundaries thereof and shall also set forth such terms as appear equitable just and proper for the disposition of the assets of each of the boroughs and for the liquidation of indebtedness of each of the boroughs either jointly separately or in certain defined proportions and the adjusting and paying of the same by separate rates of taxation on all property subject to taxation within the boundaries of such boroughs respectively

The court shall direct the county commissioners to furnish to each election district in such boroughs the necessary ballots and supplies for such election

On presentation of such petition or petitions the court shall fix a date for hearing which shall be held within thirty days from the date of presentation of the petition or petitions Notice of the time and place of the hearing shall be given the president and secretary of each of the boroughs at least fifteen days before the date fixed for the hearing

The petition or petitions aforesaid may be presented to court at any time after councils have failed to enter into a joint agreement in response to the written request aforesaid within the sixty day period aforesaid

Section 2 That section two hundred seventeen of said act is hereby amended to read as follows

Section 217 ELECTION ON QUESTION OF CONSOLIDATION The question of the consolidating of such boroughs shall be submitted to the vote of the qualified electors of each of the boroughs at a special election to be held on the day to be designated in the joint agreement or in the decree of court as the case may be The election shall be held by the [regular] legal election officers and in accordance with the provisions of the laws regulating general elections If such special election shall be ordered within ninety days of any general or municipal election the election shall be held on the day fixed for the holding of such election Notice of such election shall be given by proclamation by the high constables of the respective boroughs in the manner prescribed for proclamations for elections for municipal officers

The election shall be by ballot which shall be marked "Proposed consolidation" and below shall be printed the words "For consolidation" and "Against consolidation" and the elector shall designate with an "X" his desire to vote for or against such consolidation

If the majority of the votes cast for and against the proposed consolidation at such election in each of the boroughs is in favor of the [ratification of the agreement] consolidation of the two boroughs that fact shall be certified to the council of each of the boroughs by the respective election boards or return judges and the burgess and secretary of the respective boroughs shall cause a certification of the result to be endorsed upon the [joint] said agreement if the councils have entered into an agreement or if not on a certified copy of the decree of court

Section 3 That section two hundred eighteen of said act is hereby amended to read as follows

Section 218 AGREEMENT OR CERTIFIED COPY OF DECREE TO BE FILED WITH SECRETARY OF COMMONWEALTH LETTERS PATENT The agreement or a certified copy thereof with all its endorsements or a certified copy of the decree of the court of quarter sessions with all its endorsements shall be filed in the office of the Secretary of the Commonwealth Upon the filing thereof the Governor shall cause letters patent to be issued under the great seal of the Commonwealth consolidating the boroughs into one corporation by the name set forth in the joint agreement or decree of the court of quarter sessions A copy of such agreement or of such decree duly certified by the Secretary of the Commonwealth under the seal of his office shall be evidence of the existence of the new borough

Section 4 That article three of said act is hereby amended to read as follows

ARTICLE III

ANNULMENT OF BOROUGH CHARTERS AND CHANGE OF CORPORATE NAMES

Section 301 PETITIONS FOR ANNULMENT OF CHARTERS OR CHANGE OF CORPORATE NAMES The several courts of quarter sessions within this Commonwealth shall have power upon petition of two-thirds of the taxable inhabitants of any borough heretofore incorporated to decree the annulment of the charter or the change of the corporate name of such borough [The petition for the] In the case of an annulment of charter such petition shall set forth that the petitioners desire that the territory embraced within such borough shall revert to and become a part of the township from which it was taken or that it shall be created a new township of the second class in which case the petition shall also set forth the proposed name of the new township

Section 302 FILING PETITION NOTICE EXCEPTIONS DECREE Upon presentation of such petition for annulment [as aforesaid] or change of corporate name to the court it shall be filed with the clerk and notice thereof shall be given in at least one newspaper of the proper county for a period of not less than thirty (30) days immediately preceding the date of such hearing and during which time exceptions may be filed to such application by any person interested and at such hearing the court shall make a full investigation of the case and if it shall find that the conditions prescribed by law have been complied with and shall believe that it is expedient to grant the prayer of the applicants shall grant the same and make a decree accordingly and said application and decree shall be recorded in the recorder's office of the proper county

Section 303 TERRITORY TO REVERT TO TOWNSHIP CORPORATE NAME CHANGED INDEBTEDNESS Upon the [entry and] recording and filing of such decree as above provided in case of an annulment of charter the lands embraced within the limits of such borough [whose] the charter of which is annulled shall thereupon revert to and become a part of the township from which it was taken and be under and subject to its government and control or shall become a new township of the second class under the name set forth in the decree of court Provided however That any indebtedness of such borough shall in cases where such borough reverts to a former township be paid from the taxes assessed and collected from that portion of said township formerly included within the limits of such borough And provided That in the case of a change of the corporate title the corporate title of said borough shall thereafter be as set forth in said decree but such change shall not in any way affect any liabilities incurred rights accrued or vested obligations issued or contracted or any suits or prosecutions pending or instituted to enforce any right or penalty accrued or punish any offense committed prior to such change

All costs and expenses incident to the proceedings for the annulment of the charter or change of the title as aforesaid shall be paid by the petitioners

Section 304 APPOINTMENT AND ELECTION OF OFFICERS When any new township of the second class is so created the court shall appoint the officers for the new township to which it is entitled to hold office until the first Monday of January or December (as may be provided by law as the time for taking office in such townships) succeeding the election at which the officers of the township are elected At the first municipal election occurring at least sixty days after the date of the decree of court creating a new township the electors of the township shall elect three township supervisors three township auditors one township assessor and one tax collector One supervisor and one auditor shall be elected for six year terms one supervisor and one auditor for four year terms and one supervisor and one auditor for two year terms The assessor and tax collector shall be elected for two or four year terms as the case may be to accord with the terms of such officers in townships of the second class The officers so elected shall commence their respective terms on the first Monday of January or the first Monday of December as may be provided by law for the commencement of terms of office in townships of the second class Any such township of the second class may be created a township of the first class in the manner provided by law

Section 5 That paragraph four of section one thousand six of said act is hereby amended to read as follows

IV Except where otherwise in this act provided to publish once in one newspaper printed in the county [and by twelve advertisements posted in public places in the borough] every enactment regulation ordinance or other general law at least ten days before the same shall take effect

Section 6 That section one thousand twenty-six of said act is hereby amended to read as follows

Section 1026 BURGESS TO COLLECT COSTS AND FEES In all cases where the burgess is given the jurisdiction of a justice of the peace he shall collect the same costs and fees as [is] are charged by justices of the peace for like services and in all other cases he may collect such costs and fees as are allowed by law to a justice of the peace for services of a similar character Provided however That he shall procure a docket in book or loose-leaf form wherein he shall enter all cases and charges which docket shall be open to public inspection at reasonable times

Section 7 That section one thousand thirty-five of said act is hereby amended to read as follows

Section 1035 AUDITORS TO MEET YEARLY AND PREPARE A FINANCIAL STATEMENT The auditors of the borough shall meet on the third Tuesday of January of each year and shall audit adjust and settle the accounts of the tax collectors and all officers of the borough and shall prepare a statement thereof which shall contain an audit of the accounts of the last fiscal year and shall also show a complete statement of the financial condition of the borough giving in detail the actual indebtedness the amount of the funded debt the amount of the floating debt thereof the valuation of taxable property therein the assets of the borough with the character and value thereof and the date of maturity of the respective forms of funded debt thereof Such statement may be published by council as ordinances are published and shall be in lieu of all other statements relating to indebtedness required to be published by existing law The amount of any balance or shortage or of any expenditure of any kind or made in a manner prohibited or not authorized by statute [or] which causes a financial loss to the borough shall be a surcharge against any officer against whom such balance or shortage shall appear or who by vote act or neglect has permitted or approved such expenditure

Section 8 That section one thousand thirty-seven of said act is hereby amended to read as follows

Section 1037 AUDITORS TO POST AND FILE STATEMENT IN COURT The auditors shall complete such audit adjustment and settlement as soon as possible and shall within ten days thereafter publish by posting printed or typewritten handbills in five public places in the borough an itemized statement of the receipts and expenditures of the several officers for the preceding year certifying therein the date on which such audit was completed They shall also within such period of ten days file a copy of the statement with the secretary of the borough and also with the clerk of court of quarter sessions of the county certifying therein the date on which such audit was completed which shall be at all times subject to public inspection A copy of such statement shall also be filed with the Secretary of Internal Affairs Whenever two or more borough offices shall be exercised by the same person only one statement shall be required

Section 9 That section one thousand thirty-eight of said act is hereby amended to read as follows

Section 1038 APPEALS FROM AUDIT It shall be lawful for the borough or any taxpayer thereof on its behalf or any officer whose account is settled or audited to appeal from the settlement or audit to the court of common pleas of the county [within thirty days after the settlement has been filed in the court of quarter sessions] but not later than forty days from the completion of the audit as shown by the posted handbills or the statement filed with the clerk of the court of quarter sessions

Section 10 That section one thousand thirty-nine of said act is hereby amended to read as follows

Section 1039 TAXPAYERS APPEALING TO ENTER BOND No appeal by a taxpayer or officer shall be allowed unless at the time of taking such appeal the appellant shall enter into bond in the sum of five hundred dollars with sufficient surety to prosecute the same with effect and to pay all costs accruing thereon in case if the appellant be a taxpayer he shall fail to obtain a final decision more favorable to the borough than that awarded by the auditors or in case the appellant be an accounting officer he shall fail to obtain a final decision more favorable to the officer than that awarded by the auditors Unless such bond is filed as hereinbefore provided the court of common pleas upon application shall set aside the appeal

Section 11 That section one thousand one hundred five of said act is hereby amended to read as follows

Section 1105 BOND AND DUTIES The borough treasurer shall before entering upon the duties of his office give bond with surety as required by the borough and conditioned for the faithful performance of his duties he shall perform the duties of the township treasurer within the borough except as may be otherwise provided in this act shall keep a just account of all receipts and disbursements and shall annually submit his account to the borough auditors he shall pay over all moneys remaining in his hands and deliver all books papers accounts and other things belonging to the borough to his successor All moneys received by any officer or other person for the use of the borough shall be forthwith paid to the borough treasurer He shall deposit all moneys received by him in a bank or trust company in the name of the borough and no money shall be withdrawn therefrom except by an order signed by the president of council borough secretary and borough treasurer and in the case of boroughs having a controller countersigned by such controller

Section 12 That section one thousand three hundred one of said act is hereby amended to read as follows

Section 1301 GENERAL LEVY The council of the borough shall have power by ordinance to levy and collect annually for general borough purposes any tax not exceeding fifteen (15) mills on the dollar on the valuation assessed for county purposes as now is or may be provided by law All property offices professions and persons made taxable by the laws of this Commonwealth for county rates and levies [shall be taxable] may in the discretion of council be taxed after the same manner for general borough purposes

Section 13 That clauses twenty-six and fifty-four of section one thousand two hundred two of said act is hereby amended to read as follows

XXVI LICENSING AMUSEMENTS To regulate license fix the time of opening and closing or prohibit theatrical exhibitions amusements dances at which an admission or other fee is charged and other exhibitions to regulate and license and to fix the time of opening and closing of pool-rooms billiard-rooms and tenpin alleys

LIV [BONDS FROM CONTRACTOR To require and it shall be their duty so to do in the improvement of lands or in the erection alteration addition or repair of edifices and public buildings of any kind in the borough of the contractor or contractors employed in or about said improvements an additional bond with sufficient surety or sureties providing for the payment of all labor and material entering into the said improvements Labor and material-men furnishing labor and material in and for said improvements upon the contract of such contractor shall have the right according to law to sue in an action of assumpsit in the name of the obligee for his or their use upon said bond upon proof of said contractor's failure to pay for said labor or material] BONDS FOR THE PROTECTION OF LABOR AND MATERIAL-MEN It shall be the duty of every borough to require any person copartnership association or corporation entering into a contract with such borough for the construction erection installation completion alteration repair of or addition to any public work or improvement of any kind whatsoever where the amount of such contract is in excess of five hundred ($500) dollars before commencing work under such contract to execute and deliver to such borough in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract an additional bond for the use of any and every person copartnership association or corporation interested in a sum not less than fifty (50%) per centum and not more than one hundred (100%) per centum of the contract price as such borough may prescribe having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work whether or not the said material or labor enter into and become component parts of the work or improvement contemplated Such additional bond shall be deposited with and held by the borough for the use of any party interested therein Every such additional bond shall provide that every person copartnership association or corporation who whether as subcontractor or otherwise has furnished material or supplied or performed labor in the prosecution of the work provided for in the said contract or in aid of or auxiliary to the prosecution of the said work and who has not been paid therefor may sue in assumpsit on said additional bond in the name of the borough for his their or its use and prosecute the same to final judgment for such sum or sums as may be justly due him them or it and have execution thereof Provided however That the borough shall not be liable for the payment of any costs or expense of any suit

Section 14 That section one thousand three hundred eight of said act is hereby amended to read as follows

Section 1308 ABATEMENTS AND PENALTIES All persons who shall within [ninety] sixty days from the date of notice make payment of any taxes charged against them in the duplicate shall be entitled to a reduction of five per centum from the amount thereof that shall be paid All persons who shall fail to make payment of any taxes charged against them in said duplicate [for six months after notice given as aforesaid shall be charged five per centum on the taxes charged against them] within the sixty days from the date of said notice shall be charged one-half of one per centum per month or fractional part thereof which shall be added thereto by the tax collector and collected by him

Section 15 That section one thousand three hundred ten of said act is hereby amended to read as follows

Section 1310 EXPENSES OF TAX COLLECTOR The tax collector may retain out of the taxes collected such actual printing and postage expenses as shall be incurred by him in the performance of his duties and also the actual cost not exceeding in any one year the sum of twenty-five dollars of the forms books and publications directly relating to his office and duties Such amount shall be adjusted by the borough council

Section 16 That section one thousand six hundred five of said act is hereby amended to read as follows

Section 1605 PROCEDURE TO ASSESS DAMAGES AND BENEFITS [Viewers] If the borough or any person interested desires to have viewers appointed to ascertain damages or benefits they shall be appointed damages awarded and benefits assesed as provided in article fourteen in the case of property taken injured or destroyed Any costs and expenses which cannot be assessed upon property benefited shall be paid by the borough

Section 17 That section one thousand six hundred ten of said act is hereby amended to read as follows

Section 1610 PROCEEDINGS ON PETITION OF PROPERTY OWNERS Boroughs may upon petition open widen straighten and extend [or vacate] roads streets and alleys or parts thereof and may upon petition vacate roads streets and alleys or petitions thereof (other than State and State-aid highways) whether laid out by the borough or by proceedings in the courts of quarter sessions or otherwise

Section 18 That section one thousand six hundred eleven of said act is hereby amended to read as follows

Section 1611 SIGNING PETITION The petition shall be signed by a majority in number and interest of the owners of property abutting on the line of the proposed improvement as fixed at the time of its presentation and shall be verified by the affidavit of one or more of the petitions Petitions for the vacation of roads streets and alleys or portions thereof may release the borough from all damages due to such vacation if the petition is signed by the owners of all the property abutting on the road street or alley or portion thereof to be vacated The majority in interest of owners of undivided interests in any piece of property shall be deemed as one person for the purposes of the petition

Section 19 That section one thousand six hundred twelve of said act is hereby amended to read as follows

Section 1612 NOTICE OF ORDINANCE AND PETITION APPEAL Upon the approval of any ordinance passed pursuant to said petition notice shall within ten days be given by handbills posted in conspicious places along the line of the proposed improvement The notice shall state the fact of the passage of the ordinance and the date thereof that the petition for the improvement was signed by a majority in interest and number of the owners of property abutting the line of proposed improvement or in the case of a vacation proceeding where there is a release of damages that it was signed by the owners of all the property abutting the road street or alley or portion thereof to be vacated and that any person interested denying the fact such petition was so signed may appeal to the court of common pleas of the county within thirty days after the passage thereof

Section 20 That section one thousand six hundred thirteen of said act is hereby amended to read as follows

Section 1613 APPEALS FROM ORDINANCE Any person interested may within thirty days from the passage of the ordinance present a petition to the court of common pleas of the county whereupon the court shall determine whether such improvement was petitioned for by the requisite majority or where the proceeding is for the vacation of a road street or alley or portion therof and the petition contains a release of damages whether such petition was signed by the owners of all the property abutting on the road street or alley or portion thereof to be vacated If said court shall find that it was not so petitioned for it shall quash the ordinance otherwise it shall approve the same

Section 21 That section one thousand six hundred fourteen of said act is hereby amended to read as follows

Section 1614 EFFECT OF FAILURE TO APPEAL If no appeal shall be taken or if the court on appeal shall approve the ordinance the borough may proceed with the improvement Thereafter all parties interested shall be estopped from denying the fact that the petition was signed by the requisite [majority] number of the property owners as required by section sixteen hundred and eleven of this article

Section 22 That section one thousand six hundred fifteen of said act is hereby amended to read as follows

Section 1615 ASSESSMENT OF DAMAGES AND BENEFITS Viewers shall be appointed damages awarded and benefits assessed as provided in article fourteen of this act in the case of property taken injured or destroyed Provided That in proceedings to vacate a road street or alley where the owners of all the property abutting upon such vacated road street or alley or portion thereof vacated shall petition council for such vacation and release the borough from all damages no such proceedings shall be had In all cases of the assessment of damages for the opening or widening of any street or highway the award of damages if any shall include all damages due to the grade at which said street or highway is to be opened or widened and the plan attached to the report of the viewers awarding the damages shall have therein a profile plan showing the existing grade as well as the grade to which said street or highway is to be opened and widened Any costs and expenses which cannot be assessed upon property benefited shall be paid by the borough

Section 23 That section one thousand seven hundred forty-five of said act is hereby amended to read as follows

Section 1745 APPROPRIATIONS TO IMPROVE CONNECTING LINKS Boroughs may singly or jointly with boroughs cities or counties appropriate and expend moneys for the improvement of highways outside of the limits of such boroughs for the purpose of connecting improved streets in such boroughs with State or State-aid highways No such highways shall be improved which shall be more than one mile in length

Whenever the comfort and safety of the residents of adjoining boroughs is enhanced thereby such boroughs may jointly construct and maintain overhead or underground passageways connecting with adjoining public highways in either borough and extending to any plant or place of business where residents of such boroughs are employed and such boroughs may join with other interest in the construction and/or maintenance thereof

Section 24 That section two thousand one hundred fifty-five of said act is hereby amended to read as follows

Section 2155 ORDINANCES TO REQUIRE SEWER CONNECTIONS Any borough may for the protection of the public health by ordinance require any owner of property abutting on or adjoining any street or alley in which is a municipal sewer or privately owned and operated sewer to make connections with such sewer in such manner as the borough may order for the purpose of discharge of such drainage or waste matter as the borough may specify The borough may by penalties enforce any regulation it may ordain with reference to any sewer connections

Section 25 That article twenty-one of said act is hereby amended by adding thereto sections two thousand one hundred seventy-four and two thousand one hundred seventy-five to read as follows

(1) Sewers on Boundary Streets

Section 2174 POWER TO LAY AND CONSTRUCT Boroughs shall have authority to lay and construct sewers in any alley street or highway any portion of which is within the limits of the borough and which forms a portion of the boundary dividing the borough from any other city borough or township within the same county in the same manner and to the same extent as if the whole of said alley street or highway was within the limits of the said borough

Section 2175 ASSESSMENT OF BENEFITS The property abutting on the side of said street alley or highway which is located outside the limits of the borough constructing such sewers shall for a depth of one hundred fifty feet be assessed for the cost of such sewer as a sewage tax in the same manner as such property would be assessed under the laws of the Commonwealth if it were entirely located within the limits of such borough if such property is given permission to use such sewer and is not at the time such sewer is constructed provided with sewer facilities

Section 26 That section two thousand two hundred one of said act is hereby amended to read as follows

Section 2201 POWER TO WIDEN AND DEEPEN WATER COURSES AND ERECT RETAINING WALLS Boroughs may widen and deepen water-courses running through the borough and may erect such dykes retaining walls and embankments along the same as shall be necessary to prevent the water from overflowing the banks thereof and for such purposes may enter upon and condemn such property as may be necessary

Section 27 That section two thousand two hundred four of said act is hereby amended to read as follows

Section 2204 PROCEEDINGS TO ASSESS DAMAGES Any person aggrieved by reason of any ordinance passed pursuant to the preceding sections of this article may complain to the court of common pleas and proceedings may be had in the court to fix and determine the damages for property taken injured or destroyed and for the assessment of benefits upon property benefited and the rights of all parties interested in the same manner as provided in article fourteen of this act

Section 28 That section two thousand five hundred one of said act is hereby amended to read as follows

Section 2501 EXERCISE OF EMINENT DOMAIN Boroughs may enter upon and appropriate private property and also land heretofore granted or dedicated to public use or other use and which is no longer used for the purpose for which the same was granted or dedicated and also lands where the title is defective disputed or doubtful for the erection thereon of such public buildings and works as are necessary for municipal purposes within the limits of such borough and may enter upon and appropriate private property within or outside the limits of such borough and within four miles therefrom for landing-field or airport purposes whenever the municipal authorities deem the same necessary.

Section 29 That section two thousand nine hundred ten of said act is hereby amended to read as follows

Section 2910 [LICENSE Hereafter every person whether principal or agent entering into beginning or desiring to begin a transient retail business in any borough for the sale of any goods wares or merchandise whatsoever and who hires leases occupies or uses any room apartment store shop building railway car or other place or structure for the exhibition and sale of such goods wares or merchandise shall take out a license for the same from the proper authorities of the said borough Provided however That nothing herein contained shall apply to farmers selling their own produce or to any sale of goods wares or merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose] LICENSING TRANSIENT RETAIL BUSINESS Every borough shall have power by ordinance to regulate and license each and every transient retail business within such borough for the sale of goods wares and/or merchandise and to prohibit the commencement or doing of any such business until or unless the license required by such ordinance has been procured from the proper authorities by the person firm or corporation desiring to comment such transient retail business and to enforce such ordinances by penalties not exceeding three hundred dollars and/or by other appropriate means The amount of any such license shall not exceed two hundred dollars for each month or fractional part thereof during which any such sale is continued

Nothing contained in this act shall be construed to apply to farmers selling their own produce or to the sale of goods wares and merchandise donated by the owners thereof the proceeds whereof are to be applied to any charitable or philanthropic purpose

Section 30 That section two thousand nine hundred eleven of said act is hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Blumberg,
Bowers,
Brown, E., P.
Burns,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzler,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Stevenson,
Stone,
Storb,
Storer,
Stott,
Strickler,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1927, as follows:

An Act to amend section one of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" fixing the salaries of controllers in such counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the sixth class the compensation of the county treasurer shall be fixed under the provisions of existing law but the treasurer shall not in any case receive more than four thousand dollars ($4,000) in any one year The annual salary of the clerk of the courts of quarter sessions shall be two thousand five hundred dollars ($2,500) the annual salary of the clerk of oyer and terminer shall be one thousand ($1,000) dollars the annual salary of clerks of orphan's court shall be two thousand five hundred dollars ($2,500) the annual salary of the prothonotary shall be three thousand dollars ($3,000) the annual salary of the recorder of deeds shall be three thousand dollars ($3,000) and the annual salary of the register of wills shall be three thousand dollars ($3,000) and the annual salary of the county controller where said office has been or may hereafter be established according to law shall be three thousand dollars ($3,000)

Where any of said officers holds two of said offices he shall receive the highest salary fixed for any of the offices which he holds and the additional salary of five hundred dollars ($500) and where any such officers shall hold three or more such offices he shall receive an additional salary of one thousand dollars ($1,000)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174

Baker,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Haines,
Harkins,
Hart
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Leidich,
Lewis,
Lockhart,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Metzler,
Metzinger,
Millar,
Miller,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Spangler,
Spann,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1930, entitled:

An Act to amend section one of the act approved the tenth day of May, one thousand nine hundred and twenty-nine (P. L. 1712), entitled "An act relating to assessment for county purposes, in counties of the fourth class; fixing the time for the issuance of precepts and completion of assessments; and providing for appointments and pay of assistants to the county commissioners in such counties," by extending the provisions of said act to counties of the third class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, J.F.M.,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Byrne,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Lewis,
Lose,
Loucks,
Lynch,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzler,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stewart,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—1

Storb,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1875 (Senate Bill No. 814), entitled:

An Act placing upon the Commonwealth the responsibility for construction and maintenance of certain bridges on State highway routes or continuations of State highway routes in boroughs, incorporated towns, cities of the third class, and townships under certain conditions and restrictions; and appropriating money in the Motor License Fund for such purposes; providing for a limitation of the Commonwealth's liability for construction and maintenance in certain cases under orders of court or the Public Service Commission; providing for the Commonwealth to succeed to the rights of the county under certain existing agreements or contracts; authorizing the Department to issue licenses to public service companies for occupancy of such bridges in accordance with existing laws subject to certain conditions and restrictions; providing for the crediting of certain moneys to the Motor License Fund; and providing for the return to the county, or disposal, of said bridges in certain cases; and repealing certain acts with reference to county bridges.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Adams,
Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stewart,
Stone,
Storer,
Stott.
Strickler,
Surface,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W..
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wright,
Ziesenheim,
Goodnough, Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1836 (Senate Bill No. 221), entitled:

An Act fixing and regulating the fees, commissions, mileage and other costs chargeable by sheriffs for their official acts and the services of their deputies, watchmen, appraisers and other help; requiring payment of same, unless secured, or chargeable to the county, and delivery of itemized receipts therefor; authorizing certain payments by the counties in lieu of mileage; providing for the taxation and collection of fees, commissions, mileage and other costs; requiring salaried sheriffs to account for certain fees, commissions and mileage and repealing inconsistent laws, general, special, or local

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Emhardt,
Evans, J T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Myers, F. H. Jr.,
Neely,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Steedle,
Sterling,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weaver,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough, Speaker.

NAYS—1

Barton,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 54, entitled:

An Act making an appropriation out of the Motor Fund, for the payment of township reward

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175.

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Heffernan,
Hefferon,
Heffran,
Henderson,
Hermansen,
Himes,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F H. Jr.,
Myers, P. M.,
Neely,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Shellenberger,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Strickler,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wall,
Watson,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 850, entitled:

An Act to amend section one of the act approved the eighteenth day of April, one thousand nine hundred and nineteen, (P. L. 83), entitled "An act creating the office of indictment and cost clerk, as an assistant to the district attorney, in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than two hundred and fifty thousand inhabitants, providing for the appointment of a person in each of said counties to fill said office, prescribing the qualifications, duties, and term of office of said appointees, fixing their salaries and authorizing the payment of the same by the county," by increasing such salaries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, J. W.,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr .
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Witkin,
Wood,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1128, entitled:

An Act to promote the health and efficiency of firemen, in cities, by providing for the employment of such firemen on an eight hour day, six day week basis, except in emergencies.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Baldrige,
Barton,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Peters,
Pitts,
Shutt,
Simon,
Sinwell,
Snyder,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Surface,

Conner,
Cordier,
Denman,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Holmes,
Hoopes,
Hutton,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle,
Rieder,
Roan,
Ronemus,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1231, entitled:

An Act relating to the settlement of the estates of deceased minors

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Hermansen,
Himes,
Hoffman,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Labar,
Leidich,
Lewis,
Loucks,
Lynch,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Rieder,
Roan,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Storer,
Stott,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Williams, G. W.,
Williams, J. J.,
Flynn,
Fox,
Frederick,
Fuller,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Sheely,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1347, entitled:

An Act declaring contracts restricting the rights of employes and employers to belong to labor organizations or employers' associations, or of producers and purchasers of agricultural, horticultural and dairy products to belong to cooperative or trade associations, to be contrary to public policy.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—60

Argentieri,
Blumberg,
Carmany,
Cauffiel,
Cordier,
Denman,
Dietrich,
Duffy,
Dunn,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Frederick,
Gicking,
Green,
Greenstein,
Hagmaier,
Heffernan,
Hermansen,
Himes,
Hoopes,
Jones, E. F.,
Lewis,
Lynch,
Male,
Maloney,
Mathay,
McArran,
Memolo,
Metzler,
Metzinger,
Millar,
Moore, W. H.
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Pennock,
Pitts,
Post,
Raub,
Reed, G. L.,
Roan,
Ruth,
Sarig,
Sautter,
Schwartz,
Sinwell,
Spann,
Sterling,
Stewart,
Surface,
Tucker,
Wade,
Way,
Wettach,
Williams, J. J.,
Wilson, L. M.,
Witkin,

NAYS—60

Baker,
Barton,
Batchelor,
Bechtel,
Bell,
Brown, E. P.,
Brown, T. J.,
DeFrehn,
Evans, J. T.,
Evans, T. C.,
Flynn,
Goehring,
Graham,
Griffin,
Griffith, J. W.,
Haines,
Hartsock,
Heffner,
Holcombe,
Hutton,
King,
Lockhart,
Lose,
Loucks,
McCallister,
Moore, D. G.,
Mumford,
Nothnagle,
Patterson,
Peelor,
Peters,
Price,
Reader,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Riddle,
Rieder,
Schrock,
Shellenberger,
Shutt,
Stadtlander,
Storb,
Storer,
Strickler,
Tahl,
Talbot,
Turner,
Wall,
Weaver,
Weidemann,
White,
Williams, G. W.,
Williams, I. B.,
Wise,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1365, entitled:

An Act to make it a misdemeanor for any person licensed by the Commonwealth of Pennsylvania to practice any profession having to do with public health or any other profession licensed by the Commonwealth, having to do with the relief of any human physical defect or deficiency, to advertise special inducements or fixed prices for any services, appliances or material which are a necessary adjunct to such professional services.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CAUFFIEL. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Greenstein, permit himself to be interrogated?

Mr. GREENSTEIN. Mr. Speaker, I will.

Mr. CAUFFIEL. Mr. Speaker, will this bill make it unlawful for a man to advertise the lowest price that the cheapest truss could be sold for and fitted?

Mr. GREENSTEIN. Mr. Speaker, no; it refers only to men engaged in the healing arts, and those men only; and, secondly, it refers only to a fixed contract price. It does not make it a misdemeanor for anybody to advertise. It makes it a misdemeanor for anybody to advertise upon a fixed contract basis.

Mr. CAUFFIEL. Mr. Speaker, would it make it illegal for a dentist to say, "your tooth troubles corrected for $25?"

Mr. GREENSTEIN. Mr. Speaker, only if he offered his services upon a fixed contract price to the public.

Mr. CAUFFIEL. Mr. Speaker, that would make it such a contract?

Mr. GREENSTEIN. Mr. Speaker, I think it would; yes.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—118

Argentieri,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Bell,
Beyer,
Blumberg,
Bowers,
Conner,
Cordier,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fleisher,
Flinchbaugh,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hermansen,
Himes,
Hoffman,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Leidich,
Lewis,
Lose,
Lucas,
Lynch,
Male,
Maloney,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McKay,
Memolo,
Metzinger,
Millar,
Miller,
Mumford,
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
O'Neill,
Patterson,
Pennock,
Perry,
Peters,
Pitts,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Roan,
Ronemus,
Root,
Royle,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Shellenberger,
Shortz,
Shutt,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Storb,
Strickler,
Tahl,
Talbot,
Terry,
Weaver,
Wettach,
Williams, G. W.,

NAYS—9

Brown, T. J.,
Burns,
Cauffiel,
Rhodes, C. H.,
Sheely,
Turner,
Wall,
Wilson, L. M.,
Wise,
Goodnough,
Speaker.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1484, entitled:

An Act to safeguard human health and life by providing for the licensing and regulation of persons and entities engaged in the disposal of garbage through the construction, keeping, maintenance or conduct of garbage disposal plants, including piggeries herein defined; conferring powers and imposing duties on the State Department of Health, and the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. KAHLE. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the gentleman from Allegheny, Mr. Hagmaier, permit himself to be interrogated?

Mr. HAGMAIER. Mr. Speaker, I will.

Mr. KAHLE. Mr. Speaker, what effect would this bill have on the country farmer that drives into the little towns through the country and gathers the garbage and hauls it out and feeds it to the pigs?

Mr. HAGMAIER. Mr. Speaker and members of the House, this bill was handed to me by the Health Department, in order to have some jurisdiction over the disposition of this garbage by people who are just letting it lay and rot. It is a health measure. I don't know anything more about it than that it was handed to me by the Health Department.

Mr. KAHLE. Mr. Speaker, and ladies and gentlemen of the House, this bill, as I see it, is a very drastic bill, in one portion. In other portions it is very good but it will impose upon the ordinary farmer that drives into the smaller country town and collects garbage and hauls it out into the country for his hogs—it would necessitate that man paying a license costing him ten dollars, and it would also necessitate that man building a cess pool and he would have to have running water and so forth to keep that pen in order, otherwise that man will be prohibited from gathering a small portion of the garbage and hauling it out to his pigs. I think that would be an awful imposition on the people of the small towns where they have their garbage transferred and carried away in that way. In the small towns you do not have facilities to dispose of the garbage as they have in the larger cities. They depend on the farmers to haul it out and feed it to their hogs.

BILL POSTPONED

Mr. HAGMAIER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. DeFREHN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appear to have it,

Whereupon, a division was called for, one hundred and forty-two members or more than a majority of the whole House voting in the affirmative, the question was determined in the affirmative, and the motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1486, entitled:

An Act to amend sections one, two, three, four and five of the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 1032), entitled "An act providing for the abatement of nuisances caused by the improper grading or defective paving or encroaching fences in alleys, in cities of the first class; for the establishment of lines and grades for, and the grading, paving, or repaving of, said alleys, and the grading of private alleys hereafter laid out; and for apportioning the cost, and for the filing of liens therefor;" extending the provisions of said act to driveways.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Beyer,
Bicker,
Black,
Blumberg,
Bowers,
Brown, E. P.,
Burns,
Carmany,
Cauffiel,
Conner,
Cordier,
DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Henderson,
Himes,
Hoffman,
Holcombe,
Holmes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Marcks,
Mason,
McAlee,
McArran,
McCallister,
McClure,
McElwee,
McGregor,
McKay,
Memolo,
Meredith,
Metzinger,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Reader,
Reed, G. L.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spann,
Stadtlander.
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1587, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and nine, (P. L. 171), entitled "An Act making it a misdemeanor for any person to make, utter, circulate, or transmit false or derogatory statements affecting the solvency or financial standing of any bank, banking house, banking company, trust company, surety company, guarantee company, title insurance company, or other financial institution, in this Commonwealth; and providing penalties for violation of this act," by extending the provisions of said act to include statements affecting building and loan associations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176

Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Dietrich,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Eveland,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lucas,
Male,
Maloney,
Mason,
Mathay,
McArran,
McClure,
McElwee,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musmanno,
Musser.
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Rooney,
Royle,
Ruth,
Sarig,
Sautter,
Schrock,
Schwartz,
Sheely,
Sheffer,
Shettel,
Shortz,
Shutt,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Stone,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Watson,
Way,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1614, entitled:

An Act to amend section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-nine (P. L. 1589), entitled "An act relating to executions; providing that proceeding under a landlord's warrant, issued previous to any execution, shall be stayed pending a sale under such execution; and making claims under such landlord's warrant and the costs thereof preferred claims to be paid first out of the proceeds of such sale," by extending the provisions of said act to cases where a receiver, a receiver in bankruptcy or a trustee in bankruptcy, shall be appointed after the distress.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Bidelspacher,
Black,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
DeFrehn,
Denman,
Denning,
Dunn,
Dwyer,
Evans, J. T.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Heffran,
Hermansen,
Himes,
Hoffman,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
Kahle,
King,
Kirkbride,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Maloney,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McCallister,
McClure,
McGregor,
McKay,
Memolo,
Meredith,
Metzier,
Metzinger,
Millar,
Moore, D. G.,
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Neely,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Pitts,
Post,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes J. A.,
Rhys,
Rice,
Richards,
Riddle,
Roan,
Ronemus,
Rooney,
Root,
Ruth,
Sarig,
Sautter,
Schreck,
Schrock,
Schwartz,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shettel,
Shortz,
Simon,
Sinwell,
Soffel,
Sowers,
Spann,
Squibb,
Stadtlander,
Staudenmeier,
Steedle,
Stevenson,
Stewart,
Stone,
Storer,
Stott.
Strickler,
Surface,
Tahl,
Talbot,
Tucker,
Turner,
Wade,
Wall,
Way,
Weaver,
Weidemann,
Wettach,
Wheeler,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1690, entitled:

An Act to validate certain obligations of townships of the second class issued for money borrowed, or for work done, or materials furnished.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Argentieri,
Baker,
Baldi, C.C.A.Jr
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bicker,
Black,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Garard,
Gicking,
Gillette,
Goehring,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Hagmaier,
Haines,
Harkins,
Hart,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Holcombe,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Kahle,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Lose,
Loucks,
Lynch,
Male,
Maloney,
Marcks,
Mason,
Mathay,
McArran,
McCallister,
McClure,
McElwee,
McGregor.
McKay,
Memolo,
Meredith,
Metzier,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Munley,
Musmanno,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Perry,
Peters,
Pitts,
Post,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Richards,
Riddle;
Rieder,
Roan,
Ronemus,
Rooney,
Root,
Royle,
Ruth,
Sarig,
Schreck,
Schrock,
Schwartz,
Scott,
Sheffer,
Shettel,
Shortz,
Shutt,
Simon,
Sinwell,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier,
Steedle,
Sterling,
Stevenson,
Stewart,
Storb,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,
Terry,
Tucker,
Turner,
Wade,
Wall,
Weaver,
Weidemann,
Wettach,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood,
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1753, entitled:

An act to prohibit the placing or confining of mentally defective prisoners in any underground dungeon, cell or room.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175

Adams,
Baldi, C.C.A.Jr.,
Baldi, J.F.M.,
Batchelor,
Bauer,
Bechtel,
Bell,
Beyer,
Bidelspacher,
Blumberg,
Bowers,
Braham,
Brown, E. P.,
Brown, T. J.,
Burns,
Carmany,
Cauffiel,
Conner,
Cooke,
Cordier,
Graham,
Greeby,
Green,
Greenstein,
Grenet,
Griffin,
Griffith, C. R.,
Griffith, J. W.,
Hagmaier,
Haines,
Harkins,
Hartsock,
Haws,
Heffernan,
Hefferon,
Heffner,
Henderson,
Hermansen,
Himes,
Holcombe,
McKay,
Memolo,
Meredith,
Millar,
Miller,
Moore, D. G.,
Moore, W. H.
Mumford,
Munley,
Musser,
Myers, F. H. Jr.,
Myers, P. M.,
Nothnagle,
O'Neill,
Patterson,
Peelor,
Pennock,
Perry,
Peters,
Post,
Shutt,
Simon,
Sinwell,
Snyder,
Soffel,
Sowers,
Spangler,
Spann,
Stadtlander,
Staudenmeier
Steedle,
Sterling,
Stevenson,
Stewart,
Storer,
Stott,
Strickler,
Surface,
Tahl,
Talbot,

DeFrehn,
Denman,
Denning,
Dietrich,
Duffy,
Dunn,
Dwyer,
Ederer,
Emhardt,
Evans, J. T.,
Evans, T. C.,
Fish,
Fitzgerald,
Fleisher,
Flinchbaugh,
Flynn,
Fox,
Frederick,
Fuller,
Gaghan,
Gangloff,
Gicking,
Gillette,
Goehring,
Holmes,
Hoopes,
Hutton,
Jaffe,
Jones, B.,
Jones, E. F.,
King,
Kirkbride,
Kleckner,
Labar,
Leidich,
Lewis,
Lockhart,
Loucks,
Lucas,
Lynch,
Marcks,
Mason,
Mathay,
McAlee,
McArran,
McClure,
McElwee,
McGregor,
Powell,
Price,
Raub,
Reader,
Reed, F. M.,
Reed, G. L.,
Rhodes, C. H.,
Rhodes, J. A.,
Rhys,
Rice,
Richards,
Riddle,
Rieder,
Roan,
Root,
Royle,
Sarig,
Sautter,
Schrock,
Scott,
Sheely,
Sheffer,
Shellenberger,
Shortz,
Terry,
Tucker,
Turner,
Wade,
Wall,
Way,
Weidemann,
Wettach,
Wheeler,
White,
Wike,
Williams, G. W.,
Williams, I. B.,
Williams, J. J.,
Wilson, L. M.,
Wilson, T. B.,
Wise,
Witkin,
Wood.
Wright,
Yeakel,
Ziesenheim,
Goodnough,
Speaker.

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL INTRODUCED

Mr. SPANN. Mr. Speaker, I ask unanimous consent to offer at this time a bill which should have been introduced last night when I introduced two companion bills, but this one was not prepared by the Legislative Reference Bureau in time to submit then.

The SPEAKER. Will the House grant unanimous consent for the introduction of the bill at this time? Is there objection? The Chair hears none and consent is granted.

The bill will be filed with the Chief Clerk.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 79.

An Act to amend sections one hundred one five hundred one five hundred two six hundred one of the act approved the twenty-fourth day of May one thousand nine hundred twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by fixing the open season and bag limits for raccoon.

HOUSE BILL No. 212.

An Act to further amend section twelve of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (P. L. 809), entitled "An act relating to the organization, maintenance, and operation of the Department of Banking, and the scope of its supervision and control over corporations, partnerships, unincorporated associations, and individuals and the assets and liabilities thereof; providing penalties for the enforcement of its provisions; and repealing The Banking Department Act of nineteen hundred and nineteen, with table of contents," by authorizing the Department of Banking to disclose certain contents of reports of building and loan associations.

HOUSE BILL No. 431.

An Act to amend section one, as amended, of the act approved the tenth day of April, one thousand eight hundred and sixty-two, (P. L. 364), entitled "An act relative to the distribution of the proceeds of Sheriffs' sales of Real Estate in the county of Allegheny," by changing the manner in which sheriffs shall make returns of sales of real estate and requiring notice of such returns to be posted for the benefit of lienholders.

HOUSE BILL No. 562.

An Act to prevent fraud and deception in sales by auction or otherwise advertised represented or held out to be an insurance bankrupt mortgage insolvent assignee's executor's administrator's receiver's trustee's removal or closing out or quitting business sale or sale of goods wares and merchandise damaged by fire smoke water or otherwise conferring powers on officers of cities boroughs towns and townships or their representatives to investigate sales and to order unlawful sales discontinued and providing penalties

HOUSE BILL No. 801.

An Act to amend the act approved the twenty-fifth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws eighty-three) entitled "An act to provide for the maintenance care and treatment of the indigent insane in county and local institutions" as amended increasing the weekly payments and extending the provisions of said act to poor districts

HOUSE BILL No. 936.

An Act authorizing cities of the second class to define by ordinance districts within which electric light electric power telephone and telegraph wires shall be placed underground in conduits

HOUSE BILL No. 941.

An Act to amend article four of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by adding thereto section four hundred and eleven permitting the authorization of certain persons to attend educational conferences and providing for the payment of the expenses of such persons

HOUSE BILL No. 951.

An Act to amend sections one and four of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws one thousand fifty-four) entitled "An act providing for assistance by the Commonwealth in the improvement construction reconstruction and/or maintenance of certain streets and highways in cities of the second class second class A and third class and for the assessment of benefits against owners of real estate abutting on the line of the improvement and making an appropriation" by providing that appropriations allocated to any city may under certain circumstances be expended on any city streets

HOUSE BILL No. 979.

An Act to amend the title and section one of the act approved the tenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred seventy-nine) entitled "An act to regulate procedure where a defendant desires to have joined as additional defendants persons whom he alleges are liable over to him or jointly or severally liable with him for the cause of action declared on" by permitting joinder of persons alone liable and defining rights of original defendant as to service of process

HOUSE BILL No. 1039.

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania

HOUSE BILL No. 1072.

An Act to further amend section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-nine) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" by requiring executors administrators and certain persons to file with the register of wills copies of all documents received from the Federal Government making any changes in valuation of estates or in the amount of the estate tax

HOUSE BILL No. 1151.

An Act to amend section twelve (f) of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing in certain cases that the exemption to the widow or children may be allowed and set aside without notice or appraisement or the court may appoint two appraisers

HOUSE BILL No. 1162.

An Act to amend the act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred forty-one) entitled "An act regulating the satisfaction of mortgages when payment of the same has been made in full and the mortgagee or legal holder or holders thereof have failed to enter satisfaction upon record" by including the equitable holder or holders of mortgages providing that the petition for satisfaction may be made by any party in interest and further regulating the procedure for such satisfaction

HOUSE BILL No. 1167.

An Act authorizing school districts with the assent of the electors duly obtained at an election to use moneys borrowed or authorized to be borrowed for purposes which have proved impracticable or impossible for any other lawful municipal purpose

HOUSE BILL No. 1168.

An Act to amend section two of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-four) entitled "An act conferring and imposing certain powers and duties upon the State Board of Pardons with respect to inmates of State penal and correctional institutions released on parole" by authorizing field parole agents to arrest parole violators

HOUSE BILL No. 1169.

An Act to amend an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-three) entitled "An act relating to persons paroled from the Pennsylvania Industrial Reformatory at Huntingdon and regulating the procedure when such persons violate the terms of paroles and the effect of such violations" by authorizing field parole agents to arrest parole violators

HOUSE BILL No. 1170.

An Act to amend section one of an act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand one hundred eighty-two) entitled "An act providing the procedure and the powers of the State Board of Pardons and boards of trustees of penitentiaries where prisoners released on parole violate the terms of such violation" by authorizing field parole agents to arrest parole violators

HOUSE BILL No. 1197.

An Act to amend sections sixteen and thirty-two of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, permitting the county commissioners to petition for the appointment of viewers in the determination of damages in the construction, reconstruction and improvement of State highways and State-aid highways.

HOUSE BILL No. 1235.

An Act to amend section two section four as amended sections five six and seventeen and to repeal section fifteen of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-three) entitled "An act relating to free public nonsectarian libraries and branch libraries within this Commonwealth providing for their establishment maintenance and regulation and for the maintenance and regulation of such free public nonsectarian libraries as may have been already established by the several counties cities boroughs towns and townships and providing that all library property and all gifts devises grants or endowment for library purposes shall be exempt from taxation and providing that the several counties cities boroughs towns and townships may levy taxes condemn private property and borrow money for library purposes and imposing penalties for injuring library property and for violation of library regulations and repealing existing laws in relation to the above subjects" excepting cities boroughs towns and townships where libraries are maintained from county library districts unless such libraries are merged with the county library and providing for taxation in such cases

HOUSE BILL No. 1263.

An Act to amend section one of the act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred two) entitled "An act authorizing county commissioners to repay moneys collected on forfeited recognizances in certain cases" by extending the provisions of said act to cases where the defendant is subsequently apprehended and returned to the jurisdiction of the court and providing for the repayment of moneys collected in such cases

HOUSE BILL No. 1502.

An Act to amend section five hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended limiting the open season on blackbirds

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 823.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, April 30, 1931.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 823, Printer's No. 140, entitled, "An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred and seventy-eight) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto' by adding therto section one hundred and fifty-four by providing for an assistant county solicitor in counties of the third class."

This bill would amend the County Code of 1929.

An omnibus bill making numerous amendments to this bill is now pending and any changes which are to be made in the Code should be included in it.

It is useless to codify important subjects of Statutory Law and then immediately proceed to destroy the value of the codification by making scattered amendments thus rendering it necessary for persons to search through the Pamphlet Laws to learn in what respects the Code has been amended at the same session of the General Assembly. All amendments made at any one session should be incorporated in one bill.

For these reasons the bill is not approved.

GIFFORD PINCHOT.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. TAHL. Mr. Speaker, I move that the communication together with the bill be laid upon the table.

Mr. EMHARDT. Mr. Speaker, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. TURNER. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock, Eastern Standard Time.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to and at 11.40 o'clock P. M. the House adjourned until tomorrow morning at 11.00 o'clock, Eastern Standard Time.

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